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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. 7 of 1943.

L D—O 53/38

R.G /99

An Ordinance further to amend the Notaries Ordinance.

Chapter 91
(Volume III.,
page 33.)

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 Notaries Amendment Ordinance, No. 7 of 1943.

Short title.

2. Section 10 of the Notaries Ordinance (hereinafter referred to as "the principal Ordinance"), is hereby repealed, and the following section shall be substituted therefor:—

Replacement of
section 10 of
Chapter 91.

10. (1) No notary shall have more than two offices:

Number and
situation of
notary's
offices.

Provided, however, that any notary, not being a proctor, may, if authorised in that behalf in writing under the hand of the Registrar-General, have a third office.

(2) (a) No notary who is a proctor shall, for the purposes of his profession as a notary, have any office at any place other than—

- (i) his residence; or
- (ii) an office maintained and used by him for the purposes of his profession as a proctor.

(b) Where any notary who is a proctor has two offices for the purposes of his profession as a notary, one of such offices shall be at his residence:

Provided, however, that any such notary may, if authorised in that behalf in writing under the hand of the Registrar-General, have both such offices at places described in paragraph (a) (ii) of this sub-section.

3. Section 29 of the principal Ordinance is hereby amended by the substitution, for the word "incur", of the words "be guilty of an offence".

Amendment of
section 29 of the
principal
Ordinance.

4. Section 30 of the principal Ordinance is hereby amended as follows:—

Amendment of
section 30 of
the principal
Ordinance.

(1) in rule (25) of that section, by the addition, at the end thereof, of the following new paragraph:—

"(c) (i) Where any deed or instrument which is to be executed or acknowledged by two or more parties is signed during any month by one or more, as the case may be, of such parties, the notary shall, notwithstanding that the deed or instrument has not been signed by all such parties, include such deed or instrument in the lists required to be delivered or

transmitted under paragraph (a), and shall, if called upon so to do by written notice served on him personally or by registered post and signed by the Registrar of Lands of the district in which the notary resides, produce the duplicate of such deed or instrument for inspection at the office of the Registrar on or before such date as may be specified in the notice.

(ii) Where any such deed or instrument is not signed by all the parties thereto before the expiry of a period of three months from the date on which it is first signed by one of such parties, the notary shall, if called upon so to do by written notice served on him personally or by registered post and signed by the Registrar of Lands of the district in which the notary resides, deliver or transmit to the Registrar the duplicate of such deed or instrument; and where any such duplicate has been so delivered or transmitted, the notary shall, at any time during the period of two years succeeding the date of such delivery or transmission, be entitled on demand to the return of the duplicate for the purpose of the completion of the deed or instrument.”;

- (2) in rule (35) of that section, by the substitution in paragraph (g), for the word “Monday”, of the word “Wednesday”; and
- (3) by the repeal of all the words “from “And if any notary shall act in violation” to the end of that section.

5. The following new sections shall be inserted immediately after section 30 of the principal Ordinance and shall have effect, respectively, as sections 30A and 30B of that Ordinance:—

30A. (1) The provisions of rules (20), (23), (24) and (25) set out in section 30, and of rule (16) as to the statement of the boundaries, shall not apply to any of the following deeds or instruments:—

- (i) a power of attorney for use out of Ceylon;
- (ii) a deed solely affecting property not situated in Ceylon;
- (iii) a transfer of stock of any Government;
- (iv) a transfer of stock, shares, or debentures of any company or corporation not having its registered office in Ceylon;
- (v) a notice of protest by a ship's officer but not an extended protest.

(2) In the case of any deed or instrument which is to be executed by two or more parties, both or all of whom, as the case may be, do not sign the deed or instrument at the same time and place—

- (i) the deed or instrument shall, for the purposes of the application of rules (6), (7) and (23) set out in section 30, be deemed to be executed or acknowledged at the time when it is first signed by a party, or by two or more parties at the same time and place;
- (ii) the deed or instrument shall, for the purposes of the application of rules (18) and (20) set out in section 30, be deemed to be executed or acknowledged whenever it is signed by a party, or by two or more parties at the same time and place; and
- (iii) the provisions of rule (19) set out in section 30, shall apply after the deed or instrument is first signed by a party, or by two or more parties at the same time and place.

30B. No instrument shall be deemed to be invalid by reason only of the failure of any notary to observe any provision of any rule set out in section 30 in respect of any matter of form:

Provided that nothing hereinbefore contained shall be deemed to give validity to any instrument which may be invalid by reason of non-compliance with the provisions of any other written law.

6. Section 31 of the principal Ordinance is hereby repealed and the following section shall be substituted therefor:—

31. If any notary acts in violation of or disregards or neglects to observe any of the rules set out in section 30 that are binding upon him, he shall be guilty of an offence, and shall, on conviction after summary trial before a Magistrate, be liable to a fine not exceeding two hundred rupees, in addition to any civil liability he may incur thereby:

Insertion of new sections 30A and 30B in the principal Ordinance.

