

THE

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PART II.--LEGAL.

(Separate paging is given to each Part in order that it may be filed separately.)

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B 1

DISTRICT AND MINOR COURTS, NOTICES. L.D.-B 253/40.

The Village Communities Ordinance.

THE Village Tribunal established in the Chief Headman's division of Sammanturai pattu in the Eastern Province having, with the approval of the Government Agent of the Eastern Province, set apart the building specified in the schedule hereto as a court-house, it is hereby notified under section 127 of the Village Communities Ordinance (Chapter 198), that such building is the court-house at Irakkamam of such Village Tribunal.

The Kachcheri, Batticaloa, December 21, 1940.

R. Y. DANIEL Acting Government Agent.

Description of Building.

The building called the Irrigation Department Circuit Bungalow, situated at Irakkamam near the 40th milepost on the Sammanturai-Irakkamam Public Works Department road in the Batticaloa District of the Eastern Province, and bounded on the north-east by the above-mentioned road and all other sides by the bed of the Irakkamam tank.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

In the matter of the insolvency of Irene Alexandra No. 5.562. Insolvency. Edrisinghe of Bambalapitiya, Colombo.

WHEREAS the above-named Irene Alexandra Edrisinghe has WHEREAS the above-named Irene Alexandra Edrisinghe has filed a declaration of insolvency, and a petition for the sequestration of her estate has been filed by E. A. M. Karunaratne of Colpetty, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Irene Alexandra Edrisinghe insolvent accordingly; and that two public sittings of the court, to wit, on January 28, 1941. and on Fabruary 25, 1941. 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 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 20, 1940. Secretary.

In the District Court of Colombo.

In the matter of the insolvency of E Tambyaiah Lyman of 69, Modera Mutwal, Colombo. No. 5,563. of Hamilton Insolvency. street.

WHEREAS the above-named H. T. Lyman has filed a declaration WHEREAS the above named H. T. Lyman has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by T. Sabanayagam of Shady Grove avenue. Cotta road, Borella, under the Ordinance No. 7 of 1853 : Notice is hereby given that the said court has adjudged the said H. T. Lyman insolvent accordingly ; and that two public sittings of the court, to wit, on January 28, 1941, and on February 25, 1941, 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. required to take notice. By order of court, C. EMMANUEL,

December 20, 1940.

Secretary.

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/ In the District Court of Kandy. No. I 41. In the matter of the insolvency of N. Y. Correy of Kandy. NOTICE is hereby given that a mosting of the creditor of the above-named insolvent will take place at the sitting of the court on January 31, 1941, to consider the granting of a certificate of conformity to the above-named insolvent.

December 20, 19 Secretary.

If the District Court of Galle. No. 714 Ins. The matter of the insolvency of Watavege Guna-sekera of Ahangama, Arrying of business at Galle Bazaar. 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 January 31, 1941, for the last examination of the above-formed insolvent. By order of court, M. N. PEDRS December 20, 1940. Secretary. NOTICES OF FISCALS' SALES. 22 funcies Western Province. In the Court of Requests of Colombo.

D. H. W. Tennakoon of Muduwa Walawwa, Ratnapura . . Plaintiff. No. 64,056 C. R., Colomb

All that estate known as "Stratonwyk estate" lot B with the buildings and all the plantation standing thereon, situated at Ekala in the Ragam pattu of Alukuru korate in the District of

Colombo, Western Province; and bounded on the north-east by lot A of the same estate, south by Ja-ela, west by the land of Bastian Silva and lot marked C of the same estate, and on the north-west by the high road leading from Ja-ela to Minuwangoda; containing

in extent 67 arcs 2 roods and 32 perches. The amount to be recovered is Rs. 285 75, with interest on Rs. 250 at 9 per cent. per annum from March 28, 1940, till payment. in full.

Deputy Fiscal's Office, Negombo, December 21, 1940.

S. AMIRTHALINGAM, Deputy Fiscal.

In the Court of Requests of Teldeniya.

