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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. 31 of 1942.

An Ordinance to provide for the establishment and maintenance of National Museums in Ceylon, and to declare the Colombo and Kandy Museums to be National Museums.

A. CALDECOTT.

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An Ordinance to provide for the establishment and maintenance of National Museums in Ceylon, and to declare the Colombo and Kandy Museums to be National Museums.

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 National Museums Ordinance, No. 31 of 1942. Short title.
2. The Governor may from time to time, upon the recommendation of the Executive Committee, by Proclamation published in the *Gazette* establish one or more National Museums for the collection, preservation and exhibition of objects of scientific, historical or artistic interest and for the maintenance of libraries of books and other documents relating to subjects and matters of such interest. Establishment of National Museums.
3. (1) On and after the prescribed date, the Colombo Museum established under the Museum Ordinance, and the institution, heretofore subsisting, called and known as the Kandy Museum, shall be deemed to be National Museums established under this Ordinance. Colombo and Kandy Museums deemed to be National Museums. Cap. 143.

(2) Save as otherwise provided in sub-section (3), all books, documents and objects whatsoever which may, at the date of the commencement of this Ordinance, be kept or preserved at the Colombo Museum or the Kandy Museum referred to in sub-section (1) and all property whatsoever belonging or appertaining to any such Museum shall be vested in the Government; and no such book, document, object or property shall, notwithstanding anything in any written or other law to the contrary, be sold, exchanged or otherwise disposed of at any time before the prescribed date.

(3) Nothing in sub-section (2) shall be deemed to apply in the case of any book, document or object which has been temporarily lent for the purpose of being displayed or exhibited at the Colombo Museum or the Kandy Museum.

**Appointment
of officers.**

4. (1) The Governor may appoint—

- (a) any person, by name or by office, to be or to act as Director of Museums;
- (b) such Assistant Directors of Museums and other officers and servants as may be necessary for the purposes of this Ordinance.

Cap. 143.

(2) The person appointed under the Museum Ordinance to be or to act as Director, Colombo Museum and holding office on the date immediately preceding the prescribed date shall be deemed to have been appointed under sub-section (1) to be, or, as the case may be, to act, as Director of Museums and shall hold office accordingly.

(3) Any Assistant Director authorised by the Director in that behalf shall have and may exercise all or any of the powers or functions conferred upon or vested in the Director by or under this Ordinance.

(4) The Director and other officers appointed under this section shall, in the exercise and performance of the powers and duties conferred on them by or under this Ordinance, be subject to the general direction and control of the Executive Committee.

**Constitution
of Advisory
Committees.**

5. (1) There shall be for every National Museum an Advisory Committee consisting of—

- (a) the Director of Museums; and
- (b) such other members, not exceeding ten in number as may be appointed by the Governor.

(2) Five at least of the persons appointed by the Governor under sub-section (1) (b) to be members of an Advisory Committee shall be persons not holding any office of emolument under the Crown.

(3) Every member of an Advisory Committee who is appointed under sub-section (1) (b) shall, unless he earlier vacates the office or is removed by the Governor therefrom, hold office for a period of three years from the date of his appointment, or for such other period as the Governor may determine at the time of the appointment. Any member vacating the office by effluxion of time shall be eligible for re-appointment.

(4) The Director shall be the Chairman of every Advisory Committee:

Provided, however, that in the absence of the Director from any meeting of any such Committee, an Assistant Director authorised in that behalf by the Director shall preside at such meeting, and shall for the purposes of such meeting be deemed to be a member of the Committee.

(5) Meetings of an Advisory Committee shall be summoned by the Director whenever he may deem it necessary, and a meeting of every such Committee shall be summoned by him once at least in each half-year:

Provided that the Director shall summon a meeting of an Advisory Committee whenever he is requested in writing so to do by not less than three members of that Committee.

(6) Any member of the Committee who, without the leave of the Committee first obtained, fails to attend any three consecutive meetings of the Committee shall be deemed to have vacated the office of member.

**Duties, &c.,
of Advisory
Committees.**

6. (1) It shall be the duty of the Advisory Committee constituted for any National Museum to advise the Director on all such matters relating to the management and administration of the Museum as may be referred by him to the Committee for advice, and to perform all such duties as may be imposed on the Committee by any regulation.

(2) The Advisory Committee constituted for any National Museum may from time to time make such representations or recommendations to the Director as the Committee may consider necessary relating to the management and administration of the Museum.

(3) Regulations may be made providing for the conduct of business by Advisory Committees, and prescribing the

procedure to be followed at meetings of such Committees. Subject to such regulations, every such Committee may regulate its own procedure.

7. The Director may, acting with the prior approval of the Executive Committee in any particular case, or under such general authority and in accordance with such instructions as may be given to him by the Executive Committee in that behalf—

- (a) purchase for the purpose of preservation at any National Museum any book, document or object which it is in his opinion desirable to acquire for that Museum ;
- (b) exchange or sell, or to dispose of, whether by way of gift or otherwise, any book, document or object kept at any National Museum, which is a duplicate book, document or object, or which is in his opinion unfit to be preserved or not required for the purposes of the Museum ;
- (c) lend any book, document or object kept at any National Museum for the purpose of being temporarily displayed at any gallery, museum or exhibition ;
- (d) transfer any books, documents or objects from any National Museum to any other such Museum.

Power of Director to purchase, exchange, dispose of or lend books and objects.

8. All books, documents or objects given or bequeathed to any National Museum, or to the public or the Director for the purposes of any such Museum, or given or bequeathed by words showing an intention that the gifts should enure to or for the benefit of any such Museum, or which are acquired by purchase or otherwise for the purposes of the Museum, shall vest in the Government.

Vesting in the Government of objects given to or acquired for a National Museum.

9. (1) The Executive Committee may make regulations for the purpose of carrying out or giving effect to the principles and provisions of this Ordinance.

Regulations.

(2) In particular and without prejudice to the generality of the powers conferred by sub-section (1), the Executive Committee may make regulations for or in respect of all or any of the following matters :—

- (a) all matters stated or required in this Ordinance to be prescribed or in respect of which regulations are required or authorised to be made under this Ordinance ;
- (b) the management and administration of any National Museum and the powers, functions and duties of the Director and other officers and servants appointed under this Ordinance ;
- (c) the admission of visitors to any National Museum, including the fees to be paid by such visitors and the regulation of the conduct of such visitors ;
- (d) the regulation of the use of any National Museum and of the premises thereof, the protection of the books, documents and objects kept or preserved therein, and the prohibition or restriction of the taking of photographs of such books, documents or objects ;
- (e) the imposition of fees to be charged in respect of the use of rooms in any National Museum, or from persons by whom any photographs are taken of any book, document or object kept or preserved at any such Museum ;
- (f) the publication of books or journals by the Director, and the sale of such books or journals ;
- (g) the maintenance at any National Museum of collections of live animals, birds and fishes, and the care and custody of such animals, birds and fishes.

(3) Regulations under this section may be made in respect of all National Museums in Ceylon or in respect of any specified National Museum or Museums.

(4) No regulation made under this section shall have effect until it has been approved by the State Council and ratified by the Governor, nor until notification of such approval and ratification has been published in the *Gazette*.

(5) Every regulation made by the Executive Committee shall, upon the publication of a notification of the approval and ratification of that regulation as provided for in sub-section (4), be as valid and effectual as if it were herein enacted.

10. (1) All expenses incurred for the purpose of the maintenance and administration of National Museums or the purchase or acquisition of books, documents and objects for National Museums or of carrying out the provisions of this Ordinance shall be paid out of moneys voted by the State Council for the purpose.

