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PASSED ORDINANCES.

Ordinance enacted by the Governor of Ceylon, with the advice and consent of the State Council thereof.

No. 53 of 1939.

Cap. 44.

An Ordinance to amend the Prisons Ordinance.

A. CALDECOTT.

BE it enacted by the Governor of Ceylon, with the advice and consent of the State Council thereof, as follows :—

Short title.

1 This Ordinance may be cited as the Prisons Amendment Ordinance, No. 53 of 1939.

Amendment of section 4 of Cap. 44.

2 Section 4 of the Prisons Ordinance, (hereinafter referred to as "the principal Ordinance"), is hereby amended as follows :—

- (1) by the omission of all the words from "and for the Superintendent" to "same province";
- (2) by the substitution, for the words "for the jailer", of the words "for the Superintendent or the jailer"; and
- (3) in the marginal note thereto by the omission of all the words from "Superintendent may" to "same province."

Repeal of section 5 of the principal Ordinance.

3 Section 5 of the principal Ordinance is hereby repealed.

Substitution of new section for section 8 of the principal Ordinance.

4 Section 8 of the principal Ordinance is hereby repealed and the following new section is substituted therefor :—

Prison officers.

8. (1) The staff of every prison shall consist of a Superintendent, a medical officer, a jailer and such number of subordinate officers as the Governor may in each case determine.

(2) In any case where the Governor deems it necessary, the staff of a prison may also include one or more of any of the following classes of officers, namely, Assistant Superintendents, Probationary Superintendents, assistant medical officers, deputy jailers, and apothecaries.

(3) In every prison in which female prisoners are detained there shall be at least one female officer.

(4) In every prison there shall be at least one officer competent to interpret the Sinhalese language and one officer competent to interpret the Tamil language.

Substitution of new section for section 9 of the principal Ordinance.

5 Section 9 of the principal Ordinance is hereby repealed and the following new section is substituted therefor :—

Appointment and supervision of medical officers and apothecaries.

9. (1) The medical officer, assistant medical officer or apothecary required for any prison shall be posted to such prison by the Director of Medical and Sanitary Services with the concurrence of the Inspector-General.

(2) The medical officer, assistant medical officer or apothecary of a prison shall, for the purposes of section 70, be deemed to be a prison officer; but shall in all other respects be under the supervision and control of the Director of Medical and Sanitary Services.

Repeal of Section 10 of the principal Ordinance.

6 Section 10 of the principal Ordinance is hereby repealed.

Insertion of new section 12A in the principal Ordinance.

7 The following new section is hereby inserted immediately after section 12, and shall have effect as section 12A, of the principal Ordinance :—

Weapons and arms for prison officers.

12A. All prison officers shall be provided with such weapons including batons, staves, arms, ammunition and accoutrements as may be prescribed by rules made under section 83.

Insertion of new section 13A in the principal Ordinance.

8 The following new section is hereby inserted immediately after section 13, and shall have effect as section 13A, of the principal Ordinance :—

Duty of prison officers to maintain discipline and order among prisoners.

13A. It shall be the duty of every prison officer to preserve order and discipline among the prisoners in accordance with the provisions of this Ordinance and the rules made under section 83 and of any other written law applicable to prisons; and for such purpose it shall be lawful for a prison officer to use all such means, including such degree of force, as may reasonably be necessary to compel obedience to any lawful directions given by him.

9 The following new section is hereby inserted immediately after section 16, and shall have effect as section 16A, of the principal Ordinance :—

16A. Any of the duties or functions, imposed on the Superintendent by the provisions of this Ordinance and the rules made under section 83 or of any other written law, may be performed or exercised by an Assistant Superintendent or a Probationary Superintendent, under the general or special directions of the Superintendent, or in the absence of the Superintendent; and for the purposes of the performance or exercise of such duties or functions, an Assistant Superintendent or Probationary Superintendent shall be deemed to have all the powers, privileges, protections and immunities conferred by any of the aforesaid provisions of law upon the Superintendent.

Insertion of new section 16A in the principal Ordinance.

Duties and powers of Assistant Superintendents and Probationary Superintendents.

10 The following new section is hereby inserted immediately after section 18, and shall have effect as section 18A, of the principal Ordinance :—

18A. (1) It shall be the duty of the medical officer to keep under close observation every prisoner whose health is or is likely to be injuriously affected by any inability or failure to take food or sufficient food, and to subject every such prisoner to any medical treatment that may be necessary at the earliest possible stage after his condition is discovered.

Insertion of new section 18A in the principal Ordinance.

Treatment of prisoners failing or refusing to take food.

(2) The medical officer may, whenever he considers it to be necessary or advisable, adopt any device or means which may appear to him to be suitable—

- (a) for the compulsory feeding of any prisoner who, in the opinion of the medical officer, feigns inability to take food or wilfully refuses food with intent to procure a discharge from prison or any exemption from labour or for any other reason; or
- (b) for the artificial feeding of any prisoner who has become unconscious or otherwise unable to feed himself.

(3) The medical officer shall personally carry out the compulsory or artificial feeding required in any case referred to in sub-section (2), and shall, in every such case, take all due precautions to ensure that no greater force is used than may be reasonably necessary for the purposes of such feeding.

(4) The medical officer shall report to the Superintendent for the information of the Inspector-General, and to the Director of Medical and Sanitary Services, full particulars of every case of compulsory or artificial feeding carried out by him.

(5) No criminal prosecution or civil action shall be instituted or maintained against the medical officer in respect of any injury caused or alleged to have been caused to any prisoner by any act of the medical officer in the course of any compulsory or artificial feeding carried out by him or by the omission of the medical officer in the exercise of his discretion to adopt any measures for the compulsory or artificial feeding of the prisoner.

11 The following new section is hereby inserted immediately after section 20, and shall have effect as section 20A, of the principal Ordinance :—

20A. The medical officer, and any assistant medical officer or apothecary appointed to a prison shall perform their duties in the prison in co-operation with the prison staff and with due regard to the maintenance of discipline and the security and the proper administration of the prison in accordance with this Ordinance and the rules made in that behalf under section 83 or with any other written law.

Insertion of new section 20A in the principal Ordinance.

Duties of medical officer, &c.

12 (1) Sections 32, 33, 34, 35 and 36 of the principal Ordinance are hereby repealed and the following new sections are substituted therefor :—

32. (1) It shall be lawful for the Governor, by notice published in the Gazette, to appoint—

- (a) for all prisons in Ceylon generally, a Board of Prison Visitors consisting of the Inspector-General as Chairman and of six other members, of whom four shall be persons who do not hold any public office under the Crown;

Substitution of new sections for sections 32, 33, 34, 35 and 36 of the principal Ordinance.

Power to appoint, and remove from office, Board of Prison Visitors, Local Visiting Committees, and Additional Prison Visitors.

- (b) for each of the prisons in Ceylon, a Local Visiting Committee consisting of four persons who are not members of the Board of Prison Visitors and do not hold any public office under the Crown; and
- (c) for any specified prison or group of prisons, one or more Additional Prison Visitors, each of whom shall be a person who is not a member of the Board of Prison Visitors or of a Local Visiting Committee and does not hold any public office under the Crown.

(2) Every member of a Local Visiting Committee shall for the purposes of this Ordinance be deemed to be a Visitor of the prison for which the Committee is appointed, and, save as otherwise expressly provided, shall, in relation to that prison, exercise the powers and perform the duties of a Visitor accordingly.

(3) Any person appointed under this Ordinance as a Visitor may be removed from office by the Governor at any time.

(4) Every Visitor appointed under this Ordinance shall hold office for a period of three years from the date of his appointment, unless he is earlier removed from office by the Governor:

Provided however that where any Visitor is appointed for any shorter period specified in the notice relating to his appointment, such Visitor shall hold office only for the period so specified.

Duties of Board of Prison Visitors, Local Visiting Committees and Additional Prison Visitors.

33. (1) It shall be the duty of the Board of Prison Visitors—

- (a) to advise the Inspector-General in matters relating to the general administration of prisons in Ceylon; and
- (b) to investigate and report on any matter concerning prisons referred to the Board either by the Executive Committee or by the Inspector-General.

The quorum for any meeting of the Board shall be three members.

(2) It shall be the duty of every Local Visiting Committee—

- (a) to elect a Chairman from among the members at a meeting held as soon as may be after the appointment of the Committee;
- (b) to conduct such inquiry as may be necessary, whenever any special matter, concerning the prison for which the Committee has been appointed, is referred to the Committee for inquiry by the Executive Committee or the Inspector-General, and to report their opinion thereon to the Executive Committee or the Inspector-General as the case may be;
- (c) to hold a meeting once in each half year at the prison for the purpose of considering matters concerning the prison not specially referred to the Committee by the Executive Committee or the Inspector-General under sub-paragraph (b), and to furnish a half yearly report to the Inspector-General on any matter which in the opinion of the Committee it is expedient to refer to him for consideration.

(3) It shall be the duty of the Chairman of each Local Visiting Committee—

- (a) to prepare a rota of attendance and to make all such arrangements as may be necessary to ensure that at least one member of the Committee shall visit the prison once at least in every week and shall hold himself in readiness to attend at the prison at any reasonable time to hear any complaint that a prisoner may desire to make;
- (b) to sign all letters and reports on behalf of the Committee; and
- (c) to summon the half-yearly meetings of the Committee and all such other meetings as may from time to time be necessary for the purposes of any inquiry to be held under sub-section (2) (b).

(4) It shall be the duty of every Visitor who is a member of a Local Visiting Committee—

- (a) to inquire into and report on any matter relating to the prison which may be specially referred to him for inquiry or report by the Executive Committee or the Inspector-General;
- (b) unless he is prevented by illness or other sufficient cause, to visit the prison once at least in every week in any period during which he is required in accordance with the rota of attendance or other arrangements made by the Chairman, to visit the prison, and to hold himself in readiness during that period to attend at the prison at any reasonable time to hear any complaint that a prisoner may desire to make;
- (c) to attend at the prison whenever he is summoned to act as member of a tribunal for the purposes of section 70;
- (d) to enter in the Log Book after each visit made by him to the prison, a statement of all matters relating to the prison which were investigated by him during the visit; and
- (e) to record in the Complaint Book each complaint made to him by a prisoner and the proceedings taken by him on such complaint.

(5) Any Additional Prison Visitor shall, in relation to the prison or any of the prisons to which he has been appointed, be entitled to exercise the rights of an individual member of a Local Visiting Committee, and shall, whenever called upon by the Superintendent of such prison, perform in respect of such prison any of the duties imposed by this Ordinance or any other written law upon an individual member of a Local Visiting Committee.

(6) Every Visitor shall, in the performance of his duties, act in conformity with the provisions of this Ordinance, the rules made thereunder and any other written law relating to prisons, and shall co-operate with the prison staff in the maintenance of discipline in, and the good management of, the prison in or in respect of which such duties are performed.

34. (1) Every Visitor shall be entitled—

- (a) to visit any prison at any time;
- (b) to have free access to any part of any prison or to any prisoner therein;
- (c) to inspect the condition of any part of the buildings or the premises of any prison, or any appliance or equipment provided therein for the use of the prisoners;
- (d) to inspect or test the diet provided for the prisoners in any prison;
- (e) to inquire into the general condition and treatment of the prisoners in any prison;
- (f) to record in the Visitors' Book or in the Log Book, as the case may be, a statement of the facts discovered by him in the course of any inspection or inquiry under any of the foregoing paragraphs of this sub-section and any observations he may desire to make as a result of such inspection or inquiry:

Powers of
Visitors.

Provided, however, that no Visitor shall be entitled—

- (i) if he is a member of a Local Visiting Committee or an Additional Prison Visitor, to visit or to have access to, or to hold any inspection or inquiry in, any prison other than the prison or one of the prisons for which he has been appointed; or
- (ii) to hold any inquiry, or make any observation or recommendation, as to any matter connected with the appointment, promotion or transfer of any prison officer or the supervision, control or discipline of the prison staff; or
- (iii) save as provided in sections 37 (2) and 68, to issue any order to any prison officer or prisoner.

(2) Nothing in this section contained shall be deemed to authorise the Board of Prison Visitors or a Local Visiting Committee to hold any inquiry, or make any observation or recommendation, as to any matter connected with the appointment, promotion, or transfer of any prison officer or the supervision, control, or discipline of the prison staff or to issue any order to any prison officer or prisoner.

Visitors' Book, Log Book and Complaint Book.

35. (1) It shall be the duty of the jailer of every prison—

(a) to keep within the prison—

- (i) a Visitors' Book in which Judges of the Supreme Court, members of the State Council and members of the Board of Prison Visitors may record any observations or recommendations after a visit paid by them to the prison ;
- (ii) a Log Book in which members of Local Visiting Committees or Additional Prison Visitors may record statements or particulars of the business transacted during their visits which they are required or authorised to record by this Ordinance or the rules made thereunder ;
- (iii) a Complaint Book in which any Visitor may record the complaints made to him by prisoners and the proceedings taken upon such complaints ; and

(b) to produce the Visitors' Book, Log Book, or Complaint Book, as the case may be, on demand made by any of the aforesaid persons in the course of any visit made by him to the prison.

(2) It shall be the duty of the Superintendent to transmit to the Inspector-General, within such period as may be specified by him, a copy of each new entry made in the Visitors' Book or the Log Book.

(3) The Inspector-General may, after consideration of any report transmitted to him under section 33 or section 37 or of any entry in a Visitors' Book or Log Book, of which a copy is transmitted to him under sub-section (2), take such action thereon as to him may seem expedient.

Power of Judges of the Supreme Court and members of the State Council to visit prisons.

36. (1) Nothing in this Ordinance shall be deemed to abridge or affect the power of a Judge of the Supreme Court to visit any prison at any time and to hold therein any inspection, investigation or inquiry which he may consider necessary.

(2) Any member of the State Council may visit any prison, between the hours of 5.30 A.M. and 5.30 P.M. on any day, for the purpose of inspecting the general condition of the prison and of the prisoners therein, and may record in the Visitors' Book any observations or recommendations which he may think fit to make after such inspection.

(3) The provisions of section 35, as to the production of the Visitors' Book and the transmission of copies of the entries made therein to the Inspector-General shall apply in the case of Judges of the Supreme Court and members of the State Council in like manner as in the case of members of the Board of Prison Visitors.

Insertion of new section 36A in the principal Ordinance.

Penalty for resistance or obstruction to persons authorised to enter prisons.

13 The following new section is hereby inserted immediately after the new section 36 substituted in the principal Ordinance by section 12 of this Ordinance, and shall have effect as section 36A of the principal Ordinance :—

36A. (1) No jailer or subordinate prison officer shall refuse admittance or offer any hindrance or obstruction to a Visitor, a Judge of the Supreme Court, a member of the State Council or any other person authorised by any written law to enter a prison.

(2) A jailer or subordinate prison officer who acts in contravention of this section shall be guilty of an offence and shall be liable to be tried and punished therefor under the provisions of section 76.

Insertion of new section 39A in the principal Ordinance.

Finger-printing, &c. of criminal prisoners.