No. 7,792. H. E. W. P. Balasooriya, Teamaker of L'dispattu Defendant. NOTICE is hereby given that on Priday, January 31, 1941, at 2.30 in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 98.72, with legal interest on Rs. 52.07 from August 41, 1933, to September 23, 1939, and costs Rs. 20.25, less Rs. 90, and poundage which the said plaintiff has recovered against the said defendant by a judgment of the said court bearing date January 29, 1932 :--

of the said court bearing date January 29, 1932 :---An undivided ½ part or share of and in all that land called Bala-gahatenne estate of the extept of about 23 acres, situate at Waradi-wela in Udasiyapattu of Uda Dumbara in the District of Kandy, Central Province; and bounded on the east by the limit of Kurun-deniyehena and Kandura or Maditta, south-east by Muttu Pillai's land, Naide's land and Puncha's land, north-east by the limit of Bombukelle land, north by oya, west by Ukkuwa Vidane's father-land and kandura, together with the buildings, plantations and everything thereon, subject to a lease created by deed No. 485 of July 10, 1932, and attested by Mr. M. Chelvatamby, Notary Public.

Fiscal's Office. Kandy, December 23, 1940. C. B. HERAT. Deputy Fiscal.

Southern Province.

Patiniflurage Ranoris of Walliwala Lessee. Ato. 9,399. Vs.

(2) Hohamed Samsudeen Ismail Pathuma Hanoon, and hus-band. (3) Mohamed Samsudeen Ismail, presently both of Fort,

Galle . . .

NOTICE is hereby given that on Friday, February 7, 1941, commencing at 2.30 in the afternoor, will be sold by public auction at the premises the right, file, and interest of the said 2nd and 3rd defendants in the following property for the fecovery of a sum of Rs. 73.25, viz. :--

All that the land called Gorubewilawatta, situated at Midigama in Weligam korale of Matara District, Southern Erovince; and bounded on the north by Lunumadalaganawatta, Thandakhena, and Ginigalhena, east by Delgahakoratawa, Gallindakoratuwa and Hellawakumbura, south by Agirisagekoratuwa, Weralugahakoratuwa and Panukereweyiturukebella, and on the west by Udumullebadu-pelaruppa, Pahalakoratuwa, and Ambagahawatta; and containing in extent about 18 acres.

Deputy Fiscal's Office, Matara, December 20, 1940.

In the Court of Requests of Tangalla.

In the Court of Requests of Langaum. The Astorney-General of Ceylon Plaintiff. No. 16,012. Vs.

Galappattige Saundias de Silva of Beliatta Defendant. NOTICE is hereby given that on Saturday, January 25, 1941; commencing at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following propert, for the recovery of Rs. 41.25 viz. :--

At Talamporuwa. It (1) Undivided 1 share of the land called Mahabaddiwela in extent 9 acres 3 roods and 22 perches, situated at Talamporuwa in East Giruwa pattu of the Hanbantota District; and bounded on the north by Crown land, east by Katherahakumbura south by Dangahahena, and west by Ihalakumbura. (2) Undivided 1 share of the land called Ihalakumbura in extent 12 acres 1 rood and 19 perches, situated at Talamporuwa aforesaid ; and bounded on the north by Crown land, east by Mahabaddiwela, south by Dangahahena, and west by Witdarade. (3) Undivided 1 share of the land called Ganebaddiwela in extent 3 acres 3 roods and 38 perches, situated at Talamporuwa aforesaid ; and bounded on the north by Weligodella, east and south by Maha-oya, and west by ela.

oya, and west by ela. (4) Undivided ½ share of the land called Udamulana in extent 3 acres 3 roods and 38 perches, situated at Talamporuwa aforesaid; and bounded on the north by Bata-atagemulana, east by Weli-godella, south by Penode and west by Pinmulana.

Deputy Fiscal's Office, Tangalla, December 19, 1940.

P. D. WEERAMAN, Additional Deputy Fiscal.

Morth-Western Province.

In the District Court of Chilaw.

