



THE CEYLON GOVERNMENT GAZETTE

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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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PASSED ORDINANCES.

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

No. 23 of 1942.

L. D.—O 21/41

M. L. A.—B 1643

An Ordinance to amend the Colombo Municipal Council Waterworks Ordinance and to effect a consequential amendment in the Municipal Councils Ordinance.

Chapter 161.
(Vol. IV.,
p. 238).

Chapter 193.
(Vol. V., p. 3).

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 Colombo Municipal Council Waterworks (Amendment) Ordinance, No. 23 of 1942.

Short title.

2. Section 8 of the Colombo Municipal Council Waterworks Ordinance (hereinafter referred to as "the principal Ordinance") is hereby amended by the substitution, for the words "The Council", of the words "Subject to the provisions of section 19A, the Council".

Amendment of section 8 of Chapter 161.

3. Section 11 of the principal Ordinance is hereby amended by the substitution, for all the words from "or in his discretion" to "approval of the Waterworks Engineer.", of the words "or, if the owner or occupier applying for the private service so desires, by a plumber licensed by the Council and employed by the owner or occupier. Every such plumber shall, while so employed, be subject to the orders of the Waterworks Engineer and shall complete such works or such repairs, extensions or alterations to the satisfaction of the Waterworks Engineer."

Amendment of section 11 of the principal Ordinance.

4. Section 16 of the principal Ordinance is hereby amended by the insertion, immediately after sub-section (8), of the following new sub-sections:—

Amendment of section 16 of the principal Ordinance.

(9) Subject to the provisions of sub-section (10), any apportionment, made under sub-section (1), of the cost of laying, enlarging or extending any main, may be revised by the Council at any time after the date of the completion of the work of laying, enlarging or extending such main.

(10) The power given to the Council in sub-section (9) to revise any apportionment shall not be deemed to include the power to increase the sum which any owner is liable to pay under such apportionment."

5. The following new section shall be inserted immediately after section 19 of the principal Ordinance and shall have effect as section 19A of that Ordinance:—

Insertion of new section 19A in the principal Ordinance.
External taps.

19A. (1) Where a person who is provided with a supply of water for domestic purposes or is allowed a private service of water for such purposes desires to use the water

for horses or cattle or for washing vehicles, the Council may, if such water is supplied through an external tap, charge for such supply (except where the water so used is taken by meter) such sum as the Council may from time to time by regulation prescribe.

(2) Where water supplied by the Council to a person who takes a supply both for domestic purposes and by meter for other than domestic purposes is used by him by means of an external tap for horses or cattle or for washing vehicles, the Council may require that all water used by means of such tap shall be taken by meter and paid for at the rates for the time being in force for the supply of water by meter.

(3) Any sum chargeable under this section may be recovered as if it were a tax imposed under the Municipal Councils Ordinance.

(4) In this section—

“horses”, “cattle” or “vehicles” does not include horses, cattle, or vehicles which are kept for sale or hire;

“external tap” means any tap fixed outside any building or in any garage, stables or other premises where horses, cattle or vehicles are kept;

“person” includes the Ceylon Government and His Majesty's Forces.

Cap. 193.

Amendment of section 38 of the principal Ordinance.

6. Section 38 of the principal Ordinance is hereby amended by the insertion, immediately after paragraph (e), of the following new paragraph—

“(ee) for licensing plumbers for the purposes of section 11, and for prescribing the security to be furnished by licensed plumbers, the fees payable for, and the conditions to be attached to, licences issued in that connexion, including the cancellation of such licences whether in the absolute discretion of the Water-works Engineer or in prescribed circumstances;”.

Amendment of section 276 of Chapter 193.

7. Section 276 of the Municipal Councils Ordinance (which prescribes that certain sections of the principal Ordinance shall apply to the towns of Kandy and Galle) is hereby amended, in sub-section (1) of that section, by the substitution, for the figures “18, 19, 20,” of the figures “18, 19, 19A, 20,”.

Passed in Council the Nineteenth day of May, One thousand Nine hundred and Forty-two.

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

Assented to by His Excellency the Governor the Twenty-eighth day of May, One thousand Nine hundred and Forty-two.

C. H. HARTWELL,
Secretary to the Governor.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 5,608. In the matter of the insolvency of W. L. Fonseka.

