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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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NOTIFICATIONS OF CRIMINAL SESSIONS.

BY virtue of a Mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said court for the Western Circuit will be holden at the Court-house at Colombo; on Wednesday, January 10, 1940, at 11 o'clock of the morning of the said day.

And I do hereby require and inform all persons concerned therein to attend at the time and place above mentioned, and not to depart without leave asked and granted.

Fiscal's Office, B. M. CHRISTOFFELSZ,
Colombo, December 22, 1939. for Fiscal.

BY virtue of a Mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said court for the District of Kalutara, will be holden at the Court-house at Kalutara, on Wednesday, January 10, 1940, at 11 o'clock of the morning of the said day.

And I do hereby require and inform all persons concerned therein to attend at the time and place above mentioned, and not to depart without leave asked and granted.

Fiscal's Office, B. M. CHRISTOFFELSZ,
Colombo, December 22, 1939. for Fiscal.

DISTRICT AND MINOR COURTS NOTICES.

Court of Requests, Kays.

NOTICE is hereby given that, three months hence, the valueless records of this court will be destroyed, subject to the provisions of Section 6 of Ordinance No. 12 of 1894, as amended by Ordinance No. 24 of 1930.

Any person interested in any record may personally, by Proctor or by duly authenticated petition, claim upon good cause shown that such record may not be destroyed.

Court of Requests, R. RAMACHANDRAN,
Kays, December 22, 1939. Commissioner of Requests.

NOTICES OF INSOLVENCY.

In the District Court of Chilaw.

No. 46. In the matter of the insolvency of Maria Puspamma Rosammal Fernando (dead) and Joseph Francis Anthony Fernando, carrying on business under the name, style, and firm of S. M. J. Fernando & Co., at Chilaw and Puttalam.

NOTICE is hereby given that a meeting of creditors of the above-named insolvents will be held at this court on February 15, 1940, at 10 A.M., for the purpose of considering whether a certificate of conformity should be granted to the above-named insolvent.

By order of court, S. P. STOUTER,
December 21, 1939. Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

B. K. J. R. Weerasinghe Gunawardana, Vidane Arachchey of Ussetakeiyawa in Ragam pattu, Alutkuru loru. Plaintiff.

No. 6,818. Vs.

T. A. Dona Mary Nona Hamine, widow of the late B. D. R. Weerasinghe Gunawardana, Vidane Arachchey, deceased of Ussetakeiyawa aforesaid. Defendant.

NOTICE is hereby given that on Wednesday, January 31, 1940, at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 4,390.65 with interest on Rs. 2,500 at the rate of 16 per centum per annum from March 24, 1937, to September 15, 1938, and thereafter on the aggregate amount at the rate of 9 per centum per annum

till payment in full and costs of suit Rs. 348.31 as taxed by the officer of the court on account of mortgage bond No. 27,737 dated January 13, 1932, and attested by B. P. Samarasinghe of Weligampitiya, Notary Public, viz. :-

An undivided $\frac{1}{3}$ part of all that lot marked "C" in plan No. 639 dated June 20, 1909, made by D. Francis Paul, Licensed Surveyor, on the three contiguous lands called Mundalankadu, situate at Mundalama, in Rajakumarawanni pattu of Puttalam pattu, Puttalam District, North-Western Province; bounded on the north by lot "B" of this land allotted to B. K. David Rodrigo Weerasinghe Gunawardana, Vidane Arachchey, east by land depicted in T. P. No. 22,187, south by lot D of this land allotted to the heirs of Johannis Rodrigo Muhandiram, and west by high road leading to Chilaw; containing in extent as per said plan 25 acres 1 rood and 11 perches and the trees, plantations, and buildings standing thereon excluding therefrom the tiled house and the soil appurtenant thereto standing to the south which said premises is described as shown in deed of gift No. 1,295 dated September 7, 1912, attested by B. P. Samarasinghe, Notary Public, in favour of the said David Rodrigo Weerasinghe Gunawardana and two others.

