



THE  
**CEYLON GOVERNMENT**  
**GAZETTE**

---

No. 8,798 — FRIDAY, OCTOBER 3, 1941.

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*Published by Authority.*

**PART II.—LEGAL.**

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

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PRINTED AT THE CEYLON GOVERNMENT PRESS, COLOMBO.

**PASSED ORDINANCES.**

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

**No. 34 of 1941.**

**An Ordinance to make provision for the Public and Railway Services and the Electrical Undertakings for the financial year 1941-42, to authorise the payment by way of advance out of Revenue of moneys required during that financial year for specified purposes, and to provide for the refund of such moneys to Revenue.**

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 Appropriation Ordinance, No. 34 of 1941.

Appropriation for financial year 1941-42.

2. Without prejudice to any other law authorising any expenditure, sums not exceeding one hundred and twelve million eight hundred and thirty-nine thousand seven hundred and thirty-one rupees, twenty-three million nine hundred and ninety-five thousand four hundred and ten rupees, three million two hundred and eighty-four thousand five hundred and thirty-eight rupees, and three hundred and sixty-one thousand eight hundred rupees, are hereby declared to be payable out of the revenue and other funds of the Island, the Ceylon Government Railway, and the Electrical Undertakings, respectively, for the service of the financial year beginning on October 1, 1941, and ending on September 30, 1942: and the said sums may be expended as specified in the First, Second, Third, and Fourth Schedules, respectively.

Schedules I., II., III., and IV.

Payment from and refund to revenue of advances for purposes specified in Schedule V.

3. (1) In addition to the sums mentioned in section 2, sums not exceeding eleven million one hundred and thirty-five thousand and fourteen rupees in the aggregate are hereby declared to be payable by way of advance out of the revenue and other funds of the Island, during the financial year referred to in that section, for the purposes enumerated in the Fifth Schedule.

(2) Where the total sum paid under sub-section (1) by way of advance during the financial year beginning on October 1, 1941, and ending on September 30, 1942, has not been refunded to revenue out of the proceeds of any loan authorised to be raised under any written law, that sum or so much thereof as has not been so refunded shall be, and is hereby declared to be, payable out of the revenue and other funds of the Island for the service of the financial year beginning on October 1, 1946, and ending on September 30, 1947, in addition to any other sums that may by law be payable, or may by any written law hereafter enacted be declared to be payable, for the service of that financial year.

**SCHEDULE I.**

Sums payable out of the Revenue of the Island.

	Rs.
1. His Excellency the Governor	146,926
2. Supreme Court	476,745
3. State Council	473,717
4. Audit Office	513,194
5. Chief Secretary	222,385
6. Civil Service	152,897
7. Clerical Service	50,500
8. Ceylon Naval Volunteer Force	32,217
9. Ceylon Defence Force	1,119,435
10. Other Defence Expenditure	4,848,348
11. Coast Lights	22,869
17. Legal Secretary	123,048
18. Attorney-General	259,843
19. Legal Draftsman	117,741
20. Public Trustee	129,618
21. District Courts	834,683
22. Courts of Requests and Magistrates' Courts	532,251
23. Village Tribunals	334,756
24. Fiscals	866,612
30. Financial Secretary	27,339
31. Treasury	406,908
32. Public Debt	25,400
33. Pensions	1,151,400
34. Widows' and Orphans' Pension Office	24,966
35. Exchange	100,000
36. Currency	64,042
37. Loan Board	11,885
38. Government Stores	273,330
39. Government Press	768,311
40. Department of Income Tax, Estate Duty and Stamps	446,991

	Rs.
41. Customs .. .. .	776,276
42. Miscellaneous Services .. .. .	2,097,900
48. Minister of Home Affairs .. .. .	54,612
49. Provincial Administration .. .. .	3,632,992
50. Excise Department .. .. .	1,522,961
51. Police .. .. .	3,938,416
52. Prisons .. .. .	943,033
53. Government Analyst .. .. .	78,451
54. Zoological Gardens .. .. .	38,571
60. Minister of Agriculture and Lands .. .. .	50,264
61. Commissioner for Development of Agricultural Marketing .. .. .	171,079
62. Appeal Board (Land Settlement Ordinance) .. .. .	580
63. Land Commissioner .. .. .	1,013,499
64. Land Settlement Department .. .. .	457,913
65. Survey Department .. .. .	2,896,613
66. Department of Agriculture .. .. .	3,133,213
67. Forest Department .. .. .	644,080
68. Registrar of Co-operative Societies .. .. .	270,198
69. Irrigation Department .. .. .	1,440,192
70. Irrigation Annually Recurrent .. .. .	427,500
71. Irrigation Extraordinary .. .. .	1,217,086
77. Minister of Local Administration .. .. .	28,268
78. Commissioner of Local Government .. .. .	3,068,244
79. Valuation Department .. .. .	76,531
80. Commissioner of Motor Transport .. .. .	175,472
81. Salt Department .. .. .	1,020,670
82. Department of Mineralogy .. .. .	49,459
83. Department of Fisheries .. .. .	119,413
84. Schemes assisted by the Colonial Development Fund .. .. .	27,000
90. Minister of Health .. .. .	33,414
91. Quarantine .. .. .	294,092
92. Medical and Sanitary Services .. .. .	14,765,347
93. Medical College .. .. .	311,237
94. Indigenous Medicine .. .. .	107,259
100. Minister of Labour, Industry and Commerce .. .. .	35,787
101. Registrar-General .. .. .	762,834
102. Director, Tourist Bureau .. .. .	37,856
103. Director of Commerce and Industries .. .. .	1,254,935
104. Controller of Labour .. .. .	2,139,428
105. Food Controller .. .. .	98,289
106. Controller of Imports, Exports and Exchange .. .. .	143,082
107. Director of War Supplies .. .. .	296,313
110. Minister of Education .. .. .	45,556
111. Education .. .. .	21,710,597
112. University College .. .. .	616,703
118. Archaeological Department .. .. .	121,623
114. Colombo Museum .. .. .	119,700
120. Minister of Communications and Works .. .. .	52,096
121. Colombo Port Commission .. .. .	2,824,830
122. Ports other than Colombo .. .. .	50,782
123. Post Office and Telegraphs .. .. .	7,800,468
124. Public Works Department .. .. .	1,765,940
125. Public Works Annually Recurrent .. .. .	4,391,523
126. Public Works Extraordinary .. .. .	1,665,059
127. Civil Aviation .. .. .	52,717
128. Railway Department .. .. .	6,995,410
129. Electrical Installations in Government buildings .. .. .	418,011
	<hr/>
	112,839,731

