



# 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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### PASSED ORDINANCES.

Ordinance enacted by the Governor of Ceylon, with the advice and consent of the State Council thereof.

No. 42 of 1942.

L. D. O. 42/41

An Ordinance to amend the Cattle Ordinance.

Chapter 330.  
(Volume VI.,  
page 733).

A. CALDECOTT.

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

1. This Ordinance may be cited as the Cattle Amendment Ordinance, No. 42 of 1942.

Short title.

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 Section 2 of the Cattle Ordinance (hereinafter referred to as "the principal Ordinance"), is hereby repealed and the following new section is substituted therefor :—

Replacement  
of section 2  
of Chapter 330.

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

Interpretation.

- "branding district" means any area declared to be a branding district under section 5A ;
- "cattle" means bulls, cows, bullocks, buffaloes, heifers, steers and calves ;
- "Executive Committee" means the Executive Committee of Agriculture and Lands ;
- "prescribed" means prescribed by regulation made under section 3.

3. Section 3 of the principal Ordinance is hereby amended by the substitution, for the word "Governor", of the words "Executive Committee".

Amendment of  
section 3 of  
the principal  
Ordinance.

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

Amendment of  
section 4 of  
the principal  
Ordinance.

- (1) by the omission of paragraphs (x) and (xi) ;
- (2) in paragraph (xii), by the substitution, for the word "fixing", of the words "the fixing, by the prescribed authority and in the prescribed manner, of";
- (3) in paragraph (xiii), by the substitution, for the word "fixing", of the words "the fixing, by the prescribed authority and in the prescribed manner, of";
- (4) in paragraph (xxvii), by the substitution, for the words "the issue of vouchers", of the words "the branding of cattle, the issue of vouchers";
- (5) in paragraph (xxviii), by the substitution, for the word "Ordinance:", of the words "Ordinance; and";
- (6) by the insertion, immediately after paragraph (xxviii), of the following new paragraph :—

"(xxix) for prescribing the area within which any regulation made under this Ordinance shall be in force :";

and

- (7) in the proviso thereto, by the substitution, for the word "Governor", of the words "Executive Committee".

Replacement of section 5 of the principal Ordinance.

5. Section 5 of the principal Ordinance is hereby repealed and the following new section is substituted therefor :—

Approval and ratification of regulations.

5. No regulation made under section 3 shall have effect until it has been approved by the State Council and ratified by the Governor and notification of such approval and ratification is published in the *Gazette*. Every regulation shall upon notification of such approval and ratification be as valid and effectual as if it were herein enacted.

Insertion of new section 5A in the principal Ordinance.

6. The following section is hereby inserted immediately after section 5 of the principal Ordinance and shall have effect as section 5A of that Ordinance :—

Branding districts and communal brandmarks.

5A. The Executive Committee may, from time to time by notification published in the *Gazette*, declare any area to be a branding district for the purpose of branding cattle and fix a communal brandmark for each such district.

Amendment of section 6 of the principal Ordinance.

7. Section 6 of the principal Ordinance is hereby amended by the substitution, for the words "It shall be lawful for the Governor, from time to time by Proclamation to exclude", of the words "The Executive Committee may, from time to time by notification published in the *Gazette*, exclude".

Savings.

8. Every regulation made by the Governor under section 3 of the principal Ordinance and in force at the date of the commencement of this Ordinance shall continue in force and shall be deemed for all purposes to be a regulation made by the Executive Committee in accordance with the provisions of sections 3 and 5 of the principal Ordinance as amended by this Ordinance.

Passed in Council the First day of October, One thousand Nine hundred and Forty-two.

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

Assented to by His Excellency the Governor the Fourteenth day of October, One thousand Nine hundred and Forty-two.

C. H. HARTWELL,  
Secretary to the Governor.

Ordinance enacted by the Governor of Ceylon, with the advice and consent of the State Council thereof.

No. 43 of 1942.

L. D.—O 19/36

An Ordinance to amend the Loan Board Ordinance.

Cap. 280  
(Vol. VI.,  
p. 245).

A. CALDECOTT.

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

Short title.

1. This Ordinance may be cited as the Loan Board (Amendment) Ordinance, No. 43 of 1942.

Amendment of section 12 of Chapter 280.