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 June 19, 1942, to consider the grant of a certificate of conformity to the above-named insolvent.

May 15, 1942.

By order of court, C. EMMANUEL,
Secretary.

In the District Court of Colombo.

No. 5,632. In the matter of the insolvency of Mathura Gnana-Pragasam of 39, Silverth Lane, Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the second sitting of this court on June 26, 1942, for the examination of the above-named insolvent.

June 1, 1942.

By order of court, C. EMMANUEL,
Secretary.

In the District Court of Colombo.

No. 5,644. In the matter of the insolvency of Genzil Van Hoff of 120/3, Hill Street, Colombo, insolvent.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will be held at the second sitting of this court on June 26, 1942, for the examination of the above-named insolvent.

June 2, 1942.

By order of court, C. EMMANUEL,
Secretary.

In the District Court of Colombo.

In the matter of the insolvency of Don Lionel Rodrigo presently of Mirihane in Nugegoda.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the second sittings of this court on June 26, 1942, for the examination of the above-named insolvent.

June 2, 1942.

By order of court, C. EMMANUEL,
Secretary.

In the District Court of Colombo.

No. 5,652. In the matter of the insolvency of Allanson Peter Charles Weerasinghe of 7 Turret road, Colpetty, 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 June 26, 1942, for the examination of the above-named insolvent.

June 2, 1942.

By order of court, C. EMMANUEL,
Secretary.

In the District Court of Kandy.

No. I. 101A. In the matter of the insolvency of A. U. Mohamad Abdul Cader of Welisagama.

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 July 3, 1942, to consider the granting of a certificate of conformity to the above-named insolvent.

June 1, 1942.

By order of court, R. B. RAJNAIKA,
Secretary.

In the District Court of Kandy.

No. I. 104. In the matter of the insolvency of Navaratne Mudiyanatige Wakkumburagedera Mudiyanatige Möraps.

NOTICE is hereby given that the meeting of the creditors of the above-named insolvent will take place at the sitting of this court on June 26, 1942, for the examination of the above-named insolvent.

By Order of Court, R. B. RATNAIKA,
Secretary.

June 1, 1942.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

(1) Muttupalanappa Chettiar, (2) Thagarajan Chettiar, and (3) Anamalai Chettiar, all carrying on business under the name, style, and firm or vilasam of Nana Moona Avanna Rooma also known as N. M. A. R. of 135, Sea street, in Colombo Plaintiffs.

No. 4,531/S. Vs.

M M Haniffa of 305, Dam street, in Colombo Defendant.

NOTICE is hereby given that on Monday, June 8, 1942, at 10 A.M., 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. 7,014/4, together with further interest on Rs. 6,606 at 15 per cent. per annum from September 18, 1940, up to the date of decree (February 19, 1942), and thereafter on the aggregate amount of the decree at 15 per cent. per annum till payment in full, less a sum of Rs. 5,000/-. :-

All that allotment of land bearing assessment No. 49 and property Nos. 28, 28/1-4, St. Sebastian street, Colombo, within the City and District of Colombo, Western Province; and bounded on the north by lot No. 2, on the east by road 8 links wide, on the south by lot No. 4, and on the west by high road; containing in extent 7 28/100 perches. Registered in A 247/246.

Fiscal's Office,
Colombo, June 2, 1942.

H. C. WIJESINHA,
Deputy Fiscal.

In the District Court of Ratnapura.

Wakkumbura Siriwardanahamy of Uduwatana Plaintiff
No. 4,976. Vs.

(3) H. M. Zakariya of Ratnapura, presently of Gem Villa, Kalutara, and two others Defendants

NOTICE is hereby given that on Tuesday, June 30, 1942, 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 property for the recovery of Rs. 214/87 and poundage, viz. :-

An undivided half share of the soil and trees together with the entirety of the tiled house standing thereon of the land called Madangahawatta (now bearing assessment No. 450), situated at Katukurunda in Kalutara badda of Kalutara talamne, Kalutara District, Western Province; and bounded on the north by the portion of the same land belonging to the estate of the late K. P. Silvestry Silva Muhuppu, east by High road, south by Saralatwatta, and west by a portion of Madangahawatta; and containing in extent about an acre.

Deputy Fiscal's Office,
Kalutara, June 1, 1942.