Financial provisions.

(2) All sums recovered by the sale of any books, documents or objects kept at any National Museum or of books or journals

published by the Director under the authority of this Ordinance, and all sums recovered in payment of fees imposed under this Ordinance, shall be credited to general revenue.

Offences and penalties.

11. (1) Any person who wilfully causes any damage to any book, document or object kept or preserved at any National Museum shall be guilty of an offence and shall, on conviction after summary trial before a Magistrate, be liable to a fine not exceeding one thousand rupees or to imprisonment of either description for a term not exceeding one year, or to both such fine and imprisonment.

(2) Any person who acts in contravention of any regulation made under this Ordinance shall be guilty of an offence and liable to a fine not exceeding fifty rupees.

Liability for damage caused to objects in Museums.

12. (1) Any person who causes any damage to any book, document or object kept or preserved at any National Museum, shall be liable to pay to the Crown a sum equal to twice the value of the book, document or article; and any sum so payable may be recovered by civil action.

(2) The provisions of sub-section (1) shall be in addition to and not in derogation of the provisions of section 11.

Interpretation.

13. In this Ordinance, unless the context otherwise requires—

“Director” means the Director of Museums appointed under section 4, and “Assistant Director” has a corresponding meaning;

“Executive Committee” means the Executive Committee of Education;

“National Museum” means a National Museum established under section 2 and includes any Museum declared by section 3 to be a National Museum for the purposes of this Ordinance;

“prescribed” means prescribed by regulation;

“regulation” means a regulation made by the Executive Committee under section 9.

**Repeal and savings.
Cap. 143.**

14. On the prescribed date the Museum Ordinance shall be repealed:

Provided, however, that all regulations made under that Ordinance and in force on the date immediately preceding the prescribed date shall, in so far as they are not inconsistent with any provision of this Ordinance, continue in force in like manner as though they were made under section 9 of this Ordinance, and may be amended, altered or rescinded by regulations made under that section.

Return of books and documents belonging to Ceylon Branch of Royal Asiatic Society.

15. (1) All books and documents which may have been transferred to the Colombo Museum by the Ceylon Branch of the Royal Asiatic Society under the provisions of the Museum Ordinance (Chapter 143) and are at the prescribed date kept or preserved at the Colombo Museum shall be returned to the Ceylon Branch of the Society.

The Director is hereby required, upon request made in that behalf by the Honorary Secretary for the time being of the Ceylon Branch of the Society, to deliver all such books and documents into the custody of the Honorary Secretary; and all books and documents so delivered shall be deemed to have been duly returned to the Ceylon Branch of the Society.

(2) In any case where any book or document is not returned to the Ceylon Branch of the Royal Asiatic Society before the expiry of a period of three months from the prescribed date by reason of the failure of the Honorary Secretary of the Ceylon Branch of the Society to remove such book or document from the Colombo Museum or to take such book or document into his custody, neither the Director nor the Government shall be liable to or in respect of any claim made by the Society or by any other person, in respect of the loss or destruction of such book or document.

(3) Nothing in section 3 (2) or in paragraphs (b), (c) and (d) of section 7 of this Ordinance shall apply in the case of any book or document which is required by sub-section (1) of this section to be returned to the Ceylon Branch of the Royal Asiatic Society.

Passed in Council the Thirty-first day of July, One thousand Nine hundred and Forty-two.

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

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

C. H. HARTWELL,
Secretary to the Governor.

DRAFT ORDINANCES.

MINUTE.

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

An Ordinance to amend the Public Service Mutual Provident Association Ordinance.

Chapter 207
Vol. V.
Page 550.

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 Public Service Mutual Provident Association (Amendment) Ordinance, No. of 194 .

Short title.

2. Section 2 of the Public Service Mutual Provident Association Ordinance, (hereinafter referred to as "the principal Ordinance"), is hereby amended by the substitution, for the words "such public officer as the Governor may be pleased to appoint, the Chief Clerk of the Secretariat, the Chief Clerk of the Audit Office", by the words "such public officers as the Governor may be pleased to nominate and appoint under Section 4 (1) (a) and (b)".

Amendment of
Section 2 of
Chapter 207.

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

Amendment of
Section 4 of
the principal
Ordinance.

(1) in sub-section (1)—

(a) in paragraph (a), by the substitution, for the word "appoint" of the words "appoint to be President";

(b) by the substitution, for paragraph (b), of the following new paragraph :—

"(b) such two public officers being members of the Association and not below the status of officers whose names appear in the Ceylon Civil List as the Governor may nominate;";

(c) by the omission of paragraph (c); and

(d) by the re-lettering of paragraph (d) as paragraph (c)

(2) by the repeal of sub-section (2) and the substitution thereof of the following :—

"(2) The members of the committee of management nominated by the Governor under (1) (b) shall be designated as nominated members".

4. Section 11 of the principal Ordinance is hereby amended by the substitution, for the words "Chief Clerks of the offices mentioned in section 4 above", of the words "nominated members".

Amendment of
section 11
of the
principal
Ordinance.

5. Section 14 of the principal Ordinance is hereby amended by the omission of the words "and of the auditor or auditors to be elected under section 18, sub-section (2)".

Amendment of,
section 14
of the
principal
Ordinance.

6. Section 18 of the principal Ordinance is hereby amended as follows :—

Amendment of
section 18 of
the principal
Ordinance.

(1) in sub-section (2), by the substitution, for all the words from "one or more auditors", to the end of that sub-section of the words "the Auditor-General";

(2) by the omission of sub-section (3); and

(3) by the re-numbering of sub-section (4) as sub-section (3).

7. Section 23 of the principal Ordinance is hereby amended as follows :—

Amendment of
section 23 of
the principal
Ordinance.

(1) by the substitution, for paragraph (b), of the following new paragraph :—

"(b) any one of the two nominated members;";

(2) by the omission of paragraph (c); and

(3) by the re-lettering of paragraph (d) as paragraph (c).

8. Nothing in this Ordinance contained shall affect or be deemed to affect the rights of His Majesty the King, His Heirs and Successors, or of any body politic or corporate, or of any other person, except such as are mentioned in this Ordinance and those claiming by, from, or under them.

Saving of
rights of
the Crown.

Objects and Reasons.

Under Section 4 (1) of Chapter 207 of the Legislative Enactments one of the ex officio members of the Committee of Management of the Public Service Mutual Provident Association is the Chief Clerk of the Audit Office. This post has been abolished and the Committee of management has been functioning without one of its members. It is sought by this

amending Ordinance to rectify this position and to avoid the possibility of similar situations arising in the future by adopting the principle of the ex officio members of the Committee of management being appointed by the Governor by name and relinquishing the practice of their being appointed as such by office.

It is now the practice for the accounts of the Association to be audited by the Auditor-General and not by auditors selected from time to time by the association in General Meeting. It is also sought by this amending Ordinance to give legal effect to this practice by amending sections 14 and 18 of the principal Ordinance accordingly.

GEO. A. WILLE,
Mover of the Bill.

NOTICES OF INSOLVENCY.

In the District Court of Jaffna.

No. 196. In the matter of the insolvency of Cumarasamy Thenanthan of Kodduvely, Jaffna.

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 September 29, 1942, for the choice of assignee by the creditors.

By order of court, P. GNANAPIRAGASAM,
Secretary.

In the District Court of Jaffna.

No. 197. In the matter of the insolvency of Cumarasamy Santhirasegaram of Kodduvely, Jaffna.