Provisions as to application of rules in section 30 in special cases.

Instruments not to be invalid for non-compliance with section 30 in any matter of form.

Replacement of section 31 of the principal Ordinance.

Penalty for breaches of rules in section 30.

Provided, however, that where any notary acts in violation of or disregards or neglects to observe the provisions of rule (25) set out in section 30 the Registrar-General may, by a written notice served on him personally or sent by registered post, call upon such notary to comply with the requirements of the said rule within such further time as he may specify for such purpose, and any notary who fails to comply with the terms of such notice shall be guilty of an offence and shall, on conviction after summary trial before a Magistrate, be liable to a fine not exceeding five hundred rupees.

7. The following new section is hereby inserted immediately after section 31 of the principal Ordinance and shall have effect as section 31A of that Ordinance :—

Insertion of new section 31A in the principal Ordinance.

31A. (1) In any case where the Registrar-General has reasonable grounds for believing that any notary has committed any offence referred to in section 27 (2), section 29, section 31, section 32 (2), section 33 or section 37, the Registrar-General may, if he thinks fit, instead of instituting criminal proceedings against such notary, accept from him such sum of money as he may consider proper in composition of the offence; and where the Registrar-General has accepted any sum of money from any notary in composition of any alleged offence—

Power to compound offences.

- (i) criminal proceedings shall not be taken, or if already taken shall not be continued in respect of such offence; and
- (ii) such composition shall not have the effect of discharging any surety or sureties from any liability incurred under any bond executed under section 12.

(2) All moneys received by the Registrar-General in composition of any offence shall be paid into the Treasury.

8. Section 38 of the principal Ordinance is hereby amended by the substitution for the words "records of his office.", at the end thereof, of the following :—

Amendment of section 38 of the principal Ordinance.

"records of his office :

Provided, however, that any document, other than a draft or copy of a will or codicil, which is delivered to the Registrar under the last preceding section, may be destroyed by him at any time after the expiry of a period of two years from the date on which the document was delivered to him, if, after inspection duly made, he is satisfied that the duplicate of that document is preserved in the records of his office."

Passed in Council the Ninth day of April, One thousand Nine hundred and Forty-three.

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

Assented to by His Excellency the Governor the Twenty-third day of April, One thousand Nine hundred and Forty-three.

H. A. C. DOBBS,
Acting Secretary to the Governor.

DISTRICT AND MINOR COURTS NOTICES.

Circuit Courts, Ratnapura District.

NOTICE is hereby given that the Circuit Courts at Balangoda and Rakwana will be held by me on the dates given below —

(The dates are subject to alteration.)

1943.	Balangoda.	Rakwana.
July	2, 3 and 16, 17	9 and 23
August	6, 7 and 20, 21	13 and 27
September	3, 4 and 17, 18	10 and 24
October	8, 9 and 22, 23	15 and 29
November	5, 6 and 19, 20	12 and 26
December	3, 4 and 17, 18	10 and 21

VICTOR EMMANUEL RAJAKARIER,
Magistrate and Commissioner of Requests.

Magistrate's Court,
Ratnapura, April 19, 1943.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 5,624 In the matter of the insolvency of K. S. Seyado Insolvency. Varuśai of 35, Old Butcher street, Colombo, insolvent.

TAKE notice that a meeting of the creditors of the insolvent for the purpose of issuing a certificate to the insolvent in the above case is fixed for May 28, 1943.

April 19, 1943.

By order of court, C. EMMANUEL,
Secretary.

In the District Court of Colombo.

No. 5,659 In the matter of the insolvency of Lankapurage John Insolvency. Singh of 34/4, Ketawalanulla lane, 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 May 21, 1943, for the examination of the insolvent.

April 27, 1943. By order of court, T. THIAGARAJAH,
Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

(1) A. Muthupalaniappa Chottiar and A. Ramasamy Chettiar, both carrying on business under the name, style, and firm of A. M. R. M. Firm at 184, Sea street, Colombo Plaintiffs.
No. 4,998/S. Vs.

(1) Sithy Aisha, (2) A. I. L. Marakar, (3) I. L. M. Mohamed Ally and (4) I. L. M. Nilam, all of 154, New Moor street, Colombo Defendants.

NOTICE is hereby given that on Saturday, May 22, 1943, at 12 noon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property for the recovery of the sum of Rs. 1,150, with interest thereon from July 28, 1941, to date of payment in full at the rate of 12 per cent. per annum with costs of this action less the sums of Rs. 450 and Rs. 300, viz. :—

An allotment of land with the buildings, plantations standing thereon bearing assessment No. 60 and presently assessment.