14 The following new section is hereby inserted immediately after section 39, and shall have effect as section 39A, of the principal Ordinance :—

39A. (1) The Inspector-General or the Superintendent may cause to be taken or recorded, in such manner as may be prescribed by rules made under section 83—

- (a) photographs, measurements, finger-prints and foot-prints of any criminal prisoner ; and
- (b) the name, age, height, weight, distinctive marks, and any other prescribed measurements and particulars, of any prisoner.

(2) Any prisoner refusing or failing to give any answer, or knowingly giving any answer which is false, to any question addressed to him for the purposes of sub-section (1), shall be guilty of an offence against prison discipline.

(3) No photograph, finger-print, foot-print or record taken or kept under this section shall be supplied or sent save to such officers or persons as may be specified by rules made under section 83.

15 The following new section is hereby inserted immediately after section 41, and shall have effect as section 41A, of the principal Ordinance :—

Insertion of new section 41A in the principal Ordinance.

41A. (1) The jailer shall be responsible for the due discharge of each prisoner upon his becoming entitled to release whether by the expiration of his term of sentence, or on the grant of a pardon or on remission or commutation of sentence, or by operation of law.

Discharge of prisoners.

(2) The equivalent in days, and the date of expiry, of every sentence of imprisonment or preventive detention, shall be calculated in such manner as may be prescribed by rules made under section 83.

(3) Each prisoner entitled to release shall be discharged from prison on the date on which he becomes entitled to release, or, if that date falls on a Sunday or other day which is for the time being specified in any rule made under section 83 as a non-working day for all prisoners generally, then on the day next preceding that date, at such time as may be prescribed by any such rule :

Provided, however, that where any such prisoner is on that date under medical treatment for any acute or dangerous illness, he may be formally discharged, but unless he himself desires to leave, may be further detained in prison until the medical officer certifies that the prisoner can be removed from prison without danger to his health.

(4) On the discharge of a prisoner from any prison the Superintendent may, in accordance with such rules as may be made in that behalf under section 83, provide him with a railway warrant or with such amount of money as may be necessary, or with both such warrant and such money, to enable him to return to his home or intended place of residence. All expenses incurred by the Superintendent in providing such warrant or money shall be met out of such funds as may be allocated for the purpose out of the general revenue of Ceylon.

16 The following new sections are hereby inserted immediately after section 49, and shall have effect respectively as sections 49A, 49B, and 49C, of the principal Ordinance :—

Insertion of new sections 49A, 49B and 49C in the principal Ordinance.

49A. The classification, separation, safe custody, treatment and discipline of prisoners shall, without prejudice to the provisions of sections 42 to 49, be subject to such rules as may be made in that behalf under section 83.

Rules as to classification &c. of prisoners.

49B. Facilities at the discretion of the Inspector-General may be allowed in every prison, in accordance with such rules as may be made in that behalf under section 83, for imparting religious or other instruction to the prisoners.

Religious instruction and education.

49C. A remission of sentence, or a gratuity or privileges, according to such scales as may be prescribed by rules made under section 83, may be earned by industry and good conduct by any prisoner who is undergoing a sentence of imprisonment of either description for a term or terms in the aggregate exceeding one month :

Remission of sentences and rewards for good conduct.

Provided, however, that this section shall not apply to—

- (a) a civil prisoner ; or
- (b) a person committed to prison under Chapter VII of the Criminal Procedure Code ; or
- (c) a person committed to prison to serve the unexpired portion of any sentence of imprisonment or preventive detention upon the forfeiture or revocation of a licence to be at large under the Prevention of Crimes Ordinance.

Cap. 16.

Cap. 18.

17 Section 50 of the principal Ordinance is hereby amended by the substitution, for the words " such rules ", of the words " such conditions ".

Amendment of section 50 of the principal Ordinance.

18 The following new section is hereby inserted immediately after section 52, and shall have effect as section 52A, of the principal Ordinance :—

Insertion of new section 52A in the principal Ordinance.

52A The food, clothing and bedding issued to each prisoner or each class of prisoners shall, without prejudice to the provisions of sections 50, 51 and 52, be in accordance with such rules as may be made in that behalf under section 83.

Nature of food, clothing and bedding of prisoners.

Insertion of new section 54A in the principal Ordinance.

Nature of labour or employment to be assigned to prisoners.

19 The following new section is hereby inserted immediately after section 54, and shall have effect as section 54A, of the principal Ordinance :—

54A Every prisoner shall perform such labour, whether manual or otherwise, as may be assigned to him ; and the nature and the amount of labour assigned to and exacted from each class of such prisoners shall be in accordance with such rules as may be made in that behalf under section 83 :

Provided that unconvicted prisoners or civil prisoners shall not be required to perform any labour in excess of such labour as may, in the opinion of the Superintendent, be reasonably necessary for keeping in a clean and proper condition the prison or part of the prison in which they are confined and the clothing, bedding, furniture and utensils allotted to prisoners of the class to which they are assigned, and for preparing and serving the food of prisoners of that class.

Substitution of new section for section 58 of the principal Ordinance.

Removal of prisoners to hospital, place of observation, or lunatic asylum.

20 Section 58 of the principal Ordinance is hereby repealed and the following new section is substituted therefor :—

58. (1) Where any prisoner is found or is suspected to be suffering from any disease (other than leprosy or a mental disease) which cannot adequately be treated or kept under observation in a prison, the Inspector-General may, by a warrant of transfer under his hand, direct the removal of the prisoner to any public hospital in Ceylon (other than a leper asylum or a lunatic asylum) maintained or controlled by the Government ; and such warrant shall be sufficient authority for the detention of the prisoner in the hospital for such period as the medical officer in charge of the hospital may consider necessary.

(2) Where any prisoner is suspected to be of unsound mind or to be suffering from any mental disease, and adequate facilities for keeping him under observation or for diagnosing the disease are not provided in the prison in which the prisoner is detained, the Inspector-General may, by a warrant of transfer under his hand, direct the removal of the prisoner to any place of observation or lunatic asylum appointed or maintained for the purposes of the Lunacy Ordinance, and such warrant shall be sufficient authority for the detention of the prisoner in such place or asylum for any period not exceeding fourteen days in the first instance ; and where any further observation is required, the Inspector-General may authorise in writing the detention of the prisoner for such further period as may be necessary, but so that the aggregate period of detention in such place or asylum shall not exceed twenty-eight days in any case.

(3) Every prisoner who is removed to a hospital under sub-section (1) or to a place of observation or lunatic asylum under sub-section (2) shall, during the period of his detention therein and so long as he is not entitled to be discharged from prison in due course of law, continue to be subject to the provisions of this Ordinance, the rules made thereunder and any other written law relating to prisons, in the same manner and to the same extent as if he were detained in a prison.

(4) The medical officer in charge of the hospital or the place of observation or lunatic asylum to which a prisoner is removed under sub-section (1) or sub-section (2), as the case may be, shall, in respect of that prisoner, and during the period of the detention of that prisoner in such hospital, place or asylum and so long as he is not entitled to be discharged from prison in due course of law, have the powers conferred, and perform the duties imposed, on the Superintendent of a prison by this Ordinance or the rules made thereunder or by any other written law.

(5) Where a prisoner removed under sub-section (2) to a place of observation or a lunatic asylum is found by the medical officer in charge thereof to be of unsound mind, the medical officer shall, by writing under his hand, certify to the Inspector-General that the prisoner is of unsound mind ; and such writing shall, for the purposes of section 7 of the Lunacy Ordinance, be deemed to be the certificate of the medical officer referred to in that section.

(6) The Superintendent of the prison from which a prisoner is removed under this section to a hospital or place of observation or lunatic asylum shall cause him to be taken back to the prison as soon as may be after the medical officer certifies in writing that it is no longer necessary to detain the prisoner in such hospital, place of observation or asylum.

Cap. 177.

Cap. 177.

21 Sections 60 and 61 of the principal Ordinance are hereby repealed and the following new sections are substituted therefor :—

Substitution of new sections for sections 60 and 61 of the principal Ordinance.

60. Every prisoner shall be allowed, in accordance with such rules as may be made in that behalf under section 83, to receive visits from, and to communicate with, his relations and friends and his legal adviser, subject to such restrictions as may be imposed by the rules with a view to the maintenance of discipline and order in the prison and the prevention of crime.

Visits from and communication with relations, &c.

61. (1) The jailer may—

- (a) demand the name and address of any person desiring to visit a prisoner ; and
- (b) where he has ground for suspicion, search or cause such person to be searched before giving him admission ; and
- (c) where such person does not submit to such search, deny him admission.

Powers of jailers as to admission of persons desiring to visit prisoners.

(2) Whenever the jailer denies admission to any person under sub-section (1), the reasons for his decision shall be recorded by him in his journal.

(3) A search under this section shall not be carried out in the presence of any person other than a prison officer.

(4) Where a person desiring to visit a prisoner is a female, no search necessary for the purposes of this section shall be carried out except by a female prison officer or in the presence of any person other than a female prison officer.

22 Sections 62 and 64 of the principal Ordinance are hereby amended by the substitution in each of those sections, for the words "contrary to the regulations of the prison", of the words "contrary to such regulations", wherever they may occur therein, of the words "without lawful authority".

Amendment of sections 62 and 64 of the principal Ordinance.

23 Section 66 of the principal Ordinance is hereby repealed and the following new section is substituted therefor :—

Substitution of new section for section 66 of the principal Ordinance.

66. (1) A prison officer may use weapons on or against any prisoner escaping or attempting to escape from custody : Provided that resort shall not be had to the use of any weapon unless such officer has reasonable ground for believing that he cannot otherwise prevent the escape of the prisoner :

Use of weapons and force.

And provided further that no firearms shall be used on or against any such prisoner unless the prison officer shall have first given a warning to the prisoner that he is about to use such firearms against the prisoner.

(2) A prison officer may use weapons on or against any prisoner engaged in any combined outbreak of the prisoners or in any attempt to force or break open the doors, gates or enclosure wall of a prison, and may continue to use such weapons so long as such combined outbreak or attempt is actually continued.

(3) No prison officer shall, in the presence of a senior officer of rank not lower than a jailer or deputy jailer or officer for the time being acting for the jailer, use weapons on or against any prisoner engaged in an outbreak or attempt to escape, unless such senior officer orders such weapons to be used.

(4) The use of weapons under this section shall be as far as possible to disable and not to kill.

(5) Every police officer who is for the time being engaged in escorting any prisoner or prisoners, or in guarding any prison or other place where prisoners are confined or employed, or in assisting in the quelling of any disturbance or violence on the part of any prisoners, or in recapturing any escaped prisoner, shall be deemed to have all the powers and rights granted by this section to prison officers.

(6) Nothing in this section contained shall be deemed to be in derogation of the provisions of sections 89 to 99, inclusive, of the Penal Code.

Cap. 15.

24 Section 70 of the principal Ordinance is hereby amended as follows :—

Amendment of section 70 of the principal Ordinance.

- (1) in sub-section (1) thereof, by the substitution in paragraph (a) of that sub-section, for all the words from "causing hurt" to "cause hurt", of the words "escape or attempt to escape or abetment of escape from lawful custody, or with causing hurt or grievous hurt to a prison officer or with attempt to cause hurt or grievous hurt" ;

(2) by the addition of the following proviso to sub-section (2) :—

“ Provided that no delay beyond the aforesaid period of seven days shall be deemed to invalidate any inquiry held under this section, if the District Judge certifies that the delay was due to a cause which, in his opinion, is good and sufficient, ”; and

(3) in sub-section (4) thereof, by the substitution for the words “ on any female prisoner ” of the following :—

“ on any offender below the age of sixteen years otherwise than in accordance with the provisions of the Corporal Punishment Ordinance, or on any female prisoner ”.

Cap. 17.

Substitution of new section for section 71 of the principal Ordinance.

Punishment for evasion of labour.

25 Section 71 of the principal Ordinance is hereby repealed and the following new section is substituted therefor :—

71. (1) Where a prisoner, undergoing any sentence or punishment of any description duly imposed on him, is convicted, under section 68 or section 70 or under any other written law, of any of the following offences against prison discipline, namely—

- (a) refusing to work,
- (b) failing to perform his allotted task,
- (c) wilfully evading labour by self-disablement or by refusing to take food or by feigning madness or illness or other incapacity for work,

he shall, after undergoing such sentence or punishment as may be imposed on him for that prison offence, undergo for an additional period equal to the period during which that prison offence may have been continued, the sentence or punishment which he was undergoing at the time the prison offence was committed.

(2) Where any new sentence of imprisonment is imposed on a prisoner after the date of his conviction of any of the offences specified in sub-section (1), such new sentence shall commence only on the expiry of the additional period referred to in that sub-section.

Substitution of new section for section 76 of the principal Ordinance.

Punishment of offences committed by prison officers.

26 Section 76 of the principal Ordinance is hereby repealed and the following new section is substituted therefor :—

76. (1) Any jailer or subordinate prison officer charged with ill-treating a prisoner, or with negligence or remissness or inefficiency in the discharge of his duties, or with a contravention of any of the provisions of this Ordinance or of any rule made thereunder, or with any other misconduct, may be dealt with in accordance with the regulations for the time being in force relating to the dismissal or other punishment of public officers.

(2) Every jailer or subordinate prison officer, who ill-treats a prisoner or contravenes any of the provisions of this Ordinance or of any rule made thereunder, shall be guilty of an offence and may, where he is not in the discretion of the Inspector-General dealt with under sub-section (1), be prosecuted in the Magistrate's Court having jurisdiction over the place where the offence is alleged to have been committed, and punished by such court on conviction after summary trial with a fine not exceeding two hundred rupees, or with imprisonment of either description for a term not exceeding three months or with both such fine and such imprisonment.

(3) No person shall be punished both under sub-section (1) and under sub-section (2) for the same offence.

Amendment of section 81 of the principal Ordinance.

27 Section 81 of the principal Ordinance is hereby amended by the substitution, for the words “ is used ”, of the words “ is used under section 78 (2) or section 79 ”.

Amendment of section 82 of the principal Ordinance.

28 Section 82 of the principal Ordinance is hereby amended by the substitution, for the words “ approved by the Governor ”, of the words “ prescribed by rules made under section 83 ”.

Substitution of new section for section 83 of the principal Ordinance.

Power to make rules.

29 Section 83 of the principal Ordinance is hereby repealed and the following new section is substituted therefor :—

83. (1) The Executive Committee may from time to time make all such rules, not inconsistent with this Ordinance or any other written law relating to prisons, as may be necessary for the administration of the prisons in Ceylon and for carrying out or giving effect to the provisions and principles of this Ordinance.

(2) In particular and without prejudice to the generality of the foregoing powers, the Executive Committee may make rules for all or any of the following purposes or matters :—

- (a) the medical examination and the taking of measurements, photographs, finger-prints, foot-prints or other records, of prisoners, including particulars of the previous history of any such prisoners ;
- (b) the persons, if any, to whom such measurements, photographs, finger-prints, foot-prints or other records may be sent or supplied ;
- (c) the disposal of the clothing and property of prisoners on admission ;
- (d) the classification, separation, safe custody, treatment and discipline of prisoners, and the classes of diet to be provided for prisoners ;
- (e) the specifications and requirements of the several types of cells and wards ;
- (f) the kind of labour to be exacted from prisoners at the different stages of their imprisonment, the manner in which and the place or places at which such labour may be exacted ;
- (g) the computation of sentences ;
- (h) visits to prisoners, and correspondence or other communication with prisoners ;
- (i) the religious instruction and the education of prisoners ;
- (j) rewards for good conduct and the remission of sentences to be allowed to prisoners for industry and good conduct, and the conditions in which such remissions may be allowed ;
- (k) means of restraint, the patterns or types that may be used and the circumstances and the manner in which they may be used ;
- (l) the supply of money, food, clothing or means of travelling to prisoners on their discharge ;
- (m) rewards for the recapture of escaped prisoners ;
- (n) the sanitation of the prisons and the health of prisoners and prison officers ;
- (o) inspection, inquiries and other proceedings by visitors ;
- (p) the duties of the Superintendent and other prison officers, and of persons appointed to act as jail guards or sentries or as escorts for the purposes of the custody of prisoners outside prison walls ;
- (q) any other purposes or matters for which rules are authorised or required by this Ordinance or by any other written law in any context relating to prisons.