Deputy Fiscal's Office, M. SRIKHANTA,
Puttalam, December 20, 1939. for Deputy Fiscal.

In the District Court of Colombo.

Willorage George Perera of Station road, Nugegoda. Plaintiff.

No. 10,188/M. Vs.

Charles Ernest de Sissanayake of Dehiwala. Defendant.

NOTICE is hereby given that on Monday, January 29, 1940, at 3 P.M., will be sold by public auction at the premises the following property engaged with the plaintiff by bond No. 417 dated December 21, 1933, attested by J. P. Salgado, Notary Public, and decreed specially bound and executable under the decree entered in the above action, and ordered to be sold by the order of court dated November 15, 1939, for the recovery of the sum of Rs. 1,750, with interest on Rs. 1,000 at 14 per cent. per annum from May 9, 1939, to date of decree, July 8, 1939, and thereafter on the aggregate amount of the decree at 8 per cent. per annum, till payment in full, viz. :-

All that defined portion of the land called Bakmigahawita, together with the trees, plantations, and buildings standing thereon, situated at Nikape in the Palle pattu of Salpiti korale, in the District of Colombo, Western Province; which said portion is bounded on the north by the high road, on the east by portion of this land belonging to D. Dias Dissanayake, on the south by a portion of this land belonging to D. Dias Dissanayake and others, and on the west by a portion belonging to Maddumage Davith Perera; containing in extent 1 rood and 12 $\frac{5}{10}$ perches. Registered in M 332/200.

Fiscal's Office, B. M. CHRISTOFFELSZ,
Colombo, January 3, 1940. Deputy Fiscal.

In the District Court of Colombo.

Partah Chand Chawlia of Fort, Colombo. Plaintiff.

No. 10,806/M. Vs.

(1) Don Peter Weerasiri, (2) Don Yoga Weerasiri, (3) Adeline Paulis nee Weerasiri, (4) Laura Jayawadena nee Weerasiri, all of Siri Medura, Elliot road, Galle, carrying on business under the name, firm, and style of Don Theodoros and Company at 99, Chatham street, Fort Colombo. Defendants.

NOTICE is hereby given that on Saturday, January 27, 1940, at 10 A.M., will be sold by public auction at 99, Chatham street, Colombo, the following movable property for the recovery of the sum of Rs. 715, with interest thereon at 8 per centum per annum from September 18, 1939, till payment in full and damages at Rs. 265 per month from July 1, 1939, until the defendants are ejected from the premises mentioned in the decree, viz. :-

In No. 1 *Almirah*.—8 brass candle stands, 2 brass toy elephants, 3 brass bells, 10 brass toy animals, 3 sets egg cups, 1 lot straw hats, 6 baskets, 8 brass vessels with stands, 1 lot bags, 1 lot wooden curios, 3 porcupine quill boxes, 1 jewellery box, 5 brass trays, 4 brass boxes, 5 brass cigarette cases.

In No. 2 *Almirah*.—21 silver necklaces, 4 opal necklaces, 10 silver bangles, 60 toy elephants, 8 toy elephants (elephant bridge), 12 Dutch plates (old), 8 Dutch jars (old), 12 brass articles, 1 lot ebony elephants.

In No. 3 *Almirah*.—1 lot nickel articles (assorted).

In No. 4 *Almirah*.—1 lot nickel plated articles.

In No. 1 *Show Case*.—3 sets jewellery, 3 elephants (ivory).

1 lot ivory curios, 2 ivory elephants with silver carvings, 1 elephant bridge, 1 tiger bridge, 3 umbrella handles (silver), 1 lot silver spoons, 1 tortoise shell box.

In No. 2 *Show Case*.—8 pocket watches, 28 wrist watches, 7 brass nickel plated spoons, 8 pairs serviette rings (silver), 2 ladies' toilet sets, 7 silver cups, 23 serviette rings (silver), 2 nickel plated cruet stands.