## SCHEDULE II.

## Sums payable out of the Revenue of the Ceylon Government Railway.

	Rs.
1. Ordinary working expenditure of the Railway .. .. .	23,995,410
2. Interest payable to the Revenue of the Island on advances .. .. .	—
3. Annuities payable to the Revenue of the Island on Loans .. .. .	—
	<hr/>
	23,995,410

## SCHEDULE III.

## Sums payable out of the Revenue of the Electrical Undertakings.

	Rs.
1. Ordinary working expenditure of the Electrical Undertakings .. .. .	2,469,151
2. Interest payable to the Revenue of the Island on advances .. .. .	12,000
3. Annuities payable to the Revenue of the Island on Loans .. .. .	736,404
4. Reserve for Bad Debts .. .. .	1,000
5. Transfer to Reserve, Extensions and Renewals Fund .. .. .	65,983
	<hr/>
	3,284,538

## SCHEDULE IV.

Sums payable out of the Reserve, Extensions and Renewals Fund of the Electrical Undertakings.

	Rs.
1. Expenditure from Reserve, Extensions and Renewals Fund .. .. .	361,800
	361,800

## SCHEDULE V.

Sums payable by way of advance out of the Revenue of the Island.

	Rs.
1. Loan Fund Expenditure .. .. .	11,135,014
	11,135,014

Passed in Council the Twenty-fourth day of September, One thousand Nine hundred and Forty-one.

D. C. R. GUNAWARDANA,  
Clerk of the Council.

Assented to by His Excellency the Governor the Twenty-seventh day of September, One thousand Nine hundred and Forty-one.

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. 35 of 1941.**

L. D.—CF. 25/40

C. S. O.—CF. D. 515/39

**An Ordinance to make provision for the reinstatement in civil employment of members of volunteer forces in cases where such employment is terminated on the ground that such members are called out for war service.**

*[Assented to by His Majesty the King See Proclamation dated September 29, 1941, published in Government Gazette No. 8,798 of October 3, 1941.]*

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 Volunteer Forces (Reinstatement in Civil Employment) Ordinance, No. 35 of 1941.

Reinstatement in civil employment.

2. (1) It shall be the duty of the employer, by whom a member of a volunteer force called out for war service, whether before or after the commencement of this Ordinance, was or is employed when so called out for war service, to reinstate him in his employment at the termination of that war service in an occupation and under conditions not less favourable to him than those which would have been applicable to him had he not been so called out

(2) An employer who fails to comply with the provisions of sub-section (1) shall, subject to the provisions of sub-section (4), be guilty of an offence under this Ordinance and shall, on conviction after summary trial before a Magistrate, be liable to a fine not exceeding one thousand rupees or to imprisonment of either description for a period not exceeding six months, or to both such fine and imprisonment.

(3) Notwithstanding any limitation of a Magistrate's ordinary powers or jurisdiction, the Magistrate by whom an employer is found guilty of an offence under this Ordinance may, in addition to any other punishment which may lawfully be imposed for such offence, order the employer to pay to the person whom he has failed to reinstate a sum not exceeding an amount equal to six months' remuneration at the rate at which remuneration was last payable to him by the employer; and such sum shall be recoverable in like manner as a fine imposed by the Magistrate and may, when so recovered, be paid to the person in whose favour the order was made.

(4) In any prosecution of an employer for any offence under this Ordinance, it shall be a defence for the employer to prove that the person formerly employed by him did not,

before the expiration of one month after the termination of his war service, apply to the employer for reinstatement or that, having been offered reinstatement, he failed without reasonable excuse to present himself for employment at the time and place notified to him by the employer, or that by reason of a change of circumstances (other than the engagement of some other person to replace him)—

- (a) it was not reasonably practicable to reinstate him ; or
- (b) his reinstatement in an occupation and under conditions not less favourable to him than those which would have been applicable to him had he not been called from his employment for war service, was impracticable, and that the employer has offered to reinstate him in the most favourable occupation and under the most favourable conditions reasonably practicable.

3. (1) Where the employer convicted of an offence under this Ordinance is a body corporate, every person who, at the time of the commission of the offence, was a director or officer of the body corporate shall be deemed to be guilty of that offence unless he proves that the offence was committed without his knowledge, or that he exercised all due diligence to prevent the commission of the said offence

Offences by  
corporations  
and  
partnerships.

(2) Where the employer convicted of an offence under this Ordinance is a partnership, every person who, at the time of the commission of the offence, was a partner of that partnership shall be deemed to be guilty of that offence unless he proves that the offence was committed without his knowledge, or that he exercised all due diligence to prevent the commission of that offence.

4. In this Ordinance—

Interpretation.

“ employer ” includes a body of persons, whether corporate or unincorporate, but does not include the Crown ; and, in relation to any person called out from his employment for war service, includes any person for the time being carrying on the undertaking or business in which he was employed when so called out, or carrying on any undertaking or business with which that undertaking or business has been amalgamated or in which it was comprised on the date on which he was so called out for war service ;

“ volunteer force ” means the Ceylon Defence Force or the Ceylon Naval Volunteer Force ,

“ war service ” means active service within the meaning of the Defence Force Ordinance or actual service within the meaning of the Naval Volunteer Ordinance and the regulations thereunder.

Cap. 258.

Cap. 254.

Passed in Council the Seventh day of March, One thousand Nine hundred and Forty-one.

D. C. R. GUNAWARDANA,  
Clerk of the Council.

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

### No. 36 of 1941.

L. D.—CF 25/40

C.S O.—C.F.D. 515/39

**An Ordinance to make provision for the reinstatement in civil employment of members of the reserve of any of His Majesty's forces whose civil employment is terminated on the ground that they are called out for war service.**

*[Assented to by His Majesty the King : See Proclamation dated September 29, 1941, published in Government Gazette No. 3,798 of October 3, 1941.]*

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 Reserve Forces (Reinstatement in Civil Employment) Ordinance, No. 36 of 1941.

Short title.

Reinstatement  
in civil  
employment.

2. (1) It shall be the duty of the employer, by whom any reservist was or is employed immediately prior to his being called out for war service, whether before or after the commencement of this Ordinance, to reinstate him in his employment at the termination of that war service in an occupation and under conditions not less favourable to him than those which would have been applicable to him had he not been so called out.

(2) An employer who fails to comply with the provisions of sub-section (1) shall, subject to the provisions of sub-section (4), be guilty of an offence under this Ordinance and shall, on conviction after summary trial before a Magistrate, be liable to a fine not exceeding one thousand rupees or to imprisonment of either description for a period not exceeding six months, or to both such fine and imprisonment.