2. Section 12 of the Loan Board Ordinance, (hereinafter referred to as "the principal Ordinance"), is hereby amended as follows :—

- (1) by the re-numbering thereof as sub-section (1) of section 12 ; and
- (2) by the addition of the following new sub-section, which shall have effect as sub-section (2) of section 12 :—

"(2) When the Commissioners receive payment of the whole or any part of the amount due in respect of any loan granted by them on the security of a mortgage of any property, the writing or instrument for effecting, as the case may be, the discharge of the mortgage bond or the release of any part of the property from any liability under that bond, may, notwithstanding anything contained in section 8, be executed either by the Chief Commissioner and one other of the Commissioners or by the Chief Commissioner and the person for the time being holding the office of Secretary of the Loan Board ; and every writing or instrument so executed shall be as valid and effectual for all purposes as if it had been executed by each and every one of the Commissioners."

3. Section 18 of the principal Ordinance is hereby amended by the substitution, for the words "of all interest accruing from the investments made by the Loan Board", of the words "of the aggregate interest actually received by the Board from the investments made under section 12".

Amendment of  
section 18  
of the  
principal  
Ordinance.

Passed in Council the First day of October, One thousand Nine hundred and Forty-two.

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

Assented to by His Excellency the Governor the Fourteenth day of October, One thousand Nine hundred and Forty-two.

C. H. HARTWELL,  
Secretary to the Governor.

Ordinance enacted by the Governor of Ceylon, with the advice and consent of the State Council thereof.

**No. 44 of 1942.**

L. D.—O 2/39

A 9/39

**An Ordinance to amend the Indian Immigrant Labour Ordinance.**

Chapter 111,  
(Volume III.,  
page 329).

A. CALDECOTT.

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

1. This Ordinance may be cited as the Indian Immigrant Labour (Amendment) Ordinance, No. 44 of 1942.

Short title.

2. Section 13 of the Indian Immigrant Labour Ordinance, (hereinafter referred to as "the principal Ordinance"), is hereby amended as follows:—

Amendment of  
section 13 of  
Chapter 111.

(1) in sub-section (1), by the substitution, for the words "recruitment of such labourers." at the end of that sub-section, of the following:—

"recruitment of such labourers ;

(i) the payment of gratuities to persons who are proved to the satisfaction of the Controller to have received salaries from the Tin Ticket Fund during any period preceding the eleventh day of April, 1923, and to have been employed in the service of the Government of Ceylon during any period commencing on that day.;"

(2) by the addition, immediately after sub-section (2), of the following new sub-section:—

"(3) Nothing in paragraph (i) of sub-section (1) shall be deemed to authorise the payment of a gratuity to any person except upon his retirement from the service of the Government of Ceylon and except in respect of the period during which he is proved to the satisfaction of the Controller to have been paid a salary from the Tin Ticket Fund.

In every case where a gratuity is to be paid to any person under paragraph (i) of sub-section (1), the amount of the gratuity shall be fixed by the Governor."

3. Sub-section (1) of section 13 of the principal Ordinance shall, from the eleventh day of April, 1923, (being the date of the commencement of the principal Ordinance), have effect and be deemed to have had effect as though the new paragraph (i) which is inserted by this Ordinance in that sub-section had been inserted therein on that date.

Retrospective  
effect of  
amendment of  
section 13 (1)  
of the principal  
Ordinance.

Passed in Council the First day of October, One thousand Nine hundred and Forty-two.

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

Assented to by His Excellency the Governor the Sixteenth day of October, 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 :—

M. L. A.—G 3294/L.D.—O 44/41

Cap. 198.  
1941 Supple-  
ment.  
Vol.I., page 122.

**An Ordinance to amend the Village Communities Ordinance.**

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

Short title.

1. This Ordinance may be cited as the Village Communities Amendment Ordinance, No. of 1942.

Amendment of section 5 of Chapter 198.

2. Section 5 of the Village Communities Ordinance, (hereinafter referred to as "the principal Ordinance"), is hereby amended by the substitution, for the words and figures "any tax imposed and levied by the Village Committee under section 44, section 45 or section 47", wherever those words and figures occur collectively in that section, of the words and figures "any rate or tax imposed and levied by the Village Committee under section 44, section 45, section 47 or section 47A".