(3) No rule made under this section shall have effect until it is approved by the State Council and ratified by the Governor and notification of such approval and ratification is published in the Gazette. Every rule, in respect of which such notification is published, shall be as valid and effectual as if it were herein enacted.

30 The following new section is hereby inserted immediately after section 91, and shall have effect as section 91A, of the principal Ordinance :—

91A All actions which may lawfully be brought against the Government of Ceylon or against any prison officer, in respect of any act done in pursuance of this Ordinance or the rules made thereunder or any other written law for the time being in force relating to the prisons in Ceylon, shall be instituted within six months from the date of such act and not afterwards.

31 All rules made or deemed to have been made under the principal Ordinance, and in force by virtue of any written law at the date on which this Ordinance comes into operation, shall be deemed for all purposes to be rules made under the principal Ordinance as amended by this Ordinance, and may be amended, rescinded or replaced accordingly.

Passed in Council the Fifteenth day of November, One thousand Nine hundred and Thirty-nine.

E. W. KANNANGARA,
Clerk of the Council.

Assented to by His Excellency the Governor the Thirtieth day of November, One thousand Nine hundred and Thirty-nine.

E. R. SUDBURY,
Secretary to the Governor.

Insertion of a new section 91A in the principal Ordinance.

Bar of actions.

Savings for existing rules.

Ordinance enacted by the Governor of Ceylon, with the advice
and consent of the State Council thereof.

No. 54 of 1939.

L. D.—O 36/36

An Ordinance to amend certain provisions of the
Penal Code (Chapter 15).

A. CALDECOTT.

BE it enacted by the Governor of Ceylon, with the advice
and consent of the State Council thereof, as follows:—

Short title.

1 This Ordinance may be cited as the Penal Code (Amend-
ment) Ordinance, No. 54 of 1939.

Repeal of
section 225 of
Chapter 15 and
substitution of
new section
therefor.
[Volume I.,
page 191.]

2 Section 225 of the Penal Code (Chapter 15), (hereinafter
referred to as "the principal Ordinance") is hereby repealed
and the following section is substituted therefor:—

Meaning of
coin and
current
coin.

"225. 'coin' is metal used as money stamped and
issued by the authority of the government of any part of
His Majesty's dominions or by the authority of the govern-
ment of any foreign country in order to be so used.

'current coin' means coin which is lawfully current in
any part of His Majesty's dominions or in any foreign
country.

Illustrations.

(a) Cowries are not coin.

(b) Lumps or bars of unstamped metal, though used as
money, are not coin.

(c) Medals are not coin, inasmuch as they are not
intended to be used as money."

Amendment of
sections 227,
229 and 230
of principal
Ordinance.

3 Sections 227, 229, and 230 of the principal Ordinance
are hereby amended by the substitution for the words "the
King's coin" in those sections wherever the words occur,
of the words "current coin".

Amendment of
section 233
of principal
Ordinance.

4 Section 233 of the principal Ordinance is hereby
amended by the substitution for the words "any counterfeit
coin which he knows or has reason to believe to be a counter-
feit of the King's coin," of the words "any counterfeit current
coin, knowing or having reason to believe that the same is
counterfeit,".

Amendment of
section 235
of principal
Ordinance.

5 Section 235 of the principal Ordinance is hereby amended
by the substitution for the words "any counterfeit coin,
which is a counterfeit of the King's coin, and which at the
time he became possessed of it he knew to be a counterfeit of
the King's coin," of the words "any counterfeit current coin,
which at the time he became possessed of it he knew to be
counterfeit,".

Amendment of
section 238
of principal
Ordinance.

6 Section 238 of the principal Ordinance is hereby amended
by the substitution for the words "is in possession of counter-
feit coin which is a counterfeit of the King's coin, having
known at the time when he became possessed of it that it was
counterfeit," of the words "is in possession of counterfeit
current coin, having known at the time when he became
possessed thereof that such coin was counterfeit,".

Amendment of
sections 240
and 242 of
principal
Ordinance.

7 Sections 240 and 242 of the principal Ordinance are
hereby amended by the substitution for the words "any of
the King's coin" wherever the words occur in those sections
of the words "any current coin".

Amendment of
section 246
of principal
Ordinance.

8 Section 246 of the principal Ordinance is hereby amended
by the substitution for the words "King's coin" wherever
the words occur in that section of the words "current coin".

Amendment of
marginal notes
to sections
227, 233, 240
and 242 of
principal
Ordinance.

9 The marginal notes to sections 227, 233, 240 and 242
are hereby amended by the substitution for the words "the
"King's coin" wherever those words occur of the words
"current coin".

Amendment of the
marginal notes to
sections 229, 235,
238 and 246 of
principal
Ordinance.

10 The marginal notes to sections 229, 235, 238 and 246
are hereby amended by the substitution for the words "King's
coin" wherever those words occur of the words "current
coin".

11 Section 468 of the principal Ordinance is hereby repealed and the following section is substituted therefor :—

Repeal of section 468 of principal Ordinance and substitution of new section therefor.

“ 468. (1) Whoever without lawful authority or excuse, the proof whereof shall lie on the person accused, shall have in his possession any imitation of any currency note, bank note or coin which is lawfully current in any part of His Majesty's dominions or in any foreign country shall be guilty of an offence, and shall be liable to imprisonment of either description for any period not exceeding two years, or to fine, or to both.

Possession of any imitation of any currency note, bank note or coin.

(2) For the purposes of this section the expression—

‘ imitation ’ includes cotton, silk, or other woven goods impressed with designs in imitation of any currency note, bank note or coin lawfully current in His Majesty's dominions or in any foreign country.”

Passed in Council the Fifteenth day of November, One thousand Nine hundred and Thirty-nine.

E. W. KANNANGARA,
Clerk of the Council.

Assented to by His Excellency the Governor the Thirtieth day of November, One thousand Nine hundred and Thirty-nine.

E. R. SUDBURY,
Secretary to the Governor.

Ordinance enacted by the Governor of Ceylon, with the advice and consent of the State Council thereof.

No. 55 of 1939.

L. D.—O 36/36

An Ordinance to amend certain provisions of the Criminal Procedure Code (Chapter 16).

A. CALDECOTT.

BE it enacted by the Governor of Ceylon, with the advice and consent of the State Council thereof, as follows :—

1 This Ordinance may be cited as the Criminal Procedure Code (Amendment) Ordinance, No. 55 of 1939.

Short title.

2 The First Schedule to the Criminal Procedure Code (Chapter 16), is hereby amended as follows :—

Amendment of the First Schedule to Chapter 16. [Volume I, page 327.]

- (a) by the substitution for the words “ the King's coin ” in the entries in the second column of that Schedule against sections 227, 229, 233, 240 and 242, of the words “ current coin ”;
- (b) by the substitution for the words “ King's coin ” in the entries in the second column of that Schedule against sections 230, 235, 238, 244 and 246 of the words “ current coin ”;
- (c) by the substitution for the words “ Possessing any imitation of an Indian currency note ” in the entry in the second column of that Schedule against section 468, of the words “ Possession of any imitation of any currency note, bank note or coin ”.

Passed in Council the Fifteenth day of November, One thousand Nine hundred and Thirty-nine.

E. W. KANNANGARA,
Clerk of the Council.

Assented to by His Excellency the Governor the Thirtieth day of November, One thousand Nine hundred and Thirty-nine.

E. R. SUDBURY,
Secretary to the Governor.

DRAFT ORDINANCES.

MINUTE.

The following Draft of a proposed Ordinance is published for general information :—

G 1949/L. D.—O 36/39

Chapter 198.

An Ordinance to amend certain provisions of the Village Communities Ordinance.

BE it enacted by the Governor of Ceylon, with the advice and consent of the State Council thereof, as follows :—

Short title.

1 This Ordinance may be cited as the Village Communities Amendment Ordinance, No. of 1939.

Amendment of section 12 of Chapter 198.

2 Section 12 of the Village Communities Ordinance (hereinafter referred to as "the principal Ordinance"), is hereby amended as follows :—

- (1) in paragraph (b), by the substitution, for the word "May", of the word "January"; and
- (2) in paragraph (c), by the substitution, for the words "the date of the election", of the words "the date fixed for the nomination of candidates for that election".

Amendment of section 14 of the principal Ordinance.

3 Section 14 of the principal Ordinance is hereby amended as follows :—

- (1) by the substitution, for sub-section (5) thereof, of the following new sub-section :—

"(5) Every notice under sub-section (4) shall specify, in addition, the date on which, the hours between which and the place at which the nomination papers referred to in section 15 shall be delivered to the Government Agent."

- (2) by the addition immediately after sub-section (5), of the following new sub-section :—

"(6) The date specified under sub-section (5) for the delivery of nomination papers shall be not less than fourteen days before the date fixed for the meeting of the voters."

Amendment of section 15 of the principal Ordinance.

4 Section 15 of the principal Ordinance is hereby amended in sub-section (3) thereof, by the substitution, for the words "at any convenient time", of the words "at any convenient time not less than seven days".

Amendment of section 17 of the principal Ordinance.

5 Section 17 of the principal Ordinance is hereby amended in sub-section (1) thereof, as follows :—

- (1) by the relettering of paragraphs (b) and (c) as paragraphs (c) and (d) respectively; and
- (2) by the insertion of the following new paragraph as paragraph (b) therein :

"(b) his nomination paper is rejected on the ground of any error or omission or other defect found therein; or"

Amendment of section 25 of the principal Ordinance.

6 Section 25 of the principal Ordinance is hereby amended as follows :—

- (1) in sub-section (3) thereof, by the substitution, for the words "and shall be presided over", of the words "and shall, until the election of a Chairman, be presided over"; and
- (2) in sub-section (5) thereof, by the substitution, for the words "by sub-section (1)", of the words "by the foregoing sub-sections".

Amendment of section 27 of the principal Ordinance.

7 Section 27 of the principal Ordinance is hereby amended in sub-section (2) thereof by the substitution, for the words "shall be conducted", of the words "shall, subject to the provisions of sub-section (1), be conducted".

Amendment of section 31 of the principal Ordinance.

8 Section 31 of the principal Ordinance is hereby amended in sub-section (2) thereof by the substitution, for the words "in his behalf.", of the words "in his behalf, or which the Government Agent may in writing direct the Vice-chairman to perform whenever the Chairman is absent from duty owing to illness or other unavoidable cause and has not given such written authorisation to the Vice-chairman".

Amendment of section 43 of the principal Ordinance.

9 Section 43 of the principal Ordinance is hereby amended in paragraph (i) set out therein by the substitution, for the words "and levy", of the words "and to levy or lease the right to collect".

10 Section 44 of the principal Ordinance is hereby amended by the substitution, for the words "male voter resident in that area", of the words "male resident in the area who would be entitled to vote under section 12, if any election of members to the Village Committee were held in that year."

Amendment of section 44 of the principal Ordinance.

11 Section 45 of the principal Ordinance is hereby amended in sub-section (3) thereof, by the substitution, for the words "shall consist of the following", of the words "shall consist of either or both of the following".

Amendment of section 45 of the principal Ordinance.

12 Section 59 of the principal Ordinance is hereby amended as follows:—

Amendment of section 59 of the principal Ordinance.

(1) by the substitution, for sub-section (1) thereof, of the following new sub-section:—

"(1) The Executive Committee may make rules not inconsistent with the provisions of this Ordinance, on any matter connected with the execution or enforcement of those provisions, and without prejudice to the generality of the powers hereby conferred, may make such rules on all or any of the following matters:—

- (a) the disposal of objections raised against candidates nominated for election;
- (b) the procedure to be followed, and the manner in which the poll is to be held, at any meeting for the election of members;
- (c) the procedure to be followed at the election of the Chairman and the Vice-chairman of a Village Committee;
- (d) the form of the notice summoning meetings of a Village Committee, the intervals at which ordinary meetings are to be held, and the procedure to be followed in the conduct of meetings;
- (e) the manner in which the land tax is to be imposed and levied, or, in cases of default, recovered summarily by a Village Committee, and the manner in which property is to be assessed for the purposes of that tax;
- (f) the manner in which the capitation tax is to be imposed by a Village Committee;
- (g) the manner in which any rent or fee which is not payable in advance under the by-laws made by a Village Committee, may be recovered summarily by the Village Committee in the event of default being made in the payment thereof;
- (h) the several matters appertaining to finance and the administration of funds and other property for which rules are required under section 54, and all other matters connected therewith or incidental thereto;
- (i) the returns to be rendered periodically by the several Village Committees to the Executive Committee;
- (j) the appointment, discipline, suspension and dismissal of officers and servants of Village Committees and—
 - (i) the qualifications necessary for appointment to each post or class or grade of posts;
 - (ii) the scales of the salaries to be attached to the various posts or classes or grades of posts;
 - (iii) the terms and conditions, and the duration, of any leave of absence that may be granted to officers and servants;
 - (iv) the rates of the subsistence or travelling allowances payable by way of reimbursement of expenses incurred in the performance of any duty by officers or servants;
 - (v) the payment of pensions or gratuities or of contributions from any provident fund that may be established to officers or servants on retirement from the service of Village Committees;
- (k) the establishment of a provident fund for the benefit of officers and servants, and the determination of the terms and conditions on which officers and servants may be required or permitted to participate in the maintenance of the fund;

(1) the powers and duties of the Chairman in his capacity of chief executive officer of a Village Committee.”;

(2) in sub-section (3) thereof by the substitution, for the words “herein enacted.”, of the words “herein enacted, and shall prevail over any by-law made or deemed to be made by a Village Committee in respect of the same matter or for the same purpose.”.

Validation of
levy of
capitation tax
from persons
below 21 years
in 1939.

13 Notwithstanding anything contained in the principal Ordinance, it shall be deemed for all purposes to have been lawful for the Village Committee constituted for any village area to levy the capitation tax in the year 1939 from any male resident of that area who was over eighteen and below twenty-one years of age at the time of the levy of such tax.

Objects and Reasons.

The objects of this Bill to amend the Village Communities Ordinance (Chapter 198) are—

- (1) to remove certain difficulties encountered earlier this year in the conduct of elections under the Ordinance (Clauses 2 to 5);
- (2) to provide that the Chairman of a Village Committee should preside over every election of a Vice-chairman for that Committee (Clause 6);
- (3) to define more clearly the circumstances in which a Vice-chairman may exercise the powers of the Chairman of a Village Committee (Clause 8);
- (4) to specify with greater precision the class of persons liable to pay the capitation tax (Clause 10);
- (5) to enable a Village Committee to impose either of the land taxes, where the imposition of both taxes is considered undesirable (Clause 11);
- (6) to enlarge the powers of the Executive Committee of Local Administration to make rules for the guidance of Village Committees (Clause 12);
- (7) to validate the levy of the capitation tax for 1939 by certain Village Committees in accordance with the provisions of the rules in force before the amendment of the law by the Village Communities Amendment Ordinance, No. 60 of 1938.