(3) Notwithstanding any limitation of a Magistrate's ordinary powers or jurisdiction, the Magistrate by whom an employer is found guilty of an offence under this Ordinance may, in addition to any other punishment which may lawfully be imposed for such offence, order the employer to pay to the person whom he has failed to reinstate a sum not exceeding an amount equal to six months' remuneration at the rate at which remuneration was last payable to him by the employer; and such sum shall be recoverable in like manner as a fine imposed by the Magistrate and may, when so recovered, be paid to the person in whose favour the order was made.

(4) In any prosecution of an employer for any offence under this Ordinance, it shall be a defence for the employer to prove that the person formerly employed by him did not, before the expiration of one month after the termination of his war service, apply to the employer for reinstatement or that, having been offered reinstatement, he failed without reasonable excuse to present himself for employment at the time and place notified to him by the employer, or that by reason of a change of circumstances (other than the engagement of some other person to replace him)—

- (a) it was not reasonably practicable to reinstate him; or
- (b) his reinstatement in an occupation and under conditions not less favourable to him than those which would have been applicable to him had he not been called out from his employment for war service, was impracticable, and that the employer has offered to reinstate him in the most favourable occupation and under the most favourable conditions reasonably practicable.

Offences by  
corporations  
and  
partnerships.

3. (1) Where the employer convicted of an offence under this Ordinance is a body corporate, every person who, at the time of the commission of the offence, was a director or officer of the body corporate shall be deemed to be guilty of that offence unless he proves that the offence was committed without his knowledge, or that he exercised all due diligence to prevent the commission of the said offence.

(2) Where the employer convicted of an offence under this Ordinance is a partnership, every person who, at the time of the commission of the offence, was a partner of that partnership shall be deemed to be guilty of that offence unless he proves that the offence was committed without his knowledge, or that he exercised all due diligence to prevent the commission of that offence.

Interpretation.

4. In this Ordinance—

- “employer” includes a body of persons, whether corporate or unincorporate, but does not include the Crown; and, in relation to any reservist called out from his employment for war service, includes any person for the time being carrying on the undertaking or business in which he was employed when so called out or carrying on any undertaking or business with which that undertaking or business has been amalgamated or in which it was comprised on the date on which he was so called out for war service;
- “reservist” means a member of any reserve of any of His Majesty's Naval, Military or Air Forces and includes any other person who, by virtue of any law, is under any liability to be called out for war service;
- “war service” means service in or in connexion with the war in which His Majesty is at present engaged.

Passed in Council the Twenty-seventh day of May, One thousand Nine hundred and Forty-one.

D. C. R. GUNAWARDANA,  
Clerk of the Council.

**GOVERNOR'S ORDINANCES.****No. 37 of 1941.**

**An Ordinance to make special additional financial provision for the Public Services for the financial year, 1941-42.**

A. CALDECOTT.

BE it enacted by the Governor of Ceylon as follows.—

1. This Ordinance may be cited as the Public Services (Additional Financial Provision) Ordinance, No 37 of 1941. Short title

2. (1) Without prejudice to any other law authorising any expenditure and in addition to the sums declared by the Appropriation Ordinance, No 34 of 1941, to be payable out of the revenue and other funds of the Island for the service of the financial year beginning on October 1, 1941, and ending on September 30, 1942, sums not exceeding five hundred and ninety thousand rupees in the aggregate are hereby declared to be payable out of such revenue and other funds for the service of that financial year; and the said sums are hereby allocated to the specific purposes set out in the second column of the Schedule under the Head enumerated in the first column of that Schedule, and may be expended accordingly. Special Additional financial provision out of general revenue for specified purposes.

(2) In this section, "Head" means a Head enumerated in Schedule I to the Appropriation Ordinance, No. 34 of 1941, and bearing the same number in that Schedule as in the Schedule to this Ordinance

**SCHEDULE.**

Head.	Specific purpose	Aggregate sum.	
		Rs.	Rs
42, Miscellaneous Services	Passages (including leave passages) of Officers, their wives and families . .	90,000	
	Holiday Warrants . .	500,000	
			590,000

Signed by His Excellency the Governor the First day of October, One thousand Nine hundred and Forty-one, by virtue of the powers in him vested by Article 22 (4) of the Ceylon (State Council) Order in Council, 1931, as amended by the Ceylon (State Council) Amendment Order in Council, 1937.

E. R. SUDBURY,  
Secretary to the Governor

**DRAFT ORDINANCES.****MINUTE.**

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

L. D—O 32/41

812/12/5 (PD)

**An Ordinance to amend the War Loan Ordinance,  
No. 1 of 1941.**

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 War Loan Amendment Ordinance, No. of 1941. Short title.

2. Section 2 of the War Loan Ordinance, No 1 of 1941, is hereby amended by the addition, at the end thereof, of the following — Amendment of section 2 of Ordinance No. 1 of 1941

" Provided, further, that the Governor may, by Order, direct that, in respect of any loan raised by authority of this Ordinance under the Registered Stock and Securities Ordinance, the provisions of that Ordinance (other than the provisions hereinbefore expressly mentioned) shall apply, and have effect subject to such exceptions, modifications and amendments as may be specified in the Order. Every such Order shall be published in the *Gazette* and shall, upon such publication, be as valid and effectual as if it were herein enacted "

Cap. 289.

*Objects and Reasons.*

The War Loan Ordinance, No. 1 of 1941, enables interest-bearing loans to be raised under the Registered Stock and Securities Ordinance (Chapter 289), and provides that sections 4 (e) and 27 to 33 (both inclusive) of that Ordinance shall not be applicable to such loans.

2. It has been found that it may be necessary to modify and adapt other provisions of the Registered Stock and Securities Ordinance in respect of interest-bearing war loans to be raised in the future in order that the terms and conditions applicable to such loans may be made to correspond with those relating to similar loans raised in the United Kingdom

3. In order to avoid the necessity for frequent amendments of the Registered Stock and Securities Ordinance in its application to any particular issue of interest-bearing war loans in the future, it is considered desirable that power should be taken to enable His Excellency the Governor, by Order published in the *Gazette*, to make such adaptations and modifications of the Ordinance as may be necessary.

H. J. HUXHAM,  
Financial Secretary.

Colombo, September 26, 1941.