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 September 29, 1942, for the choice of the assignee by the creditors.

By order of court, P. GNANAPIRAGASAM,
Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Avissawella.

(1) Edirisinghe Mudiyanseelage Punchisingho of Amiturigala, and others Plaintiffs
No 3,154.

(1) Hapugodage Pavila Siva of Waldehiowita and others Defendants.

NOTICE is hereby given that on Tuesday, October 6, 1942, at 11 o'clock in the forenoon, will be sold by public auction at the premises the right, title and interest of the said 1st defendant in the following property for the recovery of Rs. 328.62, viz. :—

An undivided $\frac{1}{2}$ share of the land called Dangahadeniya, situated at Amiturigala in Dohigampal korale of Three korales in the District of Kegalla, Province of Sabaragamuwa; and bounded on the north by lands planted by Simanchi Appuhamy and Arnolis, east by Batadombagahawatta, south by Dangahadeniyakumbura, and west by Dangahadeniyewatta; and containing in extent about 12 acres.

Valuation: Rs. 1,500.

Fiscal's Office, A. V. P. SAMARANAYAKA,
Avissawella, September 1, 1942 Deputy Fiscal.

Central Province.

In the Court of Requests of Matale.

Dr. K. P. Somasundaram of Mandandawala, Matale Plaintiff.
No. 5,567.

(1) Delgahamade Ukku (2) Hemmeddagedera Ukkuwa, (3) Bodu, all of Narangolla, in Matale Defendants.

NOTICE is hereby given that on Saturday, September 26, 1942, at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property, for the recovery of the sum of Rs. 327.25 with legal interest thereon from July 28, 1939, full payment in full and poundage, viz. :—

1. All that field called Kanatimulla, in extent about 5 lahas paddy sowing or according to plan No. 2790/38 dated April 29, 1936, made by J. R. Holloway, Licensed Surveyor, in extent 23 70/100 perches, situated at Narangolla in Ambanganga korale, Matale East, in the District of Matale, Central Province; and bounded on the east by ela, south by Heendenuwa and stone fence, west by imaniyara of Rankotduragedera Bilinda's field, and on the north by imaniyara of field of Tena and others.

2. All those adjoining lands called Puwakgolle-kumburehena alias Kadutarayaneggehena in extent about 3 lahas kurakkan sowing, Delgahamulahena in extent about 6 lahas kurakkan sowing, Delgahamulahena in extent about 2 lahas kurakkan sowing, and Narangollegederawatta, in extent about 2 lahas kurakkan sowing; containing in the aggregate according to plan No. 2789/38 dated April 29, 1936, made by J. R. Holloway, Licensed Surveyor, in extent 6 acres and 10 perches, situated at Narangolla aforesaid; and bounded in their entirety according to the said

plan, on the east by Gansabhawa road, south by ellawaduwegederawatta, west by ela, and on the north by Rankotduragederawatta and pillawa, together with the house, plantations and everything thereon.

Deputy Fiscal's Office,
Matale, September 1, 1942.

H. DIAS DESTINGHE,
Additional Deputy Fiscal.

Southern Province.

In the District Court of Matara.

S. M. L. Cassim of Kadaveediya, Matara Plaintiff.
No. 14,286.

A. Kailasam Pillai of Kotuwagedda, Matara Defendant.

NOTICE is hereby given that on Tuesday, September 29, 1942, commencing at 2.30 in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property, for the recovery of a sum of Rs. 619.55, viz. :—

1. All that the soil and fruit trees of the land called Wetichachokosgahawatta, situated at Denepitiya in Weligam korale of Matara District, Southern Province, and bounded on the north by Attahitiyawatteweta-agala, east by ditch of Ambagahawatta, south by Kandumudunotibena Gofakagaha, and west by Gederawattagala, and containing in extent about 3 acres.

2. All that the soil and fruit trees of the lands called Kandubadagederawatta, Medawatta alias Medogederawatta, Julgahawatta, Uswatta, Rilakanawatta, Kandubodagodella, Mahaowita and Lundalangapittaniya contiguous to each other and forming one property, situated at Denepitiya aforesaid; and bounded on the north by Thalaganagewatta alias Beraganagewatta, and Kulundulegodella, east by Wetichachokosgaha and Etambagahawatta, Thomburegelyadda, south by Welipittaniyawatta, Mahadeniya, and Pankoratuwa, and west by Mahadeniya and Welipittaniya (exclusive of the undivided portion of the lands in extent about 3 acres called Medawatta alias Medogederawatta, Uswatta, Kandubadagodella and Mahaowita; and containing in extent about 10 acres.

Deputy Fiscal's Office,
Matara, August 31, 1942.

H. V. F. ABAYAKOON,
Additional Deputy Fiscal.

In the District Court of Tangalla.

Ambalangoda Liyanapatabendige Nonnohamy of Tangalla Plaintiff.

Maddunapatabendige Samelappu of Tangalla, and 15 others Substituted-Plaintiffs.
No. 3,359.

(1) Warnakulasuriya Patabendige Meppona of Tangalla, and 2 others Substituted-Defendants.

(1) Sadris Jayasinghe of Tangalla Defendant.

(4) Cecelia Galappaththi of Tangalla and 2 others Added-Defendants.

NOTICE is hereby given that on Wednesday, September 30, 1942, commencing at 2.30 in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said 1st to 16th substituted-plaintiffs, 1st to 3rd substituted-defendants, 1st defendant and 4th to 6th added-defendants in the following property for the recovery of Rs. 645.12, viz. :—

At Tangalla.

1. Lot A of the land called Nugagahawatta in extent 7 $\frac{1}{2}$ perches, situated at Tangalla, in West Guruwa pattu of the Hambantota District; and bounded on the north by land belonging to Don Dines Wijesuriya Gunasekera, east by lot B, south by high road, and west by land belonging to Don Dines Wijesuriya Gunasekera (for the recovery of the sum of Rs. 399.72 from 4th, 5th, and 6th added-defendants).

2. Lot B of the land called Nugagahawatta in extent 7 $\frac{1}{2}$ perches, situated at Tangalla aforesaid; and bounded on the north by land belonging to Don Dines Wijesuriya Gunasekera, east by lot C, south by high road, and west by lot A (for the recovery of the sum of Rs. 31.40 from 1st to 16th substituted-plaintiffs and 1st, 2nd and 3rd substituted-defendants).

3. Lot C of the land called Nugagahawatta, in extent 7 $\frac{1}{2}$ perches, situated at Tangalla; and bounded on the north by land belonging to Don Dines Wijesuriya Gunasekera, east by land belonging to Jayasuriya Patabendige Babahamy, south by high road, and west by lot B (for the recovery of Rs. 214 from the 1st defendant).

Deputy Fiscal's Office,
Tangalla, August 28, 1942.

N. G. DE SILVA,
Additional Deputy Fiscal.

In the Court of Requests of Tangalla.

(1) Wijamunige Kirigoris, and (2) Wijamunige Hendrick, both of Kanumudeniya Plaintiffs.
No. 16,589.

(1) Mendis Dahanavala, Village Headman, Kanumudeniya East, (2) Gamage Deonis of Kanumudeniya South Defendants

NOTICE is hereby given that on Monday, September 28, 1942, at 3 o'clock in the afternoon, will be sold by public auction at the premises the right title, and interest of the said defendants in the following property for the recovery of Rs. 385/35/- viz. :-

At Kanumudeniya South.

All that soil, plantations and all the buildings standing thereon of the land called Medamundiya, situated at Kanumudeniya South, West Giruwa pattu of the Hambantota District; and bounded on the north by Elgriyehena, east by high road, south by Narangasmandiya, and west by Mataragahona and Narangasmandiya; containing in extent about 6 acres.