Amendment of section 6 of the principal Ordinance.

3. Section 6 of the principal Ordinance is hereby amended in sub-section (2) by the substitution, in paragraph (e), for the word "taxes", of the words "rates, taxes".

Amendment of section 9 of the principal Ordinance.

4. Section 9 of the principal Ordinance is hereby amended as follows :—

- (1) in sub-section (1) by the substitution, for the words and figures "shall, subject to the provisions of section 62," of the word "shall"; and
- (2) in sub-section (2) by the substitution, in paragraph (a), for the word "twelve", of the word "eighteen".

Replacement of section 10 of the principal Ordinance.

5. Section 10 of the principal Ordinance is hereby repealed and the following new section is substituted therefor :—

Election of new Committees.

10. In place of every Village Committee going out of office, and upon the termination of any period during which the affairs of a village area have been administered by the Government Agent under section 61, another Committee to be elected as hereinafter provided, shall come into, and remain in, office until the last day of June of the third year after the general election at which the members were elected, and, at the expiration of such term of office, shall in like manner go out of office and be succeeded by another such Committee, and so on during the continuance of this Ordinance.

Amendment of section 11 of the principal Ordinance.

6. Section 11 of the principal Ordinance is hereby amended by the repeal of sub-section (3).

Amendment of section 12 of the principal Ordinance.

7. Section 12 of the principal Ordinance is hereby amended in the proviso thereto as follows :—

- (1) in paragraph (iii), by the substitution, for the word and figures "section 18," of the words and figures "section 18 or section 19; or"; and
- (2) by the insertion, immediately after paragraph (iii), of the following new paragraph :—  
" (iv) is at the date of the election disqualified under section 62 (a)."

Amendment of section 14 of the principal Ordinance.

8. Section 14 of the principal Ordinance is hereby amended by the repeal of sub-sections (1) and (2) and the substitution therefor of the following :—

" (1) Every election under or for the purposes of this Ordinance shall, subject to the provisions of section 15 (4), be held at a meeting of the voters of the ward for which a member has to be elected; and every meeting shall be summoned and conducted in the manner hereinafter provided.

(2) The Government Agent shall fix a date for the meeting referred to in the preceding sub-section and such date shall—

- (a) in the case of the first general election of a Committee for any village area brought within the operation of this Ordinance by a Proclamation under section 3, be not more than three months after the date of the Proclamation;
- (b) in the case of a general election of a Committee to succeed a Committee going out of office by effluxion of time, be not more than six months before the date on which the term of office of the Committee is to expire;

- (c) in the case of a general election of a Committee to take office upon the dissolution of a Committee under section 6 (2) (a), be not more than three months before nor more than three months after the date from which such Committee is dissolved ;
- (d) in the case of a general election of a Committee directed to be held by Order of the Governor under section 61 (d) (ii), be not more than three months after the date of such Order ;
- (e) in the case of a general election of a Committee to take office upon the termination of any period during which the affairs of the village area have been administered by the Government Agent under section 61, be not more than three months before the end of that period ; and
- (f) in the case of the election of a member to fill any casual vacancy in a Committee, be not more than six months after the date on which the vacancy arises."

9. Section 15 of the principal Ordinance is hereby amended in sub-section (1) as follows :—

Amendment of section 15 of the principal Ordinance.

- (1) in paragraph (b), by the substitution, for the words " on or before the date ", of the words " on the date and between the hours "; and
- (2) in paragraph (c), by the substitution, for all the words from " on or before " to the end of that paragraph, of the words—

" before the nomination paper or papers are delivered to the Government Agent ".

10. Section 16 of the principal Ordinance is hereby amended in the proviso to sub-section (1) as follows :—

Amendment of section 16 of the principal Ordinance.

- (1) in paragraph (ii), by the substitution, for the word and figures " section 14 ", of the words and figures " section 14 ; and " ;
- (2) by the insertion, immediately after paragraph (ii), of the following new paragraph :—

" (iii) that if for any reason the Government Agent or the presiding officer does not arrive at the meeting within one hour after the time fixed for the commencement of the meeting, the meeting shall be deemed to be adjourned to such date and time, not more than thirty days after the date and time specified in the notice referred to above, as the Government Agent may notify by beat of tom-tom and written notices as required by section 14."