## NOTICES OF INSOLVENCY.

In the District Court of Colombo.  
No 5,295. In the matter of the insolvency of Tomlyn Cuthbert Hallode of 343A, Pirivena road, Ratmalana.  
NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at a special sittings of this court on October 31, 1941, to approve the scheme of distribution filed of record.  
By order of court, C. EMMANUEL,  
Secretary

In the District Court of Colombo  
No 5,536. In the matter of the insolvency of Cecil de Jong of 10, Parappola road, Mount Lavinia, insolvent.  
NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will be held at a sitting of this court at 10 45 A.M. on October 24, 1941, to consider the grant of a certificate of conformity to the above-named insolvent.  
By order of court, G. EMMANUEL,  
Secretary  
October 1, 1941

In the District Court of Colombo.  
Insolvency In the matter of the insolvency of Dangellega Simeon Perera of Rudds Lane in Maradana, Colombo.  
No. 5,574.  
NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the 2nd sitting of this court on October 10, 1941, for the examination of the above-named insolvent.  
By order of court, C. EMMANUEL,  
Secretary.  
September 10, 1941.

In the District Court of Colombo  
Insolvency In the matter of the insolvency of Samuel Pereira of Jurisdiction. 40/8, Elias place, Dematagoda, Colombo, insolvent.  
No. 5,582.  
NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will be held at a sitting of this court at 10 45 A.M. on October 31, 1941, to consider the grant of a certificate of conformity to the above-named insolvent.  
By order of court, C. EMMANUEL,  
Secretary.  
September 24, 1941.

In the District Court of Colombo  
No. 5,592. In the matter of the insolvency of Osman Rasheed Bawa of 28, Mill street, Colombo, insolvent  
NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will be held at the 2nd sitting of this court on October 24, 1941, for the examination of the above-named insolvent.  
By order of court, C. EMMANUEL,  
Secretary.  
October 1, 1941.

In the District Court of Colombo.  
No. 5,593. In the matter of the insolvency of C. Harridge of 30A, Quarry road, Mount Lavinia, insolvent  
NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will be held at the 2nd sitting of this court on October 24, 1941, for the examination of the above-named insolvent.  
By order of court, C. EMMANUEL,  
Secretary.  
September 30, 1941.

In the District Court of Colombo.  
No. 5,614. In the matter of the insolvency of George Walter Davy of 1145/2, Maradana road, in Colombo  
WHEREAS G. W. Davy has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by S. Annamalai Reddiar of 165, Main street, Pettah, Colombo, under the Ordinance No. 7 of 1853. Notice is hereby given that the

said court has adjudged the said G. W. Davy insolvent accordingly; and that two public sittings of the court, to wit, on October 24, 1941, and on November 21, 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

By order of court, C. EMMANUEL,  
Secretary.  
September 24, 1941.

In the District Court of Colombo.  
No. 5,615. In the matter of the insolvency of Koswatta Kan-kanamalage John Simon Fernando of Moratumulla, Moratuwa.

WHEREAS K. J. S. Fernando has filed a declaration of insolvency and a petition for the sequestration of his estate has been filed by Simon Arthur Perera of Perera Dale, Moratumulla, Moratuwa, under the Ordinance No. 7 of 1853. Notice is hereby given that the said court has adjudged the said K. J. S. Fernando insolvent accordingly, and that two public sittings of the court, to wit, on October 24, 1941, and on November 21, 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.

By order of court, C. EMMANUEL,  
Secretary.  
September 24, 1941.

In the District Court of Colombo  
No 5,616. In the matter of the insolvency of Eric Constant Misso of 118, High street, Wellawatta, Colombo  
WHEREAS E. C. Misso has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by J. B. C. Brohier of Intum road, Dehwala, under the Ordinance No. 7 of 1853. Notice is hereby given that the said court has adjudged the said E. C. Misso insolvent accordingly, and that two public sittings of the court, to wit, on October 31, 1941, and on November 28, 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.

By order of court, C. EMMANUEL,  
Secretary.  
September 30, 1941.

In the District Court of Kandy.  
No. I 63. In the matter of the insolvency of Dingiri Banda Tennakoon of Gampola.

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 October 24, 1941, for the examination of the above-named insolvent.

By order of court, R. B. RATNAIKA,  
Secretary.  
September 26, 1941.

In the District Court of Kandy  
No. I. 83 In the matter of the insolvency of Sena Koundan's son Jona Ramasamy of Barcaple Division of Westhale Group, Nawalapitiya.

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 October 31, 1941, to consider the granting of a certificate of conformity to the above-named insolvent.

By order of court, R. B. RATNAIKA,  
Secretary.  
September 29, 1941.

In the District Court of Kandy.  
No I 95 In the matter of the insolvency of Granville Edgar Theodor Jacolyn of 182, Katugastota road, 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 October 31, 1941, for the examination of the above-named insolvent

By order of court, R. B. RATNAIKA,  
Secretary.  
September 29, 1941.



## NOTICES OF FISCALS' SALES.

## Western Province.

In the District Court of Colombo

Muna Runa Pana Lana Muna Runa Murugappa Chettiar of  
Sea street in Colombo Plaintiff  
No 5,290/M B Vs 39 39

(1) Asia Umma, (2) Moona Mohammed Yussuf Saibo for himself and as legal representative of the estate of the 6th defendant, deceased, (3) Moona Mohamad Salthu Saibo, (4) Moona Mohamad Ismail Saibo, (5) Moona Mohamad Abdul Cader Saibo, all of Sivaramangalam in the District of Tinnevela, South India, (6) Moona Mahamad Assan Saibo (dead) Defendants

NOTICE is hereby given that on Friday, October 24, 1941, at 3 P.M., 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 sum of Rs 1,182 50, with interest on Rs 1,100 at the rate of 15 per cent per annum from May 32, 1936, to September, 11, 1939, thereafter on the aggregate amount of the decree at 9 per cent per annum till payment in full and costs of suit taxed at Rs 563 60, to wit, Rs 527 60 incurred costs and Rs 36 prospective costs (less the sum of Rs 950 recovered by sale of the defendants' mortgaged property), viz —

All those two contiguous allotments of land forming one property with the buildings standing thereon bearing former assessment Nos 69/10 (1) and 68/11 (1-3), subsequently Nos 14, 16, and 18, and presently Nos 16, 18, and 20, situated at Java lane in Slave Island within the Municipality and District of Colombo, Western Province, bounded on the north by Java lane, east by property of Kabirsa bearing assessment formerly No 20 and presently No 26, south by property of R M A R M Chettiar bearing assessment Nos 7/23-25, and west by property bearing assessment Nos 8/15 and 8/2, and property belonging to the Colombo Municipality; containing in extent 15 42 perches Registered Colombo A 247/181.