P. D. WEERAMAN,
Deputy Fiscal.

In the Additional Court of Requests of Kalutara.

Suwanda Aratchige Don Saraneri Appuhamy of Meegahatenna Plaintiff
No. 14,577. Vs.

M. M. Carols Appuhamy of Horawala Defendant.

NOTICE is hereby given that on Saturday, July 4, 1942, 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 property for the recovery of Rs. 220/42 with interest on Rs. 208 at 16 per cent. per annum from March 27, 1941, till July 4, 1941, and thereafter on the aggregate amount at 9 per cent. per annum till payment in full and costs Rs. 34/75 + Rs. 2 less Rs. 80, viz. :-

The soil and rubber, jak and coconut plantations and the tiled house standing thereon of the land called Katuwallagoda Kanda-athmaga, situated at Horawala in Iddagoda pattu of Pasdun korale west, in the District of Kalutara, Western Province; and bounded on the north by Katuwallagodawattepitakattiya, east by Amundara kumbura, and on the south and west by land called Katuwallagoda-kanda; and containing in extent about 3 roods.

Deputy Fiscal's Office,
Kalutara, June 1, 1942.

P. D. WEERAMAN,
Deputy Fiscal.

Southern Province.

In the District Court of Galle.

Dassanayake Liyanage Don Alis Appuhamy of Atabage in Gampola Plaintiff
No. 36,066. Vs.

(1) Balage Don Bastian de Silva (dead), and (2) Balage Don David de Silva of Kataluwa for himself and as representative of the estate of the deceased, first defendant Defendants

NOTICE is hereby given that on the days and at the times specified below, will be sold by public auction at the respective

premises the right, title, and interest of the said defendants in the following mortgaged property for the recovery of Rs. 1,000 with interest thereon at the rate of 9 per cent. per annum from August 13, 1940, till payment in full and the costs of action taxed at Rs. 217/65.

On Wednesday, July 1, 1942, commencing at 3 p.m.

1. An undivided 1/8th part of Nagaskanda Addara waturawa and Kalubin kumbura, situated at Divituro in Gangaboda pattu of the Galle District, Southern Province; and bounded on the north by foot path leading to the watura dewarawa near the bungalow of Mr. Wintor, Puwakgahahena, belonging to De Zoisa and the land of Jayasekera Appuhamy, east by a rubber estate, south by the rubber estate called Kiribowela and the land belonging to Dodanduwa people, and west by Godapaswela of Halpankosse Kandagalakenkanda and Welapahala, and containing in extent about 60 acres.

On Thursday, July 2, 1942, commencing at 3 p.m.

2. An undivided 3rd part of the land called Gaudaragei kumbura alias Welgangei kumbura, situated at Walpola in Talpe pattu of the District of Galle aforesaid; containing in extent about 5 bags of paddy sowing extent, and bounded on the north by ela alias Hirikumbura, east by Hiranduwa Liyadla alias Bandaraduwa, south by Bandiaragama kumbura alias Pelangahaduwa, and west by Pelangahadeniya alias Meryiduwa promises.

On Friday, July 3, 1942, commencing at 3 p.m.

3. An undivided 3rd of 2/11th of lot B of Hirihane Addara Maradanawatta shown in plan No. 2,021 filed of record in case No. 22,350 of the District Court of Galle, situated at Kataluwa in Talpe pattu aforesaid, and bounded as per said plan on the north by lot B in the said plan, east by another portion of the same land, south by Ilangemakoratuwewatta, and west by another portion of the same land, and containing in extent 1 rood and 22 1 perches.

4. An undivided 4th part of the soil and plantations of the land called Hencuwatta, situated at Kataluwa aforesaid; and containing in extent about 1 1/2 acres; and bounded on the north by Kalatiyagahawatta and Rail road, east by a portion of this land, south by High road, and west by Gederuwatta, presently belonging to Jayawardane Mudaliyar.

5. All that undivided 1/12th part of the entire soil and plantations of the land called Kobillatuduwo Kurunduwatta, situated at Kataluwa aforesaid; and containing 12 acres 3 roods and 21 perches in extent; and bounded on the north by Nugaelawatta, Nugaelawatta and Koggala lake, east by Nugagahawatta, Nugagahakoratuwewatta and Neelagodawatta, south-east by Weebaduwaluwe Katiltuduwewatta alias Weebadu Waluwewewatta, south and south-west by Maragahamulle-owita, Katiltuduwewatta alias Weebadu waluwewewatta, Narimultokeragewatta, Narimultokeragehena and Moegaha Elawatta.