11. Section 17 of the principal Ordinance is hereby amended in sub-section (1) as follows :—

Amendment of section 17 of the principal Ordinance.

- (1) in paragraph (c), by the substitution, for the words " four o'clock in the afternoon of the date ", of the words " the termination of the period ; or " ;
- (2) by the re-lettering of paragraph (d) as paragraph (e) ; and
- (3) by the insertion, immediately after paragraph (c), of the following new paragraph :—

" (d) he is declared elected under section 15 (4) ; or "

12. Section 19 of the principal Ordinance is hereby amended as follows :—

Amendment of section 19 of the principal Ordinance.

- (1) by the repeal of sub-sections (1) and (3) ;
- (2) by the re-numbering of sub-section (2) as sub-section (6) ; and
- (3) by the insertion, immediately before the re-numbered sub-section (6), of the following new sub-sections :—

" (1) If the Government Agent is satisfied that any member of a Village Committee has after his election—

Vacation of office.

- (a) been disqualified by an order of a court under section 18 or sub-section (5) or sub-section (6) of this section, or ceased to be qualified as required by section 13 ; or
- (b) been absent, without leave of the Committee, from more than three consecutive meetings of the Committee ; or
- (c) been adjudicated an insolvent ; or
- (d) been sentenced to, and has commenced to serve, any term of imprisonment imposed for any crime within the meaning of the Prevention of Crimes Ordinance ; or
- (e) been found to be of unsound mind by a court of competent jurisdiction,

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the Government Agent shall declare the seat of that member to be vacant, and the seat of that member shall thereupon become vacant ;

Provided that the Government Agent shall not declare the seat of any member to be vacant except after notice to the Chairman and to such member and after such inquiry as the Government Agent may deem necessary. Every such notice shall be sent by registered post.

(2) The Chairman shall within seven days of the happening of any event specified in paragraphs (a) to (e) of sub-section (1) send written information thereof to the Government Agent.

(3) Where written information of the happening of any event specified in paragraphs (a) to (e) of sub-section (1) is sent to the Government Agent by any person other than the Chairman, the Government Agent may, before inquiring into the correctness or otherwise of the information, require such person to deposit in the Kachcheri such sum not exceeding twenty-five rupees as the Government Agent may determine.

(4) The sum deposited under sub-section (3) shall in the discretion of the Government Agent be forfeited and credited to the communal fund in any of the following cases, that is to say, if—

- (a) the Government Agent finds that the member about whom the information was sent has not vacated his seat, and that such information was sent by such person with a frivolous, vexatious or malicious intent,
- (b) such person subsequently withdraws the allegations made by him against the member,
- (c) such person fails to attend any inquiry held by the Government Agent to ascertain the correctness or otherwise of the information or if such person refuses to give evidence at such inquiry.

In every other case the sum deposited by any person shall be returned to the person but not until the Government Agent has made his order on the information received by him.

(5) Every person who sends any information, relating to the happening of any event specified in paragraphs (a) to (e) of sub-section (1) which he knows or has reason to believe to be false and every Chairman who refuses or wilfully neglects to act in accordance with the provisions of sub-section (2) shall be guilty of an offence and shall on conviction after summary trial before a Magistrate be liable to a fine not exceeding one hundred rupees or to imprisonment of either description for a period not exceeding six months or to both such fine and imprisonment, and shall in addition be disqualified for a period of four years, by order of the court which convicts him, from taking any part as a voter or as a candidate in any election held for the purposes of this Ordinance."

Amendment of section 21 of the principal Ordinance.

13. Section 21 of the principal Ordinance is hereby amended by the substitution, for the word and figures "section 19", of the words and figures "section 19 or section 62 (a)".

Amendment of section 22 of the principal Ordinance.

14. Section 22 of the principal Ordinance is hereby amended by the substitution, for the word "bye-election", of the words "bye-election, or where, for any reason, a meeting of the voters for the purposes of a bye-election cannot be held or is not held within the period of six months referred to in section 14 (2) (f)".

Amendment of section 30 of the principal Ordinance.