Deputy Fiscal's Office, Tangalla, August 28, 1942. N. G. DE SILVA, Additional Deputy Fiscal

I, Noel Edward Ernst, Fiscal for the North-Western Province, do hereby appoint M. S. Arumugam to act as Fiscal's Marshal, from September 3 to 6, 1942, for the divisions of Pambadoni Uducaha North and West and Mairawathie korales of Dambadeni hatpattu, Giratalana, Baladora and Angomu korales of Dewameddi hatpattu, Karandapattu, Meddeketiya, Yaticaha, Yagampattu, Kinyama, Katugampola Medapattu East and West, Katugampola North and South and Pitigal korales of Katugampola hatpattu in the District of Kurunegala, under the provisions of the Fiscal's Ordinance, No. 4 of 1867, and authorise him to perform the duties and exercise the authority of Marshal, for which this shall be his warrant.

Given under my hand at Kurunegala, this 2nd day of September, 1942. N. E. ERNST, Fiscal.

I, Edward Trevor Dyson, Fiscal for the Central Province, do hereby appoint Mr. Hector de Silva Gunasekera, to be my Marshal for the Judicial Division of Hatton, with effect from September 1, 1942, under Ordinance No. 4 of 1867, and authorise him to perform the duties and exercise the authority of Marshal, for which this shall be his warrant.

Fiscal's Office, Kandy, August 31, 1942. E. T. DYSON, Fiscal.

NOTICES OF TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Don William Perera of 291, Kalubowila road, No. 9,521. Deceased.

Mrs. Scotia Elizabeth Agnes Perry of 291, Kalubowila road, Dehwala Original Petitioner

Christopher Emmanuel, Secretary of the District Court of Colombo Petitioner.

(1) Willebold Henry Oswin Perera, (2) Brian Joseph Maximes Perera, (3) Christobel Noel Rita Perera, (4) Nelia Irene Bridget Perera, (5) Chisenta Wilbernt Iris Perera, (6) Scotia Allen Patricia Perera, and (7) Frances Carmal Therese Perera; 2nd to 7th respondents are minors appearing by their guardian *ad litem* the 1st respondent, all of 291, Kalubowila road, Dehwala Respondents

THIS matter coming on for disposal before V. L. St. Clair Swan, Esq., Additional District Judge of Colombo, on August 27, 1942; and the affidavit of the original petitioner dated December 5, 1940, and the motion of the petitioner dated August 27, 1942, having been read :

It is ordered that the petitioner above named be and he is hereby declared entitled, as the Secretary of the District Court of Colombo, to have letters of administration to the estate of the above-named deceased issued to him accordingly, unless the respondents above named or some other person or persons interested shall, on or before October 8, 1942, show sufficient cause to the satisfaction of this court to the contrary.

August 31, 1942. V. L. ST. CLAIR SWAN, Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Estate of the late Alice Jurisdiction. Blossm Aserwatham of Colombo, deceased. No. 10,029.

Jane Rebecca Tamber, widow of George Washington Tamber of Jaffna town Petitioner.

(1) Alfred Edward Tamber of Jaffna Town, (2) Horatio Reginald Thurairatnam Tamber of Jaffna, (3) John Ernest Frederick Aserwatham of Colombo Respondents.

THIS matter coming on for disposal before James Joseph, Esq., Additional District Judge of Colombo, on April 28, 1942, in the presence of Mr. J. A. J. Tisserasinghe, Proctor, on the part of the petitioner; and the affidavit of the above-named petitioner dated April 28, 1942, having been read :

It is ordered that the petitioner above named be and she is hereby declared entitled, as mother of the said deceased, to have letters of administration to the estate of the said deceased issued to her, and the 1st respondent above named be and he is hereby appointed guardian *ad litem* over the 2nd respondent above named, unless the respondents above named or any other person or persons interested shall, on or before September 10, 1942, show sufficient cause to the satisfaction of this court to the contrary.

July 28, 1942. JAMES JOSEPH, Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Abdul Latiff Marikar Sithy Mufli of Thihariya in the District of Colombo Petitioner.

(1) Mohamed Cassim Hadjar Noorul Ganema of Thihariya, a minor, appearing by her guardian *ad litem* (2) A. M. Abdul Latiff Marikar of Thihariya deceased (3) Mohamed Cassim Hadjar Noorul Hafola of 28, Market's avenue, Wellawatta, in Colombo Respondents.

No. 10,087. In the Matter of the Intestate Estate of the late Testamentary Mohamed Cassim Hadjar Mohamed Farook, Jurisdiction. deceased of Thihariya, aforesaid.

THIS matter coming on for disposal before James Joseph, Esq., Additional District Judge, Colombo, on July 10, 1942, in the presence of Mr. M. M. M. Abdul Raheem, Proctor, on the part of the petitioner; and the affidavit of the above-mentioned petitioner dated June 12, 1942, having been read :

It is ordered that the said A. M. Abdul Latiff Marikar, the 2nd respondent, be appointed guardian *ad litem* over the 1st minor respondent for all purposes of this action and that the above named petitioner be and she is hereby declared entitled, as the mother of the above-named deceased, to have letters of administration to the above estate issued to her accordingly, unless the respondent or any other person or persons interested shall, on or before August 20, 1942, show sufficient cause to the satisfaction of this court to the contrary.

July 13, 1942. JAMES JOSEPH, Additional District Judge.

The date for showing cause against the above Order Nisi is hereby extended to September 24, 1942.

August 18, 1942. S. C. SWAN, Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Warnadeepthya Kurukulasuriya Patthihennedige No. 10,088. deceased Eugene Carline Rodrigo of Korawella aforesaid.

Warnadeepthya Kurukulasuriya Patthihennedige John Allen Rodrigo of Korawella in Moratuwa Petitioner.

(1) Warnadeepthya Kurukulasuriya Patthihennedige David Martin Rodrigo, (2) Warnadeepthya Kurukulasuriya Patthihennedige Joseph de Roselle Rodrigo, (3) Warnadeepthya Kurukulasuriya Patthihennedige William Edmund Rodrigo, all of Korawella aforesaid Respondents.

THIS matter coming on for disposal before James Joseph, Esq., Additional District Judge of Colombo, on July 10, 1942, in the presence of Mr. G. C. E. Peris, Proctor, on the part of the petitioner; and the affidavit of the above-named petitioner dated May 8, 1942, having been read :

It is ordered that the above-named petitioner be and he is hereby declared entitled, as a brother of the above-named deceased, to letters of administration to the above estate issued to him accordingly, unless the respondents or any other person or persons interested shall, on or before September 10, 1942, show sufficient cause to the satisfaction of this court to the contrary.

July 14, 1942. J. H. JOSEPH, Additional District Judge.

In the District Court of Colombo.

Order Nisi.

No. 10,103. In the Matter of the Intestate Estate of the late Testamentary James George Balthazaar, deceased, of Colombo. Charles Lorenz Bartholomeusz of No. 3, Pennycuik road, Wellawatta Petitioner.

(1) Lilian Balthazaar of 455/1, Galle road, (2) Alice Lilian Lempers nee Balthazaar, c/o F. L. Lempers, C. G. R., Maho, (3) Mabel Ellen Bartholomeusz nee Balthazaar of 3, Pennycuik road, Wellawatta, (4) Edith Noelyn Pietersz of Nugegoda, (5) Jean Clarice Balthazaar, (6) James Walter Balthazaar, (7) George Herbert Balthazaar, all of 455/1, Galle road, Wellawatta Respondents.