Fiscal's Office  
Colombo, October 1, 1941

M SELVADURAI,  
Deputy Fiscal

In the District Court of Colombo

Hembatanrige Nonno Hamy of Borella Plaintiff  
No 11,717/M. Vs 39

Saparamadu Merennage Dona Carina Hamy of 40/3, Kimpellagahawatta Pagoda, Nugegoda, presently of 60/3, Dowala road, Nugegoda Defendant.

NOTICE is hereby given that on Monday, October 27, 1941, at 4 P.M., will be sold by public auction at the premises the following property mortgaged with the plaintiff by bond No 622 dated May 13, 1936, attested by V C Perera, 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 August 2, 1941, for the recovery of the sum of Rs 507, together with interest on Rs 300 at 18 per cent per annum from March 19, 1940, to May 19, 1941, and thereafter with interest on the aggregate amount of the decree at 9 per cent per annum till payment in full and costs of suit Rs 114 71 incurred and Rs 34 70 prospective. viz —

All the right, title, and interest of the defendant in all that allotment of land called Kimpellagahawatta, together with the trees, plantations, and buildings thereon, situated at Pagoda in the Palle pattu of Salpiti korale in the District of Colombo, Western Province; and bounded on the north by Lanchahena, east by Gorakagahawatta, south by Kahatagahapillewa, and west by a portion of the same land, containing in extent about 2 acres, and all the right, title, interest, claim, and demand whatsoever of the said defendant in, to, upon, or out of the said land and premises mortgaged Registered M 422/182

Fiscal's Office,  
Colombo, October 1, 1941

M SELVADURAI,  
Deputy Fiscal

## Southern Province.

In the District Court of Tangalla.

Samson Wanigasinge of Tangalla Plaintiff  
No. 4,537. Vs 39

(1) Don Mathew Rajapaksa of Weeraketiya, the administrator of the estate of the deceased Don Corneille Rajapaksa, (2) Don Alwin Rajapaksa, and (3) Don Mathew Rajapaksa, both of Weeraketiya Defendants.

NOTICE is hereby given that on Wednesday, October 29, 1941, commencing at 2 o'clock in the afternoon, will be sold by public auction at the premises the following property mortgaged with the plaintiff by bond No 1330 dated February 1, 1931, attested by C A Wickramasuriya, Notary Public, and ordered to be sold by order of court dated August 16, 1941, for the recovery of Rs 3,487 92, together with further legal interest on Rs 3,000 from August 31, 1941, till payment in full, viz. —

At Mandaduwa

(1) Undivided  $\frac{1}{2}$  share of the land called Mailagahahena bearing T P No 296,599 situated at Mandaduwa in West Giruwa pattu of the Hambantota District, and bounded on the north by T Ps 175,033 and 175,034, east by lot 49P in P P 243 south by lot 49P in P P 243, and west by lot 49P in P P 243, containing in extent 6 acres 1 rood and 19 perches

(2) Undivided  $\frac{1}{2}$  share of the land called Mahaseruwehena and Nugehena bearing T P. No 302,768 situated at Mandaduwa aforesaid, and bounded on the north by lot 49P in P P 243, east by T Ps 258,923, 289,981 and 203,692, south by T P 289,982, and west by reservation along the road, containing in extent 12 acres 1 rood and 11 perches

(3) Undivided  $\frac{1}{2}$  share of the land called Mailagahahena bearing T P. No 296,600 situated at Mandaduwa aforesaid, and bounded

B 2

on the north by lot 49P3 in P P 243, east and south by lot 49P in P P 243, and west by lot 49P2 in P P 243, containing in extent 6 acres 2 roods and 5 perches

(4) Undivided  $\frac{1}{2}$  share of the land called Kudawowagilmehena bearing T P No 226,860 situated at Mandaduwa aforesaid, and bounded on the north by lot 16,863 in P P 6,368 and T P 218,077, east by Crown land, south by Crown land T P. 206,913 and 206,914 and reservation along the road, and west by reservation along the road containing in extent 17 acres 3 roods and 27 perches.

(5) Undivided  $\frac{1}{2}$  share of the land called Penikolayaya bearing T P No. 247,364, situated at Mandaduwa aforesaid, and bounded on the north by reservation along the Mandaduwa channel, Mahawewa lot 20466 in P P 7,247 and lot 49A1 in P P 243, east by T P 247,363, south by lot 49P in P P 243, and west by T. Ps 175,034 and 225,271, containing in extent 37 acres and 16 perches.

Deputy Fiscal's Office,  
Tangalla, September 24, 1941

V. ALLIRAJAH,  
Additional Deputy Fiscal.

## Province of Uva.

In the District Court of Nuwara Eliya

K K Mohammed Guthoo carrying on business under the name, firm, and style of K. K. Hussan Saibo & Co, at Nuwara Eliya Plaintiffs.

No 2,322. Vs. 39  
S<sup>r</sup> Cader Ibrahim of Medawela in Wolmaduwa Defendant

NOTICE is hereby given that on Saturday, November 1, at 4 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 property for the recovery of the sum of Rs. 541.25, viz —

All that land called Weragodatuwatta, containing in extent about 5 acres, together with the tiled building and the boutique room built thereon, situated at Medawela in Yatpalata korale in Udulkinda Division of the District of Badulla, Province of Uva, and bounded on the north by Gansabhawa road, east by live fence, south by Crown patana, and on the west by Gansabhawa road and Moragadahonewatta together with the tea plantation thereon

Fiscal's Office,  
Badulla, September 26, 1941.

P M ANDRADO,  
Deputy Fiscal

## NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi

Testamentary In the Matter of the Intestate Estate of Waragoda Jurisdiction Kankanamalago Pablis Singho of Bomniya, No 9,557 deceased

Willarachige Don Thomas Appurthy of Bomniya. Petitioner  
(1) Waragoda Kankanamalage Chandran (2) Willarachige Don Penis Appuhamy. Respondents

THIS matter coming on for disposal before James Joseph, Esq., District Judge of Colombo, on August 27, 1941, in the presence of Mr S Gunasekera, Proctor, on the part of the petitioner above named, and the affidavit of the petitioner dated July 18, 1941, having been read

It is ordered that the 2nd respondent above named be and he is hereby appointed guardian *ad litem* of the minor, the 1st respondent, to represent him for all the purposes of this action and that the petitioner above named be and he is hereby declared entitled, as the father-in-law of the deceased above named, to have letters of administration *de bonis non* to the estate of the above-named deceased issued to him accordingly, unless the respondents above named or some other person or persons interested shall, on or before October 9, 1941, show sufficient cause to the satisfaction of this court to the contrary.

September 15, 1941.

