



THE  
CEYLON GOVERNMENT  
GAZETTE

---

No. 8,573 — FRIDAY, FEBRUARY 2, 1940.

---

*Published by Authority.*

PART II.—LEGAL.

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

	PAGE		PAGE
List of Jurors and Assessors .. ..	—	Supreme Court Notices .. ..	—
Passed Ordinances .. ..	52	District and Minor Courts Notices .. ..	54
Draft Ordinances .. ..	52	Notices in Insolvency Cases .. ..	54
Governor's Ordinances .. ..	—	Council of Legal Education Notices .. ..	—
List of Notaries .. ..	—	Notices of Fiscals' Sales .. ..	55
Notifications of Criminal Sessions of the Supreme Court .. ..	—	Notices in Testamentary Actions .. ..	58
		Miscellaneous .. ..	—

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. 1 of 1940.**

L. D.—CF 32/39

81/10 (SB/FSO)

Cap. 190  
(Vol. IV,  
p. 755.)

**An Ordinance to amend the Heavy Oil Motor Vehicles  
Taxation Ordinance.**

A. CALDECOTT.

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

Short title  
and date of  
operation.

1 This Ordinance may be cited as the Heavy Oil Motor Vehicles Taxation (Amendment) Ordinance, No. 1 of 1940, and shall come into operation on the first day of December, 1939.

Repeal of First  
Schedule to  
Chapter 190  
and  
substitution of  
a new  
Schedule  
therefor.

2 The First Schedule to the Heavy Oil Motor Vehicles Taxation Ordinance is hereby repealed and the following Schedule is substituted therefor :—

**FIRST SCHEDULE.**

(Section 2.)

Tax payable in respect of heavy oil motor vehicles.

Description of Vehicle.	Tax
	(Monthly rate)
Where the tare of the heavy oil motor vehicle—	Rs. c.
(a) does not exceed 1 ton	.. 77 0
(b) exceeds 1 ton but does not exceed 1½ tons	.. 84 0
(c) " 1½ tons " 2 "	.. 91 0
(d) " 2 " " 2½ "	.. 98 0
(e) " 2½ " " 3 "	.. 105 0
(f) " 3 " " 3½ "	.. 112 0
(g) " 3½ " " 4 "	.. 126 0
(h) " 4 " " 4½ "	.. 140 0
(i) " 4½ " " 5 "	.. 154 0
(j) " 5 tons	.. 168 0

Passed in Council the Twenty-fifth day of January, One thousand Nine hundred and Forty.

E. W. KANNANGARA,  
Clerk of the Council.

Assented to by His Excellency the Governor the Thirty-first day of January, One thousand Nine hundred and Forty.

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 19/39

Chapter 95.  
(Volume III,  
page 122).

**An Ordinance to amend the Marriage  
Registration Ordinance.**

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

Short title.

1 This Ordinance may be cited as the Marriage Registration (Amendment) Ordinance, No. of 1939.

Amendment of  
section 35 of  
Chapter 95.

2 Section 35 of the Marriage Registration Ordinance (hereinafter referred to as "the principal Ordinance") is hereby amended—

(1) in sub-section (1)—

- (a) by the substitution for the words "habits and feelings" of the word "customs"; and
- (b) by the substitution, for the words "Assistant Provincial Registrar", of the words "Assistant Provincial Registrar, if he is satisfied after such inquiry as he may deem necessary that such female party has at all times observed and continues to observe the customs of that class with regard to such appearance in public"; and

(2) in sub-section (2)—

- (a) by the substitution, for the words "In case the female party shall not belong to the class of people mentioned in the last sub-section", of the words "In case the female party belongs to a class other than that described in the preceding sub-section, or is, in the opinion of

- the Registrar-General or Provincial Registrar or Assistant Provincial Registrar, not entitled to the benefits of that sub-section ” ;
- (b) by the substitution, for the words “ fifty rupees ” of the words “ thirty rupees ” ; and
- (c) by the substitution, for the word “ register ” of the word “ registrar ” .

3 The following new section is hereby inserted immediately after section 49 of the principal Ordinance and shall have effect as section 49A :—

Insertion of new section 49A in the principal Ordinance.

49A. Notwithstanding anything to the contrary in this Ordinance, any Provincial Registrar or Assistant Provincial Registrar may cause any of the following documents, that is to say—

Destruction of documents.

- (1) any notice referred to in section 22,
- (2) any marriage notice book referred to in section 24,
- (3) any certificate referred to in section 25,
- (4) any licence or declaration referred to in section 26,
- (5) any application or licence referred to in section 35,

which is forwarded or delivered to him in accordance with the provisions of this Ordinance, to be destroyed after a period of ten years from the date on which the document was received by him.

4 Section 52 of the principal Ordinance is hereby amended in paragraph (a) by the substitution for the words “ shall knowingly ” of the words “ shall, save as provided in section 49A, knowingly ” .

Amendment of section 52 of the principal Ordinance.

5 The Second Schedule to the principal Ordinance is hereby amended by the substitution, for the item

Amendment of Second Schedule to the principal Ordinance.

“ Do. . . For every marriage solemnized outside his office under section 35 (2) do. 20 0\* ”

of the following new items :—

“ Provincial Registrar	For every marriage solemnized outside his office under section 35 (2)	do.	75	0*
Assistant Provincial Registrar	do.	..	do.	50 0*
Registrar ..	do.	..	do.	20 0* ” .

#### *Objects and Reasons.*

Under section 35 (1) of the Marriage Registration Ordinance, where the female party to an intended marriage belongs to a class of people to whose habits and feelings it is contrary to require their females to appear in public before wedlock, no fee is payable for a licence empowering a registrar to solemnize such marriage at any place other than the registrar's office. Under section 35 (2) of the Ordinance, a fee of fifty rupees is payable for a similar licence in any case where the female party does not belong to the class of people mentioned in sub-section (1). There appears to be no reason why a female party who belongs to the class of people mentioned in sub-section (1) but who does not herself observe the customs of that class with regard to her appearance in public before wedlock, should be entitled to have, free of charge, a licence empowering the registrar to solemnize her marriage at a place other than the registrar's office. Clause 2 of the Bill therefore amends section 35 (1) of the Ordinance and gives the Registrar-General, the Provincial Registrar or the Assistant Provincial Registrar power to issue the licence free of charge, if he is satisfied, after inquiry, that the female party to a marriage has observed and is observing the customs of the class of people mentioned in that sub-section, with regard to her appearance in public before wedlock. Clause 2 also amends section 35 (2) by reducing the fee of fifty rupees payable for the licence to thirty rupees.