THIS matter coming on for disposal before James Joseph, Esq., Additional District Judge, Colombo, on July 23, 1942, in the presence of Mr. A. H. Abeyaratne, Proctor, on the part of petitioner; and the affidavit of the above-mentioned petitioner dated March 10, 1942, having been read : It is ordered that the said Lilian Balthazaar, the 1st respondent, be appointed guardian *ad litem* over the 5th, 6th, and 7th minor respondents for all purposes of this action and

that above-named petitioner is hereby declared, as a son-in-law of the deceased, to have letters of administration to the above estate issued to him accordingly, unless the respondents or any other person or persons interested shall, on or before September 10, 1942, show sufficient cause to the satisfaction of this court to the contrary.

July 23, 1942.

JAMES JOSEPH,
Additional District Judge.

In the District Court of Colombo.

Order Nisi declaring Will proved.

No. 10,104. In the Matter of the Estate of the late Ina Andree Testamentary. Jansz, deceased, of Colombo.

(1) Charles Leonard Bartholomeusz, (2) Eleanor Andree Jansz, both of 3, Pennyquick road, Wellawatta Petitioners.

(1) Alice Maxion de Silva of 20, Canal road, 37th lane, Wellawatta, (2) Alice Lilian Lemmers, (3) F. L. Lemmers, C. G. R., Maho, (4) Isabel Ellen Bartholomeusz of 8, Pennyquick road, Wellawatta, (4) Edith Evelyn Pietersz of Nugogoda, (5) Joan Clarice Balthazaar, (6) James Walter Balthazaar, (7) George Herbert Balthazaar, all of 455/1, Galle road, Wellawatta, (8) Kitty Murray of Annawattle estate, Kandy, (9) Lilian Balthazaar of 455/1, Galle road, Wellawatta Respondents.

THIS matter coming on for final disposal before James Joseph, Esq., District Judge, Colombo, on July 23, 1942, in the presence of Mr. A. H. Abeyaratne, Proctor, on the part of the petitioners; and the affidavit of the above-named petitioners dated March 10, 1942, and of the attesting notary and witness dated July 22, 1942, having been read:

It is ordered that the will of Ina Andree Jansz dated April 23, 1941, Number 933 and attested by Mr. A. H. Abeyaratne, Notary Public, be and the same is hereby declared proved, unless the respondents or any other person or persons interested shall, on or before September 10, 1942, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered and decreed that the said Lilian Balthazaar, the 9th respondent above named, be appointed guardian *ad litem* over the 5th, 6th, and 7th minor respondents for all purposes of this action, and that the above-named petitioners are the executors named in the said will and that they are entitled to have probate of the same issued to them accordingly, unless the respondents or any other person or persons interested shall, on or before September 10, 1942, show sufficient cause to the satisfaction of the court to the contrary.

July 29, 1942.

JAMES JOSEPH,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Wickramasinghe Senanayake Simon Perera, deceased, of Walpita aforesaid.

Mangedera Appuhamilage Manavathie Hamine of Walpita in Dunagaha pattu of Alutkuru korale Petitioner.

(1) Wickramasinghe Senanayake Anadasa of Walpita, (2) Wickramasinghe Senanayake Arachandra of Walpita, (3) Wickramasinghe Senanayake Arayawanga of ditto, (4) Wickramasinghe Senanayake Manavathie of ditto, (5) Wickramasinghe Senanayake Richard of ditto, (6) Wickramasinghe Senanayake Hilda Violet of ditto, (7) Wickramasinghe Senanayake Muriel of ditto; the 3rd to 7th respondents are minors appearing by their guardian *ad litem* the 8th respondent, (8) Sudusinghe Appuhamilage Gnarathne of Kudagammana in Dunagaha pattu aforesaid Respondents.

THIS matter coming on for disposal before James Joseph, Esq., Additional District Judge of Colombo, on July 24, 1942, in the presence of Mr. D. L. Gunasekera, Proctor, on the part of the petitioner; and the affidavit of the above-named petitioner dated July 16, 1942, having been read:

It is ordered that the above-named petitioner be and she is hereby declared entitled, as widow of the above-named deceased, to have letters of administration to the above estate issued to her accordingly, unless the respondents or any other person or persons interested shall, on or before September 10, 1942, show sufficient cause to the satisfaction of this court to the contrary.

July 25, 1942.

JAMES JOSEPH,
Additional District Judge.

In the District Court of Colombo.

Testamentary In the Matter of the Intestate estate of Attanayaka Jurisdiction Ermalina Perera of Wattala aforesaid, deceased. No. 10,107.

Etige Chrispin de Silva of Wattala in Ragam pattu of Alutkuru korale Petitioner.

(1) Etige Agnes Puria de Silva wife of E. W. Mendis of Wattala, aforesaid, (2) Etige Margaret Beatrice de Silva, wife of A. Jeramias Fernando of Mahipage in Ragam pattu, aforesaid, (3) Etige Elizabeth Daisy de Silva, (4) Etige Denister Reginald de Silva, (5) Etige Benedict Lyvin de Silva, (6) Clara Lilian Nora de Silva, all of Wattala, aforesaid; the 6th respondent is a minor appearing by her guardian *ad litem* the 4th respondent above-named Respondents.

THIS matter coming on for disposal before James Joseph, Esq., Additional District Judge of Colombo, on July 25, 1942, in the presence of Mr. D. L. Gunasekera, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner dated July 21, 1942, having been read:

It is ordered that the said Etige Denister Reginald de Silva, the 4th respondent, be appointed guardian *ad litem* over the 6th minor respondent for all the purposes of this action and the above-named petitioner be and he is hereby declared entitled, as the widower of the above-named deceased, to have letters of administration to her estate issued to him accordingly, unless the respondents or any other person or persons interested shall, on or before September 10, 1942, show sufficient cause to the satisfaction of this court to the contrary.

August 1, 1942.

JAMES JOSEPH,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Edirisuri Jurisdiction. Mohottige Simeon de Saram of Peliyagoda No. 10,122. Pattiya in Ragam pattu of Alutkuru korale, deceased.

Hettige Dona Rosa Mariham of Peliyagoda Pattiya aforesaid Petitioner.

(1) Edirisuri Mohottige Siyadonis Saram, (2) ditto Paulu Saram, (3) ditto Abraham de Saram, all of Bollate in Ragam pattu aforesaid, (4) ditto Maria de Saram of Yakkoduwa in Ragam pattu aforesaid, (5) ditto Susenia de Saram of Bendiyamulla in Meda pattu of Siyankulle, (6) Weragoddagamage Georgina of Bollate aforesaid, (7) Pathmaponuma Aratchige Agidahamy of Bollate aforesaid, (8) Francis Regus Rodrigo, (9) Julian Rodrigo, (10) Kuruppu Aratchige Siman Rodrigo of Batuwatta in Ragam pattu aforesaid Respondents.

THIS matter coming on for disposal before W. Sansoni, Esq., Additional District Judge of Colombo, on August 5, 1942, in the presence of Mr. D. L. Gunasekera, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated June 26, 1942, having been read:

It is ordered that the 10th respondent above named be and he is hereby appointed guardian *ad litem* of the minors, the 8th and the 9th respondents, to represent them for all the purposes of this action and that the petitioner be and she is hereby declared entitled as the widow of the deceased above named, to have letters of administration to the above estate issued to her accordingly, unless the respondents above named or some other person or persons interested shall, on or before September 17, 1942, show sufficient cause to the satisfaction of this court to the contrary.