Fiscal's Office,
Galle, June 2, 1942.

W. P. DALUWATTE,
Deputy Fiscal.

In the District Court of Tangalla.

Balacharge alias Annadaraage Rosahamy of Mahahulla Plaintiff
No. 3,889. Vs.

(1) Lindewatte Acharige Arnolds de Silva of Pahalabelizilla
(2) Maduwilage Janorishamy of Batuwa in Matara Defendants.

NOTICE is hereby given that on Tuesday, July 7, 1942, at the time specified below, 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 Rs. 874/42 together with legal interest on Rs. 450 from April 1, 1942, till payment in full, viz. :-

At Bedigama commencing at 3 p.m.

(1) The land called Nemnewa, alias in extent 7 acres 2 roods and 15 perches, situated at Bedigama in West Giruwa pattu of the Hambantota District; and bounded on the north by ela, east by Welbadawetiya, south by Welbadawetiya, and west by Balamahatmayage Pengurubeta.

(2) All that soil and plantations of the land called Penwelhona in extent 14 acres and 36 perches, situated at Bedigama aforesaid; and bounded on the north by reservation along the path, east by reservation along the path and Crown land, south by Crown land and T.P. 201,298, and west by Crown land.

(3) All that soil and plantations of the land called Mailahona and Mailahenekebella, in extent 7 acres 1 rood and 2 perches, situated at Bedigama aforesaid; and bounded on the north by reservation along the foot path, east by T. P. 201,531, south by T. Ps 201,298, 162,600, and 177,449, and west by T. Ps 318,401, 318,433, and 263,603.

(4) All that soil and plantations of the land called Penwelhona alias Ketakalagahakoratuwa, in extent 2 acres 1 rood and 19 perches, situated at Bedigama aforesaid; and bounded on the north by Crown land and T. P. 201,531, east by Crown land, south by T. P. 201,299, and west by T. P. 162,500.

(5) All that soil and plantations of the land called Mailagahakoratuwa in extent 1 acre 2 roods and 1 perch, situated at Bedigama aforesaid; and bounded on the north by water course, east by T. P. 177,448, south by lot 224 and a footpath, and west by lot 22.

At Beligalla commencing at 3 p.m.

(6) All that soil and plantations and the tiled house of 19 cubits standing thereon of the land called Paramamahahena, in extent 2 acres 1 rood and 31 perches, situated at Ihala Beligalla in west Giruwa pattu aforesaid; and bounded on the north by a road, east by the village limits of Bedigama and Etgalmulla, south by lot 56, and west by T. Ps 316,133 and 325,253

(7) All that land called Dontuwigewatta alias Denye Addarakoratuwa, in extent about 2 acres, situated at Angulmaduwa in Pahala Beligalla in West Giruwa pattu aforesaid; and bounded on the north by Henowatta, east by Dontuwigewatta, south by a portion of the same land and west by Henowatta.

Deputy Fiscal's Office,
Tangalla, May 30, 1942.

V. ALLIRAJAH,
Additional Deputy Fiscal.

In the District Court of Tangalla.

Jamies Abeysundera Dissanayaka of Madaha in Matara.. Plaintiff
No. 4,500. Vs.

(1) Edwim Gunasekera Wellappilly of Talahaganwaduwa and
others Defendants.

NOTICE is hereby given that on Friday, July 3, 1942, at 3 o'clock in the afternoon, will be sold by public auction at the premises the following property mortgaged with the plaintiff by bond No. 2,027 dated August 6, 1932, attested by D. A. Jayawickrama, Notary Public, and ordered to be sold by order of Court dated May 6, 1942, for the recovery of Rs. 354.42 together with further legal interest on Rs. 343 12 from February 7, 1942, till payment in full, viz. :—

At Walasmulla.