As the permanent preservation of certain documents forwarded to the Provincial Registrar or the Assistant Provincial Registrar under the provisions of the Ordinance serves no useful purpose, clause 3 of the Bill empowers such Registrar to cause such documents to be destroyed after a period of ten years from the date on which they were received by him.

Clause 5 amends the Second Schedule to the Ordinance by the addition of new fees payable to Provincial Registrars and Assistant Provincial Registrars for marriages solemnized by them outside their offices under section 35 (2).

G. C. S. COREA,

Minister for Labour, Industry and Commerce.

Colombo, January 22, 1940.

## DISTRICT AND MINOR COURTS NOTICES.

### Destruction of Old Records.

IT is hereby notified that P. C., Gampaha (Itinerating W.P.) cases Nos. 12,900 to 28,038 from September 25, 1900, to July 29, 1912, and cases Nos. 1 to 19,001 from August 1, 1912, to March 23, 1920, will be destroyed on May 3, 1940, and any person interested in any record may personally or by Proctor or by duly authenticated petition claim upon good cause shown that such record may not be destroyed

Magistrate's Court, EARLE WIJEWARDENE,  
Gampaha, February 2, 1940. Magistrate.

## NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 5,411. In the matter of the insolvency of (1) Zainu-Deen Mohamed Salih, and (2) Zainu-Deen Mohamed Mubsoor, both carrying on business in partnership under the name, style, and firm of Zareeha Stores at 25, 3rd Cross street, Colombo, insolvents.

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 March 12, 1940, to consider the grant of a certificate of conformity to the insolvents.

By order of court, C. EMMANUEL,  
January 30, 1940. Secretary.

In the District Court of Colombo.

No. 5,429. In the matter of the insolvency of Victor Croner of 1/3, 89th Hampden lane, Wellawatta, Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on February 27, 1940, to consider the grant of a certificate of conformity to the insolvent.

By order of court, C. EMMANUEL,  
December 18, 1939. Secretary.

In the District Court of Colombo.

No. 5,460. In the matter of the insolvency of Hewa Dewage Simon Fernando of 83, Bridge street, Colombo.

WHEREAS the above-named Hewa Dewage Simon Fernando has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by W. D. M. Dharmawimala of 33/4, Station passage, Slave Island, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Hewa Dewage Simon Fernando insolvent accordingly; and that two public sittings of the court, to wit, on February 20, 1940, and on March 19, 1940, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, C. EMMANUEL,  
January 25, 1940. Secretary.

In the District Court of Colombo.

No. 5,461. In the matter of the insolvency of Arumugam Ganapathy of 20, Kotahena street, Kotahena.

WHEREAS the above-named A. Ganapathy has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by N. M. N. Mutthiah Chettiar of 266, Sea street, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said A. Ganapathy insolvent accordingly; and that two public sittings of the court, to wit, on February 20, 1940, and on March 19, 1940, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, C. EMMANUEL,  
January 25, 1940. Secretary.

In the District Court of Colombo.

No. 5,462. In the matter of the insolvency of Wanniaratchige Valentine Rodrigo of St. Mary's lane, Mattacooly.

WHEREAS the above-named W. V. Rodrigo has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by J. M. Fernando of Hekitta, Hendala, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said W. V. Rodrigo insolvent accordingly; and that two public sittings of the court, to wit, on February 20, 1940, and on March 19, 1940, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, C. EMMANUEL,  
January 26, 1940. Secretary.

In the District Court of Colombo.

No. 5,463. In the matter of the insolvency of Welatan-tirige Henry Botejue of 480/11, Narahenpita road, Colombo.

WHEREAS the above-named W. H. Botejue has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by H. Buddhadasa of 56, Kanatta road, Borella, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said W. H. Botejue insolvent accordingly; and that two public sittings of the court, to wit, on February 27, 1940, and on March 19, 1940, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, C. EMMANUEL,  
January 29, 1940. Secretary.

In the District Court of Kandy.

No. I. 54. In the matter of the insolvency of Seneviratna Banda Yatawara of Gampola.

WHEREAS Seneviratna Banda Yatawara has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by J. M. J. Jayasinghe under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Seneviratna Banda Yatawara insolvent accordingly; and that two public sittings of the court, to wit, on February 9, 1940, and on March 8, 1940, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, R. B. RATNAIKE,  
January 29, 1940. Secretary.

In the District Court of Kandy.

No. I. 55. In the matter of the insolvency of J. P. Samsudeen of Kandy.

WHEREAS J. P. Samsudeen of Kandy has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by B. M. Usoof under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said J. P. Samsudeen insolvent accordingly; and that two public sittings of the court, to wit, on February 16, 1940, and on March 8, 1940, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, R. B. RATNAIKE,  
January 29, 1940. Secretary.

## NOTICES OF FISCALS' SALES.

## Central Province.

## Western Province.

In the District Court of Colombo.

(1) S. V. Chelliah, (2) S. C. Samuel, both carrying on business in partnership under the name, style, and firm of Ceylon Hardware Stores at Quarry road, Colombo ..... Plaintiffs.

No. 10,245/M. Vs.

A. Vaz of 111, Modera street, Mutwal ..... Defendant.

NOTICE is hereby given that on Friday, February 23, 1940, at 3 P.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. 480.38, together with interest thereon at 9 per cent. per annum from May 18, 1939, till payment in full, viz. :-

All that part of the garden called Embrellagahawatta and the buildings and plantations thereon bearing assessment No. 48 (presently bearing assessment No. 111), situated at Modera street in Mutwal, within the Municipality and District of Colombo, Western Province; and bounded on the north-east by a part of this garden now the property of Lindamullage Maria de Silva, on the south-east by the Modera street, on the south-west and north-west formerly by the property belonging to the trustees of the Savings Bank and now Whist Bungalow; containing in extent 12 perches according to the figure of survey thereof No. 2,625A dated March 3, 1880, made by F. J. Smith, Land Surveyor.