In No. 3 *Show Case*.—6 tortoise shell brushes, 2 tortoise mirrors, 4 tortoise combs, 4 cigarette cases, 1 tortoise shell ash tray, 10 tortoise shell combs, 6 tortoise shell slides, 3 tortoise shell boxes, 2 tortoise shell combs.

In No. 4 *Show Case*.—18 fountain pens, 1 lot parts of fountain pens, 4 Parker pencils, 1 lot pens and parts, 3 sets pens and pencils with rolled gold bands.

In No. 5 *Show Case*.—11 elephant hair bangles with gold workings, 15 elephant hair bangles, 5 pairs elephant hair eardrops with gold workings, 1 elephant hair brooch with gold workings, 30 coronation medals and pins.

In No. 6 *Show Case*.—5 moonstone necklaces, 5 brooches, 25 rolled gold bangles.

In No. 7 *Show Case*.—2 gold wrist watch bands, 7 gold bangles, 3 gold buttons, 1 gold pencil, 2 gold chains, 1 necklace set with stones, 1 pair eardrops.

In No. 8 *Show Case*.—10 gold rings set with stones, 4 gold pendants, 1 ivory elephant.

In No. 9 *Show Case*.—1 lot moonstone necklaces, 10 gold brooches set with stones, 4 bracelets.

In No. 10 *Show Case*.—12 hairpins, 1 necklace, 3 pendants, 3 bangles, 1 pair eardrops, 7 silver bangles, 6 silver cigarette cases, 1 iron safe, 10 show cases, 5 almirahs, 2 tables, 9 chairs, 1 writing table, 1 lot sundries.

Fiscal's Office,
Colombo, January 3, 1940.

B. M. CHRISTOFFELSZ,
Deputy Fiscal.

Southern Province.

In the Court of Requests of Matara.

Indiketiya Heerage Jinadasa of Broadway,
Matara Plaintiff.
No. 229. Vs.

(1) Richard Alwis Samarasinghe of Kekanadure, and
another Defendants.

NOTICE is hereby given that on Tuesday, February 6, 1940, commencing at 2 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendants in the following property for the recovery of a sum of Rs. 216'60 less Rs. 75, viz. :—

1. Property of 1st Defendant.—An undivided $\frac{1}{4}$ part of the soil and of the rubber plantation and of all the other plantations standing thereon of the land called Gorakavitiyala, situated at Kekanadure in Wellaboda pattu of Matara District, Southern Province; and bounded on the north by Gorakavitiyala and Gamagewatta, east by Gamagewatta and footpath, south and west by Gansabhawa road; and containing in extent 9 acres 1 rood and 3 perches.

2. An undivided $\frac{1}{4}$ part of the land called Olaganheduhena, situated at Kekanadure aforesaid; and bounded on the north by Delgahahena, east by Etdenimullehenyaya, south by Etdenimullehenyaya, and west by Goiralagedeniya and Kanaralagedeniya; and containing in extent 7 acres and 26 perches.

3. All that undivided $\frac{1}{4}$ part of the contiguous fields called Haliela and Muttettuwa, situated at Kekanadure aforesaid; and bounded on the north by Moramaragahakumbura, east by Pitawella, south by Etambekumbura, and west by Muttettuweewatta and Irikonda; and containing in extent 5 pelas of paddy sowing.

Deputy Fiscal's Office, H. V. F. ABAYAKOON,
Matara, December 22, 1939. Additional Deputy Fiscal.

In the District Court of Matara.

Luwiniya Nanayakkara of Wellaboda Plaintiff
No. 10,894. Vs.

Elabodage Sawodis of Atureliya Defendant.

NOTICE is hereby given that on Thursday, February 1, 1940, commencing at 2.30 in the afternoon, will be sold by

public auction at the respective premises the right, title, and interest of the said defendant in the following mortgaged property, for the recovery of a sum of Rs. 2,000 and legal interest thereon at 9 per cent. per annum from December 12, 1935, till payment in full and costs of this action Rs. 147'10, viz. :—

1. All that allotment of land called Naborukkandahena as described in T. P. 249,779, situated at Atureliya in Gangaboda pattu of Matara District, Southern Province; and bounded on the north and east by lot 14,147A in P.P. 49,272, south by lot 14,147 in P.P. 49,272 and reservation along the road, and west by reservation along the road; and containing in extent 3 acres 3 roods and 8 perches.