Nos. 263/1-23, 25, 33, 34, 35-39, 40, 41-44, 47-58, situated at Dam street within the Municipality and District of Colombo, Western Province; bounded on the north by the house and ground of Uduma Lebbe Marikar Sekanda Marikar and others, east by the Government drain and properties of private parties, south by the houses bearing Nos. 56, 61 and also Nos. 62, 63, 64, 65, 66, and 67 presently by the Government drain and a passage leading to Dam street, on the west by a part of the same land of Pitche Tamby Ahamedo Lebbe Marikar; containing in extent 1 rood and 33 7/100 perches.

Fiscal's Office,
Colombo, April 27, 1943.

H. C. WIJESINHA,
Deputy Fiscal.

In the District Court of Colombo

M. Jayasena of "Jayaniwasa", Peliyagoda, Kelaniya Plaintiff
No. 5,578/S. Vs

(1) Don Abraham Basnayake, (2) S. Martin Perera, both of Peliyagoda, Kelaniya Defendants.

NOTICE is hereby given that on Friday, May 21, 1943, will be sold by public auction the following movable property for the recovery of the sum of Rs. 845.48 together with further interest on Rs. 730 at 10 per cent. per annum from October 21, 1942, till date of decree and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full and costs of suit, viz. :-

At 4 p.m.

(1) At 261, Negombo road, Peliyagoda.—Omnibus bearing No. X 6993 without wheels and without parts of the engine, chassis No. 46 H. E. 210, engine No. S 125 TA (bus bearing No. X 7532 referred to in proctor's letter is not to be found) together with the right to the Bus Route licence Colombo-Puttalam issued by the Commissioner of Motor Transport in respect of bus No. X 7532 and No. Z 5933 which licences have been duly seized under this writ.

At 4 30 p.m.

(2) At the residence of the 1st defendant at Peliyagoda.—1 Bus body bearing No. Z 521 with chassis; 1 bus body bearing No. Z 5521 with chassis; 1 bus body without number and chassis; 1 bus body without number and chassis; 1 heap pieces of engine, machines and iron; 1 bus body bearing No. Z 5306 with the chassis; 1 bus body without number and with the chassis.

Fiscal's Office,
Colombo, April 27, 1943.

H. C. WIJESINHA,
Deputy Fiscal.

In the District Court of Colombo.

Madanayakage Jayasena of "Jayaniwasa", Peliyagoda, Kelaniya Plaintiff
No. 5,579/S. Vs

(1) Don Francis Basnayake, (2) Don Abraham Basnayake, both of Peliyagoda, Kelaniya Defendants.

NOTICE is hereby given that on Friday, May 21, 1943, will be sold by public auction the following movable property for the recovery of the sum of Rs. 3,855.75 together with further interest on Rs. 2,910 at 18 per cent. per annum from October 21, 1942, till date of decree and thereafter legal interest on the aggregate amount of the decree till payment in full and costs of suit, viz. :-

At 3 p.m.

(1) At 261, Negombo road, Peliyagoda.—Omnibus bearing No. X 6993 without wheels and without parts of the engine, chassis No. 46 H. E. 210, engine No. S 125 TA (bus bearing No. X 7532 referred to in proctor's letter is not to be found) together with the right to the Bus Route licence Colombo-Puttalam issued by the Commissioner of Motor Transport in respect of bus No. X 7532, which licence has been duly seized under this writ.

At 3 30 p.m.

(2) At the residence of the 2nd defendant at Peliyagoda.—1 bus body bearing No. Z 521 with chassis; 1 bus body bearing No. Z 5521 with chassis; 1 bus body without number and chassis; 1 bus body without number and chassis; 1 heap pieces of engine, machines and iron; 1 bus body bearing No. Z 5306 with the chassis; 1 bus body without number and with chassis, together with the Bus Route licences Colombo-Puttalam issued by the Commissioner of Motor Transport in respect of buses bearing Nos. Z 521, Z 5521 and Z 875, which licences have been duly seized under this writ.

Fiscal's Office,
Colombo, April 27, 1943

H. C. WIJESINHA,
Deputy Fiscal.

Northern Province.

In the Court of Requests of Chavakachcheri.

Vinasithamby Ponniah of Kodikamam Substituted Plaintiff
No. 32,115. Vs

Nagamuttu Santhrasegarar of Vidaththattapallai Defendant.

NOTICE is hereby given that on Monday, May 24, 1943, commencing at 1 o'clock 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 property, for the recovery of the sum of Rs. 275.20, with interest on Rs. 160 at 12 per cent. per annum from August 5, 1941, to August 30, 1942, and thereafter on the aggregate amount at the rate of 9 per cent. per annum from August 30, 1941, until payment in full and costs, Rs. 28.33; and poundage and charges, viz. :-

1. All that piece of land situated at Karampakam in Eluthumadduval parish, Thenmaradehy Division of the Jaffna District, Northern Province, called Adampuvayal, in extent 30 lachams

p. c., and bounded on the east by the property of Sampaveliyil Pillayar temple and that of Namasivayam Kanapathippillai and others, north by that of Velu Kandiah and others, west by that of Sinnappillai, wife of Veeragattiy, and south by that of Parupathippillai, wife of Sinnathamby.