(1). Plaintiffs

Vs.32. 60

NOTICE is hereby given that on Saturday, January 25, 1941, at 10 o'clock in the forenoon, will be sold by public auction at the respective premises the right, title, and interest of the said 1st, 2nd and 3rd defendants in the following property mortgaged with the plaintiffs by bond No. 8,787 dated May 27, 1932, and attested by M. D. A. S. Gunasekera, Notary Public, and declared specially bound and executable under decree dated September 3, 1940, and ordered to be sold by order of court dated November 4, 1940, for the recovery of the sum of Rs: 4,940 with interest thereon at the rate of 9 per cent. per annum from February 2, 1940, till paythe rate of 9 per cent. per annum from February 2, 1940, till payment in full and costs and poundage :-

All that undivided 1 share of the land called Barampolawatta together with the trees, plantations and the buildings thereon situated at Palu Barampola in Karandapattu korale, Katugampola situated at Palu Barampola in Karandapattu korale, Katugampola hatpattu in the District of Kurunegala, North-Western Province; and bounded on the north by the land mentioned in plan No. 279,704, on the east by land claimed by natives, on the south by land claimed by natives, bund and Gurulamewewa, Bakmee-gahawewa, a road and compass road, and on the west by Crown land and land claimed by villagers containing in extent 50 acres 2 roods and 39 perches, excluding the existing road and registered in C 569/297. 2. All that land called Nucaeshamulaestte territ

2. All that land called Nugagahamulawatta together with all the trees plantations and the buildings thereon situated at Etun-gahakotuwa in Yagampattu korale of Katugampola hatpattu ganakotitwa in ragampatti korale of Katugampota natpatti aforesaid; and bounded on the north by the fence of Uduma Lebbe and others, on the east by the fence of the land Delgahamulawatta now belonging to Abdul Majidu, on the south by Gansabhawa road and on the west by land and field of Iburalebbe and others; containing in extent about 1 acre 2 roods and registered in C 549/187.

As a secondary mortgage the land called Kosgahamulawatta registered in C 383/44 and an undivided 3/5 share out of the con-tiguous lands called Kosgahawatta and Galagawapitiyakumbura registered in C 431/131 and the remainder as a primary mortgage out of the land No. 3 herein. 3. The contiguous allotments of lands called Kosgahamula-watta Attikkashamulawatta Kotuwalakumbura Calagawapitiyakumbura

3. The contiguous allotments of lands called Kosgahamula-watta, Attikkagahamulawatta, Kotuwelakumbura, Galagawapitiya and other lands presently called Kosgahamulawatta depicted in plan No. 1,314 dated May 18, 1932, made by L. R. Jayamana, Licensed Surveyor, situated at Etungahakotuwa aforesaid; and bounded on the north by Gansabhawa road and lands of Peer Muhammadu Lebbe and others, Hauwa Amma and others and Uduma Lebbe and others, on the east by lands of Peer Muham-madu Lebbe and others, Hauwa Amma and others, Uduma Lebbe and others and Eba, on the south by Eba and the field of Uduma Lebbe and others and Asia Amma and others, and on the west by field of Asia Amma and others and lands of Peer Muhammadu Lebbe and others, Selema Lebbe and others, and Noor Pitche and others; containing in extent 13 acres 1 rood and 36 perches others; containing in extent 13 acres 1 rood and 36 perches together with the trees, plantations and buildings thereon and registered in C 564/208.

Fiscal's Office, Kurunegala, December 20, 1940.

CHARLES DE SILVA, Deputy Fiscal.

In the District Court of Chilaw.

(1) Vana Ena Una Sevugan Chettiar of Madampe (2) M. K. M. M. Noveresa Chettin of India by his attorney A. L. ... intiffs.

viz :-

1. The residing land called Thippola together with all the trees 1. The residing land called Thippola together with all the trees, plantations, soil and the buildings standing thereon, situated at Diurunpola in Yagampattu korale of Katugampola hatpattu in the District of Kurunegala, North-Western Province; and bounded on the north by the village limit of Korakahawetiya, on the east by the land where Alima Natchia resides, on the south by the cart road and on the west by land of Kana Muna Muhiyad-deen Kuppe and others; containing in extent within the said boundaries about 5 acres and registered in C 453/300. 2. All that land called Kosgahamulawatta together with all the trees, plantations and the buildings standing thereon, situated

at Etungahakotuwa in Yagampattu korale aforesaid ; and bounded on the north by the land of Pallithamby and others, on the east by land of Uduma Lebbe and others, on the south by the land of Isma Lebbe Gurunnehelage Peer Mohammedo Lebbe and on the vest by the land of Isma Lebbe Gurunnehelage Peer Mohammedo Lebbe; containing in extent about 3 acres and registered in C 383/44.