All that divided off southern portion of the land called Palugaskuttiya and Gurugalodella, situated at Walasmulla in West Giruwa pattu, of the Hambantota District; and bounded on the north by the divided off portion of this land of the extent of 1½ acres more or less, east by lots 167F, 167E, 167C, 167B, 167N, and 175L in P. P. 163, south by the village limit of Talahaganwaduwa, and west by the High road; containing in extent 8 acres 2 roods and 25 perches from and out of the whole land depicted in T. P. 291,866 and lots 167A, 167Q, and 175M in B. S. P. P. 163; and bounded on the north by a path, east by lots 167A, 167F, 167E, 167C, 167B, 167N, 175L in P. P. 163, south by the village limits of Talahaganwaduwa, and west by the High road, containing in extent 10 acres and 25 perches.

Deputy Fiscal's Office,
Tangalla, May 29, 1942

V. ALLIRAJAH
Additional Deputy Fiscal.

North-Western Province.

In the District Court of Kurunegala.

(1) Karuna Durayalage Punchedi, (2) ditto Ukku, both of Madawa, Udumulla Plaintiffs
No 17,475. Vs

Pallemulle Durayalage Menika of Madawa, Udumulla, and Gandahaye korale Defendant

NOTICE is hereby given that on Tuesday, June 30, 1942, 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 plaintiffs in the following property for the recovery of the sum of Rs 972.96 less Rs. 100 and poundage, viz. :—

(1) An undivided ½ share of Hataraliyadde kumbura of two pelas paddy sowing in extent, situated at Madawa in Gandahaye korale in Weudawilli Hatpattu of Kurunegala District, North-Western Province; and bounded on the east by mara tree on chena of Kira Veda, south by liminary ridge of the field of Kira and others, west by fence of the garden of Bilinda and north by liminary ridge of the field of Kira Veda.

2. All that field called Meegahakumbura of one pela paddy sowing in extent, situated at Madawa aforesaid; and bounded on the east by the field of Kira Veda, south by fence of the field, west by liminary ridge of the field of Appuwa, and north by liminary ridge of the field of Appuwa.

3. All that land called Kalundawe Walagahamulla hena of 3 seers kurakkan sowing in extent, situated at Madawa aforesaid; and bounded on the north by garden of Kira Veda, east by garden of Kira Veda, west by welan tree on the limit of the garden of Ponna Vel Duraya, and south by garden of Kira Veda with plantations and everything thereon.

4. An undivided ½ share of Hataraliyadde kumbura of one pela paddy sowing in extent, situated at Madawa aforesaid; and bounded on the north by field of Hapuwa, east by fence of the garden of Kaluhonda, south by liminary ridge of the field of Kira Veda, and west by fence of Polwatta.

5. All that land called Kalundawe Kahatagahamulahena of two lahas kurakkan sowing in extent, situated at Madawa aforesaid and bounded on the east by chena of Kira Veda, south and west by land of Hettirala, and north by land of Kira Veda with plantations and everything thereon.

6. All that land called Ketakalagahamulahena of two lahas kurakkan sowing in extent, situated at Madawa aforesaid; and bounded on the east by chena of Guruwa, and chena of Hawadiya Duraya, south by cla west by fence of the chona of Guruwa and north by damunu tree and huru tree with plantations and everything thereon

7. An undivided ½ share of Kumbaloluwekumbura of 17 lahas paddy sowing in extent, situated at Madawa aforesaid; and bounded on the north by fence of the field of Punchedi, east by endaru fence, south by liminary ridge of the field of Bonna and west by endaru fence.

Fiscal's Office,
Kurunegala, May 30, 1942

S. SUBRAMANIAM,
Additional Deputy Fiscal.

NOTICES OF TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Estate of the late Gangoda-
Jurisdiction. wilage Richard Perera, deceased, of Negododa,
No. 9,376. in the Pallu pattu of Salpota korale

(1) Charles Vincent Gunaratne Jayatilleke of Kosgama, in the
Udugaha pattu of Hewagama korale Petitioner.

Vs.

(1) Gangodawilage Lambert Upali Perera, (2) Gangodawilage
Puspani Swarnalatha Perera, (3) Henry Edwin Gunaratne
Jayatilleke; all of Kosgama aforesaid Respondents.

THIS matter coming on for disposal before James Joseph, Esq.,
Additional District Judge of Colombo, on February 27, 1942,

in the presence of Mr. Ben Samarasinghe, Proctor, on the part of the petitioner above named; and the affidavit of the above-mentioned petitioner dated February 26, 1942, having been read.