S. W. R. D. BANDARANAIKE,
Minister for Local Administration.

Colombo, December 8, 1939.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 5,451. In the matter of the insolvency of Manuel Antony Fernando of 83, Maliban street, Pettah, Colombo.

WHEREAS the above-named M. A. Fernando has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by V. Kaliyani Chettiar of Wattala, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said M. A. Fernando insolvent accordingly; and that two public sittings of the court, to wit, on January 23, 1940, and on February 6, 1940, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, C. EMMANUEL,
December 6, 1939. Secretary.

In the District Court of Colombo.

No. 5,452. In the matter of the insolvency of Mihidukulasuriya Weebaddege Peter Fernando, of 214, Dean's road, Maradana, Colombo.

WHEREAS the above-named M. W. P. Fernando has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by W. M. Bandaratilaka of 84, Chekku street, Colombo, under the

Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said M. W. P. Fernando insolvent accordingly; and that two public sittings of the court, to wit, on January 16, 1940, and on February 6, 1940, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, C. EMMANUEL,
December 8, 1939. Secretary.

In the District Court of Colombo.

No. 5,453. In the matter of the insolvency of Brampy Gajanayake of Temple road Maradana, Colombo.

WHEREAS the above-named Brampy Gajanayake has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by W. D. Gona-wardene of Bope, Galle, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Brampy Gajanayake insolvent accordingly; and that two public sittings of the court, to wit, on January 16, 1940, and on February 6, 1940, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, C. EMMANUEL,
December 12, 1939. Secretary.

In the District Court of Colombo.

No. 5,454. In the matter of the insolvency of Appiah Moothathamby of 54, New Chetty street, Colombo.

WHEREAS the above-named Appiah Moothathamby has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by A. C. M. Haniffa of 162, Keyzer street, Pettah, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Appiah Moothathamby insolvent accordingly; and that two public sittings of the court, to wit, on January 16, 1940, and on February 6, 1940, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, C. EMMANUEL,
December 12, 1939. Secretary.

In the District Court of Colombo.

No. 5,455. In the matter of the insolvency of Phaliha-wadana Arachchige Wilfred Perera of 295, Stace road, Grandpass, Colombo.

WHEREAS the above-named P. A. W. Perera has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by Cassim Moosa of 75, Keyzer street, Pettah, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said P. A. W. Perera insolvent accordingly; and that two public sittings of the court, to wit, on January 16, 1940, and on February 6, 1940, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, C. EMMANUEL,
December 12, 1939. Secretary.

In the District Court of Kandy.

No. I. 39. In the matter of the insolvency of Hetti Arachchige Charlis Singho, of 109, Malabar street, Kandy.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on February 2, 1940, for the examination of the insolvent above named.

By order of court, R. B. RATNAIKE,
December 9, 1939. Secretary.

In the District Court of Kandy.

No. I. 48. In the matter of the insolvency of J. Arthur Nonis of Kandy.

WHEREAS J. Arthur Nonis of Kandy has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by Mrs. T. C. Siriwardena, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said J. Arthur Nonis insolvent accordingly; and that two public sittings of the court, to wit, on January 12, 1940, and on January 26, 1940, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, R. B. RATNAIKE,
December 12, 1939. Secretary.

In the District Court of Kandy.

No. I. 49. In the matter of the insolvency of K. O. M. Mohammed Othuman, and (2) K. O. M. Abdul Cader, carrying on business under the name, style, and firm of K. O. M. Mohammed Othuman & Bros., at Kandy.

WHEREAS the above-named K. O. M. Mohammed Othuman, and (2) K. O. M. Abdul Cader have filed a declaration of insolvency, and a petition for the sequestration of their estate has also been filed by S. I. Ismail, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said K. O. M. Mohammed Othuman, and (2) K. O. M. Abdul Cader insolvent accordingly; and that two public sittings of the court, to wit, on January 12, 1940, and on February 2, 1940, will take place

for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, R. B. RATNAIKE,
December 12, 1939. Secretary.

In the District Court of Kandy.

No. I. 50. In the matter of the insolvency of Ramalingam Edirmanasingham of 398, Trincomalee-street, Matale.

WHEREAS the above-named Ramalingam Edirmanasingham has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by Sena Mudaliar's son Ahamado Meerasaibo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Ramalingam Edirmanasingham insolvent accordingly; and that two public sittings of the court, to wit, on January 19, 1940, and on February 9, 1940, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, R. B. RATNAIKE,
December 12, 1939. Secretary.

In the District Court of Kandy.

No. I. 51. In the matter of the insolvency of R. N. G. Wirekoon of 26, Kachcheri road, Matale.

WHEREAS the above-named R. N. G. Wirekoon has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by Henry Todd, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said R. N. G. Wirekoon insolvent accordingly; and that two public sittings of the court, to wit, on January 19, 1940, and on February 9, 1940, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, R. B. RATNAIKE,
December 12, 1939. Secretary.

In the District Court of Nuwara Eliya holder of Hatton.

No. 41. In the matter of the insolvency of A. P. Anthony of Belmoral estate, Agarapatana.

WHEREAS the above-named A. P. Anthony has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by J. M. G. Jayawardhene of Holbrook, Agarapatana, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said A. P. Anthony of Belmoral estate, Agarapatana insolvent accordingly; and that two public sittings of the court, to wit, on January 9, 1940, and on February 13, 1940, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, P. SUBRAMANIAM,
Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

The Commissioner of Income Tax Petitioner.

No. A. I. 3,728 Ceylon Income Tax.

Vs.

A. W. Thaha as administrator of the estate of the late S. L. M. Thaha Respondent.

NOTICE is hereby given that on Friday, January 19, 1940, at 4 P.M., will be sold by public auction at the premises the right, title, and interest of the said respondent as administrator of the estate of the late S. L. M. Thaha in the following property for the recovery of the sum of Rs. 601.33, viz. :-

The premises bearing assessment No. 112 old No. 95/439, situated at Chekku street, Pettah, within the Municipality and District of Colombo, Western Province; and bounded on the north by the property of Thewan Chetty bearing assessment No. 94, on the east by the property of Soosia.

Mudaliyar bearing assessment No. 22, on the south by the property of S. V. S. R. Fernando bearing assessment No. 96, on the west by Chekku street; and containing in extent 7 6/100 perches, with all the buildings and plantations standing thereon.

Fiscal's Office,
Colombo, December 13, 1939.

B. M. CHRISTOFFELSZ,
Deputy Fiscal.

In the District Court of Colombo.

In the matter of the estate of Sir Solomon Christoffel Obeyesekera, deceased.

No. 3,866 Testy. Vs.

The Commissioner of Estate Duty Petitioner.
The Public Trustee of Ceylon being the administrator
of the estate of the above-named deceased .. Respondent.

NOTICE is hereby given that on Tuesday, January 23, 1940, commencing at 11 A.M., will be sold by public auction at the respective premises the following properties for the recovery of the sum of Rs. 20,536.82, with interest thereon at 4 per cent. per annum from October 14, 1937, to date of payment and accrued interest Rs. 1,169.06, viz. :—

(1) An allotment of land called Wennewelle Mukalana, situated at Talagama, in Udugaha pattu of Hapitigam korale, in the District of Negombo, Western Province; and bounded on the north-east and east by the Maha-oya, south-east by Kuda-oya, by land claimed by natives and by land appertaining to the Railway, south-west, west, and north-west by land said to belong to the Crown and by land claimed by natives; containing in extent 205 acres exclusive of the path passing through the land held and possessed on Crown grant No. 6,484 of August 12, 1872, and more fully described in title plan No. 82,623.

(2) All those twenty allotments of land called Uralindawatta, Ketakelagawatta, Hikagawatta, Siyambalagawatta, Kadugawatta, Nagawatta, Batadombagawatta, Wellabodawatta, Millagawatta, Suriyagawatta, and Ambagawatta, situated at Tennagama, in Udugaha pattu aforesaid; and bounded on the north by Kelagawatta claimed by P. Punchirala, Ketalahitiawekumbura claimed by A. Jwanis Appu, Polkumbura claimed by L. Kaluhamy, Dangahakumbura claimed by J. Punchi, Horagahakumbura claimed by S. R. Andiya, Kahatagawatta claimed by I. Appu Singh, and Kekunagahakumbura claimed by S. Jeronis, P. O., north-east by Horagahakumbura claimed by H. R. Andiya, Vetakeiyapotekumbura claimed by S. Punchirala, Vetakeiyapotakumbura claimed by S. Appu Sinno, Vetakeiyapotakumbura claimed by W. Janisa, Itangollekumbura claimed by Mudalihamy, Millagahakumbura claimed by T. Tikiria and Millagahakumbura claimed by R. Appuhamy, east by Kahatagawatta claimed by Appu Singho, Midellagahakumbura claimed by M. Janisa, Kekunagahakumbura claimed by S. Jeronis, P. O., Itangollekumbura claimed by Mudalihamy and Wellabodawatta claimed by A. R. Sitta, south-east by Batadombagahalanda claimed by W. Kiriya and Crown land called Jangodalanda, south by Wellabodawatta claimed by A. R. Sitta, Crown land called Gangodalanda and Kelagawatta claimed by G. Appu Sinno, south-west by Kosgahakumbura claimed by A. P. Sitta, Horagahakumbura claimed by D. W. Senanayake, Netulagawatta claimed by O. Ungurala, Netulagawatta claimed by O. Udarala and Kahatagawatta claimed by O. Udarala, Kelagawatta claimed by G. Punchirala, Kelagawatta claimed by G. Unguhamy, Kelagawatta claimed by G. Appu Singho, Vellekumbura claimed by O. Udarala, Karandagahakumbura claimed by A. L. Appu and Polkumbura claimed by A. R. Aneliya, north-west by Karandagawatta claimed by S. Appurula, Kelagawatta claimed by G. Punchirala, Polkumbura claimed by L. Kaluhamy, Itangollekumbura claimed by Mudalihamy and Kekunagahakumbura claimed by S. Jeronis, P. O.; containing in extent exclusive of the portion marked A 60 acres 3 roods and 28 perches held and possessed on Crown grant No. 23855 of May 15, 1886 and more fully described in title plan No. 136,305.

(3) Land called Kinadenikandekela, situated at Kinadeniya in Udugaha pattu aforesaid; and bounded on the north by T. P. 179,886 and 139,864 and lot 336 in P. P. 5,746, east by T. P. 249,551, and lot 12 in P. P. 9,956, south by water-course, west by water-course and T. P. 179,885; containing in extent 26 acres 3 roods and 32 perches held and possessed on Crown grant No. 45401 dated March 21, 1908, and more fully described in title plan No. 249,514.

(4) Land called Kinadenikandekela, situated at Kinadeniya aforesaid; and bounded on the north by lot 12 in P. P. 9,956, east by T. P. Nos. 179,891 and 82,623, south by Railway land, west by Crown land T. P. Nos. 242,805,

242,804, 242,803, 242,802, and lot 22003 in P. P. No. 13,418; containing in extent 17 acres 3 roods and 20 perches exclusive of the road and reservation on either side of it passing through the land held and possessed on Crown grant No. 46780 dated October 6, 1908, and more fully described in title plan No. 257,045.

(5) The land called Kinadenikanda, situated at Kinadeniya aforesaid; and bounded on the west and north by Crown land, east by lot 25547 in P. P. 13,955, south by T. P. Nos. 242,799 and 242,800, and land claimed by natives; containing in extent 1 acre 2 roods and 28 perches held and possessed on Crown grant No. 48863 dated September 18, 1909, and more fully described in title plan No. 265,031.

(6) Land called Kinadenikanda situated at Kinadeniya aforesaid; and bounded on the north and east by Crown land, south by land claimed by natives and Pita-ela, west by T. P. No. 249,514; containing in extent 6 acres and 10 perches held and possessed on Crown grant No. 50,255 dated December 31, 1910 and more fully described in title plan No. 269,211.

(7) Land called Kinadenikanda, situated at Kinadeniya aforesaid; and bounded on the west by T. P. Nos. 242,799 and 265,031 and on all other sides by Crown land; containing in extent 2 acres, 2 roods and 8 perches held and possessed on Crown grant No. 50,256 dated December 31, 1910, and more fully described in title plan No. 268,848.

Excluding therefrom the following :—

All those following three allotments of land marked 2A, 2B, and 2C, in plan No. 4,843 dated October 17 to 26, 1936, made by M. G. de Silva, Licensed Surveyor (being defined and divided portions from and out of all that and those the estate plantations and premises in the first schedule hereinbefore described) situated at Talagama, Kebellawita, Thennagama and Kinadeniya, in Udugaha pattu of Hapitigam korale, in the District of Negombo, Western Province, to wit :—

1. Lot 2A is bounded on the north by water-course, stream, and lot 40, 47A, in B. S. P. P. 484, on the north-east by lot marked 1B in the plan allotted to Lillian Augusta Illangakoon, on the south and south-west by Maha-oya, and on the west by Maha-oya; containing in extent 25 acres 2 roods and 25 perches according to the aforesaid plan No. 4,843.

2. Lot 2B is bounded on the north by Maha-oya, on the east by Gansabhaya road and lot 1C allotted to Lillian Augusta Illangakoon, on the south by lot marked 3 in the plan allotted to William Ian Peiris, Irangani Peiris and James Alwis Christoffel Rajasinghe Peiris jointly, paddy field called Talawila Delgahakumbura marked P.1 in the said plan and Kuda-oya, and on the west by Kuda-oya; containing in extent 51 acres 3 roods, and 26 perches according to aforesaid plan No. 4,843.

3. Lot 2C is bounded on the north by Kuda-oya and paddy field called Talawila Delgahakumbura marked P.1 in the plan, on the south-east by lot marked 5A in the plan allotted to Forrester Augustus Obeyesekera, and on the south and south-west by Kuda-oya; containing in extent 9 acres 3 roods and 88 perches according to aforesaid plan No. 4,843.

Fiscal's Office,
Colombo, December 13, 1939.

B. M. CHRISTOFFELSZ,
Deputy Fiscal.

In the District Court of Colombo.

Brodie and Company, Limited, of Colombo Plaintiff.

No. 10,848/M. Vs.

A. M. S. Rodrigo of Slave Island Stores, Rifle street,
Slave Island Defendant.

NOTICE is hereby given that on Tuesday, January 9, 1940, will be sold by public auction the following movable property for the recovery of the sum of Rs. 8,897.02, with interest thereon at 12 per cent. per annum from September 1, 1939, to November 14, 1939, and thereafter legal interest on the aggregate amount of the decree till payment in full, viz. :—

At 10 a.m.—At 34, Rifle street, Slave Island, Colombo.