15. Section 30 of the principal Ordinance is hereby amended in sub-section (3) by the addition, at the end thereof, of the following :—

"The resignation by the Chairman of his office of Chairman or his office as a member shall have no effect until such resignation has been accepted by the Government Agent; and the Government Agent may refuse to accept such resignation if he has reason to believe that an Order removing the Chairman from office is to be made by the Governor under section 61."

16. Section 41 of the principal Ordinance is hereby repealed and the following new section is substituted therefor :—

Replacement of section 41 of the principal Ordinance.

41. (1) Where any town excluded from the operation of the Local Boards Ordinance by Proclamation under section 2 of that Ordinance, or any town or village excluded from the operation of the Small Towns Sanitary Ordinance by Proclamation under section 4 of that Ordinance, is, or has, at any time after the first day of July, 1939, been brought and continues to be within the operation of this Ordinance, the Governor may by Order published in the *Gazette*—

Transfer to Village Committees of the rights and liabilities of Local Boards or Sanitary Boards.  
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- (a) transfer to the Village Committee of the area in which that town or village is situated, the whole or any specified part of any property or rights over property or any funds, acquired or received by or vested in the Board for the use and benefit of that town or village, and declare that the whole or any specified part of such funds and of the revenue derived from the town or village shall be employed by the Village Committee for the use and benefit of that town or village ;
- (b) direct the aforesaid Village Committee to keep separate books of accounts in respect of that town or village ;
- (c) apportion and assign to the aforesaid Village Committee the whole or any specified part of the rights, liabilities, debts or obligations of the Board under any contract entered into by the Board for the benefit of that town or village ; and give directions as to the security to be given by the Village Committee for any debt, and as to the mode and conditions of discharge of any liabilities or obligations, so apportioned or assigned ; and
- (d) prescribe the terms and conditions on which any officer or servant employed by the Board for any purpose relating to that town or village, may be transferred to the service of the aforesaid Village Committee.

(2) Upon the publication of an Order under sub-section (1)—

- (a) all the property or the rights over property or the funds, specified therein, shall vest in the Village Committee, and such funds and such part of the revenue as may be specified therein shall be employed by the Village Committee for the use and benefit of the town or village mentioned in the Order ;
- (b) separate books of accounts in respect of that town or village shall, if the Order so directs, be kept by the Village Committee ;
- (c) such rights, liabilities, debts or obligations as may be apportioned or assigned thereby, shall be enforceable or shall be secured or discharged by the Village Committee in such manner and subject to such conditions as may be specified therein ; and
- (d) any officer or servant of the Board who is offered and accepts employment under the Village Committee shall be appointed and shall hold office on the terms and conditions specified in the Order, without prejudice, however, to any qualifications acquired by him for any pension, gratuity or other compensation payable out of the funds of the Board in respect of his service under the Board.

(3) In this section " Board " used in relation to any town excluded from the operation of the Local Boards Ordinance means the Local Board of Health and Improvement of that town, and in relation to any town or village excluded from the operation of the Small Towns Sanitary Ordinance means the Sanitary Board of the province or district within which that town or village is situated.

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17. Section 43 of the principal Ordinance is hereby amended as follows :—

Amendment of section 43 of the principal Ordinance.

- (1) in paragraph (h) by the substitution, for the word " taxes " of the words " rates and taxes " ;
- (2) in paragraph (i), by the substitution, for the words " to impose ", of the words " to establish ferries, to impose " ;
- (3) by the insertion, immediately after paragraph (i), of the following new paragraph :—

" (ii) in the case of a ferry established or maintained between any place within the village area and any place within any other village area or within the administrative limits of any other

local authority, to distribute the tolls that may be imposed or levied in respect of any such ferry, in such manner or proportion as may be fixed by agreement entered into with the Committee of the other village area or with such local authority, as the case may be, and to apply any part of the communal fund for any work of construction or maintenance to be carried out beyond the limits of the village area in connexion with any such ferry ;” ;

(4) in paragraph (k), by the substitution, for the words “ educational or charitable purposes ”, of the words “ other purposes ” ; and

(5) by the insertion, immediately after paragraph (k), of the following new paragraph :—

“ (kk) to set apart such contributions from the communal fund as the Executive Committee may approve towards the cost of any association of local authorities for the consideration of matters relating to local administration, and to apply any part of the communal fund for the payment of travelling allowances to members of the Committee attending any meeting of such association with the authority of the Committee ;” .