2. All that allotment of land called Naborukkandehena and Colombage Wattehenena as described in T.P. 276,763, situated at Atureliya aforesaid; and bounded on the north by Crown land, east by lots 25,340, F 597 and E 597 in P.P. 8,559 and land claimed by natives, south by land claimed by natives, and west by land claimed by natives, lot I 597 in P.P. 8,559, P.P. 249,779, and Crown land; and containing in extent 2 acres 1 rood and 4 perches.

3. All those undivided $\frac{3}{10}$ parts and $\frac{1}{25}$ part of the soil and trees of the land called Gawaragodawatta and Hena (exclusive of the planter's $\frac{1}{4}$ share of trees of the undefined Gawaragodawatta), and situated at Balukawala in Gangaboda pattu aforesaid; and bounded on the north by Budigewatta and Radawewa, east by high road, and Gawarabokka and Pansalahena, south by Pansalahena and Koralahena, Dirigalahena, and west by Pallewe Kumbura and Nagahadeniya and Walpola-gode-agala; and containing in extent about 16 acres.

4. All that divided lot A. A of the land called Dumbaketiawatta and Owita together with the buildings thereon, and situated at Atureliya aforesaid; and bounded on the north by road, east by Nallaperumage Owita and Dumbuketiye Owita, south by river, and west by road and lot B of the same land; and containing in extent 2 acres 1 rood and 23 perches.

5. All that allotment of the land called Naborukkandehena as described in T.P. 328,808, situated at Atureliya aforesaid; and bounded on the north by Naborukkandewila claimed by D. J. A. Wickremasinghe and others and all other sides by Naborukkandahena; and containing in extent 3 roods and 38 perches.

6. All that allotment of land called Narukandeduwa as described in T.P. 284,739, and situated at Atureliya aforesaid; and bounded on the west and north by lot 25,340 in P.P. 8,559, east and south by land claimed by natives; and containing in extent 1 rood and 8 perches.

Deputy Fiscal's Office, H. V. F. ABAYAKOON,
Matara, December 22, 1939. Additional Deputy Fiscal.

North-Western Province.

In the District Court of Puttalam.

Mohamedo Pathamma Beeby, daughter of Segu Madar, and wife of Selahdeen Marakar Hameedo Marakar, appearing by her attorney Segu Madar Ahamado of Puttalam Plaintiff.

No. 4,807. Vs.

Sainadeen Marakar Hameedo Marakar of Puttalam Defendant.

NOTICE is hereby given that on Wednesday, January 24, 1940, at 10 o'clock in the forenoon, will be sold by public auction at the premises, the right, title, and interest of the said defendant in the following property, for the recovery of the sum of Rs. 3,000 with legal interest thereon from November 29, 1939, to date of payment in full and costs of suit, viz. :—

The tiled house and premises bearing assessment Nos. 23/2 and 25, situate at lane No. 12, 2nd Cross street, Puttalam, in the District of Puttalam, North-Western Province; in extent about 1 rood; and bounded on the north by land belonging to Sara Umma, wife of M. Nagoor Pitche, and private lane, east by land belonging to the heirs of Alla Pitche, south by land belonging to V. Mohamedo Haniffa and others, and on the west by lane, subject to a mortgage for Rs. 1,000.

Deputy Fiscal's Office,
Puttalam, December 20, 1939.

M. SRIKHANTA,
for Deputy Fiscal.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testament of Laura Louisa Mary Robson of No. 9,099, N.T. Altwood House, Maidenhead Thicket in the County of Berks formerly of 27, Artyll Mansions, Chelsea, in the County of Middlesex, England, spinster, deceased.