August 18, 1942.

V. L. ST. CLAIR SWAN,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Deborah Jurisdiction. Margaret Paranavitane of Pagoda in Colombo. No. 10,137. deceased.

Daisy Mabel Abhayaratna of Station road, Wellawatta. Petitioner.

(1) Stella Juliet Paranavitane of Pagoda, in Nugogoda, (2) Irene Violet Paranavitane of 2nd Cross road, Pagoda, Nugogoda, (3) Esther Florence Paranavitane of Cooper's Hill, Colpetty, (4) Trta Margaret Paranavitane of Cooper's Hill, Colpetty, (5) Dagmar Lavina Paranavitane of Colpetty, (6) Victor Lionel Weerasinghe Abhayaratna of 2. Station road, Wellawatta Respondents.

THIS matter coming on for disposal before V. L. St. Clair Swan, Esq., Additional District Judge of Colombo, on August 17, 1942, in the presence of Mr. B. S. Wickramaratne, Proctor, on the part of the petitioner and the affidavit of the petitioner dated August 16, 1942, having been read:

It is ordered that the 6th respondent above named be and he is hereby appointed guardian *ad litem* of the lunatics, the 1st and the 5th respondents, to represent them for all the purposes of this action and that the petitioner above named be and she is hereby declared entitled, as the daughter of the deceased above named, to have letters of administration to the above estate issued to her accordingly, unless the respondents above named or some other person or persons interested shall, on or before September 24, 1942, show sufficient cause to the satisfaction of this court to the contrary.

August 18, 1942.

V. L. ST. CLAIR SWAN,
Additional District Judge.

In the District Court of Colombo.

Testamentary In the Matter of the Last Will and Testament and Jurisdiction. Codicil of Dorothea Lockhart of Kingswode No. 10,140. Hoe Colchester in the County of Essex, deceased.

and in the matter of the British Courts Probates (Re-sealing) Ordinance (Chapter 84).

NOTICE is hereby given that after the expiry of twenty one days from the date hereof, application will be made to the District Court of Colombo under the British Courts Probates (Re-sealing) Ordinance (Chapter 84) for the seals of a certified copy of probate of the last will and testament and codicil of Dorothea Lockhart of Kingswode Hoe Colchester in the County of Essex, deceased, granted by the Principal Probate Registry of His Majesty's High Court of Justice at Llandudno on December 16, 1941.

JULIUS & CREASY,
Proctors for John Johnston French Attorney for John Leonard Lockhart, the sole Executor of the Last Will and Testament and Codicil of Dorothea Lockhart, deceased.
Colombo, August 17, 1942.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Jayamuni Gordhanu Fernando *alias* Jayamuni Gordianu de Silva of Ragama in the Ragam pattu of Alankuru Hoale, deceased.

Jayamuni Eugene de Silva of Ragama aforesaid. Petitioner.

And

(1) Nissane Abilina Mendis of Ragama aforesaid, (2) Jayamuni Rosaline de Silva of Nittambuwa in Veyangoda, (3) Jayamuni Aloysius de Silva of Ragama aforesaid, (4) Jayamuni Evelyn de Silva of the Convent of the Little Flower in Kadalana in Moratuwa, (5) Jayamuni Jane de Silva of Ragama aforesaid Respondents.

THIS matter coming on for disposal before V. L. St. Clair Swan, Esq., Additional District Judge of Colombo, on August 19, 1942, in the presence of Mr. S. H. Dias-Abeyasinghe, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner dated August 7, 1942, having been read:

It is ordered that the petitioner above named be and he is hereby declared entitled, as son and heir of the deceased above named, to have letters of administration to the above estate issued to him accordingly, unless the respondents above named or some other person or persons interested shall, on or before September 24, 1942, show sufficient cause to the satisfaction of this court to the contrary.

August 21, 1942 S. C. SWAN, Additional District Judge.

In the District Court of Colombo

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Harold Ernest George Henry Collett of Vogan estate, Ceylon & Second Lieutenant in the Leicestershire Regiment, deceased.

THIS matter coming on for disposal before V. L. St. Clair Swan, Esq., Additional District Judge of Colombo, on August 20, 1942, in the presence of Beram Kalkutshroo Billimoria of Colombo, Proctor, on the part of the petitioner Oscar Percy Mount of Colombo; and the affidavit of the said petitioner dated August 17, 1942, a certified copy of a letter from the War Office relating to the death of the above-named deceased, power of attorney in favour of the petitioner and Supreme Court's order dated July 30, 1942, having been read: It is ordered and declared that the said petitioner is one of the attorneys of Irene Muriel Collett and Harold Stephen Collett, the lawful parents and the heirs and next-of-kin of the said deceased, and that he is entitled to have letters of administration to the intestate estate of the said deceased issued to him accordingly, unless any person or persons interested shall, on or before September 10, 1942, show sufficient cause to the satisfaction of this court to the contrary.

August 21, 1942. V. L. ST. CLAIR SWAN, Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Eliza Helen Nicholas of Peterson lane, Wellawatta, deceased.

Alice May Nicholas of 29th Lane Wellawatta. Petitioner.

(1) Helen Nicholas of the Mental Hospital, Angoda; (2) Harriet Louise Nicholas of Wellawatta. Respondents.

THIS matter coming on for disposal before V. L. St. Clair Swan, Esq., Additional District Judge of Colombo, on August 24, 1942, in the presence of Mr. H. E. de Silva, Proctor, on the part of the petitioner above named; and (1) the affidavit of the petitioner dated August 20, 1942, and (2) the affidavit of the attesting notary dated August 21, 1942, having been read:

It is ordered that the last will and testament of Eliza Helen Nicholas, deceased, the 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 is the executrix in the said will and she is hereby declared entitled to have probate thereof issued to her accordingly, unless the respondents above named or some other person or persons interested shall, on or before September 10, 1942, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the 2nd respondent be and she is hereby appointed guardian *ad litem* of the 1st respondent lunatic for all purposes of this action, unless the respondents above named or any other person or persons interested shall, on or before September 10, 1942, show sufficient cause to the satisfaction of this court to the contrary.

August 24, 1942. S. C. SWAN, Additional District Judge.

In the District Court of Colombo.

Notice of Application.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Dorothy Elfrida Roper of Green-Garth, Yealand Conyers near Carnforth in the County of Lancaster, spmster, deceased.

and in the matter of the British Courts Probates (Re-sealing) Ordinance (Chapter 84).

NOTICE is hereby given that after the expiry of twenty-one days from the date hereof, application will be made to the District Court of Colombo under the British Courts Probates (Re-sealing) Ordinance (Chapter 84) for the Sealing of a Certified Copy of Probate of the last will and testament of Dorothy Elfrida Roper of Green

Garth, Yealand Conyers near Carnforth in the County of Lancaster, Spmster, deceased, granted by the District Probate Registry of His Majesty's High Court of Justice at Lancaster on the 21st day of March, 1941.

O. P. MOUNT,

Attorney for John Gallweane Swainson and James Roundthwaite Moore Simpson, the Executors of the Last Will and Testament of Dorothy Elfrida Roper, deceased.

Colombo, August 22, 1942.

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Doctor Edwin Ludovici of 124, Cotta road, Colombo, in the Island of Ceylon, deceased.