2. All that piece of land situated at Vidaththattapallai in Kachchay parish, as aforesaid, called Adampuvayal, in extent 20 lachams p. c., and bounded on the east by the properties of Veluppillai Saravanamuttu and others, north by that of Veluppillai Vinasithamby and others, west by that of Subramaniam Saravanamuttu, and south by sand road.

These lands are said to be under mortgage to the above-said substituted plaintiff.

Fiscal's Office,
Jaffna, April 27, 1943

A. C. NALLIAR,
for Fiscal.

Eastern Province.

In the District Court of Batticaloa

E. L. M. E. Mohamed Ibrahim of Kattankudy Plaintiff
No. 110 Miscellaneous. Vs

(1) Selu Mohidin Maracair Kathisaumamah, (2) Adam Abdul-careem Hadjar Mohamadu Pattumamah, (3) Abdul Majeed Asaamma, minor by her guardian *ad litem* the 1st defendant above-named, all of Kattankudy Defendants

NOTICE is hereby given that on Saturday, May 22, 1943, commencing at 4 p.m., will be sold by public auction at the spot, the right, title, and interest of the said defendants in the following property, for the recovery of the sum of Rs. 540.43, with legal interest thereon at 9 per cent. per annum from February 20, 1941, till payment in full, costs Rs. 238.15, poundage and other charges.

An undivided 1/4 share of a land composed of lots Nos. 3725, 3726, 3727, 3728, 3729, and 3730, situated at Ulumthanai in Eravur pattu, Batticaloa District, Eastern Province; and bounded on the north by the property of Aboobakkor, south by the property of Aboobakkor and others, east by the property of Hayathullebbepody, and west by aru, in extent 53 acres 2 roods and 18 perches and all rights. This property has also been seized under D. C. Batticaloa, case No 317 M.

Fiscal's Office,
Batticaloa, April 27, 1943.

T. E. JOSEPH,
for Fiscal

NOTICES OF TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Bethmaje Jurisdiction. Don Anolis Wijewardane in Mamppe Kesbewa in No. 10,358. The Palle pattu of Salpiti korala, deceased.

Dasinghe Pathirage Rachel Cecilia Dias nee Wijewardane of Kesbewa aforesaid Petitioner.

(1) Bethmaje Hubert Abraham Wijewardane, (2) Edwin Manuel Kathirathachi of Kesbewa Respondents

THIS matter coming on for disposal before James Joseph, Esq., Additional District Judge of Colombo, on February 23, 1943, in the presence of Mr. V. A. Jayasinghe, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner dated February 6, 1943, having been read:

It is ordered that the 2nd respondent above named be and he is hereby appointed guardian *ad litem* of the minor, the 1st respondent, to represent him for all the purposes of this action and that the petitioner above named be and 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 any other person or persons interested shall, on or before June 3, 1943, show sufficient cause to the satisfaction of this court to the contrary.

March 24, 1943. JAMES JOSEPH,
Additional District Judge

In the District Court of Colombo

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Dayalal Jurisdiction. Vasanjee of Colombo, deceased.
No. 10,395.

Dalsukh Dayalal of 78, Old Moor street, Colombo Petitioner.

And

(1) Kasibai, daughter of Tulsidas Ramji of Bombay, (2) Jannadas Dayalal, and (3) Lakshmidas Dayalal, both of Bombay, minors, by their guardian *ad litem* (4) Damodar Vasanjee of Colombo Respondents.

THIS matter coming on for disposal before James Joseph, Esq., Additional District Judge of Colombo, on April 2, 1943, in the presence of Mr. John Wilson, Proctor, on the part of the petitioner above named; and (1) the affidavit of the petitioner dated April 1, 1943, and (2) the power of attorney dated August 22, 1942, having been read:

It is ordered that the 4th respondent above named be and he is hereby appointed guardian *ad litem* of the minors, the 2nd and 3rd respondents, to represent them for all the purposes of this action, and that the petitioner above named be and he is hereby declared entitled, as the attorney of the widow of the deceased above named, to have letters of administration to the above estate issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before May 27, 1943, show sufficient cause to the satisfaction of this court to the contrary.

April 19, 1943. JAMES JOSEPH,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Vincent
Jurisdiction. Martin Lazarus of Station road, Kandana,
No. 10,402. deceased.

Rosalin Mary Lazarus of Station road, Kandana Petitioner.

And

(1) Mathew Alexander Lazarus, (2) Ruth Winifred Lazarus,
(3) Aloysius Brendon Lazarus, and (4) Irene Theresa Lazarus,
a minor by her guardian *ad item* the 1st respondent above
named, all of Station road, Kandana Respondents.