It is ordered that the 3rd respondent above named be appointed guardian *ad litem* over the minors 1st and 2nd respondents to represent them for all purposes of this action, and that the petitioner be and he is hereby declared entitled, as the brother-in-law of the deceased above named, to have letters of administration to the above estate issued to him accordingly, unless the respondents or some person or persons interested shall, on or before May 7, 1942, show sufficient cause to the satisfaction of the Court to the contrary

April 27, 1942.

JAMES JOSEPH,
Additional District Judge.

The date for showing cause against the above Order Nisi is hereby extended to June 18, 1942.

May 14, 1942.

JAMES JOSEPH,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Estate of the late Edwim
Jurisdiction. Reginald Dias Bandaranyake of Kelanmulla
No. 9,998. Walauwa, Angoda, deceased.

Wimala Rambukpotha Dias Bandaranyake of Kelanmulla
Walauwa, Angoda Petitioner.

Vs.

Kavantissa Rambukpotha Dias Bandaranyake of Kelan-
mulla Walauwa, Angoda, (2) James Alexander Rambuk-
potha Ekneligoda Walauwa, Kurunegala Respondents.

THIS matter coming on for disposal before James Joseph, Esq.,
Additional District Judge of Colombo, on March 13, 1942, in the
presence of Messrs. Moonesinghe & Jayamaha, Proctors, on the
part of the petitioner above named, and the affidavit of the above-
named petitioner dated March 11, 1942, having been read:

It is hereby ordered that the 2nd respondent above named be and he is hereby appointed guardian *ad litem* over the minor, the 1st respondent, and 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 accordingly, unless the respondents above named or some other person or persons interested shall, on or before May 21, 1943, show sufficient cause to the satisfaction of this court to the contrary.

March 16, 1942.

JAMES JOSEPH,
Additional District Judge.

The date for showing cause against the above Order Nisi is hereby extended to June 18, 1942.

May 27, 1942.

JAMES JOSEPH,
Additional District Judge.

In the District Court of Colombo.

Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Estate of the late Alfred
Jurisdiction. Duncan Beven Drieberg, deceased, of Kanana
No. 10,045. estate, Bentota.

Edith Cecilia Atkinson Drieberg of Kanana estate, Ben-
tota Petitioner.

THIS matter coming on for disposal before James Joseph, Esq.,
Additional District Judge, Colombo, on May 19, 1942, in the presence
of Mr. John Wilson, Proctor, on the part of the petitioner; and the
affidavits of the above-mentioned petitioner dated May 12, 1942,
and of the attesting notary dated May 7, 1942, having been read:

It is ordered that the will of Alfred Duncan Beven Drieberg,
deceased, dated November 13, 1933, and numbered 1,225, be and the
same is hereby declared proved, unless any person or persons
interested shall, on or before July 2, 1942, show sufficient cause to the
satisfaction of this court to the contrary.

It is further ordered that the above-named petitioner be and she
is hereby declared entitled, as widow of the deceased, to have letters
of administration (with will annexed) to the above estate issued to
her accordingly, unless any person or persons interested shall, on
or before July 2, 1942, show sufficient cause to the satisfaction
of this court to the contrary.

May 29, 1942.

JAMES JOSEPH,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction. Joseph Ayam Perumal, deceased of Kotahena,
No. 10,046. Colombo.

Mary Grace Perumal of 60, Santiago road, Kotahena
in Colombo Petitioner.

Vs.

(1) Anne Rosamalar Perumal, a minor appearing by her guardian
ad litem, (2) S. Sithamparampillai of 60 Santiago road,
Kotahena, Colombo Respondents.

THIS matter coming on for disposal before James Joseph, Esq.,
Additional District Judge, Colombo, on May 23, 1942, in the
presence of Mr. V. Navaratnam, Proctor, on the part of the petitioner,
and the affidavit of the above-mentioned petitioner dated May 15,
1942, having been read:

It is ordered that the said S. Sithamparampillai, the 2nd respondent,
be appointed guardian *ad litem* over the minor, the 1st respondent,
for all the purposes of this action, and that the above
named petitioner be and she is hereby declared entitled, as the

widow of the above-named deceased, to have letters of administration to the above estate issued to her accordingly, unless the respondent or any other person or persons interested shall, on or before July 2, 1942, show sufficient cause to the satisfaction of this court to the contrary.