Fiscal's Office,  
Colombo, January 31, 1940.B. M. CHRISTOFFELSZ,  
Deputy Fiscal.

In the District Court of Colombo.

Edward Herbert Perera of Mangala in Nedimale in the Palle pattu of Salpiti korale ..... Plaintiff.

No. 10,796/M: Vs.

Jayalath Yakkalamullage Catherine de Silva of 24, 16, Barnes place, Cinnamon Gardens, Colombo as administratrix of the estate of Jayalath Yakkalamullage John de Silva, deceased ..... Defendant.

NOTICE is hereby given that on Monday, February 26, 1940, at 3 P.M., will be sold by public auction at the premises the following property mortgaged with the plaintiff by bond No. 508 dated September 23, 1929, and attested by P. D. B. Gunatilleke of Panadura, 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 December 22, 1939, for the recovery of the sum of Rs. 9,060.41, with interest on Rs. 4,750 at 10 per cent. per annum from August 23, 1939, up to the date of the said decree (November 17, 1939) and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full and costs of suit, viz. :-

All that allotment of land called Pansalewatta alias Kahatagahawatta with the entirety of the buildings, trees, and plantations standing thereon, excluding therefrom a right of way from the north-western side of the tiled house thereon to the cart road leading to the Nedimale road, situated at Pallidora in the Palle pattu of Salpiti korale in the District of Colombo, Western Province; and bounded on the north by a portion of Kahatagahawatta, on the east by a portion of Kahatagahawatta and Madangahawatta, on the south by a portion of Kahatagahawatta, and on the west by land belonging to M. Samuel Fernando and Kahatagahawatta; and containing in extent within these boundaries 2 roods and 5 perches, and all the right, title, interest, and claim whatsoever of the said Jayalath Yakkalamullage John de Silva, deceased, and of the defendant and of the estate of the said Jayalath Yakkalamullage John de Silva, deceased, in, to, upon, or out of the said property mortgaged by the defendant as administratrix of the estate of the said Jayalath Yakkalamullage John de Silva, deceased.

Prior registration M 309/35.

Fiscal's Office,  
Colombo, January 31, 1940.B. M. CHRISTOFFELSZ,  
Deputy Fiscal.

In the District Court of Kandy.

(1) Kongahawatte Mendis Appu, (2) Kongahawatte Ernest Appu, both of Panwila, Pallegampaha of Lower Dumbara ..... Plaintiffs.

No. M.B. 197. Vs.

Wickremaratne Wagapuli Vidane Aratchige Leelawathie, administratrix of the estate of Kongahawatte Pedrick Appu of Panwila, in Pallegampaha of Lower Dumbara ..... Defendant.

NOTICE is hereby given that on Monday, February 26, 1940, commencing at 2 P.M. (will be sold by public auction at the respective premises the following property mortgaged with the plaintiffs by bond No. 63,486, dated December 16, 1933, and attested by J. W. Wickremaratne, Notary Public, and declared specially bound and executable under the decree entered in the above action and ordered to be sold by the order of court dated November 28, 1939, for the recovery of the sum of Rs. 927 with further interest on Rs. 500 at 15 cents per Rs. 10 per month from September 17, 1938, till August 17, 1939, and thereafter with legal interest on the aggregate amount till payment in full, and poundage, viz. :-

An allotment of land marked lot No. 6 with the buildings standing thereon, situate at Udugoda in Pallegampaha of Lower Dumbara, in the District of Kandy, Central Province; and bounded on the north-east by lot No. 5, south-east by the road, south-west by lot No. 7, and north-west by Panwilatenna; containing in extent 21 feet more or less alongside the road, and 50 feet in length or 5 perches which said allotment of land form part and parcel of land called Panwilatenna, situate at Udugoda aforesaid; and bounded on the north by land described in plan No. 51,598, north-east by lands described in plans Nos. 51,598 and 69,382, east by land described in plan No. 69,382, south-east by land described in plan No. 67,372, and south-west and west by land described in plan No. 69,381; containing in extent exclusive of the road passing through the land 2 acres 1 rood and 15 perches.

(2) All that piece of land measuring 29 feet in breadth and 63 feet in length together with the tiled house standing thereon adjoining the land called Appalabedda of 10 acres in extent, situate at Panwila in Pallegampaha aforesaid; and which said piece of land is bounded on the east and south by secretary's land, west by high road, and north by the house belonging to Seena Muna Kiduru Mohammedo; containing in extent 8 11/100 perches, save and except the newly built tiled house built by the plaintiff in this case, and registered in E 220/107 and 179/18 and now registered in E 256/89 and 90, and all the right, title, and interest and claim whatsoever of the said defendant in, to, upon, or out of the said several premises mortgaged by the deceased.

Fiscal's Office,  
Kandy, January 30, 1940.H. C. WIJESINHA,  
Deputy Fiscal.

In the District Court of Kandy.

Mohamado Mohideen Marikar's son, Meera Saibo Marikkar Hadjiar of Panwila ..... Plaintiff.

No. 42,092. Vs.

Herath Mudiyanseelage Tikiri Banda, ex Registrar of Giddawa in Pallispattu of Lower Dumbara ..... Defendant.

And Vs.

Tikiri Banda, ex Registrar's wife, Ran Menika, (2) Herath of Kandy, (3) W. B. Herath of Hatton, (4) M. B. Herath of Giddawa ..... Substituted defendants.

NOTICE is hereby given that on Wednesday, February 8, 1940, commencing at 2 P.M., will be sold by public auction at the respective premises the following property mortgaged with the plaintiff by bond No. 1,140 dated August 19, 1929, and attested by M. A. S. Marikar, Notary Public of Kandy, 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 May 19, 1935, for the recovery of the sum of Rs. 650, with legal interest on Rs. 1,250 from April 25, 1932, till payment in full, and costs Rs. 27.67½ and poundage in the following property, viz. :-

(1) An undivided one-half part or share out of Getakos-gahamudunehena of 2 amunams paddy sowing in extent in the whole, situate at Giddawa in Pallispattu of Pata

Dumbara in the District of Kandy, Central Province; and the entirety being bounded on the east by the limit of the chena of Kotuwegedarahena Kalugahahene-ima and limit of Mapadeniyehena, south by ditch of Punchagewatta, fence of Delgahamullekumbura, and ditch of Asweddumewatta, west by Kumbureweilla and the limit of the chena of Pihillagammeddehena, and north by limit of Natawukelewatta belonging to Mr. Siel, with a like share of the buildings, plantations, and everything thereon.

