



THE CEYLON GOVERNMENT GAZETTE

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PART II.—LEGAL.

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

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NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 5,653/ Im the matter of the insolvency of Pellawatte
Insolvency. Aratchigo Don John Alaxender Weerasinghe of
Eldeniya in Kadawatte, insolvent.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the 2nd sitting of this court on October 16, 1942, for the examination of the insolvent above named.

By order of court, C. EMMANUEL,
Colombo, October 6, 1942. Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

Kana Theena Sayna Sellappa Chettiar of 83, Silversmith
street in Colombo Plaintiff.
No. 462/M.B. Vs.

Dona Clara Perera, widow of the late Hettiaratchige Daniel
Perera of Hendala Defendant.

NOTICE is hereby given that on Friday, October 30, 1942, at 3 P.M. will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs 1,078, with interest on Rs. 700 at 18 per cent. per annum from December 1, 1941, till February 24, 1942, and thereafter on the aggregate amount of the decree at 9 per cent. per annum, till payment in full, viz. :—

All that lot marked AI being a portion of the land called Kadju-gahawatta, situated at Kuda Buthgomuwa in Ambatalen Pahala in Alutkuru korale south in the District of Colombo, Western Province; and which said lot AI is bounded on the north by the remaining portion of this land now belonging to Don Yohanis Rana-singhe and others, east by dewata road, south by the high road from Colombo to Avissawella, and on the west by lot marked B belonging to Hettiaratchige Don Charles and others; containing in extent 1 acre and 34 30/100 perches, together with all trees, plantations, and buildings thereon, now known as "Diana House".

Fiscal's Office,
Colombo, October 6, 1942.

H. C. WIJESINHA,
Deputy Fiscal.

In the District Court of Colombo.

Saboor Umma, wife of Ahamado Lebbe Marikar Samsudeen of
208, Piachaud's lane, Maradana, Colombo Plaintiff.
No. 13,332/M. Vs.

Assen Meera Lebbe Mohamed Abdul Cader of 226, Panchika-
watta road, Maradana Defendant.

NOTICE is hereby given that on Monday, November 2, 1942, at 3.30 P.M. will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 793 07, with costs, viz. —

All that allotment of land with the buildings standing thereon and the lavatory attached thereto, now bearing assessment No. 208, Piachaud's lane, Maradana, within the Municipality and District of Colombo, Western Province; bounded on the north and east by the properties of Ahamado Lebbe Marikar Avoo Lebbe Marikkar, on the south by the property of Esbu Lebbe Abdul Hamid, and on the west by Piachaud's lane; containing in extent 3 2/100 perches. (0 A. 0 R. 3 2/100 P.).

Fiscal's Office,
Colombo, October 6, 1942.

H. C. WIJESINHA,
Deputy Fiscal.

Southern Province.

In the District Court of Matara.

Ahamed Lebbe Hadjar Careem Hadjar of Galle Plaintiff.
No. 8,124. Vs.

(9A) Abdul Rahim Matticham Ariyath Umma of Godapitiya,
and others Defendants.

NOTICE is hereby given that on Tuesday, November 3, 1942, commencing at 3 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendants in the following property for the recovery of a sum of Rs. 381.43.

1. *Property of 9A to 9C defendants.*—All that the entirety of the soil and plantations and all the buildings standing thereon of the divided lot E of the land called Mahawatta, situated at Galapilagama in Gangaboda pattu of Matara District, Southern Province; and bounded on the north by Olmnewatta, east by lot D of the same land, south by high road, and west by lots I and F of the same land; and containing in extent one rood and eight decimal one nine perches.

2. *Property of 29th defendant.*—All that the undivided half share of the masonry built tiled house standing on the divided lot C of the land called Mahawatta, situated at Galapilagama aforesaid; and bounded on the north by Olmnewatta, east by path and lot B of the same land, south by high road, and west by lot D of the same land; and containing in extent twenty-one decimal four two perches.

Deputy Fiscal's Office,
Matara, October 6, 1942.

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

In the District Court of Matara.

Arnolis Ukwatte Liyanage of Paraduwa Plaintiff.
No. 13,423. Vs.

(2) Dona Carlina Ekanayaka of Kemagoda and
others Defendants.

NOTICE is hereby given that on Thursday, November 5, 1942, commencing 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 a sum of Rs. 512.08, viz. :—

All that the soil and fruit trees and the building standing thereon of the defined lot B of the land called Joolgahawatta, situated at Kemagoda in Dodampahala in Wellaboda pattu of Matara District, Southern Province; and which said lot B is bounded on the north by lot A of the same land, east by Mahawelaunnasegawatta, south by Bamunumullewitaranagawatta, and west by Dangahahena; and containing in extent 1 acre 1 rood and 3 5 perches.

Deputy Fiscal's Office,
Matara, October 6, 1942.

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

In the Court of Requests of Tangalla.

Don Andris Abeydeera Gunaratna of Mandaduwa Plaintiff.
No. 16,794. Vs.

Don Nikalas Abeywickrama of Mandaduwa Defendant.