JAMES JOSEPH,  
District Judge

31 In the District Court of Colombo

Order Nisi

Testamentary In the Matter of the Intestate Estate of Aliar Jurisdiction Mohideon Aliar of Alagammanorvalapuram Alwaritirungani, South India, deceased

Mohideon Aliar Abdul Gaffoor of 50, Kuruwe street, Colombo Petitioner

(1) Ahamadu Pathummal, (2) Naggor Moora Ummal, wife of Mohideon Cader Mohideon, (3) Mohamadu Pathummal, (4) Aysha Ummal, all of Alagammanorvalapuram, Alwaritirungani, South India. (5) Aliar Samsu Mohideon of Puthumanai Theru, Alagammanorvalapuram, Alwaritirungani, South India Respondents

THIS matter coming on for disposal before James Joseph, Esq., District Judge of Colombo, on July 2, 1941, in the presence of Mr E A. de Livora Proctor, on the part of the petitioner above named, and (a) the affidavit of the petitioner dated June 21, 1941, and (b) the order of the Supreme Court dated May 23, 1941, having been read

It is ordered that the 5th respondent be and he is hereby appointed guardian *ad litem* of the minors, the 3rd and 4th respondents, to represent them for all the purposes of this action and that the petitioner be and he is hereby declared entitled, as the son of the deceased above named, to have letters of administration to the above estate issued to him accordingly, unless the respondents above named or some other person or persons interested shall, on or before October 9, 1941, show sufficient cause to the satisfaction of this court to the contrary

August 22, 1941

JAMES JOSEPH,  
District Judge.

27 In the District Court of Colombo  
Order Nisi.

Testamentary In the Matter of the Intestate Estate and Effects of  
Jurisdiction Hettihewage Alexander de Silva of Srinivasa  
No. 9,783. Waluwa Dehiwala, deceased

Hettihewage Benedict de Silva of Dehiwala Petitioner  
And

(1) Naikalugo Purufi Nona de Silva of Dehiwala, (2) Mabel  
Gunatunga nee de Silva, (3) Hettihewage Tudor de Silva,  
(4) Hettihewage de Silva, all of Dehiwala, (5)  
Hettihewage Eva de Silva of Ratmalana. Respondents

THIS matter coming on for disposal before James Joseph, Esq.,  
District Judge of Colombo, on September 4, 1941, in the presence of  
Mr. Jos. P. Rodrigo, Proctor, on the part of the petitioner above  
named; and the affidavit of the petitioner dated September 3,  
1941, having been read

It is ordered that the 3rd respondent above named be and he is  
hereby appointed guardian *ad litem* of the minor, the 4th respondent  
to represent her for all the purposes of this action and that the peti-  
tioner be and he is hereby declared entitled, as the elder son of the  
deceased above named, to have letters of administration to the above  
estate issued to him accordingly, unless the respondents above  
named or some other person or persons interested shall, on or before  
October 16, 1941, show sufficient cause to the satisfaction of his  
court to the contrary

September 15, 1941

JAMES JOSEPH,  
District Judge

24 In the District Court of Colombo  
Order Absolute

Testamentary In the Matter of the Last Will and Testament and  
Jurisdiction Codicil of Kathleen Maude Andrice Berwick  
No 9,793 of Lullate, Kurwara Eliya, in the Island of Ceylon,  
deceased

THIS matter coming on for final determination before James  
Joseph, Esq., District Judge of Colombo, on September 11, 1941, in  
the presence of Beram Kaikhusroo Billmoria of Colombo, Proctor,  
on the part of the petitioner, Oscar Percy Mount of Colombo,  
and the affidavit of the said petitioner dated September 8, 1941,  
an affidavit as to the due execution of the will, original will, an affi-  
davit as to the due execution of the codicil, original codicil and certi-  
ficate of death of the above-named deceased, having been read, It  
is ordered that the will of the said deceased bearing No 8, dated  
August 31, 1925, and a codicil thereto dated August 21, 1935, of  
which the originals have been produced and are now deposited in  
this court, be and the same are hereby declared proved, and it is  
further declared that the said petitioner is one of the executors named  
in the said will and codicil and that he is entitled to have probate of  
the said will and codicil issued to him on his paying estate duty and  
taking oath of office.

September 11, 1941

JAMES JOSEPH,  
District Judge.

21 In the District Court of Colombo.  
Order Absolute in the First Instance.

Testamentary In the Matter of the Last Will and Testament of  
Jurisdiction the late Nanayakkara Pathrannehelage Dona  
No 9,798. Hama Nanayakkara Hamme of Wellampitiya  
in Ambalampahala, Colombo Mudalyar's  
Division, deceased

THIS matter coming on for final determination before James  
Joseph, Esq., District Judge of Colombo, on September 13, 1941,  
in the presence of Mr. M. O. Fernando, Proctor, on the part of the  
petitioner, Nanayakkara Pathrannehelage Don Abraham Nanayak-  
kara of Wellampitiya aforesaid, and the affidavit (a) of the said  
petitioner dated September 11, 1941, and (b) of the witnesses dated  
August 15, 1941, having been read

It is ordered that the last will made by the deceased above  
named dated April 4, 1941, now deposited in this court be declared  
proved and that probate hereof be issued to the petitioner aforesaid  
as the executor therein mentioned on his tendering the usual oath  
and bond

September 13, 1941.

JAMES JOSEPH,  
District Judge.

35 In the District Court of Colombo.  
Order Nisi.

Testamentary In the Matter of the Last Will and Testament and  
Jurisdiction Codicil of George Perera Weeraratne of Louis-  
No 9,803. ville, Borella, in Colombo, deceased

Theodore Duncan Perera of Yverdon, Fifth lane, Colpetty, in  
Colombo . . . . . Petitioner.