All that land called Kongahamulawatta together with all the 3. 5. All that land caned Konganamulawata togener with all the plantations and buildings thereon, situated at Etungahakotuwa aforesaid; and bounded on the north by the land of the heirs of Asana Lebbe, on the east by the land of Uduma Lebbe, Isma Lebbe Gurunnehelage Peer Mohammedo Lebbe and others, on the south by the cart road separating the cemetery and on the west by cart road; containing in extent about six measures of kurakkan sowing and mediated in Cl 459 (20) and registered in C 453/22. 4. All that undivided 3/5 share of Kosgahawatta in extent

about 3 kurunies kurakkan sowing and adjoining Galagawapitiya-kumbura; in extent 2 pelas of paddy sowing, situated at Etungaha-kotuwa aforesaid and together; bounded on the north by the land of Uduma Lebbe and others, on the east by ela, on the south by Kinda and Muruthagahakotuwekumbura of Ismalebbegurunnehe-

Kinda and Muruthagahakotuwekumbura of Ismalebbegurunnehe-lage Peer Mohammedo Lebbe and on the west by land of Ismalebbe-gurunnehelage Peer Mohammedo Lebbe, with the trees, plantations and buildings thereon and registered in C 431/131. 5. All that undivided ½ share of Katakelagahamulawatta *alids* Kongahamulawatta, situated at Kahatagahapitiya in Yagamwela in Yagampattu korale aforesaid; and bounded on the north by Gansabhawa road and land of Ismalebbegurunnehelage Peer Moham-medo Lebbe and others, on the east by wela on the south by the fence of the land of Ismalebbegurunnehelage Peer Mohammedo Lebbe and others and on the west by the fence of the land of Nauru Lebbe and others; and containing in extent about 4 acres together Lebbe and others and on the west by the fence of the land of Nauru Lebbe and others; and containing in extent about 4 acres together with the trees, plantations and buildings thereon and registered in C 458/241. 6. All that undivided $\frac{1}{2}$ share of the northern undivided $\frac{1}{3}$ share of the land called Makullagahamulagalowita, situated at Polgaha-wela in the said korale and bounded on the north by the fence of the land of Wayn Ourwards are the perturbed to the the by the fence of

wela in the said korale and bounded on the north by the fence of the land of Wawa Gurunnehe, on the east by the ditch and the fence of the land of Seeni Muttu Rawuthere's estate and others, on the south by the fence of Hadji Thamby, and on the west by field; con-taining in extent about 12 measures of kurakkan sowing with the soil and plantations thereon and registered in C 467/275. 7. All that undivded 4 share with the trees and plantations thereon of the land called Kitulgahamulawatta, situated at Etunn cababatuwa aforesaid - and bounded on the porth by the fonce

therefore of the land called Kitulgahamulawatta, situated at Etun-gahakotuwa aforesaid; and bounded on the north by the fence of the land of Kahatagahawatta belonging to the estate of Seeni Muttu Rawther and others, east by the limitary dam of the field and galowita formerly of Sena Hadji Lebbe and now of Uduma Lebbe, Vel Vidane, on the south by the fence of the gala formerly of the said Hadji Lebbe and others and now of Uduma Lebbe, Vel Vidane, and on the west by the fence of the land of Ibrahim Lebbe Waththisme and others; containing in option the about 11 acres and Maththisama and others; containing in extent about $1\frac{1}{2}$ acres and registered in C 441/117.

registered in C 441/117. 8. All that undivided $\frac{1}{2}$ share of the land called Kattayanwayal-pillewa with the plantation and the soil, situated at Etungaha-kotuwa aforesaid; and bounded on the north by tank bund, east by the hedge of the field called Kattayanwayalwerumbu, formerly of Hadji Lebbe and others and now of Uduma Lebbe, Vel Vidane, on the south by ela, and on the west by the land belonging to the estate of Seeni Muttu Rawther; containing in extent about $1\frac{1}{2}$ acres with the trees and plantations, and registered in C 467/276. 9. All that undivided $\frac{1}{2}$ share of the contiguous lands called Kattayaowitasena kaatil and Koschettamaraththadisena, situated at Etungahakotuwa aforesaid; and bounded on the north by huri tree, on the east by land of Ana Seeyanna Uduma Lebbe Seeni Ibrahim and others, on the south by fence of the land of Segu Umma and on the west by the fence of the garden of Wawalebbe; contain-

and on the west by the fence of the garden of Wawalebhe; contain-ing in extent about 3 acres with the trees, plantations, and the soil thereon, and registered in C 467/277.