THIS matter coming on for disposal before V. L. St. Clair Swan, Esq., Additional District Judge of Colombo, on August 29, 1942, in the presence of Messrs. F. J. & G. de Saram, Proctors, on the part of the petitioner, Mrs. Edith Ludovici, presently of Kandy; and (1) the affidavit of the said petitioner dated July 7, 1942, and (2) the affidavit of one of the attesting witnesses of the will dated August 24, 1942, having been read: It is ordered that the will of the said Doctor Edwin Ludovici, deceased, bearing No. 1541 dated July 31, 1925, and attested by the late Richard Albert Henry de Vos of Galle, 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 Edith Ludovici is the 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 September 10, 1942, show sufficient cause to the satisfaction of this court to the contrary.

August 29, 1942. V. L. ST. CLAIR SWAN, Additional District Judge.

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Reginald Edward Arthur Le Mottee of 95, Maldon road, Colchster, in the County of Essex, England, a Brigadier-General in His Majesty's Army (retired) deceased.

THIS matter coming on for disposal before V. L. St. Clair Swan, Esq., Additional District Judge of Colombo, on August 29, 1942, in the presence of Messrs. F. J. & G. de Saram, Proctors, on the part of the petitioner, Matthew Richard Lothian Leishman of Colombo; and (1) the affidavit of the said petitioner dated August 27, 1942, (2) the power of attorney dated May 7, 1942, and (3) the order of the Supreme Court dated August 18, 1942, having been read: It is ordered that the will of the said Reginald Edward Arthur Le Mottee, deceased, dated February 6, 1937, a certified copy of which under the Seal of His Majesty's High Court of Justice in England has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the said Matthew Richard Lothian Leishman is the attorney in Ceylon of the executor named in the said will and that he is entitled to have letters of administration (with will annexed) issued to him accordingly, unless any person or persons interested shall, on or before September 10, 1942, show sufficient cause to the satisfaction of this court to the contrary.

August 29, 1942 V. L. ST. CLAIR SWAN, Additional District Judge.

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary Jurisdiction. In the Matter of the trust disposition and settlement or Last Will and Testament of Mrs. Margaret Nicholson Carlton or Miller, widow, who sometime resided at Eden House, Saint Brelade's Bay, Jersey, Channel Islands, thereafter of Saint Cyres Hotel, Saint Helier, Jersey, Channel Islands, care of Westminster Bank, Limited, 41, Lombury, London E.C. 2, Brook House, London road, Sunningdale, Berkshire England, 16, Burnbank Gardens, Glasgow, Great Western Hotel, Glasgow, Woodmount, Hunter's Quay, Argyllshire and latterly of Greenknowe Lenzie, Scotland, deceased.

THIS matter coming on for disposal before V. L. St. Clair Swan, Esq., Additional District Judge of Colombo, on August 29, 1942, in the presence of Messrs. F. J. & G. de Saram, Proctors, on the part of the petitioner, Philip Edmonds Pitcher of the Imperial Bank of India, Colombo; and (1) the affidavit of the said petitioner dated August 25, 1942, (2) the power of attorney dated March 27, 1942, and (3) the order of the Supreme Court dated August 19, 1942, having been read: It is ordered that the will of the said Mrs. Margaret Nicholson Carlton or Miller, deceased, dated July 16, 1940, a certified copy of which under the Seal of Office of the Commissariat of Edinburgh in Scotland 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 Philip Edmonds Pitcher is the attorney in Ceylon of the executors named in the said will and that he is entitled to have letters of administration (with will annexed) issued to him accordingly, unless any person or persons interested shall, on or before September 10, 1942, show sufficient cause to the satisfaction of this court to the contrary.

August 29, 1942. V. L. ST. CLAIR SWAN, Additional District Judge.

In the District Court of Nuwara Eliya.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction. George Anderson Clapperton Wyllie, formerly of
No. 354. Lempestowe estate, Rozella, and recently of
Fordbe estate, Dickova, in the Island of Ceylon,
deceased.

Oscar Perera Mount of Colombo Petitioner.

THIS matter coming on for disposal before T/P P. Goonetilleke, Esq., District Judge of Nuwara Eliya, on August 28, 1942, in the presence of Mr. V. C. Modley, Proctor, on the part of the petitioner above named; and (1) the affidavit of the petitioner dated August 25, 1942, (2) the affidavit as to the due execution of the last will dated August 25, 1942, (3) the last will dated November 19, 1925, (4) the Certificate of Death, and (5) the Power of Attorney dated May 27, 1942, having been read.

It is hereby ordered that the last will of the said George Anderson Clapperton Wyllie, deceased, dated November 19, 1925, now deposited in this court be and the same is hereby declared proved; and it is further declared that the said petitioner is one of the Attorneys in Ceylon of Noel Mary Wyllie, the sole executrix named in the said will, and that he is entitled to have letters of administration (with a copy of the will annexed) issued to him accordingly, unless any person or persons interested shall, on or before September 11, 1942, show sufficient cause to the satisfaction of this court to the contrary.

August 28, 1942.

T. P. P. GOONETILLEKE,
District Judge.

In the District Court of Galle (Sitting at Balapitiya)

Order Nisi.

No. B. 47. In the Matter of the Intestate Estate of Rajapaksa
Testy. Manikku Nambi Joslin de Silva of Maha-
Ambalangoda, deceased.

Jasentu Liyana Sirmala of Maha-Ambalangoda afore-
said Petitioner.

(1) Jasentu Liyana Nandasiri, (2) Jasentu Liyana Premalatha, both of Maha-Ambalangoda, (3) Rajapaksa Manikku Nambi James de Silva of Hewawas in Ambalangoda ... Respondents.

THIS matter coming on for disposal before A. Jayaratna, Esq., Additional District Judge of Galle, sitting at Balapitiya, on August 20, 1942, in the presence of Mr. H. J. de Silva, Proctor, on the part of the petitioner and after reading the affidavit of the petitioner above named. It is ordered and decreed that the petitioner above named be entitled to have letters of administration issued to him, as husband of the deceased accordingly.

It is further ordered that the above-named 3rd respondent be appointed guardian *ad litem* over the 1st and 2nd minor respondents for all the purpose of this action, unless the aforesaid respondents or any other person or persons interested in the above estate shall, on or before September 24, 1942, show sufficient cause to the contrary to the satisfaction of this court.

August 29, 1942.

A. JAYARATNA,
Additional District Judge.

In the District Court of Galle

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction. late Clarence Gustave Ferreira of Kaluwella,
No. 8,011. deceased.

Mrs. Eileen Princes M. Ferreira (nee) Forbes of Kaluwella,
Galle Petitioner.

THIS matter coming on for disposal before M. A. Samarakoon, Esq., District Judge of Galle, on July 21, 1942, in the presence of Messrs. Adibetty & Abernethy, Proctors, on the part of the petitioner and after reading the affidavit of the petitioner dated July 17, 1942, and of the attesting notary and witnesses dated July 18, 1942, respectively, having been read:

It is declared that the said petitioner as executrix named in the last will and testament is entitled to have probate of the same issued to her accordingly, unless any person or persons interested shall, on or before August 28, 1942, show sufficient cause to the satisfaction of this court to the contrary.

July 21, 1942.

M. A. SAMARAKOON,
District Judge.

The date for showing cause has been extended for October 2, 1942.

August 28, 1942.

M. A. SAMARAKOON,
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of the
Jurisdiction. late Emađuwa Richard Kariawasam of Karia
No. 8,013. Niwasa, at Pettigalawatta, Galle, deceased.

Emađuwa Buhutisiri Amaraweera Kariawasam of Karia Niwasa,
at Pettigalawatta, Galle Petitioner.