THIS matter coming on for disposal before James Joseph, Esq.,
Additional District Judge of Colombo, on April 7, 1943, in the
presence of Mr. John Wilson, Proctor, on the part of the petitioner
above named; and the affidavit of the petitioner dated March 6,
1943, having been read:

It is ordered that the 1st respondent above named be and he is
hereby appointed guardian *ad item* of the minor, the 4th respondent,
to represent her for all the purposes of this action, and that the
petitioner above named be and she is hereby declared entitled,
as the widow of the deceased above named, to have letters of adminis-
tration to the above estate issued to her accordingly, unless the
respondents above named or any other person or persons interested
shall, on or before May 27, 1943, show sufficient cause to the
satisfaction of this court to the contrary.

JAMES JOSEPH,

April 19, 1943. Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of M. AL.
Jurisdiction. M. S. Chockalingam Chettiar of Chockanatha-
No. 10,405. puram, Ramnad District, South India, deceased.

M. AL. M. S. Meyappa Chettiar of 233B, Main road,
Puwakpitiya Petitioner.

And

(1) Salatchi Aebi, daughter of Meyappa Chettiar, (2) Sinna
Caruppan Chettiar, (3) Kasivisvanathan Chettiar, (4) Meyam-
mai, wife of Annamalai Chettiar, (5) Kankalasamy Chettiar,
and (6) Suppiah Chettiar, all of Chockanathapuram deceased
and (7) Nagamma, wife of Menachisundaram Chettiar of
Kalall, Ramnad District, South India Respondents.

THIS matter coming on for disposal before James Joseph, Esq.,
Additional District Judge of Colombo, on April 9, 1943, in the
presence of Mr. John Wilson, Proctor, on the part of the petitioner
above named; and (1) the affidavit of the petitioner dated April
9, 1943, and (2) the order of the Supreme Court dated April 2, 1943,
having been read:

It is ordered that the petitioner above named be and he is hereby
declared entitled, as the eldest son of the deceased above named, to
have letters of administration to the above estate issued to him
accordingly, unless the respondents above named or any other
person or persons interested shall, on or before June 3, 1943, show
sufficient cause to the satisfaction of this court to the contrary.

JAMES JOSEPH,

April 19, 1943. Additional District Judge.

In the District Court of Colombo.

Testamentary In the Matter of the Intestate Estate of Shanmugam
Jurisdiction. Pillai, son of Arumugam Pillai of Mukkan Village,
No. 10,414. Srivakuntam Taluk, India, deceased.

Sinnakannu Pillai, son of Eswaramoorthi Pillai of 27, Fourth
Cross street in Colombo Petitioner.

(1) Kailasath Ammal and (2) Sithambarath Ammal, minor
by her guardian *ad item* (3) S. Suppiah Pillai of 17, New
Moor street in Colombo Respondents.

THIS matter coming on for disposal before James Joseph, Esq.,
Additional District Judge of Colombo, on April 17, 1943, in the
presence of Mr. S. A. Villavaran, Proctor, on the part of the
petitioner above named; and (1) the affidavit of the petitioner dated
April 15, 1943, (2) the power of attorney dated September 1, 1942,
and (3) the order of the Supreme Court dated March 5, 1943, having
been read:

It is ordered that the 3rd respondent above named be and he is
hereby appointed guardian *ad item* of the minor, the 2nd respondent,
to represent her for all the purposes of this action and that the
petitioner above named be and he is hereby declared entitled, as
the attorney of the widow of the deceased above named, to have
letters of administration to the above estate issued to him accord-
ingly, unless the respondents above named or any other person or
persons interested shall, on or before June 3, 1943, show sufficient
cause to the satisfaction of this court to the contrary.

JAMES JOSEPH,

April 19, 1943. Additional District Judge.

In the District Court of Negombo.

Order Nisi declaring will Proved.

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction. Bodhabaduge Adrian Michael Perera of Negombo,
No. 3,213. deceased.

Varunkula Jayasuriya Patabendralage Cajetan Gregory Perera
Jayasuriya of Negombo Petitioner.

THIS matter coming on for disposal before Spence Rajaratnam,
Esq., District Judge of Negombo, on March 31, 1943, in the presence
of Mr. D. E. J. Peiris, Proctor, on the part of the petitioner; and
the petition and affidavit of the petitioner dated March 31, 1943,
and March 25, 1943, respectively, the affidavit dated February 16,
and March 10, 1943, of the five witnesses who subscribed to the last
will, the affidavit dated March 11, 1943, of Rev. Father Y. M.
Merret, who identified the mark of the deceased to the last will and
the minutes of consent of Bodhabaduge Robert Peter Perera presently

of Chilaw and Lindamulage Cecily Maude Perera and Bodhabaduge
Bridget Matilda Perera, both of Negombo, the beneficiaries under
the last will having been read:

It is ordered that the last will of Bodhabaduge Adrian Michael
Perera of Negombo, deceased, dated January 21, 1943, and now
deposited in this court be and the same is hereby declared proved,
unless any person or persons interested shall, on or before May 10,
1943, show sufficient cause to the contrary to the satisfaction of this
court.