Fiscal's Office, Kurunegala, December 16, 1940.

CHARLES DE SILVA Deputy Fiscal.

In the District Court of Colombo.

P. Kesavan, liquidator of the Calicut Bank, Limited, of Colombo Plaintiff.

Notary Public.

Writ amount Rs. 5,750 with further interest on Rs. 5,000 at 12 per cent. per annum from March 23, 1932, up to July 29, 1932, and thereafter on the aggregate amount at 9 per cent. per annum till payment in full and costs incurred Rs. 341.59, prospective Rs. 103.45.

Fiscal's Office, Chilaw, December 23, 1940.

I. L. M. SHERIFF, Additional Deputy Fiscal.

NOTICES IN TESTAMENTARY ACTIONS.

32 In the District Court of Colombo.

Order Nisi in Intestacy.

Testamentary Jurisdiction. No. 9,527.

In the Matter of the Intestate Estate of Charles Leslie Ernest Perera Samarasekara of Wata-wala in the Island of Ceylon, District Medical Officer, deceased.

Nimala Samarasekara of 4. Shady Grove avenue, Castle street. ... Petitioner. Colombo (widow) ...

Rovs. 16:00

that as such is entitled to have letters of administration issued to her accordingly, unless the above-named respondents or any other person or persons interested shall, on or before January 30, 1941. show sufficient cause to the satisfaction of the court to the contrary. It is further ordered that the said 2nd respondent be and he is hereby appointed guardian *ad likem* over the 1st muor respondent above named for all the purposes of this action.

C. NAGALINGAM, December 18, 1940. District Judge. 3. In the District Court of Avissawella. 2 K Testamentary K -Order Nisi. In the Matter of the Intestate Estate of the late Pindeniyage Kitchan Nona Hamine of Taldua. Jurisdiction. No. 294.

THIS matter coming on for disposal before K. D. de Silva. Esq., District Judge of Avissawella. on December 12, 1940, in the

presence of Mr. C. V. Welikala, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner haled November 29, 1940, having been read: It is ordered (a) that the petitioner be and she is hareby declared entitled, as daughter of the above-named deceased, to have letters of administration to have estate issued to have be and she is the set of the source of the above of the source of the

of administration to her estate issued to her unless the respondents of administration to her estate issued to her unless the respondents above named or any other person or persons interested shall, on or before January 16, 1941, show sufficient cause to the satisfaction of this court to the contrary, and (b) that the 3rd respondent above named be appointed guardian *ad litem* over the 2nd respondent minor for all purposes of these proceedings. 1

K. D. DE SILVA. December 12, 1940. District Judge. ••••

In the District Court of Kegalla.

Order Nisi.

3 / Testamentary Jurisdiction. In the Matter of the Intestate Estate of Amara-singhe Araccille Waimbule Siyatuhamy of Owatta in Kegalla District, deceased. No. 1,631.

Amarasinghe Araccille Waimbulegedere Pinchi Appuhamy of Owatta aforesaid \mathcal{R}_{s} . \mathcal{H}_{s} . Petitioner.

 (1) Amarasingho Araccille Warn bulegedere Punchirala, (2) ditto Mudalihamy, (3) ditto Dingiriamma. (4) ditto Mudianse, (5) ditto Ranhamy, all of Owatta aforesaid, 2nd to 5th being

THIS action coming on for disposal before H. A. de Silva, Esq.. District Judge, Kegalla, on October 14. 1940, in the presence of Mr. E. Ashley Perics, Proctor on the part of the petitioner; add the petition and affiduvit of the petitioner dated October 14, 1940, and October 11, 1940, respectively, having been read: It is ordered 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 his estate issued to him, and that the 6th respondent above named be and he is hereby amounted guardian

respondent above named be and he is hereby appointed guardian ad litem over the 2nd to 5th minors, respondents, unless the respondents above named or any other person or persons interested shall, on or before December 4, 1940, show sufficient cause to the contrary to the satisfaction of this court.

October 14, 1940.

H. A. DE SILVA District Judge.

This Order Nisi is extended for January 22, 1941.

H. A. DE SILVA District Judge.