(2) The land called Getakosgahamudunehena of about 1 amunam paddy sowing extent, situate at Giddawa aforesaid; and bounded on the east by the limit of the chena of Kotuwegedarahena, south by ditch and fence, west by ditch of Seyedo's garden and Kumbureweilla, and north by limit of Natawukelewatta save and except however therefrom 1 pela paddy sowing in extent towards the east sold to Batagollegedera Pasindu and all the right, title, interest, and claim whatsoever of the said defendant in, to, upon, or out of the said several premises mortgaged by the defendant.

Fiscal's Office,  
Kandy, January 30, 1940.

H. C. WIJESINHA,  
Deputy Fiscal.

In the District Court of Kandy.

Seyed Kudai Noor Bai of 41, King-street, Kandy. Plaintiff.  
No. M.S. 312.

M. K. Dionis Appuhamy of Kudalu-oya in Nuwara Eliya. Defendant.

NOTICE is hereby given that on Saturday, February 24, 1940, at 11 o'clock in the forenoon will be sold by public auction at the spot the right, title, and interest of the said defendant in the following property for the recovery of Rs. 492.50 with interest on Rs. 660 at 18 per cent per annum from May 11, 1939, to September 4, 1939, and thereafter legal interest on the aggregate amount till payment in full, less Rs. 375, viz. :—

All that land called Kudaoyapatana, in extent 1 acre, situate at Kuda-oya in Ramboda korale of Nuwara Eliya District, Central Province; and bounded on the east by Crown forest, west by high road leading to Kandy, south by land belonging to B. James Appuhamy, and north by Crown land leased by L. G. H. Dionis Appuhamy and the zinc roofed house standing thereon.

IAN M. DE SILVA,  
Additional Deputy Fiscal.

Deputy Fiscal's Office,  
Nuwara Eliya, January 29, 1940.

### Northern Province.

In the Court of Requests of Jaffna.

Sabapathy Aiyer Ramachandirakkurukkal of Tolpuram. Plaintiff.  
No. 5,124/A. Vs.

Kana Muttuccamaru of ditto. Defendant.

NOTICE is hereby given that on Saturday, March 2, 1940, at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendant for the recovery of the sum of Rs. 134 with legal interest thereon at 9 per cent. per annum from June 14, 1939, till payment in full and costs Rs. 28 and poundage and charges, in the following property, viz. :—

A piece of land situated at Vaddukkoddai in Vaddukkoddai parish, Valikamam West division of the Jaffna District, Northern Province, called Kurumbaivilan, in extent 5½ lachams varagu culture with house, cultivated and spontaneous plantations, and share belonging thereto of the well lying in the northern boundary; and bounded on the east by Nallasegarampillai Sivasubramaniam and shareholders and by Karthigesu Vettivelu; north by Than-kammah, wife of Navaratnam, west by frontage of lane and by Arunasalam Rasiah and shareholders, and south by lane and by Nallasegarampillai Sivasubramaniam and shareholders; the whole hereof together with the half share of the well lying in the land belonging to the first named of the eastern boundary holders together with the right of way and water-course, excluding the right belonging to the western boundary holders of the way and water-course leading along the northern boundary fence for use of the said well lying in the northern boundary.

The land is said to be subject to primary and secondary mortgages.

Fiscal's Office,  
Jaffna, January 30, 1940.

M. SELVADURAI,  
Additional Deputy Fiscal.

In the Court of Requests of Chavakachcheri.

Venasithamby Kandiah of Meesalai South. Plaintiff.  
No. 27,648. Vs.

Varithamby Vairamuttu of Chavakachcheri, presently Shunter, Port Swettenham Railway Station, F. M. S. R. Defendant.

NOTICE is hereby given that on Tuesday, February 27, 1940, at 10 o'clock in the forenoon will be sold by public auction at the premises the right, title, and interest of the said defendant for the recovery of the sum of Rs. 245.19, with interest thereon at the rate of 9 per cent. per annum from September 4, 1931, until payment in full, and costs Rs. 34.08 and poundage and charges, less Rs. 100 recovered in March, 1939, in the following property, viz. :—

All that divided extent of 9 lachams varagu culture and 15 kulies on the southern side out of a piece of land situated at Chavakachcheri, in Chavakachcheri parish, Thenmaradachy Division of the Jaffna District, Northern Province, called Kaaddukkany, in extent 10 lachams varagu culture and 15 kulies; the said divided extent of 9 lachams varagu culture and 15 kulies is bounded on the east by rail road, north by the property of the defendant, Varithamby Vairamuttu, and by shareholders, west by road, and on the south by Velupillai Aiyadurai and shareholders.

The land is said to be under mortgage.

Fiscal's Office,  
Jaffna, January 29, 1940.

M. SELVADURAI,  
Additional Deputy Fiscal.

### North-Western Province.

In the District Court of Kegalla.

A. W. Haiyantuduwa of Loluwagoda in Negombo District. Plaintiff.  
No. 861. Vs.

(1) Senaratna Appuhamillage Dona Luwinona Hamine of Ragalkanda, (2) Amerasing Accillage Appuhamy of Polgahawela in Kurunegala District. Defendants.

NOTICE is hereby given that on Wednesday, February 28, 1940, at 9 o'clock in the forenoon, will be sold by public auction at the respective premises the right, title, and interest of the said 2nd defendant in the following property for the recovery of the sum of Rs. 1,709.12, with legal interest on Rs. 1,580 from January 28, 1938, till payment in full, and poundage, viz. :—

1. An undivided 1/12 share of the land called Udahawatta of about 5 lahas kurakkan sowing extent, situated at Polgahawela in Udapola Otota korale east of Dambadeni Jatpatthu in the District of Kurunegala, North-Western Province; and bounded on the north by Maditiyagahamulahena, east by ditch, south by Mugumugahamulahena, and west by Kurukeppitiyehena and of the plantations and buildings thereon. Registered at F 56/132.