It is further ordered that the said petitioner be and he is hereby
declared entitled to have letters of administration, with copy of will
annexed, to the above estate issued to him, unless any person or
persons interested shall, on or before May 10, 1943, show sufficient
cause to the satisfaction of this court to the contrary.

S. RAJARATNAM,

District Judge.

March 31, 1943.

In the District Court of Kalutara.

Order Nisi.

Testamentary In the Matter of the Estate of the late Katri
Jurisdiction. Aratchige Davith Siriwardena, deceased, of
No. 3,072. Kolehakada.

Kumbalathara Aratchige Dona Sopi Nona Wijesinghe
Gunaratna Petitioner.

Vs.

(1) Katri Aratchige Padmawathe Siriwardena, (2) ditto Piya
Soma Siriwardena, (3) ditto Edwin Leven Siriwardena,
(4) ditto Pampa Irene Siriwardena, (5) ditto Nandisena
Siriwardena, (6) ditto Upali Titus Siriwardena, 1st
to 6th and minors, (7) Kumbalathara Aratchige Don Peiris
Wijesinghe Gunaratna (Guardian) Respondents.

THIS matter coming on for disposal before V. Joseph, Esq.,
District Judge of Kalutara, on February 8, 1943, in the presence
of Messrs. Fernando & Goonetilleke, Proctors, on the part of the
petitioner; and the affidavit of the above-mentioned petitioner
dated January 11, 1943, having been read: It is ordered that
the petitioner be and she is hereby declared entitled, as widow of
the deceased, to have letters of administration issued to her, unless
the respondents or other person or persons interested in the estate
shall, on or before March 10, 1943, show sufficient cause to the
satisfaction of this court to the contrary.

It is further ordered that the said Kumbalathara Aratchige Don
Peiris Wijesinghe Gunaratna, the 7th respondent, be appointed
guardian *ad item* over 1st to 6th minors, respondents, for all the
purposes of this action, unless the respondents or other interested
person or persons shall, on or before March 10, 1943, show sufficient
cause to the satisfaction of this court to the contrary.

V. JOSEPH,

District Judge.

February 8, 1943.

Date of showing cause is extended to June 1, 1943.

V. JOSEPH,

District Judge.

April 21, 1943.

In the District Court of Kalutara.

Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Estate of the late Karunakalage
Jurisdiction. Bastian de Silva of Alutgama, deceased.
No. 3,078.

Karunakalage John de Silva, presently of Moratuwa Petitioner.

THIS matter coming on for disposal before C. X. Martyn, Esq.,
Additional District Judge of Kalutara, on March 31, 1943, in the
presence of Mr. Arthur de Silva, Proctor, on the part of the petitioner;
and the affidavit of the above-mentioned petitioner dated March 9,
1943; and the affidavit of the two witnesses and notary dated
February 17, 1943, having been read along with the last will
No. 27,153 filed of record:

It is ordered that the will of Karunakalage Bastian de Silva,
deceased, dated June 25, 1938, and number 27,153 be and the same
is hereby declared proved, unless any person or persons interested
shall, on or before May 7, 1943, show sufficient cause to the
satisfaction of this court to the contrary.

C. X. MARTYN,

Additional District Judge.

March 31, 1943.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Weligama
Jurisdiction. Palliyage Guruge Wilham de Silva, Registrar of
No. 8,033. Kithulampitiya, Galle, deceased.

Pemawathe Gurusinghe (nee) Weligama Palliyage Guruge Regina
Pemawathe de Silva of Kithulampitiya, Galle Petitioner.

Vs.

Weligama Palliyage Guruge Sumanawathie de Silva of Kithulam-
pitiya, Galle Respondent.

THIS matter coming on for disposal before M. A. Samarakoon,
Esq., District Judge of Galle, on March 22, 1943, in the presence of
Mr. D. A. Wickramasinghe, Proctor, on the part of the petitioner;
and the affidavit of the said petitioner dated February 15, 1943,
having been read:

It is ordered that the said petitioner be and she is hereby declared,
as eldest daughter, to have letters of administration to his estate
issued to her, unless any person or persons interested shall, on or
before May 7, 1943, show sufficient cause to the satisfaction of this
court to the contrary.

M. MAHAROO,

A. District Judge.

March 22, 1943.

In the District Court of Galle sitting at Balapitiya.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction. Wilfred George Karunawardene of Meetiyaogoda
No. B 59. in Ambalangoda, deceased.

Between:

Julie Karunawardene of Meetiyaogoda in Ambalangoda Petitioner.