169 bottles beer, 86 pints beer, 46 bottles stout, 10 bottles wine, 38 pints wine, 1 bottle whisky, 2 pints whisky, 1 quarter bottle stout, 2 pints brandy, 3 bottles gin, 8 pints gin, 2 bottles cider, 1 pint cider, 1 bottle champagne, 1 pint champagne, 2 bottles brandy, 4 quarter bottles champagne, 1 pint cherry brandy, 1 pint brandy, 12 bottles rosewater, 1 glass jug, 6 glass tumblers, 7 tins biscuits, 3 tins green peas, 1 tin coffee, 1 half tin coffee, 20 tins jam, 2 tins salmon, 2 tins sardine, 2 tins asparagus, 1 tin corned beef, 1 bottle vinegar, 20 bottles vichy, 1 cheese cover, 1 wall clock, 3 writing tables, 3 commonwood low chairs, 2 bentwood chairs, 2 jak counters, 2 show cases, 3 glass almiraes, 2 jak racks, 2 commonwood racks.

At 1 p.m.—At 139, Short's road, Slave Island, Colombo.

7 purses, 14 cards buttons, 2 whistles, 6 cigarette cases, 3 mirror cases, 16 clips, 1 dozen nibs.

In No. 1 *almirah*.—54 tins sardine, 2 tins codroes, 5 tins salmon (small), 4 tins salmon (large), 1 tin codroes (small), 36 tins salmon, 10 tins codroes, 23 tins sardine, 7 tins lobsters, 5 tins lobsters (small), 30 tins jam, 16 bottles jam, 1 tin jam (marmalade), 20 tins greenpeas (large), 80 tins greenpeas (large), 7 pieces blanco, 17 bottles boot cream, 1 tin oatmeal (large), 5 tins oatmeal (small), 2 tins barley ($\frac{1}{2}$ lb.), 2 tins arrowroot, 6 tins boot polish, 38 tins fruit preserved, 7 tins coffee (large), 7 tins coffee (small), 13 tins sausages, 25 tins sausages (small), 3 tins Bisto, 10 tins cake, 3 tins pudding, 2 tins cocoa, 1 tin cocomalt, 6 tins butter, 2 tins coffee, 2 tins butter, 12 bottles vinegar, 5 half bottles vinegar, 5 tins milk, 2 tins rice, 6 tins Quaker oats, 4 tins barley, 13 tins fruit preserved, 7 tins soup, 2 tins soup (small), 75 tins soup (large), 15 tins asparagus, 10 tins asparagus (small), 14 tins mushrooms, 2 tins baked beans, 9 tins baked beans (small), 3 tins fruit salad, 15 tins dripping, 10 tins milk, 4 tins milk (small), 28 tins cream (small), 5 tins cream (large), 3 tins milk and cocoa, 1 bottle table salt, 3 tins table salt, 25 tins fruit preserved, 30 tins meat, 2 bottles bovril, 20 bottles pickle, 8 bottles honey, 1 tin grapes preserved, 1 tin custard, 1 tin bacon, 14 bottles sauce, 2 tins mustard, 4 bottles pepper powder, 3 bottles mustard powder, 3 tins saddle soap, 2 packets monkey brand soap, 3 razor sharpeners, 12 tins polish, 5 bottles gum, 1 lot writing pads, 1 lot envelopes, 5 pairs of scissors, 1 lot pencils, 5 inkstands, 1 lot tooth brushes, 1 lot exercise books.

In No. 2 *almirah*.—1 bottle malacia mixture, 1 bottle D. D. D. ointment, 1 bottle asthma cure, 1 bottle halimalt, 1 bottle ammonia, 3 bottles Bicarbonate of Soda, 5 bottles Hydrogen Peroxide, 22 bandage rolls, 4 tins Antiphlogistine, 10 packets starch, 1 bottle Thysoyl syrup, 6 bottles Diessen's syrup, 2 bottles liver mixture tonic, 1 bottle uraseptin, 1 bottle epheretuss, 1 bottle mindax, 2 bottles urasol, 2 bottles hepatax, 1 bottle hepavit, 1 bottle liquid peptonoids, 4 bottles Hepethimo, 1 bottle metatone syrup, 1 bottle quinine amara, 1 bottle lactogol, 3 bottles iudiment, 1 bottle blood mixture, 1 bottle hemostyol syrup, 1 bottle glyco thymoline, 4 bottles codliver oil, 3 bottles ointment, 4 bottles halbut oil, 1 bottle idax, 2 packets adxolin, 1 bottle ostelin, 1 bottle texol, 1 bottle Kenex, 4 bottles tablets, 1 bottle hermetone, 1 bottle Martin's pills, 1 bottle yeastvite, 1 bottle abicol, 4 bottles yapex, 1 bottle raminol, 1 bottle theelol, 1 bottle irragol, 2 bottles haliverol, 1 bottle castophene, 1 bottle salomel, 2 bottles stannoxyl, 1 bottle oste calcium, 1 bottle tryposoxygen, 1 bottle arbeol, 18 packets tea, 6 bottles gingerale, 28 tins fruit preserved, 1 bottle castor oil, 1 centre towel, 13 bottles olive oil, 3 bottles salad oil, 3 tins malted milk, 4 tins Nestlé's milk, 1 packet allenbury's food, 1 tin bengier's food, 6 packets corn flour, 1 tin lactol, 5 bottles milk, 6 tins lactogen rusks, 13 torchlight bulbs, 3 packets D. D. D. soap, 1 bottle calcium, 1 bottle kemposan, 3 tins elasto-plast, 3 bottles kempac, 3 bottles phospherine, 1 bottle castor oil, 1 bottle peps, 1 bottle odol, 1 bottle bismag, 1 bottle Evans pastelle, 2 bottles blood pills, 1 bottle Kay's linseed, 1 bottle compound 6 tins kempac, 1 tin Felsol, 1 bottle santal midy, 6 bottles pills, 4 bottles pills, 12 bottles Rosewater, 1 piece plaster, 3 bottles atabrin, 1 bottle aspirin, 1 packet hadensa, 2 packets helonital, 1 packet novalgin, 4 packets Plasmaquin, 3 packets netorapin, 5 packets winlogina, 2 packets plasina, 1 bottle allonal, 1 bottle "Gets it", 1 packet cactina pills, 1 packet kidney pills, 1 packet gephoal, 1 packet Indian root pills, 1 packet Finamint, 3 packets styptol, 3 packets tartar, 1 bottle cathartic pills, 1 bottle pepsin compound, 1 packet chalk powder, 2 packets germolene, 1 packet niko, 1 bottle malaria mixture, 9 bottles pills, 2 packets soda, 1 tin magnesia tablets, 4 tubes aspirin, 2 packets castophene, 1 packet boric powder, 4 bottles codliver oil, 2 bottles codliver emulsion, 1 bottle nergivour, 2 bottles ostomalt, 2 bottles vis ray malt, 2 horlick's mixers, 11 syringes, 1 tin alum powder, 8 packets candles, 3 packets candles (loose), 8 balls thread, 4 bottles Eau-de-Cologne, 3 bottles Palol, 3 bottles celerina, 2 bottles lung tonic, a bottle aletris cordial, 2 bottles syrup, 1 bottle Fellow's syrup, 1 bottle soline salt, 1 bottle chamberlains' cough remedy, 3 bottles hydrolax, 3 bottles milton, 2 bottles sanitas mouth wash, 1 bottle listerine, 1 bottle nujol, 2 bottles radio malt, 1 bottle halimalt, 3 bottles sanatogen, 1 packet bath salt.

In No. 1 *show case*.—7 pictures with silver frames, 5 silver cups, 4 seals, 8 pipes, 1 whistle, 7 whistle boxes (silver), 2 mirror cases, 1 match box, 1 powder case, 1 box containing 11 spoons, 6 silver sets, 1 ash tray, 2 boxes toy motor cars, 2 menico sets, 2 Thermos flasks, 2 trays, 4 boxes school fountain pens, 2 fountain pens, 2 fountain pens, 2 fountain pencils.

In No. 2 *show case*.—6 brushes, 2 hand bags, 5 celuloid mirrors, 8 table knives, 2 butter knives, 4 forks, 2 egg beaters, 3 tea strainers, 5 atlases, 10 pieces sponges,

In No. 3 *show case*.—11 tins powder, 20 packets powder, 45 bottles hair oil, 3 tins cream, 18 bottles cream, 6 bottles vaseline, 2 shaving brushes, 1 sponge, 3 shaving sticks, 3 boxes shaving cream, 2 boxes alum, 1 box veet, 1 powder box, 10 gramophone needles, 12 boxes soap, 1 carbolic soap bar, 30 tins cigarettes.

In No. 4 *show case*.—5 bottles lavender, 4 boxes powder, 2 boxes dye (for nails), 13 packets shampoo, 3 powder puffs, 3 boxes dye, 1 box dye (loose), 7 bottles quinine tablets, 4 boxes bandages, 3 mirrors.

In No. 5 *show case*.—17 boxes macaroni, 6 boxes weet bix, 1 box rice flakes, 1 box force, 1 box all bran, 1 box biscuits.

In No. 6 *show case*.—1 lot assorted buttons, 5 cards wristlet watch bands, 4 cigarette mouth pieces, 3 cigarette cases, 2 knives, 8 cards with elastic bands, 1 champion corkscrew, 3 dusters, 6 pairs trouser clips, 8 cards hair pins, 6 saree pins, 4 boxes garters, 12 cards thread, 32 purses, 12 combs, 1 lot sundries, 9 bottles chutney, 9 bottles paste, 6 bottles essence, 5 packets glucose D, 1 cruet stand, 1 horlick's mixer, 3 bottles tooth powder, 3 Flit pumps, 3 Flit tins, 55 tins green peas, 2 bottles syrup, 1 tin powder, 4 torchlights (large), 2 torchlights (small), 80 tins biscuits, 2 tins Glaxo, 2 tins butter, 10 tins soup, 8 tins golden syrup, 7 tins polish, 7 packets match boxes, 9 tins chocolate, 3 tins toffee, 3 mosquito quill boxes, 3 boxes macaroni, 3 boxes macaroni, 2 packets jelly, 23 bottles lozenges, 35 large empty bottles, 46 bottles syrup, 5 bottles vichy, 17 bottles vichy ($\frac{1}{2}$ bottles), 181 bottles Japanese beer, 202 bottles English beer, 10 pints Japanese beer, 133 pints English beer, 3 pints stout, 6 pints whisky, 14 bottles brandy, 5 pints brandy, 5 bottles gin, 1 bottle Schnapps, 7 pints gin, 5 bottles champagne, 9 pints champagne, 30 quarter bottles champagne, 11 bottles liquor, 14 pints liquor, 6 quarter bottles liquor, 6 bottles milk punch, 1 bottle ginger wine, 5 pints sparkling cider, 7 bottles champagne cider, 4 pints champagne cider, 3 bottles tonic wine, 2 pints tonic wine, 31 bottles sherry wine, 78 bottles wine, 41 pints wine, 15 bottles vermouth, 1 Flit tin, 2 boxes school chalk, 4 padlocks, 10 sets fountain pens and pencils, 24 pencils, 6 fountain pens, 4 tins dog biscuits, 1 packet dry fish, 16 bottles carbolic acid, 2 bottles turpentine, 2 bottles distilled water, 3 bottles limewater, 5 bottles vinegar, 10 bottles soda water, 3 tins toffee, 8 tins force, 1 tin sago, 1 wall clock, 1 teakwood counter, 6 show cases, 2 show cases (small), 2 commonwood counters, 1 refrigerator, 1 wooden ice box, 5 bentwood chairs, 4 teakwood racks, 1 writing table, 2 scales, 1 cheese case.

Fiscal's Office,
Colombo, December 13, 1939.

B. M. CHRISTOFFELSZ,
Deputy Fiscal.

28/ In the Court of Requests of Colombo.

Muna Appavoo pillai of 167, Sea street,
Colombo Plaintiff.

No. 47,489. Rs. 16 Vs. 39

(1) E. K. Mohamed Shareef of 12, P. A. Loysa street,
Slave Island, Colombo (2) P. A. Abdul Kader Alim
of Second Cross street, Colombo Defendants.

NOTICE is hereby given that on Thursday, January 11, 1940, at 4 p.m., will be sold by public auction at the premises the right, title, and interest of the said 2nd defendant in the following property for the recovery of the sum of Rs. 157.87, with interest on Rs. 150 at 18 per cent. per annum from October 8, 1938, till date of decree, March 18, 1939, and thereafter legal interest on the aggregate amount till payment in full and costs Rs. 21.25, viz. :—

All that undivided $\frac{1}{2}$ part or share of the land, building and premises No. 18, 4th Cross street and No. 21, 5th Cross street, situated and lying towards 4th Cross street and 5th Cross street in the Pettah within the Municipality and District of Colombo, Western Province; and bounded on the north by property formerly of David Singho and now of Samuel de Soysa, on the east by the road of the New Canal now called 5th Cross street, on the south by the property of Abraham Aratchy now of Morais and Rupasinghe, and on the west by 4th Cross street; containing in extent 8 $\frac{64}{100}$ perches; and registered under A 240/240.

Fiscal's Office,
Colombo, December 13, 1939.

B. M. CHRISTOFFELSZ,
Deputy Fiscal.

Central Province.

In the District Court of Colombo.

(1) H. A. K. Haji Valimohamed, (2) Haji Omer, Haji Osman, and (3) Haji Habib Abdul Karim, carrying on business under the name, style, and firm of H. A. K. Haji Vali Mohamed and Company at 208, Main street, Colombo Plaintiffs.
No. 3,430/S. Vs.