2. An undivided 1/16 share of the land called Migomuwehena alias Hakurangewatta of about 8 seers kurakkan sowing extent, situated at Polgahawela aforesaid; and bounded on the north by Crown land and land of Dingirihamy, east by Nekathigearamba and Ambagahamulahena of Bastian Appu, south and south-west by land of Menchohamy, west by land of Kiri Etana. Registered at F 26/377.

3. An undivided 1/24 share of the land called Nekathigewatta of about 15 seers kurakkan sowing extent, situated at Polgahawela aforesaid; and bounded on the north by chena of Kirihamy, east by chena of Unga, south by chena of Baiya, and west by Galenda. Registered at F 102/123.

4. An undivided ¼ share of the field called Dunumadalawekumbura of 12 lahas paddy sowing extent, situated at Polgahawela aforesaid; and bounded on the north by field belonging to Denagamuwe Walawwa, east by pilawa belonging to Dingirihamy, south by field, and west by high land. Registered at F 52/40.

5. The field called Koholankotawa of about 15 lahas paddy sowing extent and its adjoining pilawa of about 4 seers kurakkan sowing extent, situated at Ganegoda in the korale aforesaid; and bounded on the north by Pittaladakewatta, east by Kobbewalaketuwegumbura, south by fence of the garden of Kiri Bandirala and others, and west by Pittaladakewatta.

6. An undivided ¼ share of the field called Beliwattekumbura of about 15 lahas paddy sowing extent, situated at Godawela in the korale aforesaid; and bounded on the north by field of Dingiri Banda, east by high road, south by land of Marthelis Appuhamy, and west by field of Anadahamy.

7. The southern half share of about 2 lahas kurakkan sowing extent of Moderahena, situated at Madalagama in the korale aforesaid; and bounded on the north by garden of Sinna Lebbe, east by Kuda-oya, south by ela and field, and west by endaru fence.

8. An undivided  $\frac{1}{2}$  share of the field called Kahunulkumbura of about 15 lahas paddy sowing extent, situated at Kulipitiya in the korale aforesaid; and bounded on the north by rail road, east by land belonging to Karadanawatta and field of Dingiri Menika, south by garden of Dingiri Menika, west by limitary dam of the field belonging to Dingiri Menika and Ram Menika.

Fiscal's Office, CHARLES DE SILVA,  
Kurunegala, January 30, 1940. Deputy Fiscal.

In the District Court of Colombo.

M. D. G. Karunaratne of 65/15, Dematagoda,  
Colombo ..... Plaintiff.

No. 3,368/S. 26 Vs.

(1) B. M. Perera, and (2) Rose Perera, both of 13, Gower street, presently of Mukalahena estate, Mukalahena, Kurunegala ..... Defendants.

NOTICE is hereby given that on Saturday, March 2, 1940, at 2.30 in the afternoon, will be sold at the premises by public auction at the risk of the original purchaser, Francis Dias Medagama of Kurunegala, the right, title, and interest of the said defendants in the following property for the recovery of the sum of Rs. 567, together with interest on Rs. 500 at 18 per cent. per annum from March 21, 1939, to July 10, 1939, and thereafter on the aggregate amount at 9 per cent. per annum, till payment in full, less Rs. 39.11 and poundage, viz. :—

A defined portion of all that property called and known as Mukalahena estate, situated at Mukalahena in Kiniyama korale of Katugampola hatpattu in the District of Kurunegala, North-Western Province, according to plan No. 111 dated April 30, 1938, made by J. L. Salgado, Licensed Surveyor; bounded on the north by ela, lots 1A and 30, reservations along Kolamunu-oya and ela, east by ela and lots 8AN, 11C in F. V. P. 1,442 and lot 5J in F. V. P. 1,442, south by lot 8 G 2 in F. V. P. 1,442, high road leading from Chilaw to Kurunegala, portions of lots 8AN, and 8G in F. V. P. 1,442, T. P. 321,841, bund of Halmillawewa, lots 15, 17, 8B, and 8BP in F. V. P. 1,442, T. P. 321,851 and lots 8BN, 7 called Sanny Ebba, 3, 6, 10, and 5Q in F. V. P. 1,442 and limit of Bingiriya, and west by the village limit of Godawela; containing in extent 205 acres 1 rood and 28 perches, exclusive of the lots 8AA, 8BK, the roads, reservations along roads, and streams.

Fiscal's Office, CHARLES DE SILVA,  
Kurunegala, January 30, 1940. Deputy Fiscal.

In the District Court of Kurunegala.

K. M. P. R. Kumarappa Chettiar and K. M. P. R.  
Periya Caruppen Chettiar by their attorney K. M. P.  
R. Meiappa Chettiar of Kurunegala ..... Plaintiffs.

No. 17,614. Vs.

Veyyanna Rana Suna Pana Ana Wearappa Chettiar of  
Narammala in Dambadeni. Uducaha korale  
north ..... Defendant.

NOTICE is hereby given that on Friday, March 1, 1940, commencing at 9 o'clock in the forenoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 5,794.60, with interest thereon at the rate of 9 per cent. per annum from September 24, 1935, till payment in full, and Rs. 75 as costs, less Rs. 3,617.80, and poundage, viz. :—

1. An undivided  $\frac{1}{2}$  share of Webadekumbura of 12 lahas paddy sowing extent, situated at Kottapitiya in Dambadeni Uducaha korale north of Dambadeni hatpattu in the District of Kurunegala, North-Western Province; and bounded on the east, south, and west by the field of Menika and Sethuwa, and north by the field of Menika and others. Registered in F 239/101.

2. An undivided  $\frac{1}{2}$  share of Dambekumbura of 2 pelas and 5 lahas paddy sowing extent, situated at Kottapitiya aforesaid; and bounded on the east by the field of Menika and Setuwa, south and north by the field of Hapuwa ex Duraya and others, and west by the field of Kiriya and others. Registered in F 239/102.