And  
(1) Anne Praney Surawere nee Weeraratne of Delemia place,  
off Blake road in Anuradha, Colombo, (2) Anne Constance  
Perera Weeraratne, wife of (3) George Donald Perera Weera-  
ratne, both of Stationers Hall, Oriental avenue, Bangkok,  
Thailand, (4) Florence Winifred Wickremesinghe of 6B, Lady  
Gordon's road, Kandy, (5) Herbert Victor Perera of Newton,  
Torrington place, Colombo, (6) Grace Matilda Krisnaratne of  
Rattnapura, (7) Daisy Alice Parris, c/o Dr H. P. Parris.  
D M O, Moratuwa . . . . . Respondents

THIS matter coming on for disposal before James Joseph, Esq.,  
District Judge of Colombo, on September 17, 1941, in the presence  
of Messrs de Silva & Mendis, Proctors, on the part of the petitioner  
above named, and the affidavits of (a) the petitioner dated  
September 8, 1941, (b) the attesting notary dated September 13,  
1941, and (c) the witness dated September 8, 1941, having been  
read

It is ordered that the last will and codicil of George Perera Weera-  
ratne, deceased, of which the originals have been produced and  
deposited in this court, be and the same are hereby declared proved,  
and that the petitioner above named is the executor named in the said  
will and he is hereby declared entitled to have probate thereof  
issued to him accordingly, unless the respondents above named  
or some other person or persons interested shall, on or before  
October 30, 1941, show sufficient cause to the satisfaction of this  
court to the contrary

September 23, 1941

JAMES JOSEPH,  
District Judge

26 In the District Court of Colombo  
Order Nisi

Testamentary In the Matter of the Intestate Estate of the late  
Jurisdiction John Edmund Gilles of Raneleigh, Dickman's  
No 9,808 lane, Havelock Town, Bambalapitiya, in Colombo,  
deceased

Anna Beatrice Gilles of Raneleigh, Dickman's lane, Havelock  
Town, Bambalapitiya, in Colombo Petitioner

And  
(1) Muriel Sabbe, wife of Giles Louis Siebel of Norris avenue,  
Borella, Colombo, (2) Doctor Eric Christian Gilles, of  
Medical Department, Kano Nigeria, and (3) Gerald Rex Gilles  
of Parakarama avenue in Nugegoda Respondents

THIS action coming on for disposal before James Joseph, Esq.,  
District Judge of Colombo, on September 18, 1941, in the presence of  
Mr G E G Weeresinghe, Proctor, on the part of the petitioner  
above named, and the affidavit of the petitioner dated September  
16, 1941, having been read

It is ordered that the petitioner be and she is hereby declared  
entitled, as the widow of the deceased above named, to have  
letters of administration to the above estate issued to her accord-  
ingly unless the respondents above named or any other person  
or persons interested shall, on or before October 30 1941 show  
sufficient cause to the satisfaction of this court to the contrary

September 25, 1941

JAMES JOSEPH,  
District Judge

44 In the District Court of Colombo  
Order Nisi declaring Will proved

Testamentary In the Matter of the Last Will and Testament and  
Jurisdiction of the Intestate Estate of Gertrude Caroline  
No 9,815 Ferguson of 36, West Heath Drive, Golders  
Green, in the County of London, England, widow,  
deceased

Percival Stephen Martens of Messrs F J. & G. de Saram,  
Colombo . . . . . Petitioner.

And

(1) Donald Fraser Ferguson of 36, West Heath Drive, Golders  
Green, London, England, (2) Gertrude Dorothea Ferguson  
of 36, West Heath Drive, Golders Green aforesaid, (3) Edith  
Margaret Ferguson of 36, West Heath Drive, Golders Green  
aforesaid, (4) Maurice Gurney Ferguson of Grosvenor House  
School, Duchy road, Harrogate, in the County of York, Eng-  
land, (5) Austin Christopher Ferguson of 32, Worthing road,  
East Preston near Littlehampton, Sussex, England, (6) Kathle-  
rine Isabel Ferguson of 36, West Heath Drive, Golders  
Green aforesaid, (7) Reverend Oswald Kenneth Ferguson of  
The Vicarage, Chetwode, in the County of Bucks, England  
Respondents.

THIS matter coming on for disposal before James Joseph, Esq.,  
District Judge of Colombo, on September 23, 1941, in the presence  
of Mr Victor Gnanaratnam Cooke of Colombo, Proctor, on the  
part of the petitioner, Percival Stephen Martens of Colombo, and  
(1) the affidavit of the said petitioner dated September 22, 1941,  
(2) the power of attorney dated March 11, and April 11, 1941,  
(3) the order of the Supreme Court dated September 16, 1941,  
and (4) the minute of consent dated March 14, 8, 18, 21, 27, and 12,  
1941, from the above-named respondents having been read It  
is ordered that the will of the said Gertrude Caroline Ferguson,  
deceased, dated June 1, 1936, an exemplification 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  
Percival Stephen Martens is the attorney in Ceylon of the executors  
named in the said will and that he is entitled to have letters of  
administration (with will annexed and as on an intestacy) issued  
to him accordingly, unless any persons or persons interested shall,  
on or before October 9, 1941, show sufficient cause to the satis-  
faction of this court to the contrary.

September 25, 1941

JAMES JOSEPH,  
District Judge

19 In the District Court of Colombo  
Order Absolute in the First Instance.

Testamentary In the Matter of the Last Will and Testament of  
Jurisdiction the late Sime Lebbe Marikar Mohamed Yooosof  
No 9,817 of Third Cross street, Pettah, residing at  
13, Hulftsdorp, Colombo, deceased

THIS matter coming on for final determination before James  
Joseph, Esq., District Judge of Colombo, on September 24, 1941, in the  
presence of Mr. A C M. Abdul Cader, Proctor, on the part of the  
petitioner, Seyed Ally Mahmood of 13, Hulftsdorp, Colombo, and the  
affidavits (a) of the said petitioner and (b) of the attesting notary  
and the witnesses, both dated September 17, 1941, having been read

It is ordered that the last will made by the deceased above named  
bearing No. 653 dated September 9, 1941, and now deposited in

this court be declared proved, and probate hereof be issued to the petitioner aforesaid as the executrix therein mentioned, on her tendering the usual oath and bond

September 26, 1941.

JAMES JOSEPH,  
District Judge

27 In the District Court of Colombo  
*Order Nisi declaring Will proved.*

Testamentary In the Matter of the Last Will and Testament  
Jurisdiction. of Hilda Ernestine Galton of 91, Dartmouth  
No. 9,825. road, Cricklewood in the County of London,  
London, formerly of Old House North, Cheriton,  
Somerset, in the County of Somerset,  
England, deceased

THIS matter coming on for disposal before James Joseph Esq., District Judge of Colombo, on September 29, 1941, in the presence of Messrs F. J. & G. de Saram, Proctors, on the part of the petitioner, James Robert Thorburn of Colombo; and (1) the affidavit of the said petitioner dated September 25, 1941, (2) the power of attorney dated April 29, 1941, and (3) the order of the Supreme Court dated September 16, 1941, having been read It is ordered that the will of the said Hilda Ernestine Galton, deceased, dated April 20, 1940, 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 James Robert Thorburn is the attorney in Ceylon of the sole executrix 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 October 16, 1941, show sufficient cause to the satisfaction of this court to the contrary