K. R. Saravanamuttu of Katugastota Defendant.
NOTICE is hereby given that on Tuesday, January 9, 1940, and on the following day if necessary commencing at 10 A.M. each day will be sold by public auction at the defendant's boutique at Aladeniya, the following movable property of the said defendant for the recovery of the sum of Rs. 1,799-98, together with interest thereon at 9 per cent. per annum from April 24, 1939, till payment in full and poundage, to wit:—

(1) 6 children's blankets, (2) 10 dozen assorted bordered white handkerchiefs, (3) 41 large and small towels, (4) 135 yards of 5 pieces of Taffeta cloth, (5) 36 Japanese sarongs, (6) 68 Japanese sarongs, (7) 37 small sarongs, (8) 3 rolls of Q. M. S. white cloth, (9) 5 rolls of Q. M. S. aeroplane, (10) 2 rolls of A. B. white cloth, (11) 3 rolls of white cloth No. 5,835, (12) 2 rolls of white drill No. 8,800, (13) 2 rolls of drill, 7½ yards, (14) 1 roll of peppercorn drill, (15) 1 roll of calico No. 709, (16) 1 roll of calico No. 4,688, (17) 3 dozen assorted towels, (18) 1 piece of English drill No. 2,000, 37 yards, (19) 7½ yards drill C. X., (20) 29 yards drill C. X., (21) 4 pieces of flowered Taffeta, 75 yards, (22) 30 yards of J. F. drill No. 3,000, (23) 11½ yards J. F. drill No. 3,333, (24) 5 rolls of striped English cloth No. 501, (25) 25 yards of Belgium Gaberdine, (26) 13 yards, 10 pieces Japanese Gaberdine, (27) 22 yards of Holland cloth No. 904, (28) 10½ yards of double tussore, (29) 37 yards, 4 pieces of Cretonne, (30) 59 yards, 4 pieces bordered Fuji silk, (31) 15 pieces of assorted Melange silk, 74½ yards, (32) 30 yards of bordered voile, (33) 134½ yards of poplin, (34) 1 dozen assorted handkerchiefs, (35) 2 dozen apple coloured handkerchiefs, (36) 2 dozen Jagamohani, (37) 1 dozen Malay handkerchiefs, (38) 11½ yards, 2 pieces P. E. S. drill, (39) 26 yards of Organdie cloth, 3 pieces, (40) 33½ yards of Jacket lace, 6 pieces, (41) 35 yards of double Tussore, 3 pieces, (42) 7 yards of Italian Bouskin, (43) 28 yards of single Tussore, 3 pieces, (44) 21 yards of blue drill, 1 piece, (45) 8 yards of khaki twill (46) 10 yards of waist silk, (47) 1½ yards of blue serge, (48) 6 assorted voile cloths, 31 yards, (49) 7 yards net, 1 piece, (50) 2 cricket handkerchiefs, (51) 12 yards of crepe, 1 piece, (52) 27 yards of printed poplin, 3 pieces, (53) 2½ dozen of No. 3,467 banians, (54) 1½ dozen of A. V. banians, (55) 4 dozen children's banians, No. 158, (56) 3 dozen children's banians No. 3,694, (57) 7½ dozen large banians No. 714, (58) 3 dozen shirts, No. 3,200, (59) 3 dozen children's banians, 3,202, (60) 1 dozen children's banians 3,201, (61) 1 dozen boots, (62) 2 shirts, Japanese, (63) eighteen silk shirts, (64) 2 dozen handkerchiefs, (65) 11 poplin sarongs, (66) 4 rolls of voile fabric, (67) 1 pair of Malabar sarongs, (68) 105 yards of cotton Fuji, 4 pieces, (69) 5 pieces of H. mark chintz, (70) 19 yards of single Taffeta, (71) 30 yards of cotton Fuji, (72) 55 yards of single flowered poplin, (73) 34 yards of madapalam chintz, (74) 34 yards of flowered chintz No. 32, (75) 55 yards of bordered voile, 2 pieces, (76) 1,440 yards, 36 inches fabric, 51 pieces, (77) 93 yards of 45 inches fabric, 4 pieces, (78) 343 yards of 36 inches fabric, (79) 337 yards inferior fabric, 20 pieces, (80) 1 glazed almirah, (81) 2 racks, (82) 1 bench.

Fiscal's Office,
Kandy, December 11, 1939.

H. C. WIJESINHA,
Deputy Fiscal.

In the District Court of Colombo.

In the Matter of the Last Will and Testament of Peramunagamage Don Abirno, late of Colombo, deceased.
No. 5,180.

Amaratunga Aratchige Welmina Perera of Ja-ela Executrix.

NOTICE is hereby given that on Friday, January 26, 1940, commencing at 12 noon, will be sold by public auction at the respective premises the right, title, and interest of the said executrix for the recovery of the sum of Rs. 2,154-87 being balance estate duty with interest thereon, at 4 per cent. per annum from May 26, 1931, to date of payment and poundage in the following property, viz. :—

(1) All that field called Pallehawatuwalakumbura, in extent 1 acre; situate at Angammana, in Kandukara Ihala korale, in Udapalata, in the District of Kandy, Central Province; and bounded on the east by Angammana-oya, south by imaniyara of Medawatuwalakumbura of

Udahawalawwa, north by ela running to Naranwita Pallewela, west by ela and imaniyara of Pannayadeni-kumbura.

(2) The field called Murutagahakumbura, in extent 1 pela 6 kurunies; situate at Angammana, Udapalata aforesaid; and bounded on the east by imaniyara of Kandekumbura, south by ela, running from new Angammana estate and ela of Budungedeniya, north by imaniyara of Gannilekumbura, and west by Angammana oya.

(3) The field called Kandekumbura, in extent 1 pela, 6 kurunies, situate at Angammana, in Udapalata aforesaid; and bounded on the east by ela, south by imaniyara of Murutagahakumbura, north by ela irrigating Godakumbura, west by imaniyara of Murutagahakumbura.

(4) The field called Gannilekumbura, in extent 1 pela 6 kurunies, situate at Angammana, Udapalata aforesaid; and bounded on the east by field belonging to W. M. Mudiyansa and land owned by Suppiah Kangany, south by imaniyara of Murutagahakumbura, north by cart road leading to new Angammana estate, west by Angammana-oya.

(5) The field called Asweduma, in extent 1 pela 5 kurunies; situate at Kobbewela, in Udapalata aforesaid; and bounded on the east by Angammana-oya, south by Dartry estate road, north by imaniyara of Meeriangakumbura, west by ela running to Naranwita Pallewela.

(6) The field called Meeyakumbura, in extent 1 pela, situate at Kobbewela, in Udapalata aforesaid; and bounded on the east by Angammana-oya, south by ela running to Naranwita Pallewela, north by imaniyara of Kalawitapela and Angammana-oya, west by imaniyara of Pitipela owned by U. Kira.

(7) The field called Weligodapela, in extent 1 pela, situate at Kobbewela, in Udapalata aforesaid; and bounded on the east by Kurukudewatta and Ketakumburellewatta, south by Angammana-oya, north by Gedarakumbura and imaniyara of Mr. Panabokke's field, west by Angammana-oya.

(8) The field called Kalawitapela, in extent 1 pela, situate at Kobbewela, in Udapalata aforesaid; and bounded on the east by Angammana-oya, south by imaniyara of Kalawitapelakumbura belonging to U. Kira, north by imaniyara of Mr. Panabokke's field, west by imaniyara of P. Jothiya's field.

Fiscal's Office,
Kandy, December 7, 1939.

H. C. WIJESINHA,
Deputy Fiscal.

In the District Court of Kandy.

Muna Sena Segappa Chettiyar of Trincomalie street, Kandy Plaintiff.
No. 41,306. Vs.

(1) Omeru Lebbe Marikkar's son Mohammadu Abdulla, (2) Meeyanna Lena Segu Madar, (3) Suna Pana Rawanna Mana Lena Letchumanan Chettiyar of Kandy Defendants.

And

U. Abdul Rahiman Added Defendant.

NOTICE is hereby given that on Monday, January 15, 1940, at 2 P.M., will be sold by public auction at the respective premises the following property mortgaged with the plaintiff by bond No. 3,763 dated October 1, 1926, and attested by Mr. M. B. E. Seneviratne, Notary Public, and declared specially bound and executable under the decree entered in the above action and ordered to be sold by the order of court dated November 7, 1939, for the recovery of the sum of Rs. 5,971-87, with interest on Rs. 3,250 at 18 per cent. per annum from June 25, 1931, till April 3, 1939, and thereafter legal interest on the aggregate amount till payment in full and poundage, viz. :—

1. All that portion towards the east of about one seer in paddy sowing extent from and out of the field called Gedualiyaddekumbura, situate at Mulgampola, within the town Municipality and District of Kandy, Central Province; which said portion towards the east is bounded on the east by a road and house of Thaip, south by the road leading to Colombo, west by the imaniyara of Appurade's field, and north by the fence of the garden of Welahaboda Appu and by iura, which said land is 13 yards in width and 23 yards in length, together with the house bearing No. 730 and everything standing thereon.

(2) All that land called Welahabadegederawatta, bearing No. 12, together with the straw thatched house and everything thereon; containing about half an acre in extent, situate at Mulgampola aforesaid; and bounded on the east by Appuagewatte, west by the garden of Nona Amma, south by Kiragewatta, and north by a garden of Haththan Tuan.

3. All that allotment of land; containing in extent 6 perches more or less, situate at Peradeniya road, Katukele, within the town Municipality of Kandy aforesaid; and bounded on the east and north by the property of Dissanayake Mudiyansele Menikrala Ukkudala, Kaurala and Ukku Menikrala south and east by Peradeniya, high road, south and west by patunata, and north and west by the property of Dissanayake Mudiyansele Appu and his sister; and containing in extent 7 perches according to the figure of survey hereof dated September 9, 1916, and made by Mr. G. E. de La Motte, Licensed Surveyor, together with the house bearing assessment No. 731 and the plantations standing thereon; which said premises are held and possessed by the 1st and 2nd defendants and registered in A 52/96 50/25, 26 and all the right, title, interest, and claim whatsoever of the said defendants and added defendant in, to, upon or out of the said several premises mortgaged by the said defendants and added defendant.

Fiscal's Office,
Kandy, December 12, 1939.

H. C. WIJESINHA,
Deputy Fiscal.

In the District Court of Kandy.

Mrs. Margaret Mary Hudson of Glengariff estate in Norton Bridge Plaintiff.
No. 46,172.

Abdul Rahiman Badoordeen of Nawalapitiya, Defendant.

NOTICE is hereby given that on Saturday, January 27, 1940, commencing at 12 noon, will be sold by public auction at the respective premises the following property mortgaged with the plaintiff by bond No. 9 dated August 2, 1932, and attested by C. Wickramaseeriyia, Hatton, Notary Public, and declared specially bound and executable under the decree entered in the above action and ordered to be sold by the order of court dated June 15, 1937, for the recovery of the sum of Rs. 3,520, with interest on Rs. 499.52 due up to March 8, 1937, aggregating to Rs. 4,019.52, with further legal interest on Rs. 3,520 from March 9, 1937, till payment in full and poundage, viz. :-

1. An undivided half part or share of and in all that land called Gedarakumbura, containing in extent 30 feet in length and 30 feet in breadth or three and one twentieth perches in the whole together, with the whole of the tiled house standing thereon, which formerly bore assessment No. 37, but it presently bears assessment No. 29, situate at Ambegamuwa road, in the town of Nawalapitiya, in Pasbage korale of Uda Bulatgama, in the District of Kandy, Central Province; which said entire land is bounded on the east by the wall of Cader Saibo's house, south by the limit of Ibrahim Lebbe's field, west by the land sold to Don Gabriel Appuhamy, and north by the road leading to Ambegamuwa.

2. All that land called Omaru Nainage Kumburu, fifty-six feet in length and eleven feet in breadth, together with the building thereon, situate in the town of Nawalapitiya aforesaid; which said land is bounded on the east by the limit of the remaining portion, south by the limit of Kuppa Kandu's land, west by the limit of the remaining portion of this land, and on the north by the premises which formerly bore assessment No. 37, and it presently bears No. 29, registered in Kandy Land Registry, in L. 2/357 and 16/171, and all the right, title, interest, and claim whatsoever of the said defendant in, to, upon, or out of the said several premises mortgaged by the defendant.

Fiscal's Office,
Kandy, December 2, 1939.

H. C. WIJESINHA,
Deputy Fiscal.

Southern Province.

In the District Court of Galle.

(1) S. J. Kalingawansa Original Plaintiff.
(2) Peter Pedrick de Silva of Galwehera Kosgoda Substituted Plaintiff.
No. 31,205. Vs.

(1) Trinvadura Edrick Mendis of Galwehera and others Defendants.

NOTICE is hereby given that on Tuesday, January 16, 1940, commencing at 12 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said, 1st, 3rd, 5th, 6th, and 7th defendants in the following property for recovery of the balance sum of Rs. 1,864.98 with legal interest on Rs. 4,184 from

December 19, 1932, up to December 18, 1935, and there, after on Rs. 1,386.90 up to date of payment in full at the same rate under writ in the above case, to wit :-

(1) All that undivided 6/8 parts of the soil and of the young plantation and of fruit trees standing thereon of the land called Balanchi-vidanepadinchiwaunpitiyewatta, situated at Kendalapitiya in Galwehera in Bentota Walallawiti korale of the District of Galle, Southern Province; and bounded on the north by Karajjapitiyewatta, east by Pettaduragederawatta, south by Ganapathigederawatta, and west by Hawarielakumbura; containing in extent 1 acre, and 1 rood.

(2) All that land called Anandagewatta, with all the plantations thereon, situated at Kandalapitiya in Galwehera aforesaid; and bounded on the north by Depuragewatta and Pelawatta, east by Anandagewatta, south by Ruwannettigewatta and Hopitiyewatta, and west by Perigewatta and Asohamypadinchiwaunwatta; containing in extent 1 acre and 2 roods.

(3) All that undivided 1/18 + 2/6 parts or shares of the land called Hapuhandigepitiya, exclusive of the planter's share of the four coconut trees of the 2nd plantation, situate at Galwehera in Bogahapitiya in the said korale aforesaid; and bounded on the north by Salewatta and Hopitiyewatta, east by Bejumezegewatta, south by Kaluwakankanamagewatta, and west by Heenkandewatta, and lot No. 3 of Weerawardenagederawatta; containing in extent 1 acre.

(4) All that undivided 1/3 part of the soil and soil share trees of the land called Bathgederawatta alias Bathogodawatta, situated at Galwehera in the said korale aforesaid; bounded on the north by Kaluwakankanamagewatta, east by Gunaratne Sirineris Padinchiwaunkaluwekankanamagewatta, south by Tharagamunigederawatta, and west by Karalagamewatta; containing in extent 27 perches.

(5) All that undivided 1/3 plus 1/4 parts of the soil and soil share trees of the land called Peththaduragederawatta, situated at Galwehera aforesaid; and bounded on the north by Ganapathigederawatta, east by Puregawatta and Depuragederawatta, south by Sinchapidinchiwasitinawatta, and west by Eswarawarisolindirisapadinchiwaunwatta; containing in extent 1 acre.

(6) All those undivided 2/3 + 1/28 + 1/28 parts of the soil and soil share trees together with an undivided 1/2 of planter's 1/3 share, and together with the planter's 1/3 share of the 3rd, 4th, and 5th plantations of the land called Hopitiyewatta alias Mahawatta, situated at Galwehera aforesaid; and bounded on the north by Perigewatta, east by Salegawatta and Wijemuni Pathes de Silva Padinchiwaunwatta, south by Heenkandewatta and Duyihannapadinchiwaunwatta, and west by Kirapadinchiwaunwatta and Bodiya-padinchiwaunwatta; containing in extent 2 acres.

(7) All those undivided 1/18 + 2/20 + 2/20 + 1/15 + 7/72 parts of the soil and soil share trees and 1/3 + 1/3 parts of the planter's share of all the plantations standing thereon of the land called Weerawardenagederawattatunepangumedabinkebella, situated at Galwehera aforesaid; and bounded on the north by part of this land, east by Kaluwakanamagewatta, south by part of this land, and west by Dothumuni Migiththunaidepadinchiwaunwatta; containing in extent 1 rood.

(8) All those undivided 5/48 + 2/48 + 5/48 parts of the soil and soil share trees together with an undivided 2/3 + 1/3 parts of the planter's share of the second and third plantations of the land called Weerawardenagederawattaturupettekebella, situate at Galwehera aforesaid; and bounded on the north by Heenkandewatta, east by Kaluwakanamagewatta, south by Weerawardenagederawattamedabinkebella, and west by Haljothidohamypadinchiwaunwatta; containing in extent 3 roods.

(9) All those undivided 1/3 + 1/3 parts of the soil and soil share trees of the land called Weerawardenagederawattadakunupettebinkebella, situate at Galwehera aforesaid; and bounded on the north by a part of this land, east by Kaluwakanamagewatta, south by Bathogodawatta, and west by Higiththuwapadinchiwaunwatta; containing in extent 2 roods.