NOTICE is hereby given that on Wednesday, November 4, 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 defendant in the

following property for the recovery of Rs. 217.08, together with further legal interest on Rs. 188.77 from July 23, 1942, till payment in full, viz. :—

At Mandaduwa.

The land called Heengama Achchigowatta, together with the buildings standing thereon, situated at Mandaduwa in West Giruwa pattu of the Hambantota District; and bounded on the north by Thalawahatta Bimbrigahakoratuwa and Hettiyarogowatta, east by wela, south by Galgedikoratuwa, and west by Galtenhena; containing in extent about 2 acres.

Deputy Fiscal's Office,
Tangalla, October 5, 1942

N. G. DE SILVA,
Additional Deputy Fiscal.

Province of Sabaragamuwa.

In the Court of Requests of Ratnapura.

Karangodage Punchi Monika of Kahangama Plaintiff.
No. 960. Vs.
C. E. Aboynako of Kahangama Defendant.

NOTICE is hereby given that on Friday, November 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 defendant in the following property, for the recovery of Rs. 77.75, with further interest on Rs. 75 at 10 per cent. per annum from January 1, 1942, till February 24, 1942, and thereafter with legal interest on the aggregate, till payment in full and poundage, viz. :—

The entirety of the land called Madolwitiyemukulana, situate at Kahangama in the Uda pattu of Kuruwiti korale in the District of Ratnapura of the Province of Sabaragamuwa; and bounded on the north by Kosgalawatta, east and south by Madolwitiyewatta, west by Dolabodahena and Weliyaddola, in extent 4 acres 1 rood and 20 perches, and the entirety of the Calcut tiled building standing thereon.

Fiscal's Office,
Ratnapura, September 30, 1942.

A. B. KARALLIADDA,
Additional Deputy Fiscal.

In the District Court of Kegalla.

(1) Rengasamy Arunasalam Pulle and two others of Hettimulla Plaintiffs.
No. 1,539. Vs.

(1) Savanna Ana Santhu Mohammodu of Makura and two others Defendants.

NOTICE is hereby given that on Saturday, October 31, 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 defendants in the following property, viz. :—

The entirety of the land called Magurudeniyehehenawatta, containing in extent 1 acre 1 rood and 34 perches, situated at Makura in Mawata pattu in Paranakuru korale in the District of Kegalla of the Province of Sabaragamuwa; bounded on the north by ditch and rubber estate, east by Delgahamulahena and Hondeniyehehenawatta, south by road leading to Kannariyawatta and high road, and west by road and lot B, defined and depicted in plan No. 15743, made by Mr. E. F. Ebert, Surveyor, together with the buildings standing thereon.

For the recovery of a sum of Rs. 1,924.75.

Deputy Fiscal's Office,
Kegalla, September 30, 1942.

M. D. J. DISSANAYAKE,
Additional Deputy Fiscal.

In the Court of Requests of Kandy.

Cuda Banda Nugawela Basnayaka Nilame of Maha Dewale, Kandy Plaintiff
No. 29,702. Vs.

(1) Hittaracharinakathige Punchi Kira and others of Algama Defendants.

NOTICE is hereby given that on Friday, October 30, 1942, commencing at 11 o'clock in the forenoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendants in the following property, viz. :—

1. The entirety of the field called Gandarawelecumbura of 1 amunam paddy sowing in extent marked No. 29 and situated at Algama Medagama in Keeraweli pattu west of Beligal korale in the District of Kegalla of the Province of Sabaragamuwa; bounded on the east and south by waturabasme-ela, north by waturabasme-ela, and west by cumbukwetiya in Weerakkodi Achchillagecumbura.

2. The entirety of the field called Agitiyaddecumbura of 1 pela paddy sowing extent, situated at Algama Medagama aforesaid; and bounded on the east and north by Kukunagahawala-ela, south by welenura of Rajapakksamudiyanselagewatta, and west by myara of Weerakkodi Achchillage Dombayawala Pallecumbura.

For the recovery of a sum of Rs. 56.20, with legal interest on Rs. 45.70 from July 11, 1941, till payment in full.

Deputy Fiscal's Office,
Kegalla, October 5, 1942.

M. D. J. DISSANAYAKE,
Additional Deputy Fiscal.

In the Court of Requests of Kandy.

Cuda Banda Nugawela Basnayaka Nilame of Kandy Plaintiff.
No. 29,705. Vs.

(1) Wijelathpedige Tethuwa and others of Algama Defendants.

NOTICE is hereby given that on Friday, October 30, 1942, commencing at 2 o'clock in the afternoon, will be sold by public auction

at the respective premises the right, title, and interest of the said defendants in the following property, viz. :—

The entirety of the field called Karawweecumbura of 3 pelas paddy sowing extent, situated at Madurupitiya in Keeraweli pattu west of Beligal korale in the District of Kegalla of the Province of Sabaragamuwa; and bounded on the north and east by Karawwehenewehura, south by myyara of the field belonging to Batadole, and west by Waturabasme-ela.