3. An undivided  $\frac{1}{2}$  share of Nariyagalewatta and Kahatagahamulawatta, both of about 15 lahas kurakkan sowing extent, together with the plantations and everything thereon, situated at Kottapitiya aforesaid; and bounded on the east by fence of the garden of Hapuwa ex Duraya, south by fence of the garden of Kalu Ranhamy and others, west by Dematawewa and Purana, and north by Purana and Pahalabuwwa. Registered in F 239/105.

4. Hitinawatta of 10 pers kurakkan sowing extent, together with the plantations and everything thereon, situated at Kottapitiya aforesaid; and bounded on the north by the garden of Horatala and Kiriya, east by the fence of the garden of Kiriya, south by the fence of the garden of Kiriya, and west by Kudambewela. Registered in F 274/101.

5. Boowewakumbura of 2 pelas paddy sowing extent and its adjoining 2 pillewas now garden of 1 laha kurakkan sowing extent, both forming one property, together with the plantations and everything thereon, situated at Kottapitiya aforesaid; and bounded on the north by the limit of the field of Pentenigoda Unnanse and the bush, east by the chena of Hapuwa Duraya, south by the chena of Bali, and west by the limit of the pillewa of Ukkuwa. Registered in F 335/73.

6. The land called Galkandehena and Kandehena, situated at Ranawatta in Dambadeni Uducaha korale north aforesaid; and bounded on the north by lot 2 in P. P. 6,316 and land in T. P. 393,878, east by Rattawatta claimed by Ukku Banda and Bogahamulawatta claimed by Veerappa Chetty and another, south by Bogahamulawatta claimed by Veerappa Chetty and others, and west by land in T. P. 397,524, Kandewatta claimed by P. Menika and another and Madugahamulahanawatta claimed by Veerappa Chetty and others and Pinhena claimed by the Trustees of Kalundawa Pansala; containing in extent 3 acres and 15 perches. Registered in F 301/244.

7. The high and low lands called Pahalamanadalupathakumbura of 1 amunam paddy sowing and its adjoining pillewa of 3 lahas kurakkan sowing extent, situated at Ranawatta aforesaid; and bounded on the north by garden of Hapuwa and others, east by chena of Kira and others and field, south by chena of Baiya and others, west by chena and field of Peruma and others. Registered in F 138/40.

8. All that land called Delane Timbirigahamulahena of 1 timba kurakkan sowing extent, situated at Ranawatta aforesaid; and bounded on the north by field of Hapuwa and others, east by garden of Tikiri, south by garden of Veerappa Chetty, and west by chena of Hapuwa. Registered in F 138/42.

9. All that land called Galwalagawahena of about 1 timba kurakkan sowing extent, situated at Ranawatta aforesaid; and bounded on the north and south by land of Veerappa Chetty, east by Pinhena, and west by chena of Tikiri. Registered in F 138/43.

Fiscal's Office, CHARLES DE SILVA,  
Kurunegala, January 30, 1940. Deputy Fiscal.

In the Court of Requests of Negombo.

Seena Suppiah Nadar of Kandawala ..... Plaintiff.

No. 44,247. Vs.

Pona Vel Nadar of Kirimetiya ..... Defendant.

NOTICE is hereby given that on Friday, February 23, 1940, at 3 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, viz. :—

All that land called Kahatagahawatta alias Wewewatta, situate at Kirimetiya West in Otara palata, Pitigal korale south, Chilaw District, North-Western Province; and bounded on the north by land belonging to Podisingho Peiris and others, east by the land belonging to the heirs of Singhappuhamy, south by land belonging to Eugenu Fernando, and west by dewata road; and containing in extent about 5 acres.

Amount to be recovered : Rs. 294.25 with interest and poundage.

Fiscal's Office, I. L. M. SHERIFF,  
Chilaw, January 25, 1940. Deputy Fiscal.

## NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Ranasinghe Aratchige Dona Duliana No. 9,077. Heir of Nawagamuwa, deceased.

Palihenage Abraham Tissera of Nawagamuwa, Kaduwela ..... Petitioner.

And

(1) Palihenage Charlis Tissera, (2) Palihenage Albert Tissera, (3) Palihenage Dulciana Tissera, (4) Palihenage Isabella Tissera; the 4th respondent is a minor, appearing by her guardian *ad litem* the 5th, Palihenage Simon Tissera, all of Nawagamuwa, Kaduwela ..... Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on November 24, 1939, in the presence of Mr. V. Navaratnam, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated November 20, 1939, having been read :

It is ordered (a) that the 5th respondent be and he is hereby appointed guardian *ad litem* of the minor, the 4th respondent above named, to represent her for all the purposes of this action, and (b) that the petitioner be and he is hereby declared entitled, as husband of the above-named deceased, to have letters of administration to her estate issued to him, unless the respondents above named 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.

C. NAGALINGAM,  
District Judge.

December 15, 1939.

The date for showing cause against the within-mentioned *Order Nisi* is hereby extended to February 15, 1940.

C. NAGALINGAM,  
District Judge.

January 25, 1940.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Last Will and Testament of Charlotte Roselin de Silva of Kurunegala, deceased. Jurisdiction. No. 9,084.

Arthur de Silva of Puttalam road in Kurunegala ..... Petitioner.

Vs.

(1) Roy de Silva of Puttalam road, Kurunegala, (2) Doctor George Simon Charles de Silva Gunasekera of Horana, (3) Vincent Jayasooriya of Puttalam road, Kurunegala; the 1st respondent is a minor appearing by his guardian *ad litem* the 2nd respondent above named ..... Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on December 4, 1939, in the presence of Mr. E. S. Amerasinghe, Proctor, on the part of the petitioner above named; and (2) the affidavits of the said petitioner dated November 30, 1939, (2) of the attesting notary and witness dated November 16, 1939, and (3) renunciation of executorship dated November 24, 1939, having been read :

It is ordered that the last will of Charlotte Roselin de Silva, deceased, of which the original has been produced and is now deposited in this court, be and the same is hereby declared proved, and it is further declared that the petitioner is the widower of the above-named deceased, and that he is entitled to have letters of administration (with a copy of the will annexed) issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before December 14, 1939, show sufficient cause to the satisfaction of this court to the contrary. It is further ordered that the 2nd respondent be and he is hereby appointed guardian *ad litem* of the minor, 1st respondent above named, to represent him for all the purposes of this action.