And

(1) Noel Enid Karunawardene, (2) Dorothy Christable Karunawardene, (3) Charlotte Winifred Karunawardene, (4) Mona Constance Karunawardene, (5) Gertrude Stella Karunawardene, (6) Vivian Joyce Karunawardene, 4th, 5th, and 6th her minors by their guardian *ad litem* (7) Koggala Marakkalage Phovenis de Silva, all of Meetiyaogoda in Ambalangoda Respondents.

THIS matter coming on for disposal before A. Jayaratne, Esq., Additional District Judge of Galle, sitting at Balapitiya, on March 25, 1943, in the presence of Mr. L. C. G. Silva, Proctor, on the part of the above-named petitioner, and after reading the affidavit of the said petitioner:

(a) It is declared that the above-named petitioner is the widow of the deceased and that she is entitled to have letters of administration issued to her accordingly.

(b) It is ordered that the above-named 7th respondent be appointed guardian *ad litem* over 4th, 5th, and 6th minor respondents for all the purposes of this action, unless the aforesaid respondents or any other person or persons interested in the above estate shall, on or before May 6, 1943, show sufficient cause to the contrary to the satisfaction of this court.

A. JAYARATNE,
Additional District Judge.

In the District Court of Galle sitting at Balapitiya.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction. Kulappuwadu Pemasa of Wadamulla in
No. B 60. Ambalangoda, deceased.

Between:

Warusawithane Somawathie of Wadamulla in Ambalangoda Petitioner.

And

Sathkularatne Nanayakkara Hendawitharana Dotchionna of Wadamulla in Ambalangoda Respondent.

THIS matter coming on for disposal before Arthur Jayaratne, Esq., Additional District Judge of Balapitiya, on April 1, 1943, in the presence of Mr. L. C. G. Silva, Proctor, on the part of the petitioner above named; and after reading the affidavit and the petition of the petitioner above named:

It is declared that the above-named petitioner is the widow of the deceased and that she is entitled to have letters of administration issued to her accordingly, unless sufficient cause be shown to the contrary to the satisfaction of court on or before May 14, 1943.

A. JAYARATNE,
District Judge.

In the District Court of Tangalla.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction. Mahahulle Wimalajoti Sthavira, late of Nanda-
No. 1,363. rama Viharaya in Pahala Belgalla, deceased.

Beligalle Saddhajoti Sthavira of Nandarama Viharaya in Pahala Belgalla Petitioner.

THIS matter coming on for disposal before M. C. Sansoni, Esq., District Judge of Tangalla, on April 2, 1943, in the presence of Mr. H. D. Ratnayunga, Proctor, on the part of the petitioner; and the affidavits of the said petitioner dated January 11, 1943, and of one of the attesting witnesses Lokuhennedige Davithsinno, dated March 27, 1943, having been read:

It is ordered that the last will of Mahahulle Wimalajoti Sthavira, deceased, of which the original has been produced and is now deposited in this court, be and the same is hereby proved, unless any person or persons interested shall, on or before May 12, 1943, show sufficient cause to the satisfaction of the court to the contrary.

It is further declared that the petitioner, as sole heir, be and he is entitled to have letters of administration with copy of will annexed, issued to him accordingly, unless any person or persons interested shall, on or before May 12, 1943, show sufficient cause to the satisfaction of this court to the contrary.

M. C. SANSONI,
District Judge.

April 2, 1943.

In the District Court, Jaffna.

Order Nisi.

Testy. In the Matter of the Estate of the late Arumugam
No. 105. Kanagasabai of Namattivu, deceased.

Meenadchippilla, widow of A. Kanagasabai of ditto Petitioner.

Vs.

(1) Muttuledchumy, (2) Rukkumary, (3) Somasundaram, and (4) Sivapragasam (minors), all children of Kanagasabai, and (5) Arumugam Nagalingam, all of ditto Respondents.

THIS matter coming on for disposal before G. C. Thambayah, Esq., District Judge, on March 3, 1943, in the presence of Mr. A. Kanagasabai, Proctor, on the part of the petitioner; and the affidavit of the petitioner having been read: It is ordered that the 5th respondent be appointed guardian *ad litem* over the minors, 1st to 4th respondents, and the petitioner be declared entitled to have letters of administration to the estate of the said intestate, as his lawful widow, and the respondents shall appear before this court on May 28, 1943, and state objection or show cause to the satisfaction of this court to the contrary. It is further ordered that the petitioner do produce the minor, 1st respondent, on the same date.

G. C. THAMBAH,
District Judge.

March 31, 1943.

In the District Court of Jaffna (held at Point Pedro),

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction. Kanthasamy Ponnusamy of Valvettiturai,
No. 165/P.T. deceased.

Punniawathy, widow of Ponnusamy of Valvettiturai, Petitioner.

Vs.