2. The entirety of the field called Karandagahacumbura of 1 pela and 6 lahas paddy sowing extent, situated at Algama Medagama in Keeraweli pattu west aforesaid; and bounded on the east by welenura of Mulachargewatta, north and west by welenura of Kasturachchillagegawatta, and south by myyara of the field belonging to Sithramchamnekathya.

For the recovery of a sum of Rs. 83.10, with legal interest on Rs. 74.10 from July 15, 1941, till payment in full.

Deputy Fiscal's Office,
Kegalla, October 5, 1942.

M. D. J. DISSANAYAKE,
Additional Deputy Fiscal.

NOTICES OF TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

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

Mary Grace Perumal of 60, Santiago road, Kotahena, Colombo Deceased Administratrix.

S. Sthamparampillai of 38, New Chetty street, Korahena, Colombo Petitioner.

(1) Anne Rosamalar Perumal of 38, New Chetty street, Colombo, (2) V. J. de Mel of 127/5, Green street, Colombo Respondents.

THIS matter coming on for disposal before V. L. St. Clair Swan, Esq., Additional District Judge of Colombo, on September 10, 1942, in the presence of Mr. V. Navaratnam, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner dated September 3, 1942, having been read:

It is ordered that the petitioner above named be and he is hereby declared entitled, as the father-in-law of the above-named deceased and father of Mary Grace Perumal, the above-named deceased administratrix, to have letters of administration *de bonis non* to the above estate issued to him accordingly, unless the respondents above named or some other person or persons interested shall, on or about October 29, 1942, show sufficient cause to the satisfaction of this Court to the contrary.

It is further ordered that the 2nd respondent above named be and he is hereby appointed guardian *ad litem* of the minor, the 1st respondent, to represent her for all the purposes of this action.

September 15, 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; Meera Lebbe Marikar Abdul Azeez, deceased, of No. 10,050. Hulftsdorp street in Colombo.

Abdul Hameed Boebbe Siddika of 92, Hulftsdorp street in Colombo Petitioner.

And

(1) Abdul Azeez Sithi Rabiya and (2) Abdul Azeez Mohamed Saleh, both of 92, Hulftsdorp street in Colombo (minors appearing by their guardian *ad litem*, the 3rd respondent), (3) M. L. M. M. Idroos of No. 79, Silver smith street in Colombo Respondents.

THIS matter coming on for disposal before James Joseph, Esq., Additional District Judge, Colombo, on May 27, 1942, in the presence of Mr. N. M. Zahed, Proctor, on the part of the petitioner; and the affidavit of the above-mentioned petitioner dated March 5, 1942, having been read:

It is ordered that the said M. L. M. M. Idroos, the 3rd respondent, be appointed guardian *ad litem* over the minors, the 1st and 2nd respondents, for all the purposes of this action, and 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 his estate issued to her accordingly, unless the respondents or any other person or persons interested shall, on or before July 30, 1942, show sufficient cause to the satisfaction of this court to the contrary.

July 20, 1942.

JAMES JOSEPH,
Additional District Judge.

The date for showing cause against the *Order Nisi* is hereby extended to September 3, 1942.

August 26, 1942.

S. C. SWAN,
Additional District Judge.

The date for showing cause against the *Order Nisi* is hereby extended to October 15, 1942.

October 6, 1942.

JAMES JOSEPH,
Additional District Judge.

In the District Court of Colombo.

Order Absolute in the First Instance.

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. the late Moragodage George Bartholomew de No. 10,111 T. Pinto of Hampden place in Wellawatta.

THIS matter coming on for final determination before James Joseph, Esq., Additional District Judge of Colombo, on July 29, 1942, in the presence of Mr. D. W. Walpola, Proctor, on the part

of the petitioner, Narandeniya Liyanage Roseline Charlotte de Pinto of Hampden place aforesaid; and the affidavits of the said petitioner and of the attesting notary, both dated July 27, 1942, having been read.

It is ordered that the last will made by the deceased above named bearing No. 462 dated July 24, 1939, and now deposited in this court be declared proved and probate hereof be issued to the petitioner aforesaid, as the executrix mentioned in the said will, on the publication of this order in the *Government Gazette* and twice in the Ceylon Observer and on her taking the usual oath and tendering the security bond.

Colombo, August 18, 1942.

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

In the District Court of Colombo.

Order Nisi.

No. 10,179. In the Matter of the Intestate Estate of Wattoru-
Testamentary tantrige Simon Peter Fernando Jayatilleke of
Jurisdiction. Moravimna in Panadure, deceased.

Wattorutantrige Alfred Fernando Jayatilleke of 141c,
Galle road, Mt. Lavinia Petitioner.

Wattorutantrige Charles Fernando Jayatilleke of 141c,
Galle road, Mt. Lavinia Respondent.

THIS matter coming on for disposal before James Joseph, Esq., Additional District Judge of Colombo, on October 1, 1942, in the presence of Mr. J. P. Salgadoe, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner dated July 10, 1942, having been read.