May 27, 1942.

JAMES JOSEPH,
Additional District Judge.

In the District Court of Colombo.

Notice of Application

Testamentary
Jurisdiction.
No. 10,048.

In the Matter of the Last Will and Testament or Trust disposition and Settlement with Codicils of Andrew Blair Fairlie of 19, Whittingehame Drive, Kelvinside, Glasgow, Scotland, retired Shipping Manager, deceased.

And

In the Matter of the British Courts Probates (Re-sealing) Ordinance (Chapter 24).

NOTICE is hereby given that, after the expiry of fourteen days from the date hereof, application will be made to the District Court of Colombo, under the British Courts Probates (Re-sealing) Ordinance (Chapter 24) for the sealing of the confirmation of the last will and testament or trust disposition and settlement with codicils of Andrew Blair Fairlie of 19, Whittingehame Drive, Kelvinside, Glasgow, Scotland, retired Shipping Manager, deceased, granted by the Sheriff of Lanarkshire at Glasgow, Scotland, on the sixteenth day of April, one thousand nine hundred and forty one.

V. GNANARATNAM COOKE,
Proctor for Alexander Fairlie, Alexander Mc
Fairlie and Jane Elizabeth Kipling, executors

Colombo, June 5, 1942.

In the District Court of Kandy.

Order Nisi declaring Will proved &c.

Testamentary
Jurisdiction.
No. T. 219.

In the Matter of the joint Last Will and Testament of Ratwatte Wijewardana Sena and the Panditha Abekoon Bandaranyake Wimala Mudalyarumalage Paranagama Aberatne Ratwatte Basnayake Nilame and Thalagahagoda Rajakaruna Jayatilake Rajaguru Panditha Wimala Mudiyanseralakhanlilage Seemanthi Thalagahagoda Ratwatte Kumamhamy, both of Mahayaya Walawe, Kandy, deceased.

Clarence Leuke Ratwatte of Mawanella Petitioner
Vs.

(1) Mrs. B. R. Dullewe of Trincomalee street, Kandy, (2) Barnes Ratwatte of Balangoda, (3) Mrs. L. Dumbulla of Wattarantenne, Katugastota, (4) V. L. Ratwatte, (5) H. L. Ratwatte, (6) S. L. Ratwatte, (7) A. C. L. Ratwatte of Kandy, (8) S. D. Ratwatte of Kandy, (9) R. Divitotawela, Rata Mahatmaya of Welimada, (10) L. N. Ratwatte of Kandy, (11) Miss Millet Ratwatte, (12) Vernon Ratwatte, (13) Miss Cole Ratwatte, (14) Miss Olga Ratwatte, (15) Miss Kamala Ratwatte, (16) Ramsay Ratwatte, the 11th to 16th respondents by their Curator the Public Trustee, (17) Devansa Vansandan Urvn Ratwatte, (18) The Public Trustee of Colombo, (19) T. Dullewa, (20) D. G. Dullewa, (21) N. S. Dullewa, (22) Miss A. M. Dullewa, (23) Miss J. B. Dullewa, (24) Mrs. S. D. Koppetipola of Dodantale Walawe, Mawanella, (25) Mrs S. J. B. Dharmakirthie of Matale Respondents.

THIS matter coming on for final disposal before Chellappa Nagalingam, Esq., District Judge, Kandy, on April 23, 1942, in the presence of Mr. P. B. Ranaraja, Proctor, S. C., on the part of the petitioner, Clarence Leuke Ratwatte of Mawanella; and the affidavits of the said petitioner dated April 21, 1942, having been read:

It is ordered that the copy of the last will of the above named deceased dated July 28, 1917, certified by the attesting Notary and now deposited in this Court be and the same is hereby declared proved, unless the respondents (*vide list*) or any other person or persons interested shall, on or before June 8, 1942, show sufficient cause to the satisfaction of this Court to the contrary.

It is further declared that the said petitioner is one of the executors named in the said will and that he is entitled to have probate of the same issued to him accordingly, unless the said respondents or any other person or persons interested shall, on or before the said date, show sufficient cause to the satisfaction of this Court to the contrary.