Amendment of section 45 of the principal Ordinance.

18. Section 45 of the principal Ordinance is hereby amended as follows :—

(1) in sub-section (3), in the second proviso thereto, by the insertion, immediately after paragraph (a), of the following new paragraph :—

“ (aa) any land or building which belongs to any religious body and the income from which is wholly or mainly used for religious purposes ;” and

(2) by the insertion, immediately after sub-section (7), of the following new sub-section :—

“ (8) Where any town or village is excluded from the operation of the Local Boards Ordinance or the Small Towns Sanitary Ordinance and brought within the operation of this Ordinance, the Executive Committee, with the approval of the Governor, may by Order published in the *Gazette* declare that town or village or any portion thereof to be a built-up locality and direct the Village Committee to impose and levy within that locality an assessment tax in accordance with the provisions of this Ordinance.”

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Amendment of section 47 of the principal Ordinance.

19. Section 47 of the principal Ordinance is hereby amended as follows :—

(1) in sub-section (1) by the substitution, for the words “ used or kept for use ”, of the words “ used or to be used ” ; and

(2) by the insertion, immediately after sub-section (3), of the following new sub-sections :—

“ (4) Where any vehicle or animal liable to any tax under this Ordinance is used or to be used within the limits of more than one village area, such vehicle or animal shall only be liable to one such tax, and such tax shall be paid to the Village Committee of the village area within which that vehicle or animal is principally used or to be used, and if any question arises as to the village area within which any vehicle or animal liable to any such tax is principally used or to be used, the question shall be determined by the Government Agent, or where such village areas are not situated within the same revenue district, by the Commissioner of Local Government

(5) Where any vehicle or animal is ordinarily liable to the tax imposed under this Ordinance and the tax imposed under section 175 of the Urban Councils Ordinance or section 128 of the Municipal Councils Ordinance, such vehicle or animal shall be liable to only one such tax which shall be payable—

(a) where the vehicle or animal is kept within the limits of a village area or within the administrative limits of an Urban Council or a Municipal Council, to the Village Committee of such village area or to such Urban Council or Municipal Council, as the case may be ; or

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(b) where the vehicle or animal is not kept within the limits of a village area or within the administrative limits of an Urban Council or a Municipal Council, to the Village Committee, Urban Council or Municipal Council within whose administrative limits it is principally used ;

and if any question arises as to the limits within which any such vehicle or animal is kept or used, the question shall be determined by the Commissioner of Local Government.

(6) If any person liable to pay the tax leviable under this section fails to pay such tax within seven days after demand, the Chairman shall report the failure to the Village Tribunal and the Village Tribunal shall proceed to recover the amount due as if it were a fine imposed by the Village Tribunal and shall pay the amount so recovered into the communal fund of the Village Committee."

20. The following new section is hereby inserted immediately after section 47, and shall have effect as section 47A of the principal Ordinance :—

Insertion of new section 47A in the principal Ordinance.

47A. (1) Where a Village Committee establishes, maintains or provides a water service for the benefit of the inhabitants of the village area or any part thereof, the Committee may, with the sanction of the Executive Committee, impose and levy, upon the area benefited by such service, a water rate not exceeding three per centum of the annual value of all buildings and all lands situated within such area.

Water rates and conservancy rates.

(2) Where a Village Committee establishes, maintains or provides a conservancy service for the benefit of the inhabitants of the village area or any part thereof, the Committee, with the sanction of the Executive Committee, may, in lieu of charging fees for such service, impose and levy upon the area benefited by such service, a conservancy rate not exceeding three per centum of the annual value of all buildings and all lands situated within such area.

(3) Where any land or building which is situated within any village area and is the property of the Crown, is occupied or held by any person under any lease or permit granted by the Crown, such land or building shall be liable to be assessed in respect of any rate imposed under this section, and such person shall be liable to pay and shall pay the rate leviable in respect of that land or building.

(4) No property of the Crown, whether movable or immovable, shall be liable to be seized or sold for the recovery of any rate which may be due from any person occupying or holding any land or building, which is the property of the Crown, under any agreement, contract or permit, whether express or implied, with or from the Crown.