It is ordered that the petitioner above named and he is hereby declared entitled, as the brother and an heir of the deceased above named, to have letters of administration to the above estate issued to him accordingly, unless the respondent above named or any other person or persons interested shall, on or before October 15, 1942, show sufficient cause to the satisfaction of this court to the contrary.

October 6, 1942.

JAMES JOSEPH,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

No. 10,180. In the Matter of the Intestate Estate of Deegallage
Testamentary Renis Fernando of 40, Galle road, Mt. Lavinia,
Jurisdiction. deceased.

Hewadewage Clara Fernando of Mount Lavinia Petitioner.
And

(1) Deegallage Dayasinghe Fernando of Mt. Lavinia, (2)
D. L. F. Pedris of Alfred place, Colpetty, Colombo . . Respondents.

THIS matter coming on for disposal before James Joseph, Esq., Additional District Judge of Colombo, on October 3, 1942, in the presence of Mr. J. P. Salgadoe, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner dated June 18, 1942, 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 or any other person or persons interested shall, on or before October-15, 1942, show sufficient cause to the satisfaction of this court to the contrary.

October 6, 1942.

JAMES JOSEPH,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction. Don Paulus Jayakody of Mahara-Nugegoda in
No. 10,181. the Adicari pattu of Siyane korale, deceased.

Between

Hewa Bamberendige Don Ratnasara of Somagiri, Bloemendhal
road in Colombo Petitioner.

And

(1) Hewa Bamberendige Dona Georgiana Jayakody Hamine
and (2) Kuruwita Aratchige Dona Jane Gooneratne, both
of Mahara-Nugegoda aforesaid Respondents.

THIS matter coming on for disposal before V. L. St. Clair Swan, Esq., Additional District Judge of Colombo, on September 11, 1942, in the presence of Mr. Christopher de Saram, Proctor, on the part of the petitioner; and the affidavits of the petitioner, the attesting notary of the said last will, and the attesting witness all bearing the same date, September 10, 1942, having been read:

It is ordered that the will of the said Don Paulus Jayakody of Mahara-Nugegoda, deceased, dated July 13, 1942, the original of which is produced and is now deposited in this court be and the same is hereby declared proved, unless the respondents above named or any other person or persons interested shall, on or before October 22, 1942, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the petitioner above named is the executor named in the said will, and that he is entitled to have probate of the same issued to him accordingly, unless the respondents or any other person or persons shall, on or before October 22, 1942, show sufficient cause to the satisfaction of this court to the contrary.

September 26, 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 Balapu-
Jurisdiction. waduge Denzil Iven Mendis of Indibedda in
No. 10,186. Moratuwa, deceased.

Francisohettige Elsie Evelyn Silva of Indibedda in Mora-
tuwa Petitioner.

And

(1) Balapuwaduge Dornis Evelyn Mendis, (2) ditto Shelton Ivor Mendis, (3) ditto Tucey Lionel Mendis, (4) ditto Vimal Vincent Mendis, all of Indibedda in Moratuwa, (5) Balapuwaduge William Daniel Mendis of Indibedda in Moratuwa . Respondents.

THIS matter coming on for disposal before V. L. St. Clair Swan, Esq., Additional District Judge of Colombo, on September 25, 1942, in the presence of Messrs Perera & Fernando, Proctors, on the part of the petitioner above named, and the affidavit of the petitioner dated September 12, 1942, having been read:

It is ordered that the 5th respondent above named be and he is hereby appointed guardian *ad litem* of the minors, the 1st, 2nd, 3rd and 4th 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 mother 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 October 15, 1942, show sufficient cause to the satisfaction of this court to the contrary.

October 5, 1942.

JAMES JOSEPH,
Additional District Judge.

In the District Court of Avissawella.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction. Habarakada Aratchillage Don Arnolis Kalatu-
No. 312. wawa, deceased.

Between

H. A. G. Kalatuwawa of Marambe Petitioner.

And

(1) Galagedarage Carlina Kalatuwawa of Marambe, (2) H. D. S. Kalatuwawa of Dehigahapitiya, (3) H. D. D. Kalatuwawa, (4) H. D. P. Kalatuwawa, (5) H. D. Josim Kalatuwawa of Banagala, (6) H. D. Mallika Kalatuwawa, (7) H. P. Jayasekera Kalatuwawa of Marambe, (8) H. D. Mislum Kalatuwawa, (9) H. D. Seelawathie Kalatuwawa of Wadduwa, (10) Somasiri Amupitiya, (11) Jayawardena Amupitiya Respondents.

THIS matter coming on for disposal before K. D. de Silva, Esq., District Judge, Avissawella, on August 10, 1942, in the presence of Mr. J. de Jacolyn Seneviratne, Proctor, on the part of the petitioner; and the affidavit of the above-named petitioner dated August 10, 1942, having been read:

1. It is ordered that the above-named petitioner be and he is hereby declared entitled, as son of the above-named 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 3, 1942, show sufficient cause to the satisfaction of this court to the contrary.