(10) All that the land called Peirigewatta, situate at Galwehera aforesaid; and bounded on the north by Depuragederawatta, east by Patagederawatta, south by Hopitiyewatta, and west by Handunnetti Piyadorispadinchiwatta; containing in extent 1 acre.

(11) All that undivided 1/3 + 1/12 + 1/3 + 2/3 parts of the soil and soil share trees and the planter's share of the young plantation of the land called Depuragederawatta alias Pelawatta, situated at Kandalapitiya in Galwehera aforesaid; and bounded on the north by Bogahapitipansalaya-yiti-pinwatta alias Pettaduragederawatta, east by Karajjapitiyegankandekumbura, south by Puwekduwagederawatta alias Amendagewatta, and west by Depuragederawattakebella; containing in extent 2 roods.

(12) All that land called Dikkele, situate at Polathupalatha in Kosgoda within the said korale aforesaid; and bounded on the north by lot 1963, east by reservation for road, south by Crown land called Dickkele and land in T. P. 343,765, and west by land in T. P. 338,681; containing in extent 2 acres and 2 roods (exclusive of lot 13 in P. P. 11,604, a Crown reservation).

(13) All that undivided $\frac{1}{3}$ part of the soil and soil share trees of the land called Kuruminiyawatta, situate at Abungalla in Kosgoda aforesaid; and bounded on the north by Kilimenchiyelagewatta, east by Manamhimelagewatta, south by Arumodera Kilimenchiyelagewatta, and west by Walawwewatta and Hembangederawatta; containing in extent 3 roods.

(14) All that undivided $\frac{5}{6}$ ($\frac{1}{5} + \frac{1}{12} + \frac{1}{20} + \frac{11}{80} + \frac{2}{120}$) parts of the soil and of the soil share trees together with $\frac{5}{6}$ of the planter's half share of the 2nd and 3rd plantations and of the white-washed tiled new and old building standing thereon of the land called Welimuni Abraham Mendis Abeyasekera Padinchiwaun Jasenlugewatta, situated at Galwehera aforesaid; and bounded on the north by J. S. de Soysa Padinchiwaunwatta, east by L. D. Thabrew Padinchiwaunwatta, south by T. O. Mendis Padinchiwaunwatta, and Sadiris Mendis Padinchiwaunwatta, and west by land belonging to A. D. Thabrew and W. Sadiris, in extent about $1\frac{1}{2}$ acres.

Deputy Fiscal's Office,
Balapitiya, December 11, 1939.

SAM RANASOORIYA,
Deputy Fiscal.

Northern Province.

In the Court of Requests of Jaffna.

Robert Fonniah Hunt of Sandilippai Plaintiff.
No. 4,349/A. Vs.

Kandappah Chellathurai of Mithilie Farm, Paranthan Defendant.

NOTICE is hereby given that on Saturday, January 13, 1940, at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendant for the recovery of the sum of Rs. 160.90, with legal interest thereon from July 20, 1936, till payment in full and costs of suit Rs. 44.32 and poundage and charges, in the following property, viz. :—

All that piece of land situated at Kilinochchy in Paranthan parish, Karaichchy Division of the Jaffna District, Northern Province, called Meethilai kamam in extent 44 acres and 21 perches; and bounded on the east by Visuvanather Nallathamby, north by lot No. 52 marked in plan No. 5, west by R. P. Hunt, and on the south by road.

Fiscal's Office, Jaffna, December 12, 1939.

M. SELVADURAI,
Additional Deputy Fiscal.

In the District Court of Jaffna.

In the matter of the estate of the late Kanapathippillai Sinnathambay of Vannarponnai East.

No. 5,826 Testy.

Nagapper Subramaniam of Point Pedro Administrator.

NOTICE is hereby given that on Thursday, January 11, 1940, at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said administrator for the recovery of the sum of Rs. 779.27 and Re. 1.80 being costs of writ and poundage and charges, less a sum of Rs. 120 already deposited, in the following property, viz. :—

Land situated at Singapaguthevankurichchy in Puloly East, Point Pedro parish, Vadamaradchchy Division of the Jaffna District, Northern Province; called Kaladdy in extent 25 lachams varagu culture and 14 kulies; of this 4 lachams varagu culture and $7\frac{27}{32}$ kulies being lots Nos. 17 and 18 of plan No. 649 of October 19, 1903, prepared by G. C. Kanapathippillai, Licensed Surveyor; and filed of record in partition case No. 2,602, D. C., Jaffna; and a further extent of 3 kulies on the west out of a piece of land situated at Malavarayakurichchy in Puloly East called Kaladdy, in extent 4 perches, being lots Nos. 10,408 and 10,409 in survey plan No. 225,574; and a further extent of 2 lachams varagu culture on the centre towards the north of a piece of land situated at Singapaguthevankurichchy in Puloly East called Kaladdy in extent $15\frac{1}{2}$ lachams varagu culture and ditto Kaladdy in extent $8\frac{1}{2}$ lachams varagu culture; the said 4 lachams varagu culture and $7\frac{27}{32}$ kulies, the 3 kulies and the 2 lachams varagu culture aggregating to an extent of 7 lachams varagu culture and 7 kulies according to survey plan No. 6,103 of March 25,

1936, prepared by G. C. Kanapathippillai, Licensed Surveyor; of this, lots Nos. 3 and 4 on the east in the said plan in extent 3 lachams varagu culture and $12\frac{1}{2}$ kulies; bounded on the east by N. Swaminatha Sarma, north by road, west by the western $\frac{1}{3}$ share, being lots Nos. 1 and 2 marked in the said plan, and on the south by the heirs of Narasingher Nagamuttu and by others; the whole hereof within the boundaries together with the superstructure of the stone-built house, coconut, arecanut and mango trees.

Fiscal's Office,
Jaffna, December 12, 1939.

M. SELVADURAI,
Additional Deputy Fiscal.

North-Western Province.

In the District Court of Kurunegala.

The Chettinad Corporation, Ltd., by its attorney
Kawanna Suppiah Pulle of Elabodagama Plaintiff.
No. 16,881. Vs.

Senarat Dasanayaka Elizabeth Perera of Debaraliyadda estate, Pannala in Katugampola Medapattu korale west (dead) Defendant.

(1) Tudor Jayatilaka, (2) F. B. Jayatilaka, (3) R. B. Jayatilaka, all of Pannala, (4) Degmund Nella Jayatilaka of Panadura Substituted Defendants.

NOTICE is hereby given that on Saturday, January 13, 1940, at 10 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property for the recovery of the balance sum of Rs. 123.75, and poundage, viz. :—

The land now called Debaraliyaddemahawatta, comprising Gorokgahagodellewatta, Delgahahena, Lunumidela-gahawatta and Delgahamulawatta, situate at Pannala in Katugampola Medapattu korale west of Katugampola hatpattu in the District of Kurunegala, North-Western Province; and bounded on the north by land of Tudor Jayatilleke and his brothers, east by land of Mr. Bandaranayake, south by land of John Singho and Mr. A. P. Goonatilleke, Notary, and road, west by lands of John Singho and others; containing in extent about 40 acres, together with the buildings and plantations thereon.

Fiscal's Office,
Kurunegala, December 12, 1939.

CHARLES DE SILVA,
Deputy Fiscal.

In the District Court of Puttalam.

Sona Kana Roona Sona Sockalingam Chettiar by his attorney Ana Murugiah Pillai of Puttalam Substituted Plaintiff.
No. 4,558. Vs.

(1) G. Anthonippillai, a minor, appearing by her guardian ad litem, (2) Sevastiampillai Mariamma of Tetapalai Defendants.

NOTICE is hereby given that on Wednesday, January 10, 1940, commencing from the first land at 9 o'clock in the forenoon and on the succeeding days at the above hour until all the properties are sold, will be sold by public auction at the respective lands the right, title and interest of the said defendants in the following property for the recovery of the sum of Rs. 5,500 with legal interest from July 22, 1935, till payment in full and costs of suit due on mortgage bond No. 4,391 dated March 21, 1928, and attested by Mr. V. M. Anthonippillai of Puttalam, Notary Public (less a sum of Rs. 1,460), viz. :—

1. The unexpired term of lease created upon deed No. 4,390 for 15 years commencing from March 21, 1928, of the undivided $\frac{2}{3}$ share from and out of the portions of land called and known as Manjady Cholai Senkalkattu Vavun Kany mentioned in title plan No. 137,229, situated at Kadayamottai village in Kil Akkarai pattu south, Puttalam pattu division in the District of Puttalam, North-Western Province; and consisting of about 2,850 trees on the north-eastern side; and bounded on the north, east, south, and west by reservation; and containing in extent within these boundaries 134 acres, and registered in H 50/115.

2. The unexpired term of lease created upon deed No. 3,994 of January 28, 1927, from 15 years, commencing from January 28, 1927, of the coconut garden combined of 3 portions called and known as Poethangitotam and Kombeewattantotam, situate at Tetapalai in the aforesaid pattu and as per plan surveyed and made by Samarakoon, Surveyor; and bounded on the north by land belonging

to Roman Catholic Church and Savariel, east by land belonging to the heirs of Ana Vana Marianipillai Udayar and others, south by reservation, west by land belonging to the heirs of Mohamedo Cassim Marikar; and containing in extent within these boundaries 29 acres, and 24 perches, and registered in H 56/210.

3. An undivided 1/4 share from and out of the coconut garden called and known as Poozary totam, adjoining the land called Poonaitthoongivambi village (the aforesaid pattu; and bounded on the north by land belonging to the heirs of E. S. M. Mohamedo Cassim Marakar and others, east by the common boundary of the land belonging to Alithamby Marakar and others, south by the common ridge of the field belonging to Pedro Gabriel Pillai's father, and watershed, and west by Gansabhawa road; and containing in extent of about 2 acres within these boundaries, and registered in H 56/206.

4. An undivided 1/4 share from and out of the coconut garden combined of 2 portions together called and known as Karambe Kadu, mentioned in title plan Nos. 228,323 and 228,324, situate at Karambe village in Tetapolai aforesaid; and bounded on the north and west by reservations, east by land lot No. G 838 depicted in preliminary plan No. 1,891 belonging to Maditheenu Fonseka, south by Crown land; and containing in extent within these boundaries 22 acres 2 roods and 36 perches, and registered in H 36/206A.

5. An undivided 1/4 share from and out of the coconut garden called and known as Karambe Kadu, situate at Karambe aforesaid; and bounded on the north by ground left by the side of the road, east by land mentioned in title plan No. 180,680 belonging to K. P. S. Segu Sickander, south by land mentioned in title plan No. 223,831 belonging to Simon Gnanamuttu, and west by land mentioned in title plan No. 223,914; and containing in extent within these boundaries 14 acres and 36 perches, and registered in H 25/156.

6. An undivided 1/4 share from and out of an undivided 11/36 share from the land called and known as Kanjirayadi or Sembukinatady Kany, situate at Tetapolai aforesaid; and bounded on the north by footpath, east by land belonging to the deceased Santhiagopillai, south by footpath, and west by the common boundary of the land belonging to Savary Vastian; and containing in extent within these boundaries of about 8 acres, together with the cadjan roofed brick buildings, and registered in H 37/178.

7. An undivided 1/2 share from an undivided 1/4 share from and out of the land called and known as Karambe Kany, situate at Karambe aforesaid; and bounded on the north by Karambe jungle belonging to Ilayapillai, east by Karambe jungle belonging to Mohiadeen Pitche Segothamby, south by Karambe land belonging to Ramasamy Kattaumma and others, and west by land mentioned in title plan No. 140,491; and containing in extent within these boundaries 3 acres 3 roods and 18 perches, and registered in H 45/16.

8. An undivided 1/4 share from and out of the land called and known as Poocheytotam, situate at Tetapolai aforesaid; and bounded on the north by land belonging to St. Sebastian Church and others, east and west by roads, south by land belonging to Meera Naina Sammanotty's heirs; and containing in extent within these boundaries 6 acres and 21 perches, and registered in H 45/17.

9. An undivided 1/4 share from and out of the land called and known as Vettady totam, situate at Nayakker Chenai village aforesaid; and bounded on the north by water-course and road, east by land belonging to Arumugam Chetty Kandiah Chetty and others, south by land belonging to Roman Catholic Church, and west by land belonging to Philipu Brito Pillai; and containing in extent within these boundaries 17 acres 1 rood and 11 perches, and registered in H 26/4.

10. An undivided 1/4 share from and out of the land called and known as Karambekany, situate at Karambe village aforesaid; and bounded on the north by land claimed by Kattaumma and others and by land mentioned in title plan No. 143,665, east by land claimed by Segothamby and others, south by Noor Mohamedo totam claimed by Segu Ismail and Poovarasankuli claimed by Kachi Marakar, south-west by Poovarasankuli totam belonging to Kanniah Nayakker, and west by land claimed by Tamby Naina Pillai, north-east by land claimed by Sinnakutty; and containing in extent within these boundaries 3 acres and 21 perches, and registered in H 8/202.

11. An undivided 1/4 share from and out of the coconut garden called and known as Kanjuraiyadikany, situate at Puliyaichenai connected to Tetapolai aforesaid; and bounded on the north by footpath Mawatta, east by land belonging to Peer Mohamedo, south by reservation, west by land belonging to Testamentary suit No. 537; and containing in extent about within these boundaries 6 acres, and registered in H 56/207.

12. An undivided 1/4 share from and out of the land combined together by 3 portions called and known as Poovarasankuli totam, situate at Tetapolai aforesaid; and bounded on the north by Karambe jungle belonging to the heirs of Thamby Naina Pillai and others, east by land belonging to the heirs of Segu Ismail Marakar and others, south by road and land mentioned in title plan No. 147,519 and Vannan Kovil totam belonging to the heirs of Alithamby Marakar, and west by Tillayankuli jungle belonging to the heirs of Alithamby Marakar and Crown footpath; and containing in extent within these boundaries 15 acres 2 roods and 21 perches, and registered in H 45/18.

13. An undivided 1/4 share from and out of the land called and known as Poovarasankuli, situate at Tetapolai aforesaid; and bounded on the north by land mentioned in title plan No. 143,661 and on all the other sides by land the title of which are claimed by the countrymen; and containing in extent of 2 acres 3 roods and 35 perches, and registered in H 56/208.

14. An undivided 1/4 share from and out of the land called and known as Karambekany, situate at Karambe village aforesaid; and bounded on the north by Crown land left on the side of the road and land mentioned in title plan No. 223,914, east by lands mentioned in title plans Nos. 140,461, 230,537 and 143,661, south by land lot No. H 450 depicted in preliminary plan No. 1,098 and land mentioned in title plan No. 155,323, and west by Crown land; and containing in extent within these boundaries 9 acres 2 roods and 33 perches, and registered in H 56/209.

Deputy Fiscal's Office,
Puttalam, December 11, 1939.

M. SRIKHANTA,
for Deputy Fiscal.

Province of Uva.

In the District Court of Badulla.

In the Matter of the Estate of Don David Abeysekera deceased.

The Commissioner of Estate Duty Petitioner.
No. E. D. 476/A

Testy. D. C. Badulla 1,004. Vs.

(1) Somawathie Wijekoon, (2) Arthur Henry Wijekoon, both of Uva Dickarawa estate, Bandarawela, being the executors of the estate of the above-named deceased Respondents.