(1) Emađuwa Depiyasiri Amaraweera Kariawasam, (2) Emađuwa Somawathie Amaraweera Kariawasam, (3) Emađuwa Hemawathie Amaraweera Kariawasam, (4) Emađuwa Pusawathie Amaraweera Kariawasam, (5) Eudore Lily Kariawasam nee Eudore Lily Amaraweera Wickremasinghe, all of Kumbalwella, Galle Respondents.

THIS matter coming on for disposal before M. A. Samarakoon, Esq., District Judge, of Galle, on August 17, 1942, in the presence

of Mr. D. V. A. Gunasekera, Proctor, on the part of the petitioner, Emađuwa Buhutisiri Amaraweera Kariawasam; and the affidavit of the said petitioner dated August 13, 1942, having been read:

It is ordered that the said last will and testament are hereby declared proved and that the petitioner is hereby declared entitled to have the probate issued to him, unless the respondents above named or any other person or persons interested shall, on or before September 25, 1942, show sufficient cause to the contrary.

It is further ordered that the 5th respondent be and she is hereby appointed guardian *ad litem* over the 2nd, 3rd and 4th named minor respondents, unless the respondents shall, on or before September 25, 1942, show sufficient cause to the satisfaction of this court to the contrary.

August 17, 1942.

M. A. SAMARAKOON,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Chellappah
Jurisdiction. Mailvaganam of Vannarponnai East in Jaffna,
No. 22. deceased.

Somasundram Sabapathipillai of Vannarponnai East in
Jaffna Petitioner

(1) Maneswarai Mailvaganam of ditto, (2) Mailvaganam Mahendiran, (3) Mailvaganam Mahalingam, (4) Mailvaganam Mahadevan; (5) Mailvaganam Mankayakkarasi, (6) Mailvaganam Maharanan, (7) Mailvaganam Manoharan, minors; and (8) Ulaganayagavally, widow of Mailvaganam, all of ditto Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Jaffna, on August 17, 1942, in the presence of Mr. V. Navaratnam, Proctor, on the part of the petitioner and the affidavit and petition of the petitioner having been read: It is ordered that the above-named 8th respondent be appointed guardian *ad litem* over the minors, 5th to 7th respondents, and that letters of administration to the estate of the above-named deceased be issued to the petitioner, unless the respondents or any other persons shall appear before this court on September 14, 1942, and show sufficient cause to the satisfaction of this court to the contrary. It is further ordered that the 8th respondent should appear before this court on the said date with the minors, the 5th to 7th respondents.

August 17, 1942.

G. C. THAMBYAH,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Nallammah,
Jurisdiction. wife of K. Muttiah of Vannarponnai East. de-
No. 1,118. ceased.

Kandiah Muttiah of Vannarponnai East Petitioner.

(1) Masilamanni, (2) Mangaleswarammal, minors, (3) Seethevillai, widow of Kandiah, all of Vannarponnai East. Respondents.

THIS matter of the petition of the above-named petitioner coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on February 27, 1942, in the presence of Mr. R. Sinnadurai, Proctor, on the part of the petitioner and the affidavit and petition of the above-named petitioner having been read:

It is ordered that the above-named 3rd respondent be appointed guardian *ad litem* over the above-named 1st and 2nd named minor respondents for the purpose of protecting their interests and of representing them in this testamentary proceeding and that letters of administration to the estate of the above-named deceased be granted to the petitioner unless the respondents or any other person shall, on or before July 3, 1942, at 9 o'clock in the forenoon, appear before this court and show sufficient cause to the satisfaction of this court to the contrary.

June 16, 1942.

G. C. THAMBYAH,
District Judge.

Time to show cause is extended till September 14, 1942.

G. C. THAMBYAH,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Thillammah,
Jurisdiction. wife of Appakuddy Sangarappillai of Inuvil,
No. 1,144. deceased.

Arumugam Veathar of Inuvil Petitioner.

(1) Sangarappillai Selvavinayagam, (2) Sinnappu Eliathamby, (3) Appakuddy Sangarappillai, all of Inuvil ... Respondents.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on May 28, 1942, in the presence of Mr. T. Kumaraswamy, Proctor, on the part of the petitioner; and on reading the affidavit and petition of the petitioner:

It is ordered that the above-named 2nd respondent be appointed guardian *ad litem* over the above-named 1st respondent for the purpose of representing him in this case and that the petitioner be declared entitled to letters of administration to the estate of the

above-named deceased and that the same be issued to him accordingly, unless the above-named respondents or any other person shall, on or before July 3, 1942, appear before this court and show sufficient cause to the satisfaction of this court to the contrary.

June 2, 1942.

Order Nisi extended to August 20, 1942.

Order Nisi extended to September 28, 1942.

G. C. THAMBYAH,
District Judge.

G. C. THAMBYAH,
District Judge.

G. C. THAMBYAH,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Sivakamip-
No 1,152. ² ~~will~~, wife of Vairamuttu Kandiah of Chankanai
west, Jaffna, who died at Matale, deceased.

Vairamuttu Kandiah of Chankanai west, Jaffna Petitioner.

(1) Kanaganakka, daughter of Vairamuttu Kandiah of ditto.
(2) Palaniappan Sathasivan of ditto Respondents.

THIS matter of the petition of the above-named petitioner coming on for disposal before G. C. Thambyah, Esq., District Judge, Jaffna, on June 18, 1942, in the presence of Mr. V. Nagalingam, Proctor, for petitioner, and the affidavit and petition of the said petitioner having been read. It is ordered that the above-named 2nd respondent be appointed guardian *ad litem* over the minor, the 1st respondent, and that letters of administration to the estate of the said deceased be granted to the petitioner, unless the said respondents shall appear before this court on August 3, 1942, and show cause to the satisfaction of this court to the contrary.

July 4, 1942.

Extended to September 25, 1942.

G. C. THAMBYAH,
District Judge

In the District Court of Kurunegala.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Galbokke
No. 4,450. Hewage Jamis Silva of Mawatayaya in Hetahayo
korale, deceased.

Pelaketiyage Kanchaniamy of Mawatayaya Petitioner.

(1) Galbokke Hewage Esida Nona, (2) ditto Baby Nona, (3) ditto Edmund Silva, (4) ditto Priyadasa, (5) ditto Premadasa, (6) ditto Kamalawathie, (7) ditto Dayawathie, (8) ditto Indrapala, (9) ditto Siriyaath, (10) Panchi Hewage Nandisena, (11) ditto Somapala, (12) ditto Karunawathie, (13) Galbokke Hewage Aron Silva, (14) Liyanage Panchi Nona, all of Mahagodawatta, Dorape in Talpepattuwa in Gallo District Respondents.

THIS matter coming on for disposal before H. A. de Silva, Esq., District Judge of Kurunegala, on August 14, 1942, in the presence of Mr. H. Bede Perera, Proctor, for the petitioner above named, and the affidavit of the said petitioner dated July 8, 1942, having been read.

It is ordered that the 1st, 13th and 14th respondents be and they are hereby appointed guardian *ad litem* over the 10th, 11th, 12th, 3rd, 4th, 5th, 6th, 7th, 8th, 9th minor respondents respectively for the purpose of proceedings, unless the respondents shall, on or before September 30, 1942, show sufficient cause to the satisfaction of this court to the contrary.

It is ordered that the said petitioner be and she is hereby declared entitled as the mother of the above-named deceased, to have letters of administration to his estate issued to her, unless the respondents or any other person or persons interested shall, on or before September 30, 1942, show sufficient cause to the satisfaction of this court to the contrary.

August 14, 1942.

H. A. DE SILVA,
District Judge.