2. It is further ordered that the said Jayawardena Amupitiya, the 11th respondent, be appointed guardian *ad litem* over the 10th minor respondent for all purposes of this action.

August 20, 1942.

K. D. DE SILVA,
District Judge.

This *Order Nisi* is extended to September 24, 1942.

September 3, 1942.

K. D. DE SILVA,
District Judge.

This *Order Nisi* is extended to October 15, 1942.

September 24, 1942.

K. D. DE SILVA,
District Judge.

In the District Court of Avissawella.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction. Delkandure Danapala Mudriyanselage Jayasinghe
No. 314. Bandara of Minnana.

Harankaha Vidanelage Dingirimenke of Mennana Petitioner.

Vs.

(1) Delkandure Danapala Mudriyanselage Chandrasekera, (2) ditto Ratnawathie Menike, (3) ditto Wimalawathie Menike, (4) ditto Pathmawathie Menike, (5) ditto Abayasekera, minor, by his guardian *ad litem*, the 1st respondent Respondents.

THIS matter coming on for disposal before K. D. de Silva, Esq., District Judge of Avissawella, on September 4, 1942, in the presence of Mr. L. de Jacolyn, Proctor, on the part of the petitioner; and the affidavit of the above-named petitioner dated August 27, 1942, having been read:

It is ordered 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 issued to her, unless the respondents or any other person interested in the said estate shall, on or before September 29, 1942, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that Delkandure Danapala Mudiyansele Chandrasekera, the 1st respondent, be appointed guardian *ad litem* over the minor, the 5th respondent, unless the respondents or any other interested in the estate shall, on or before September 29, 1942, show sufficient cause to the satisfaction of this court to the contrary.

September 4, 1942.

K. D. DE SILVA,
District Judge.

Extended for October 20, 1942.

September 29, 1942.

K. D. DE SILVA,
District Judge.

In the District Court of Kalutara.

Order Nisi.

Testamentary In the Matter of the Estate of the late Kalamullage Jurisdiction. Podilma Fernando, deceased, of Kalutara North. No. 3,051.

Alutgamage Cornelis Fernando of Kalutara North Petitioner.
Vs.

(1) Sarah Joselin Fernando, (2) Dora Eulin Fernando, (3) Maria Leonora Fernando, (4) Annie Catherine Fernando, all of Kalutara North Respondents.

THIS matter coming on for disposal before V. Joseph, Esq., District Judge, Kalutara, on September 9, 1942, in the presence of Messrs. Obeyesekere & de Silva, Proctors, on the part of the petitioner; and the affidavit of the above-named petitioner dated August 25, 1942, having been read:

It is ordered that the said petitioner be and he is hereby declared entitled, as husband of the deceased, to have letters of administration issued to him, unless the respondents or any other person or persons interested in the estate shall, on or before October 14, 1942, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Sarah Joselin Fernando, 1st respondent, be appointed guardian *ad litem* over the 3rd and 4th respondents who are minors, unless the respondents or others interested in the estate shall, on or before October 14, 1942, show sufficient cause to the satisfaction of this court to the contrary.

September 9, 1942.

V. JOSEPH,
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jayasundera Jurisdiction. Ekanayake Panditha Brahakmana Samaratinga Mudiyansele Ukku Banda, *ex* Registrar, deceased, of Maswela. No. T 289.

THIS matter coming on for disposal before Chellappah Nagalingam, Esq., District Judge, Kandy, on July 2, 1942, in the presence of Mr. L. B. Ratnayake, Proctor, on the part of the petitioner, Jayasundera Ekanayake Panditha Brahakmana Samaratinga Mudiyansele Dissanayake Banda; and the affidavit of the said petitioner dated April 20, 1942, having been read: It is ordered that the petitioner be and he is hereby declared entitled, as the son of the above-named deceased, to have letters of administration to the estate of the deceased issued to him, unless the respondents—

(1) W. D. N. Y. Mudiyansele Buddi Menika Kumarihamy, (2) J. E. R. B. S. M. Kanakarathne Kumarihamy *alias* Mrs. A. Dissanayake, (3) D. D. ditto Premaratne Banda, (4) D. D. ditto Sumana Kumarihamy, all of Maswela—or any other person or persons interested shall, on or before August 17, 1942, show sufficient cause to the satisfaction of this court to the contrary.

July 2, 1942.

C. NAGALINGAM,
District Judge.

Date for showing cause extended for October 15, 1942.

September 15, 1942.

C. NAGALINGAM,
District Judge.

In the District Court of Kandy.

Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Last Will and Testament Jurisdiction. of Patricia Joyce Maybelle Van Rooyen of Woodside estate, Urugala, deceased. No. T-305.