NOTICE is hereby given that on Saturday, January 13, 1940, at 3.30 in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said respondents as executors of the estate of the late D. D. Abeysekera in the following property, for the recovery of the sum of Rs. 2,295.59 with interest thereon at 4 per cent. per annum from December 16, 1938, to date of payment, viz. :—

The house and premises called Mariyan Cottage bearing assessment Nos. 96 and 97 in Bandarawela town alias the land called Dambagahaulpotha, situated in Bandarawela, in Mahapalata korale, in Udukinda Division, in Badulla District of the Province of Uva; containing in extent 2 acres and 32 perches; and bounded on the north by Crown land, west by the bungalow and land belonging to Agie Soris wife of S. P. Motha, south by land belonging to the Railway Department, and on the east by another portion of Dambagahaulpotha belonging to S. J. Soris, together with all the buildings and everything thereon.

Fiscal's Office,
Badulla, December 11, 1939.

T. J. MENDIS,
Deputy Fiscal.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Sikkander Bachcha, late of 58, Ferry street, Colombo, deceased.

Mohamed Umma, widow of Sikkander Bachcha, deceased, of 58, Ferry street, Colombo Petitioner.

THIS matter came on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on November 24, 1939, in the presence of Mr. T. Canagarayer, Proctor, on the part of the petitioner above-named and (1) the affidavits

of the said petitioner dated November 24, 1939, (2) of the attesting witnesses also dated November 24, 1939, having been read :

It is ordered that the last will of Sikkander Bachcha deceased, of which the original has been produced and is now deposited in this court, be and the same is hereby declared proved and it is further declared that the petitioner is the executrix in the said last will and that she is entitled to have probate thereof issued to her accordingly unless any person or persons interested shall, on or before January 25, 1940, show sufficient cause to the satisfaction of this court to the contrary.

December 6, 1939.

C. NAGALINGAM,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testamentary Jurisdiction. In the Matter of Collin Colfred Jacobs, deceased. No. 8,703.

And

In the matter of an application under Section 549, and other related Sections of Chapter XXXVIII. of the Civil Procedure Code, 1889.

Irene Eunice Alphonso nee Jacobs of Colfred House, Hill street, Colombo Petitioner.

And

(1) Doreen Muriel Jacobs of Hill street, a minor appearing by her guardian *ad litem*, (2) L. P. Vandersay of Kotahena Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on November 30, 1939, in the presence of Mr. John Wilson Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated November 9, 1939, having been read :

It is ordered, (a) that the 2nd respondent be and he is hereby appointed guardian *ad litem* of the minor, the 1st respondent above named, to represent her for all the purposes of this action, and (b) that the petitioner be and she is hereby declared entitled, as daughter of the above named deceased, to have letters of administration *de bonis non* to his estate issued to her, unless the respondents above named or any other person or persons interested shall, on or before February 1, 1940, show sufficient cause to the satisfaction of this court to the contrary.

December 6, 1939.

C. NAGALINGAM,
District Judge.

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testamentary Jurisdiction. In the Matter of Mina Georgina Cecilia Beatrice Lilla de Lamiliere Dunbar-Schultze of No. 9,087.

34
P.O. 16.00
21/11/39
In the matter of an application under Section 549, and other related Sections of Chapter XXXVIII. of the Civil Procedure Code, 1889.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on December 6, 1939, in the presence of Messrs. F. J. & G. de Saram, Proctors, on the part of the petitioner, Claude Herbert Bois of Colombo and (1) the affidavit of the said petitioner, dated December 1, 1939, (2) the power of attorney dated July 5, 1939, and (3) the Order of the Supreme Court dated November 23, 1939, having been read : It is ordered that the will of the said Mina Georgina Cecilia Beatrice Lilla de Lamiliere Dunbar-Schultze, deceased, dated August 21, 1928, a certified copy of which under the Seal of His Majesty's High Court of Justice in England has been produced and is now deposited in this court be and the same is hereby declared proved; and it is further declared that the said Claude Herbert Bois is the attorney in Ceylon of the executor named in the said will and that he is entitled to have letters of administration (with will annexed) issued to him accordingly, unless any person or persons interested shall, on or before December 21, 1939, show sufficient cause to the satisfaction of this court to the contrary.

December 6, 1939.

C. NAGALINGAM,
District Judge.

In the District Court of Negombo.

Order Nisi.

32
Testamentary In the Matter of the Intestate Estate of Jurisdiction. In the Matter of the late Ranabahu Atukoralalage Baronch Appuhamy, of Mabodale, deceased. No. 3,109.

Don Henrick Ranabahu of Mabodale Petitioner.

32
P.O. 16.00
21/11/39
Vs.
(1) Ekanayaka Atukoralalage Selo Nona Hamine, (2) Don Podasingho Ranabahu, (3) Dona Podinona Ranabahu, (4) Don Bastian Ranabahu, (5) Dona Pundinona Ranabahu, (6) Pathiraja Appuhamillage Mary Nona, Hamine all of Mabodale Respondents.

THIS matter coming on for disposal before T. Weeraratna, Esq., District Judge of Negombo, on November 15, 1939, in the presence of Mr. L. Samaratinga, Proctor, on the part of the petitioner; and the petition and affidavit of the said petitioner dated November 11, 1939, having been read :

It is ordered and decreed that the petitioner be and he is hereby declared entitled as the eldest son of the above-named deceased to have letters of administration to the said estate issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before December 7, 1939, show sufficient cause to the satisfaction of this court to the contrary.

November 15, 1939.

S. C. SANSONI,
District Judge.

Time for showing cause against this Order Nisi is extended to January 26, 1940.

December 7, 1939.

T. F. C. ROBERTS,
District Judge.

In the District Court of Kalutara.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. In the Matter of Kopiaiwattage Charles Perera of Pelpola, deceased. No. 2,873.

THIS matter coming on for disposal before Waldo Sansoni, Esq., District Judge of Kalutara on July 19, 1939, in the presence of Mr. J. F. S. de Fonseka, Proctor, on the part of the petitioner, Edussuriyage Andy Perera of Barutupola; and the affidavit of the said petitioner dated April 3, 1939, having been read :

It is ordered that the will of Kopiaiwattage Charles Perera of Pelpola, deceased, dated December 19, 1938, bearing No. 2,006 and now deposited in this court, be and the same is hereby declared proved, unless the respondents — (1) Kopiaiwattage Handy Perera, (2) ditto Tissa Nona Perera, (3) ditto Nona Perera, (4) ditto Punchy Singho Perera, (5) ditto Lily Nona Perera, (6) ditto Essy Nona Perera, (7) ditto Nelly Nona Perera, (8) Edussuriyage Charlotte Nona, all of Pelpola — or any other person or persons interested shall, on or before September 1, 1939, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Edussuriyage Andy Perera of Barutupola is the executor named in the said will, and that he is entitled to have probate of the same issued to him accordingly, unless the respondents or any other person or persons interested shall, on or before September 1, 1939, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that Loku Liyanage Gabriel Alwis Appuhamy of Pelpola, be and he is hereby appointed guardian *ad litem* over the 1st, 4th, 5th, 6th, 7th, and 8th respondents, who are minors, for all the purposes of this action, unless the respondents shall, on or before September 1, 1939, show sufficient cause to the satisfaction of this court to the contrary.

July 19, 1939.

W. SANSONI,
District Judge.

The date for showing cause is extended for November 17, 1939.

W. SANSONI, D.J.

The date for showing cause is extended for December 22, 1939.

W. SANSONI, D.J.

In the District Court of Kalutara.

Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Estate of the late Jurisdiction. Kalubowilage Dona Leinona Hamine, No. 2,878. deceased of Kalupahana.

Haturusinghearatchige Girigoris Perera of Kalupahana Petitioner.

(1) Haturusinghearatchige Bosamin Nona of Wewita, (2) Haturusinghearatchige Albert Perera, (3) ditto Martin Perera, (4) ditto Peter Perera, (5) ditto Aron Perera, (6) ditto William Perera alias Dionis Perera, minor by his guardian *ad litem* the 7th Respondent, (7) ditto Hendrick Perera, all of Kalupahana, Respondents.

THIS matter coming on for disposal before Waldo Sansoni Esq., District Judge of Kalutara, on August 29, 1939, in the presence of Messrs. Tirimanne and Meegama, Proctors, on the part of the petitioner Haturusinghearatchige Girigoris Perera of Kalupahana, and the affidavit of the said petitioner dated July 31, 1939, having been read :

It is ordered that the petitioner above-named be and he is hereby declared entitled, as widower of the deceased above-named, to have letters of administration to her estate issued to him, unless the respondents or any other person or persons interested, shall, on or before October 19, 1939, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said 7th respondent be and he is hereby appointed guardian *ad litem* over the said 6th respondent, who is a minor for all the purposes of this action unless the respondents shall, on or before October 19, 1939, show sufficient cause to the satisfaction of this court to the contrary.

W. SANSONI,
District Judge.

August 29, 1939.

The date for showing cause against this *Order Nisi* is extended for December 21, 1939.

W. SANSONI,
District Judge.

In the District Court of Galle.

Order Absolute declaring Will proved.

Testamentary In the Matter of the Last Will and Testament of Emaliya Ranaweera of Miripenna in Talpe, deceased.

Talpe Madanayakage Charles of Miripenna in Talpe Petitioner.
John Paul Ranaweera of Miripenna, Talpe. Respondent.

THIS matter coming on for disposal before N. M. Bharucha, Esq., District Judge of Galle, on October 23, 1939, in the presence of Mr. P. B. de Silva, Proctor, on the part of the petitioner and the affidavits of the said petitioner dated October 12, 1939, and of the Notary attesting the last will and testament dated October 7, 1939, and of the witnesses thereto, having been read :

It is ordered that the will of Emaliya Ranaweera of Miripenna, deceased, dated April 12, 1939, and now deposited in court, be and the same is hereby declared proved.

It is further declared that the said Talpe Madanayakage Charles is the executor named in the said will, and that he is entitled to have probate of the same issued to him accordingly.

N. M. BHARUCHA,
District Judge.

October 23, 1939.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Koruwege Henry Fernando, late of No. 7,902. Somi Niwasa, Dodanduwa, deceased.

Nellie Fernando of Somi Niwasa; Dodanduwa. Petitioner.
(1) Kalyani Somalatha Fernando, (2) Rukmini Fernando, both of Somi Niwasa, Dondanduwa,
(3) Gallege William de Silva, of Dodanduwa. Respondents.

THIS action coming for disposal before N. M. Bharucha, Esq., District Judge of Galle, on December 1, 1939, in the

presence of Messrs. D. & R. Amarasuriya, Proctors, on the part of the petitioner, Nellie Fernando; and the affidavit of the said petitioner dated November 30, 1939, having been read: It is declared that the said petitioner, Nellie Fernando, of Somi Niwasa, Dodanduwa, is entitled to have letters of administration issued to her accordingly, unless the respondent or any person or persons interested shall, on or before February 16, 1940, show sufficient cause to the satisfaction of this court to the contrary.

December 1, 1939.

N. M. BHARUCHA,
District Judge.

In the District Court of Galle

Order Absolute declaring Will proved, &c.

Testamentary In the Matter of the Estate of the late Jurisdiction. A. G. Jayasundere, Mudaliyar, deceased, No. 7,903. of Hapugala, Galle.

THIS matter coming on for disposal before A. L. Jayasuriya, Esq., Additional District Judge of Galle, on December 7, 1939, in the presence of Messrs. C. L. & M. L. N. Wickremasinghe Proctors, on the part of the petitioner; and the affidavit of Hayes Jayasundere, dated December 7, 1939, and the affidavit of William de Silva, Notary Public, and Appuge Don Uberis, de Silva dated December 7, 1939, having been read, and the next of kin having consented.

It is ordered that the will of A. G. Jayasundere, Mudaliyar deceased, dated February 30, 1930, be and the same is hereby declared proved.

It is further declared that the said Hayes Jayasundere is the executor named in the said will, and that he is entitled to have probate of the same issued to him accordingly.

A. L. JAYASURIYA,
Additional District Judge.

December 7, 1939,

In the District Court of Matara.

Order Nisi.

Testamentary In the Matter of the Estate of the late No. 4,043. Lanka Geeganage Sadiris Silva, deceased, of Lalpe.

This matter coming on for disposal before L. H. de Alwis, Esq., District Judge of Matara, on August 1, 1939, in the presence of Mr. G. G. Wijesuriya, Proctor, on the part of the petitioner, Katapodi Aratchige Podinona of Lalpe and the affidavit of the said petitioner dated May 4, 1939, having been read :

It is ordered that the said petitioner be and she is hereby declared entitled, as widow to have letters of administration to his estate issued to her unless the respondents—(1) Lanka Geeganage Karunasena of Tihagoda, (2) Lanka Geeganage Somapala, (3) Lanka Geeganage Gunadasa, both of Lalpe, minors by their guardian *ad litem*, (4) Piladuwa Parana Hevage Peter of Dondra or any other person or persons interested shall, on or before October 2, 1939, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the 4th respondent be and is hereby appointed guardian *ad litem* over the said minor respondents 1 to 3 for all purposes of this action unless the said respondents or any other person or persons interested shall, on or before October 2, 1939, show sufficient cause to the satisfaction of this court to the contrary.

August 1, 1939.

K. D. DE SILVA,
District Judge.

Date extended to November 6, 1939.

L. H. DE ALWIS,
District Judge.

Date extended to December 18, 1939.

-L. H. DE ALWIS,
District Judge.

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In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. Murugesu Kanapathippillai of Navaly
No. 803. North, deceased.

Kanapathippillai Nadarajah of Navaly Petitioner.

Kanapathippillai Kanagasabai of Navaly, presently of
the Railway Audit Office, Colombo Respondent.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on November 28, 1939, in the presence of Mr. S. Thirunavukkarasu, Proctor, for petitioner and the affidavit of the petitioner dated November 28, 1939, having been read :

It is ordered that letters of administration in respect of the estate of the above-named deceased be granted to the petitioner, as son and heir of the said deceased, unless the above-named respondent or any other person shall, on or before January 17, 1940, show sufficient cause to the satisfaction of this court to the contrary.

December 5, 1939.

C. COOMARASWAMY,
District Judge.

In the District Court of Jaffna (held at Point Pedro.)

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Palanay Vallipuram of Alvai South,
No. 100/P.T. deceased.

Vairavan Palany of Alvai South Petitioner.

Vs.

Sithampalam, wife of Palany of ditto Respondent.

THIS matter coming on for disposal before S. Rodrigo, Esq., Additional District Judge, in September 22, 1939, in the presence of Mr. C. Thanabalasingham, Proctor, on the part of the petitioner and the petitioner and affidavit of the petitioner having been read : It is ordered that the petitioner be declared entitled to take out letters of administration as the father of the said deceased and that letters of administration be accordingly issued to the petitioner, unless the respondent or any other person shall, on or before October 27, 1939, show sufficient cause to the satisfaction of this court to the contrary.

October 7, 1939.

Extended for November 17, 1939.

October 27, 1939.

Extended for December 21, 1939.

November 17, 1939.

S. RODRIGO,
Additional District Judge.

S. Rodrigo.
A.D.J.

S. RODRIGO,
A. D. J.