C. NAGALINGAM,  
District Judge.

December 14, 1939.

The date for showing cause against the within-mentioned *Order Nisi* is hereby extended to February 8, 1940.

C. NAGALINGAM,  
District Judge.

December 14, 1939.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Last Will and Jurisdiction. Testament of Richard Francis Wijewardane Jayatillake of Asgiriya in Dasiya pattu of Alutkuru korale, deceased. No. 9,093.

Robert Leslie Wijewardane Jayatillake of Divulapitiya in Dasiya pattu of Asgiriya ..... Petitioner.

(1) Agnes Maria Wijewardane Jayatillake *nee* de Alwis, (2) Dora Dharmawathi Wijewardane Jayatillake, (3) Jinarajadasa Gamini Wijewardane Jayatillake, (4) Ranjani Ganguli Wijewardane Jayatillake, (5) Dhurgamallika Wijewardane Jayatillake all of Balagalla in Yatigaha pattu of Hapitigama korale; 2nd to 5th respondents are minors appearing by their guardian *ad litem* the 1st respondent above named ..... Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on December 11, 1939, in the presence of Mr. D. L. Gunasekera, Proctor, on the part of the petitioner above named; and (1) the affidavit of the said petitioner dated November 27, 1939, and (2) of the attesting witnesses dated December 11, 1939, having been read :

It is ordered that the last will of Richard Francis Wijewardane Jayatillake, deceased, of which the original has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the petitioner is the executor in the said will and that he is entitled to have probate thereof issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before February 8, 1940, show sufficient cause to the satisfaction of this court to the contrary. It is further ordered that the 1st respondent be and she is hereby appointed guardian *ad litem* of the minors, the 2nd to 5th respondents above named, to represent them for all the purposes of this action.

December 14, 1939.

C. NAGALINGAM,  
District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate and Jurisdiction. Effects of Adambarage Pabulis de Alwis of Dehiwala, deceased. No. 9,103.

Rambukkana Maggonage Justina Perera of Sri Maha Bodhi Vihara road, Dehiwala ..... Petitioner.

And

(1) Adambarage Irene de Alwis, (2) Adambarage Lionel de Alwis, (3) Adambarage Virgin de Alwis, (4) Adambarage Arline de Alwis; the 2nd to 4th respondents are minors, appearing by their guardian *ad litem* (5) Biyanwilage Edwin Fernando Wijesekera, all of Dehiwala ..... Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on December 19, 1939, in the presence of Messrs. Perera & Senaratne, Proctors, on the part of the petitioner above named; and the affidavit of the said petitioner dated December 5, 1939, having been read :

It is ordered (a) that the 5th respondent be and he is hereby appointed guardian *ad litem* of the minors, 2nd to 4th respondents above named, 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 administration to his estate issued to her, unless the respondents above named or any other person or persons interested shall, on or before February 8, 1940, show sufficient cause to the satisfaction of this court to the contrary.

January 30, 1940.

C. NAGALINGAM,  
District Judge.



In the District Court of Colombo.

## Order Nisi.

Testamentary In the Matter of the Intestate Estate of  
Jurisdiction. Nicholas Leo Adaman of 82, High street,  
No. 9,121. Wellawatta, deceased.

Mary Adaman of 82, High street, Wellawatta. Petitioner.

(1) Joseph Solomon Adaman, (2) John Antony Terence Adaman, (3) Emmanuel Michael Denzil Adaman, all of 82, High street, Wellawatta; 1st to 3rd respondents are minors appearing by their guardian *ad litem* (4) Valentine Andrew Adaman of St. James street, Mutwal. Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on January 17, 1940, in the presence of Mr. J. M. Cadernanpulle, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated January 17, 1940, having been read:

It is ordered (a) that the 4th respondent be and he is hereby appointed guardian *ad litem* of the minors, the 1st to 3rd respondents above named, 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 administration to his estate issued to her, unless the respondents above named or any other person or persons interested shall, on or before February 29, 1940, show sufficient cause to the satisfaction of this court to the contrary.

January 22, 1940.

C. NAGALINGAM,  
District Judge.

In the District Court of Kalutara.

## Order Nisi declaring Will proved, &amp;c.

Testamentary In the Matter of the Estate of the late  
Jurisdiction. David Francis Weerakoon of Kelaniya,  
No. 2,893. Colombo.

Fredrick Albert Cornelius Tirimanne of Kurundu-  
watta Walauwa, Panadure. Petitioner.

(1) Everard Weerakoon of Colombo, (2) Forester Brian Tirimanne of Panadure, minor, by guardian *ad litem* the 3rd respondent, (3) Constance Mabel Tirimanne, Kurunduwatta Walauwa, Panadure, (4) Edwin B. Weerakoon, Proctor, (5) Dr. Artina C. Weerakoon, (6) Ellen Weerakoon, (7) Adeline Weerakoon, (8) Laura Weerakoon, all of Colombo. Respondents.

THIS matter coming on for disposal before Waldo Sansoni, Esq., District Judge of Kalutara, on December 15, 1939, in the presence of Mr. J. E. L. Wiresinghe, Proctor, on the part of the petitioner, Fredrick Albert Cornelius Tirimanne of Panadure; and the affidavit of the said petitioner dated October 18, 1939, having been read:

It is ordered that the will of David Francis Weerakoon of Weerakoon Walauwa, Kelaniya, deceased, dated October 10, 1936, and bearing No. 1,038 and now deposited in this court, be and the same is hereby declared proved, 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.

It is further ordered that the said Fredrick Albert Cornelius Tirimanne is the executor named in the said will, and that he is entitled to have probate of the same issued to him, accordingly, unless the respondents or any other person or persons interested shall, on or before January 25, 1940, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the 3rd respondent herein-after mentioned be and she is hereby appointed guardian *ad litem* over the 2nd respondent, who is a minor, for the purpose of this action, unless the respondents shall, on or before January 25, 1940, show sufficient cause to the satisfaction to the contrary.

December 15, 1939.

W. SANSONI,  
District Judge.

The date for showing cause against the Order Nisi is extended for March 7, 1940.