THIS matter coming on for disposal before T. F. C. Roberts, Esq., Additional District Judge, Kandy, on September 11, 1942, in the presence of Messrs. Liesching & Lee, Proctors, on the part of the petitioner, Nigel Kennedy Jardine; and the affidavits (1) of the said petitioner dated September 5, 1942, and (2) of the attesting witnesses dated September 9, 1942, having been read:

It is ordered that the last will of the above-named deceased dated July 2, 1942, and now deposited in this court be and the same is hereby declared proved, unless the respondents—(1) Mabel Van Rooyen of Bandarawela, (2) Dr. Charles Albert Van Rooyen of Trincomalee, (3) Maurice Arthur Van Rooyen of Colombo, (4) Ursula Charlotte Van Rooyen, (5) Rosemary Constance Cecile Van Rooyen, and (6) Eric Marcus Van Rooyen, all of Wye, Bandarawela—or any other person or persons interested shall, on or before October 15, 1942, show sufficient cause to the satisfaction of this court to the contrary.

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

September 11, 1942.

T. F. C. ROBERTS,
District Judge.

In the District Court of Galle (sitting at Balapitiya).

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Dewa Jurisdiction. Nawatharis de Silva of Kalupe in No. B 48. Totagamuwa, deceased.

Between

Dewa Rajalies de Silva of Kalupe in Totagamuwa Petitioner.
And

(1) Naiduwahandi Koselhamy, (2) Dewa Saralis de Silva, (3) ditto Rubel Nona de Silva, (4) ditto Simon de Silva, (5) ditto Magilin Nona de Silva, all of Kalupe in Totagamuwa Respondents.

THIS matter coming on for disposal before A. S. Wangasuriyar, Esq., Additional District Judge of Galle (sitting at Balapitiya), on August 19, 1942, in the presence of Mr. Clarence L. de Silva, Proctor, on the part of the petitioner; and the petition and affidavit of the said petitioner dated August 19 and 14, 1942, respectively, having been read:

It is ordered that the said petitioner be and he is hereby declared entitled, as eldest son of the said deceased, to have letters of administration to his estate issued to him accordingly, unless the respondents above named or any 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 19, 1942.

A. JAYARATNE,
Acting Additional District Judge.

The above *Order Nisi* is extended for October 15, 1942.

A. JAYARATNE,
Acting Additional District Judge.

In the District Court of Matara.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. Charlotte Evelyn Meurling, late of Fort, Matara. No. 4,151

Gerald Percival Keuneman, Proctor, Matara Petitioner.
Vs.

(1) W. Denzil Meurling, Buller's Road Camp, Colombo, (2) Mrs. Elna Hertha Claasz of Hambantota, (3) Mrs. Sigrid Berda Koch of Bramar, Lawrence road, Wellawatta, (4) Mrs. Marguritta Lucilla Bartholomeusz of Survey Camp, Diyatalawa, (5) Mrs. Enda Mavis Toussaint, C/o Mr. D. L. Wijewardene, Osmers, Mirigama Respondents.

THIS action coming on for disposal before V. E. Rajakarier, Esq., District Judge of Matara, on September 14, 1942; in the presence of Mr. G. P. Keuneman, the petitioner above named; and the affidavits of (a) the petitioner dated July 1, 1942, (b) the attesting Notary and the witnesses dated July 24, 1942, having been read: It is ordered that the last will of Charlotte Evelyn Meurling, deceased, of which the original has been produced and is now deposited in this court be and the same is hereby declared proved, and the petitioner be and he is hereby declared entitled to have letters of Administration, with the copy of the last will annexed, to the above-named estate issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before October 19, 1942, show sufficient cause to the satisfaction of this court to the contrary.

September 14, 1942.

V. E. RAJAKARIER,
District Judge.

In the District Court of Jaffna.

Testamentary In the Matter of the Estate of the late Ratnesa Jurisdiction. Aiyer Sinnathamby Aiyer of Kondavil, deceased. No. 24.

Sinnathamby Aiyer Panchadchara Aiyer of Kondavil Petitioner.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge, Jaffna, on August 24, 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 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 sufficient cause is shown to the contrary on or before October 23, 1942.

September 4, 1942.

G. C. THAMBYAH,
District Judge.

In the District Court of Jaffna.

Testamentary In the Matter of the Estate of the late Ratnesa Jurisdiction. Aiyer Paramasamy Aiyer of Kondavil, deceased. No. 26.

Paramasamy Aiyer Somasundarakurukkal of Kondavil Petitioner.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge, Jaffna, on August 25, 1942, in the presence of Mr. T. Kumaraswamy, Proctor, on the part of the petitioner; and on reading the affidavit and petition of the above-named petitioner:

It is ordered that the above-named 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 sufficient cause is shown to the contrary on or before October 23, 1942.

September 4, 1942.

G. C. THAMBYAH,
District Judge.

In the District Court of Jaffna.

Testamentary Jurisdiction No. 27.
Sivakadadcha Aiyer Sanmugaratna Aiyer of Kondavil Petitioner.
Vs.

Sivakadadcha Aiyer Sivasamy Aiyer of Kondavil Respondent.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge, Jaffna, on August 25, 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 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 respondent or any other person shall, on or before October 23, 1942, appear before this court and show sufficient cause to the satisfaction of this court to the contrary.

September 4, 1942.