THIS matter came on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on December 16, 1939, in the presence of Messrs. C. J. & G. de Saram, Proctors, on the part of the petitioner, Donald John Wightman Irving of Colombo; and (1) the affidavit of the said petitioner dated December 13, 1939, (2) the power of attorney dated October 4, 1939, and (3) the order of the Supreme Court dated December 8, 1939, having been read: It is ordered that the will of the said Laura Louisa Mary Robson, deceased, dated January 1, 1931, 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 Donald John Wightman Irving 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) issued to him accordingly, unless any person or persons interested shall, on or before February 15, 1940, show sufficient cause to the satisfaction of this court to the contrary.

December 16, 1939.

C. NAGALINGAM, District Judge.

In the District Court of Kalutara.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Mallika Achchige Don Julias Jayasumana, No. 2,892. sumana, deceased, of Nawattuduwa.

(1) Hettiaratchige Dona Eugin Nona Jayasekere of Nawattuduwa Petitioner.

(1) Padumawatie Mallika Jayasumana, (2) Chandrawatie Mallika Jayasumana, (3) Sugathanda Jayasunana, (4) Sunanasekere Jayasumana, (5) Semanasena Jayasumana, (6) Nandawatie Mallika Jayasumana, (7) Madhura Mallika Jayasumana, (8) Posita Pathmawathie Mallika Jayasumana, (9) Mallika Aratchige Don Suwasiris Jayasumana, all of Nawattuduwa Respondents.

THIS matter coming on for disposal before Waldo Sansoni, Esq., District Judge of Kalutara, on November 20, 1939, in the presence of Mr. O. G. B. Alwis, Proctor, on the part of the petitioner, Hettiaratchige Don Eugin Nona Jayasekere of Nawattuduwa; and the affidavit of the said petitioner dated November 28, 1939, having been read:

It is ordered that the petitioner above named be and she is hereby declared entitled, as widow of the deceased above named to have letters of administration, unless the respondents or any other person or persons interested shall, on or before January 24, 1940, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said 9th respondent, be and he is hereby appointed guardian ad litem over the said 2nd to 8th respondents, who are minors, for all the purposes of this action, unless the respondents or any other person or persons interested shall, on or before January 24, 1940, show sufficient cause to the satisfaction of this court to the contrary.

November 30, 1939.

W. SANSONI, District Judge.

In the District Court of Kalutara.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Estate of the late Jurisdiction. Abeysingha Aratchige Don Agiris Abeysingha, deceased, of Palanoruwa. No. 2,894.

Kumarage Dona Sinthonona alias Engaltina Hamine of Palanoruwa Petitioner.

Vs.

(1) Abeysingha-aratchige Dona Sinthonona Abeysingha Hamine of Melagama in Wadduwa, (2) ditto Dona Sophaya Abeysingha Hamine of Melagama in Horana, (3) ditto Don Pedrick Abeysingha, (4) ditto Don Budinis Abeysingha, both of Palanoruwa, (5) ditto Dona Leelawathie Abeysingha of Panadure, (6) ditto Dona Seelawathie Abeysingha of Palanoruwa, (7) ditto Dona Margaret Abeysingha of Kalutara North, and (8) ditto Babu alias Somawathie Abeysingha of Galpata Respondents.

THIS matter coming on for disposal before Waldo Sansoni, Esq., District Judge of Kalutara, on November 30, 1939, in the presence of Mr. H. Leo Perera, Proctor, on the part of the petitioner, Kumarage Dona Sinthonona alias Engaltina Hamine of Palanoruwa; and the affidavit of the said petitioner dated November 15, 1939, having been read:

It is ordered that the petitioner above named, be and she is hereby declared entitled, as widow of the deceased above named, to have letters of administration to his estate issued to her, unless the respondents or any other person or persons interested shall, on or before January 25, 1940, show sufficient cause to the satisfaction of this court to the contrary.

November 30, 1939.

W. SANSONI, District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. P. R.M. Raman Chettiar of Visvanathapuram in Puthukottai State, South India, deceased. No. 794.