(1) Parupathippillai, wife of Ramachandiran of ditto, (2) Mahalingam Ramachandiran of ditto, (3) Ponnusamy Kanthasamy-thurai of ditto, (4) Ponnusamy Balavadivelu of ditto, (5) Pushpawathy, daughter of Ponnusamy of ditto, (6) Ponnusamy Kanagarajah of ditto, (7) Annaratnam, daughter of Ponnusamy of ditto, (8) Valvelu, Thangavelu of ditto Respondents.

THIS matter of the petition of the petitioner praying for letters of administration to the estate of the above-named deceased, Kanthasamy Ponnusamy of Valvettiturai, coming on for disposal before L. W. de Silva, Esq., Additional District Judge, on October 8, 1941, in the presence of Mr. C. Thanabalasingham, Proctor, on the part of the petitioner; and the petition and affidavit of the petitioner having been read: It is ordered that the 8th respondent be appointed guardian *ad litem* over the minors, the 3rd, 4th, 5th, 6th, and 7th respondents above named, and that the petitioner be declared entitled to take out letters of administration as the widow of the said deceased, and that letters of administration be accordingly issued to the petitioner, unless the respondents or any other person shall, on or before December 18, 1941, show sufficient cause to the satisfaction of this court to the contrary.

November 20, 1941.

L. W. DE SILVA,
Additional District Judge.

Time extended till May 14, 1943.

April 8, 1943.

L. W. DE SILVA,
A.D.J.

In the District Court of Batticaloa.

Order Nisi.

Testamentary In the Matter of the Estate and Effects of the late
Jurisdiction. Velupillai Somasundaram of Batticaloa, deceased.
No. 519.

S. T. Arasu of Trincomalee Petitioner.

THIS matter coming on for disposal before D. E. Wijeyawardene, Esq., District Judge, on April 13, 1943, in the presence of Mr. K. W. Devanayagam, Proctor, on the part of the petitioner; and the affidavit and petition of the petitioner dated April 13, 1943, respectively having been read:

It is ordered that the petitioner be and he is hereby appointed administrator of the estate of the late Velupillai Somasundaram of Batticaloa and that letters of administration be issued to him accordingly, unless any person or persons interested shall, on or before May 13, 1943, show sufficient cause to the satisfaction of this court to the contrary.

April 13, 1943.

E. WIJEYAWARRENE,
District Judge.

In the District Court of Chilaw.

Order Absolute in the First Instance.

No. 2,295T. In the Matter of the Last Will and Testament of
the late Yamasinghegedige Gavaria of Pahala
Kottaramulla, deceased.

Hapanpedige Luyia of Pahala Kottaramulla Petitioner.

THIS matter coming on for disposal before N. Sinnatamby, Esq., District Judge of Chilaw on February 24, 1943, in the presence of Mr. Albert F. Peries, Proctor, on the part of the petitioner above named; and the affidavits of the said petitioner and of the attesting notary and witnesses both dated February 23, 1943, having been read: It is ordered that the last will made by the deceased above named bearing No. 31593 dated September 24, 1943, and now deposited in this court be declared proved and probate thereof be issued to the petitioner above named, as executrix mentioned in the said will, on the publication of this order, once in the *Ceylon Government Gazette* and twice in the *Dinamian*.

February 24, 1943.

V. SIVASUPRAMANIAM,
District Judge.

In the District Court of Chilaw.

Order Nisi.

Testamentary In the Matter of the Joint Last Will and Testament
No. 2,296. of Warnakulasuriya Mahamandadige Jagarias
Fernando and Warnakulasuriya Maria Tissera,
both of Katumeriya.

Warnakulasuriya Mahamandadige Jagarias Fernando of Katumeriya Deceased.

Warnakulasuriya Maria Tissera of Katumeriya Petitioner.

And

(1) Warnakulasuriya Mahamandadige Paulu Fernando, (2) ditto Peduru Fernando, (3) ditto Joseph Fernando, (4) ditto Jane Fernando (minor), appearing by her guardian *ad litem* the first respondent above named Respondents.

THIS matter coming on for disposal before V. Sivasupramaniam, Esq., District Judge of Chilaw, on March 23, 1943, in the presence of Mr. Albert F. Peries, Proctor, on the part of the petitioner above named, and the affidavit (1) of the said petitioner, and (2) the attesting witness, both dated March 23, 1943, having been read:

It is ordered that the joint last will and testament of the said deceased and the petitioner, original of which has been produced and is now deposited in this court, be and the same is hereby declared proved and that the petitioner above named is the executrix named in the said will and she is hereby entitled to have probate issued to her accordingly, and that the 1st respondent be and he is hereby appointed guardian *ad litem* over the 4th respondent, who is a minor, for all purposes, of these proceedings, unless the said respondents or some other person or persons interested shall, on or before May 6, 1943, show sufficient cause to the satisfaction of this court to the contrary.

March 23, 1943

K. D. DE SILVA,
District Judge.