G. C. THAMBYAH,
District Judge.

In the District Court of Jaffna

Testamentary Jurisdiction No. 28.
Sivakadadcha Aiyer Sanmugaratna Aiyer of Kondavil Petitioner.

Vs.

Sivakadadcha Aiyer Sivasamy Aiyer of Kondavil Respondent.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge, Jaffna, on August 25, 1942, in the presence of Mr. T. Kumaraswamy, Proctor, on the part of the petitioner, and on reading the affidavit and petition of the above-named petitioner.

It is ordered that the above-named 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 respondent, or any other person shall, on or before October 23, 1942, appear before this court and show sufficient cause to the satisfaction of this court to the contrary.

September 4, 1942.

G. C. THAMBYAH,
District Judge.

In the District Court of Jaffna, held at Point Pedro.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of the late Kailayer Karthigesar Chelliah of Kara-veddy North, deceased.

Thangammah, widow of Karthigesar Chelliah of Karaveddy North Petitioner.

Vs.

(1) Kailayer Karthigesar Chinniah, (2) Sanmugam Seeniar and (3) wife, Lachumpillai, (4) Ponnachchy, widow of Chinniahthamby Arumugam, all of Karanavai North. Respondents.

THIS matter coming on for disposal before L. W. de Silva, Esq., Additional District Judge, Jaffna, on July 11, 1942, in the presence of Mr. M. Esurapadham, Proctor, on the part of the petitioner; and on reading the last will and affidavits of the petitioner, the notary who attested that will and of the witnesses to that will.

It is ordered that the said will be declared proved, that the petitioner be declared entitled to take out probate of the said will as executor appointed thereunder, and that probate thereof be issued to the petitioner accordingly, unless the respondents or any other person interested therein shall appear before this court, on or before July 31, 1942, and show sufficient cause to the satisfaction of this court to the contrary.

July 15, 1942.

L. W. DE SILVA,
Additional District Judge

Extended and reissued for October 15, 1942.

October 6, 1942.

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

In the District Court of Batticaloa.

Testamentary Jurisdiction No. 514.
Kawapathy Nagamuttu of Santhively Petitioner.

Vs.

(1) Kandappen Annappillai, (2) Kandappen Pasupathy, (3) Kandappen Sivalingham alias Ramanathan, (4) Kandappen Manikkam, (5) Kandappen Marumuttu, (6) Kandappen Arunakirinathan, (7) Kandappen Sivasubramaniam, all of Santhively Respondents.

THIS matter coming on for disposal before V. H. Wijeyaratne, Esq., District Judge of Batticaloa, on September 11, 1942, in the presence of Mr. K. W. Devanayagam, Proctor, on the part of the petitioner; and the affidavit and amended petition of the petitioner above named dated September 10, 1942, having been read:

It is ordered that the 1st respondent be and she is hereby appointed guardian *ad litem* of the minors, the 2nd, 3rd, 4th, 5th, 6th and 7th respondents above named, unless the respondents above named or any other person or persons interested shall, on or before October 15, 1942, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the petitioner be and she is hereby declared entitled, as widow of the deceased, to have letters of administration to the deceased's estate issued to her, unless the respondents above named or any other person or persons interested shall, on or before October 15, 1942, show sufficient cause to the satisfaction of this court to the contrary.

September 11, 1942.

V. H. WIJEYARATNE,
District Judge.

In the District Court of Kurunegala.

Testamentary Jurisdiction. No. 4,451.
Clotilda Wright alias Mrs. E. B. Wright, deceased, of 43rd lane, Wellawatta.

THIS matter coming on for disposal before R. Ramachandran, Esq., Additional District Judge, Kurunegala, on August 18, 1942, in the presence of Mr. F. B. Marcus, Proctor, Kurunegala, on the part of the petitioners, Messrs. Frank Markus of Kurunegala and C. H. Beven of Newfoundland estate, Dandagamuwa; and the affidavits of—(1) the petitioners dated August 18, 1942; (2) the affidavit of Mr. K. Kandiah, Notary Public, dated June 22, 1942, who attested the said last will, (3) the affidavit of Mr. A. H. Abeyratne, Notary Public, of Colombo, dated July 9, 1942, who attested the codicil; (4) the witness to the last will dated June 18, 1942, having been read. It is ordered that the last will and codicil of Teresa Clotilda Wright alias Mrs. E. B. Wright of Wellawatta, deceased, dated September 23, 1939, and September 19, 1940, respectively, be and the same are hereby declared proved, unless the respondents—(1) Mr. T. C. de la Harpe of Dehiwala; (2) Miss Claire de la Harpe of Dehiwala; (3) Miss Claribel de la Harpe of Dehiwala; (4) Mr. E. J. Wright of Galle; (5) Mrs. Muriel Kelaart of Wellawatta; (6) Mrs. F. Markus of Kurunegala; (7) Mrs. Teresa Bartholomusz of Maharagama; (8) Mrs. Meta Harrison of Wellawatta; (9) Mrs. C. H. Beven of Dandagamuwa; (10) Mr. E. B. Wright of Wellawatta, or any person or persons interested shall, on or before October 20, 1942, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Frank Markus of Kurunegala and C. H. Beven of Newfoundland estate, Dandagamuwa, are the executors named in the said last will and that they are entitled to have probate to the same issued to them accordingly, unless the respondents or any person or persons interested shall, on or before October 20, 1942, show sufficient cause to the satisfaction of this court to the contrary.