J. JOSEPH,  
District Judge.

In the District Court of Kalutara.

## Absolute Order Nisi declaring Will proved, &amp;c.

Testamentary In the Matter of the Estate of the late  
Jurisdiction. Mahawaduge Lidmond Perera, deceased,  
No. 2,896. of Nalluruwa.

THIS matter coming on for final determination before James Joseph, Esq., District Judge of Kalutara, on January 8, 1940, in the presence of Messrs. Tirimanne & Meegama, Proctors, on the part of the petitioner, Warusahmedige Atline Emalin Soysa of Nalluruwa; and the affidavit of the said petitioner dated December 20, 1939, having been read:

It is ordered that the last will and testament made by above-named deceased, bearing No. 1,196 dated March 20, 1937, and now deposited in this court, be and the same is hereby proved and probate thereof be issued to W. H. Atlin Emalina Soysa, the executrix named therein.

January 8, 1940.

JAMES JOSEPH,  
District Judge.

In the District Court of Kandy.

## Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testa-  
Jurisdiction. ment of Charles James Backhouse of  
No. T. 140. Greenbank, Siebels place, Peradeniya  
road, Kandy, in the Island of Ceylon,  
formerly of Arslena estate, Nawalapitiya,  
in the said Island, retired planter,  
deceased.

THIS matter coming on for disposal before Waldo Sansoni, Esq., District Judge of Kandy, on January 26, 1940, in the presence of Messrs. Liesching & Lee, Proctors, on the part of the petitioner, Eleanor Sarah Backhouse of Greenbank, Siebels place, Peradeniya road, Kandy; and (1) the affidavit of the said petitioner dated December 13, 1939, (2) the affidavit of Oscar Percy Mount dated December 15, 1939, and (3) the affidavit of Robert Harold Semmence dated January 20, 1940, having been read: It is ordered that the will of the said Charles James Backhouse, deceased, bearing No. 229 dated April 13, 1896, and attested by the late Harry Creasy of Colombo, Notary Public, the original of which 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 Eleanor Sarah Backhouse is the sole executrix named in the said will and that she is entitled to have probate thereof issued to her 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.

January, 26 1940.

W. SANSONI,  
District Judge.

In the District Court of Nuwara Eliya.

## Order Absolute.

Testamentary In the Matter of the Last Will and  
Jurisdiction. Testament of Rev. David Tweed, late of  
No. 335. Struan, Nuwara Eliya, deceased.

THIS matter coming on for final determination before Herbert S. Roberts, Esq., District Judge of Nuwara Eliya, on January 16, 1940, in the presence of Mr. V. C. Modder of Nuwara Eliya, Proctor, on the part of the petitioner, Mrs. Rose Juliet Tweed of Nuwara Eliya; and the affidavit of the said petitioner dated January 13, 1940, and affidavit as to the due execution of the will and the original will of the above-named deceased having been read:

It is ordered that the will of the said deceased, dated November 4, 1904, of which the original has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the said petitioner is the executrix named in the said will and that she is entitled to have probate of the said will issued to her.

January 16, 1940.

HERBERT S. ROBERTS,  
District Judge.

## In the District Court of Galle.

*Order Nisi declaring Will proved.*

No. 7,846 T. In the Matter of the Estate of the late Solomon William Wickramasooriya, deceased, of Urawatte, Ambalangoda.

THIS matter coming on for final disposal before N. M. Bharucha, Esq., District Judge, Galle, on November 25, 1938, in the presence of Mr. A. D. de Silva, Proctor, on the part of the petitioner, Mloyd William Wickramasooriya of Urawatte, Ambalangoda; and the affidavit of the said petitioner dated July 21, 1938, and of the attesting Notary dated July 12, 1938, having been read.

It is ordered that the will of Solomon William Wickramasooriya of Urawatte, Ambalangoda, deceased dated July 21, 1938, be and the same is hereby declared proved, unless the respondents—(1) Cecilia Wadumestri Hamine, (2) Donald Henry Wickramasooriya, and (3) Titus Huxley Wickramasooriya, all of Urawatte—shall, on or before February 8, 1940, show sufficient cause to the satisfaction of this court to the contrary.

N. M. BHARUCHA,  
District Judge.

## In the District Court of Jaffna.

*Order Nisi.*

Testamentary In the Matter of the Estate and Effects of Jurisdiction. Ramapathir Kandiah, late of Karaitivu West, deceased.

No. 797. Kandiah Makkandu of Karaitivu West . . . . . Petitioner.

Vs.

Kandiah Kathiravelu of Karaitivu West, presently of the Federated Malay States . . . . . Respondent.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on November 8, 1939, in the presence of Mr. P. Sabaratnam, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated October 14, 1939, having been read: It is ordered that the petitioner, as the son and one of the heirs of the said deceased, is entitled to take out letters of administration to the estate of the said deceased, and that letters

of administration to the estate of the said deceased will be issued to him, unless the respondent appear before this court on December 18, 1939, and show sufficient cause to the satisfaction of this court to the contrary.

C. COOMARASWAMY,  
District Judge.

November-15, 1939.

Extended for February 12, 1940.

C. COOMARASWAMY,  
District Judge.

## In the District Court of Jaffna.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate and Jurisdiction. Effects of the late Muttuppillai, wife of No. 819 Arumugam Sinnappu of Urumpiray, deceased.

Arumugam Sinnappu of Urumpiray . . . . . Petitioner.

(1) Velluppillai Sinnathamby and wife, (2) Sinnathankam, both of Urumpiray . . . . . Respondents.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on December 8, 1939, in the presence of Mr. A. Subramaniam, Proctor, on the part of the petitioner; and the petition and affidavit of the petitioner having been read:

It is ordered that the petitioner, as husband of the deceased, be declared entitled to take out letters of administration to the estate of the deceased, and that letters of administration be issued to him accordingly, unless the respondents or any other person shall, on or before January 24, 1940, appear and show sufficient cause to the satisfaction of this court to the contrary.

C. COOMARASWAMY,  
District Judge.

January 10, 1940.

Time to show cause is extended till February 14, 1940.

C. COOMARASWAMY,  
District Judge.

January 24, 1940.