May 13, 1942.

C. NAGALINGAM,
District Judge.

In the District Court of Matara.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. Don Sadrus Samarasinghe of Peloua, deceased.
No. 3,810

Between

Ada Lilian Gunawardena of Peterson lane, Wellawatta. Petitioner
And

(1) Symona Gunawardena, (2) David Perera Gunawardena, both of Matara, (3) Jessenera Muttucumarana, wife of (4) S. D. S. Muttucumarana, both of Vaura road, Bambalapitiya, (5) Darlma Aboygunawardena, wife of (6) Don Sowdis Aboygunawardena, both of Ahangama, (7) Caroline Samarawickrema, wife of (8) Kotuduru Aratchigo of Arlhas de Silva, Police Officer, (9) Reginald Samarawickrema of Peloua (dead), (10) Maggie Samarawickrema, wife of (dead) (11) Harry Gunawardena, both of Peloua, (12) Cecilia Samarawickrema, wife of (13) G. W. Piyawardena Waidiyatilleka, both of Mawella in T. P., (14) Laura Evelyn Gunaratne, wife of (15) Wilson Gunaratne, both of Pettigalawatta, (16) Tiddy Irene Jayaweera, wife of (17) Edmund Jayawocra, both of Pamburana, (18) Mabel Beatrice Gunaratne of Pettigalawatta; (19) Tudor Karunadasa Perera Gunawardana, (20) Kamala Perera Gunawardana, both of Polhona (minors), (21) The Secretary, District Court, Matara. Respondents.

THIS matter coming on for disposal before M. A. Samarakoon, District Judge of Matara, on December 9, 1941, in the presence of the petitioner above named, and the affidavit of the said petitioner dated December 3, 1941, having been read: It is ordered (a) that the 7th respondent be and she is hereby substituted in room of the 9th respondent, deceased, (b) that the 19th and 20th respondents be and they are hereby added as respondents to this action, (c) that the 11th, 19th, and 20th respondents be and they are hereby substituted in room of the 10th respondent, deceased, (d) that the 11th respondent be and he is hereby appointed guardian *ad litem* of the minors, 19th and 20th respondents, to represent them for all purposes of this action, and (e) that the 21st respondent be and he is hereby declared entitled, as Secretary of this Court, to have letters of administration *cum testamento annexo* to his estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before January 12, 1942, show sufficient cause to the satisfaction of this court to the contrary.

December 9, 1941. M. A. SAMARAKOON,
District Judge

Date extended till March 2, 1942

January 12, 1942. M. A. SAMARAKOON,
District Judge.

Date Extended till June 15, 1942.

May 11, 1942. V. E. RAJAKARIBER,
District Judge.

In the District Court of Ratnapura

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Hassanu No. 1,115. Marikar Abdul Azeez of Ratnapura, deceased.
Abdul Azeez Abdul Rahuman of Main street, Ratnapura Petitioner

Vs.

(1) Abdul Azeez Mohamed Margany of Ratnapura, (2) Abdul Azeez Ahamed Jiffiry, (3) Abdul Azeez Pathumma Nona (minor), both of 429, Galle road, Katukurunda, (4) Mohamed Abubacker Thufath Umma of Kotuwegoda. Respondents.

THIS matter coming on for disposal before S. S. J. Goonesekera, Esq., District Judge, Ratnapura, on April 7, 1942, after reading the affidavit of Abdul Azeez Abdul Rahuman of Ratnapura, dated April 7, 1942.

It is ordered that the said petitioner above named is the eldest son of the deceased above named and that he is entitled to have letters of administration to the estate of the said deceased issued to him accordingly, unless sufficient cause be shown to the contrary, on May 5, 1942.

It is further ordered that Abdul Azeez Mohamed Margany, the 1st respondent above named, be and he is hereby appointed guardian *ad litem* over Abdul Azeez Pathumma Nona, his minor sister, the 3rd respondent above named, unless the respondents above named or any other person or persons interested shall, on or before May 5, 1942, show sufficient cause to the satisfaction of this Court to the contrary.

April 7, 1942. S. S. J. GOONESEKERA,
District Judge.

The Order Nisi is extended till June 16, 1942.

May 26, 1942. S. S. J. GOONESEKERA,
District Judge