September 29, 1941

JAMES JOSEPH,  
District Judge

27 In the District Court of Kandy

Testamentary In the Matter of the Estate of the late Parana-  
Jurisdiction. kooruwe Ratnayake Mudiyanselage Tikiri Banda,  
No T 230 deceased, of Paranagama in Lower Dumbara,  
deceased. Vs

(1) Parana kooruwe Ratnayake Muriyanselage Kalu Banda  
(2) ditto Panchi Banda, (3) ditto Dingiri Menika, (4) ditto  
Palingu Menika, (5) ditto Appuhamy, (6) ditto Panchi Menika,  
(7) ditto Ukku Menika, (8) ditto Pemawathie, (9) ditto Koin  
Menika, (10) ditto Wijeratne Banda, all of Paranagama in  
Pallegamapaha of Lower Dumbara. (11) Dingiri Banda  
Ratnayake of Paranagama aforesaid Respondents

THIS matter coming on for disposal before Chellappah Naga-  
lingam, Esq., District Judge, Kandy, on September 8, 1941, in the  
presence of Mr P B Ranaraja, Proctor, S C, on the part of the  
petitioner, Ambagahawelagedera Tikiri Menika of Paranagama,  
and the affidavit of the said petitioner dated August 2, 1941, having  
been read

It is ordered that the petitioner be and she is hereby declared  
entitled, as the widow of the above-named deceased to have letters  
of administration to the estate of the deceased issued to her, unless  
the respondents (*vide list*) or any other person or persons interested  
shall, on or before October 13, 1941, show sufficient cause to the  
satisfaction of this court to the contrary

September 8, 1941

C NAGALINGAM  
District Judge.

24 In the District Court of Galle  
*Order Nisi*

Testamentary In the Matter of the Intestate Estate of Edmund  
Jurisdiction. Frederick Wimalaratna, late of Galle, deceased  
No 7,963.  
Henry Alphons Wimalaratna of Wackwella road, Galle Petitioner.

Charlotte Beatrice Wimalaratna nee Dewasurendra of Wack-  
wella road, Galle Respondent

THIS action coming on for disposal before N M Bharucha, Esq.,  
District Judge, Galle, on July 31, 1941, in the presence of Mr F A  
de S Wijeratna, Proctor, on the part of the petitioner above named,  
and the affidavit of the said petitioner dated July 31, 1941, having  
been read

It is ordered that the said petitioner, as father of the deceased  
above named, is entitled to letters of administration issued to him  
accordingly, unless the respondent above named shall, on or before  
September 26, 1941, show sufficient cause to the satisfaction of the  
court to the contrary

N. M. BHARUCHA,  
District Judge

The date for showing cause is extended to October 31, 1941

N M BHARUCHA,  
District Judge

28 In the District Court of Matara  
*Order Nisi*

Testamentary In the Matter of the Intestate Estate of Dionysius  
Jurisdiction. Suisena Wickramasingha of Welwariya,  
No 4,127 deceased

Sophia Wickramasingha of Welwariya Petitioner  
And

(1) Percy Wickramasingha, (2) Hilda ditto, (3) Lionel ditto,  
(4) Sanderson ditto, (5) Doris ditto, (6) Acida ditto, (7)  
Sydney ditto, (8) Matilda ditto, all of Welwariya Respondents.

THIS matter coming on for disposal before M A Samarakoon,  
Esq., District Judge of Matara, on July 16, 1941 in the presence of  
Mr M Samarawera, Proctor on the part of the petitioner above  
named and the affidavit of the said petitioner dated July 16, 1941,  
having been read It is ordered (a) that the 4th respondent be  
and he is hereby appointed guardian *ad litem* of the minors, 1st to 3rd  
respondents, to represent them for all the purposes of this action  
and (b) that the petitioner be and she is hereby declared entitled,  
as widow of the above-named deceased, to have letters of adminis-  
tration to his estate issued to her, unless the respondents above  
named or any other person or persons interested shall, on or before  
September 8, 1941, show sufficient cause to the satisfaction of this  
court to the contrary

July 16, 1941

T P P GOONATILLEKE,  
District Judge.

*Order Nisi* extended to October 13, 1941

September 8, 1941

T P P GOONATILLEKE,  
District Judge

34 In the District Court of Puttalam.  
*Order Nisi*

Testy In the Matter of the Last Will and Testament of  
Case No 753. Jabomony Vedacan David, late of Puttalam,  
deceased

And

In the matter of an application for letters of administration  
with the will annexed

Jonathan Victor David of Puttalam Petitioner

and

(1) Jemima Jebagany, wife of Rev P S Maslamoney, S P G  
Middle School, Caddalore O T S India, (2) Alice Sophia  
Yesudial, wife of S D Paul, 31, Flower road, Payalebar,  
Singapore Respondents.

THIS action coming on for disposal before J L E Fernando,  
Esq., Additional District Judge of Puttalam, on September 16, 1941,  
on the motion of Mr H S Ismail, Proctor, on the part of the peti-  
tioner, and the petition of the petitioner dated September 16, 1941,  
and his affidavit dated September 12, 1941, and the affidavit of  
S P Wijayatilake identifying signature of the notary attesting the  
last will dated August 20, 1941, having been read. It is ordered  
that the will of Jabomony Vedacan David, deceased, dated July 6,  
1924, and now deposited in this court be and the same is hereby  
declared proved, it is further declared that the petitioner above  
named, as the sole heir under the said last will and as the son of the  
said deceased, is entitled to letters of administration with the will  
annexed, to administer the said estate and that letters of adminis-  
tration with the will annexed be accordingly issued to him, unless  
the respondent above named or any other person or persons interested  
in the matter of this application shall, on or before October 29, 1941,  
show sufficient cause to the contrary

September 24, 1941

J L E FERNANDO,  
Additional District Judge

19 In the District Court of Chilaw

*Order Absolute in the First Instance declaring Will proved*

Testamentary In the Matter of the Last Will and Testament  
Jurisdiction. of the late Hithamillage Podmons of Haldandu-  
No 2,269 wana, deceased

Peumpulu Mudalage Hendrick Appuhamy of Haldandu-  
wana Petitioner.

THIS matter coming on for final determination before C X. Max-  
tyn, Esq., Additional District Judge of Chilaw, on April 24, 1941,  
in the presence of Mr S Madurapperuma, Proctor, on the part of  
the petitioner, and the affidavit of the said petitioner dated April  
12, 1941, and of the attesting notary dated April 22, 1941, having  
been read It is ordered that the said will of the deceased, now  
deposited in this court, be and the same is hereby declared proved;  
It is further ordered that the petitioner is the executor named in  
the said will and that he is entitled to have probate issued to him  
accordingly

April 24 1941

N SINNETAMBY,  
District Judge.