August 18, 1942.

H. A. DE SILVA,
District Judge.

In the District Court of Kurunegala.

Order Nisi.

Testamentary Jurisdiction. No. 4,455.
In the Matter of the Estate of the Late Walimunige William Fernando of Meddegama, deceased.

Loku Jayaratnaga Mary Nona of Meddegama Petitioner.

Vs.

(1) Walimunige Chandrawathie Jayaratne, (2) ditto Nandasiri Jayaratne, (3) ditto Dunutleka Jayaratne, (4) ditto Gunatilleka Jayaratne, (5) Enfant on ventre sa mere, all of Meddegama, (6) Walimunige John Fernando of Yagodamulla Respondents.

THIS matter coming on for disposal before H. A. de Silva, Esq., District Judge of Kurunegala, on September 22, 1942, in the presence of Mr. A. B. Colin de Soysa, Proctor, for the petitioner above named and the affidavit of the said petitioner dated September 21, 1942, having been read.

It is ordered that the 6th respondent be and he is hereby appointed guardian *ad litem* over the 1st to 4th and 5th (when it is born) minor respondents, for the purpose of these proceedings unless the respondents shall, on or before November 9, 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 widow 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 November 9, 1942, show sufficient cause to the satisfaction of this court to the contrary.

September 22, 1942.

H. A. DE SILVA,
District Judge.

In the District Court of Badulla.

Order Nisi.

Testamentary. In the Matter of the Last Will and Testament of Samuel Oswald Felsing of Bandarawela, deceased.

Margaret Clara Felsing of Bandarawela Petitioner.

And

(1) Elamo Clare Felsing of Bandarawela, *Aet* 16 years, a minor, by her guardian *ad litem* (2) Stanley Thomas Wambeek of Badulla Respondents.

THIS matter coming on for disposal before Herbert Spencer Roberts, Esq., District Judge of Badulla, on September 4, 1942, in the presence of Messrs. H. J. & W. L. Pinto, Proctors, on the part of the petitioner above named, and her petition dated September 3, 1942, and affidavit dated June 20, 1942, and the affidavit of the attesting witnesses to the last will dated June 17 and 29, 1942, having been read: It is ordered (a) that the 2nd respondent above named be and he is hereby appointed guardian *ad litem* of the 1st respondent minor above named to represent her for all the purposes of this action and (b) that the last will of the above-named Samuel Oswald Felsing, deceased, of which the original has been produced and is now deposited in this court, be and the same is hereby declared proved:

And it is further declared that the petitioner is the executrix named in the said last will and that she is entitled to have probate thereof issued to her accordingly, unless the respondents above named or any persons lawfully interested therein shall, on or before October 27, 1942, show sufficient cause to the satisfaction of this court to the contrary.

September 4, 1942.

H. S. ROBERTS,
District Judge.

In the District Court of Ratnapura

Order Nisi.

Testy. In the Matter of the Estate of the late Kirillage
No. 1,121. Hetuhamy of Teppanawa, deceased.

Between

Yattowitige Menikhamy of Teppanawa Petitioner.

And

(1) Kirillage Hamina, (2) Kirillage Babahamy, (3) Yattowitige Yasawathie, (4) Yattowitige Kusumawathie, (5) Yattowitige Pemawathie, (6) Yattowitige Ariyawathie, the 4th, 5th and 6th respondents, minors, by their guardian *ad litem* (7) Yattowitige Ranhamy, all of Teppanawa Respondents.

THIS matter coming on for disposal before S. S. J. Goonesekere, Esq., District Judge, Ratnapura, on August 27, 1942, in the presence of Mr. P. Marapana, Proctor, for petitioner, after reading

the affidavit of Yattowitige Menikhamy of Teppanawa, dated August 20, 1942, it is ordered that the said petitioner above named is the widow of the deceased above named and that she is entitled to have letters of administration to the estate of the said deceased issued to her accordingly, unless sufficient cause be shown to the contrary on September 22, 1942.

It is further ordered that Yattowitige Ranhamy of Teppanawa, the 7th respondent above named, being the father of the 4th, 5th and 6th respondents above named, be and he is hereby appointed guardian *ad litem* over his minor children Yattowitige Kusumawathie, Yattowitige Pemawathie and Yattowitige Ariyawathie, all of Teppanawa, the 4th, 5th and 6th respondents above named, unless the respondents above named or any other person or persons interested shall, on or before September 22, 1942, show sufficient cause to the satisfaction of this court to the contrary

August 27, 1942.

S. S. J. GOONESEKERE,
District Judge.

The above *Order Nisi* is extended till October 20, 1942.

September 22, 1942.

D. E. WIJEWARDENA,
District Judge.