P. R.M. R.M. Coomaswamy Chettiar of Visvanathapuram in Puthukottai State, South India, by his attorney, Ponniah Pillai, son of Sockalingam Pillai of Vannarponnai, Jaffna Petitioner.

(1) Savanna Peyna Recha Ravanna Mana Venaitheerthan Chettiar alias Sockalingam Chettiar, (2) and wife Karuppayee of Karathanpatty in Puthukottai State, South India, (3) Ana Muna Ravanna Mana Muthukaruppan Chettiar, and (4) his wife Venaitheerthal of Sockalingapuram in Rayavaram, Puthukottai State, South India, (5) Walliammai, widow of P. R.M. Raman Chettiar of Visvanathapuram in Puthukottai State, South India; (6) Pana Ravanna Mana Palaniappa Chettiar of ditto, (7) Pana Ravanna Mana Algappa Chettiar of ditto (minors), (8) R.M. AL. R.M. Alagappa Chettiar of ditto; the 6th and 7th respondents are minors appearing by their guardian ad litem the 8th respondent Respondents.

THIS matter of the petition of the above-named petitioner praying for grant of letters of administration over the estate of the above-named deceased, coming on for disposal before C. Coomaswamy, Esq., District Judge, Jaffna, on December 6, 1939, in the presence of Mr. S. Cumarasurier, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated August 2, 1939, having been read: It is declared that the petitioner is entitled to have letters of administration over the estate of the said deceased issued to him, unless the respondents or any other person shall, on or before December 20, 1939, show sufficient cause to the satisfaction of this court to the contrary.

December 12, 1939.

C. COOMARASWAMY, District Judge.

This Order Nisi is extended for February 14, 1940.

December 21, 1939.

C. COOMARASWAMY, District Judge.

In the District Court of Trincomalee.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. and Effects of Neina Khan Maraccair
No. 255. Abdul Razzaq Maraccair of No. 4 Divi-
sion, Trincomalee, deceased.

Mohammathu Neinakhan Maraccair Vappu Reijah
of No. 4 Division, Trincomalee. Petitioner.

(1) Joharamma, widow of Abdul Razzaq Marac-
cair, personally and as guardian *ad litem* of (2)
Ummusalumma, daughter of Abdul Razzaq Marac-
cair, (3) Abdul Razzaq Maraccair, Mohammathu
Buhary, (4) Kamsamma, wife of Seiyathu Ibrahim,
all of No. 5 Division, Trincomalee. Respondents.

THIS matter coming on for disposal before J. Wilmot Perera, Esq., District Judge, Trincomalee, on November 28, 1939, in the presence of Mr. D. Rajaratnam, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated November 27, 1939, having been read: It is ordered that the petitioner above named be and he is hereby declared entitled to the elder brother of the said deceased to administer the said estate and that letters of administration do issue to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before December 12, 1939, show sufficient cause to the satisfaction of this court to the contrary and that the 1st respondent be appointed as guardian *ad litem* of the 2nd and 3rd respondents above

named, unless any one interested shall, on or before the said date, show sufficient cause to the satisfaction of this court to the contrary.

November 28, 1939. J. WILMOT PERERA,
District Judge.

Extended for January 9, 1940.

December 12, 1939. J. WILMOT PERERA,
District Judge.

MISCELLANEOUS.

15 Lines
Estate of the late Don Samuel Charles Pedris.

THE Public Trustee of Ceylon hereby gives notice that he is administering from December 11, 1939, the estate of Don Samuel Charles Pedris, late of Dean's road, Colombo, under and by virtue of the letters of administration granted in D. C. Colombo, Testamentary case No. 9,089, and that all persons having claims against the said estate as creditors, next-of-kin, legatees or in any other manner whatsoever and all persons owing money to the said estate should send notifications of their claims or debts to reach the said Public Trustee at his office in Colombo on or before January 31, 1940, after which date he will proceed to make distribution of the assets of the said estate and will recognize in such distribution only such claims as shall have previously been established to his satisfaction.

The "Ceylon Government Gazette."

PUBLISHED EVERY FRIDAY.

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