(5) Every rate under this section shall be assessed and levied, and, in cases of default, shall be recovered summarily, in such manner as may be prescribed by rules under section 59 :

Provided, however, that for the purposes of the recovery of any such rate in case of default, nothing specified in the proviso to section 45 (6) shall be liable to such seizure or sale as may be prescribed by any such rule.

(6) A Village Committee may by resolution specially exempt any property from any rate imposed under this section on the ground of the poverty of the owner.

21. Section 48 of the principal Ordinance is hereby amended as follows :—

Amendment of section 48 of the principal Ordinance.

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

" (b) all rates and taxes levied under sections 44, 45, 47 and 47A ; "

(2) in paragraph (e), by the omission of the word " and " ;

(3) by the re-lettering of paragraph (f) as paragraph (g) ; and

(4) by the insertion, immediately after paragraph (e), of the following new paragraph :—

" (f) all sums appropriated by the State Council or allocated by the Executive Committee, to the Village Committee :

Provided that no such sum shall be paid into the communal fund unless such payment is authorised by the Commissioner of Local Government."

Amendment of section 49 of the principal Ordinance.

22. Section 49 of the principal Ordinance is hereby amended in sub-section (2) as follows :—

- (1) under the heading “ (viii) Buildings, building operations, and works ”, by the substitution, in paragraph (a), for all the words from “ the definition ” to “ objections ”, of the words “ the definition ” ;
- (2) under the heading “ (x) Animals ”, by the insertion, immediately after paragraph (d), of the following new paragraph :—
  - “ (e) the regulation and control of the collection and sale of the dung of cattle, horses, sheep, and goats, and the removal of such dung from any place within the village area to any place outside such area ; ”.

Amendment of section 53 of the principal Ordinance.

23. Section 53 of the principal Ordinance is hereby amended as follows :—

- (1) by the substitution, for the words and figures “ sections 43 to 47 ”, of the words and figures “ sections 43 to 47A ” ;
- (2) in paragraph (1) thereof, by the substitution, for the word “ tax ”, of the words “ rate, tax ” ;
- (3) in sub-paragraph (c) of paragraph (2), by the substitution, for the word “ Committee ”, of the words “ Committee, or the scale of salary to be attached to such office, or the rates of the subsistence or travelling allowances payable by way of reimbursement of the expenses incurred by the holder of such office in the performance of any duty ” ;
- (4) in sub-paragraph (g) of paragraph (2), by the substitution, for the words “ any educational or charitable purpose ”, of the words “ any purpose specified in paragraph (kk) of section 43 ” ; and
- (5) in the proviso thereto, by the substitution, for the word “ tax ”, of the words “ rate or tax ”.

Amendment of section 59 of the principal Ordinance.

24. Section 59 of the principal Ordinance is hereby amended as follows :—

- (1) by the insertion, immediately after paragraph (f), of the following new paragraph :—
  - “ (ff) the manner in which any rate is to be imposed and levied, or, in cases of default, recovered summarily by a Village Committee, and the manner in which property is to be assessed for the purposes of any such rate ; ” ;
- (2) by the insertion, at the end thereof, of the following new paragraph :—
  - “ (m) the procedure to be followed by a Village Committee before any area, to which by-laws under section 49 (2) (viii) are to apply, is defined.”.

Amendment of section 61 of the principal Ordinance.

25. Section 61 of the principal Ordinance is hereby amended by the insertion, immediately after paragraph (c), of the following new paragraph :—

- “ (cc) persistent disobedience to or disregard of the directions, instructions or recommendations of the Executive Committee ; or ”.

Amendment of section 62 of the principal Ordinance.

26. Section 62 of the principal Ordinance is hereby amended as follows :—

- (1) in paragraph (a), by the substitution, for the words “ office of Chairman ”, of the words “ office of Chairman, and he shall be disqualified, for a period of four years from the date of publication of such order, from taking any part as a voter or as a candidate in any election held for the purposes of this Ordinance ” ; and
- (2) by the omission of paragraph (b).

Amendment of section 129 of the principal Ordinance.

27. Section 129 of the principal Ordinance is hereby amended as follows :—

- (1) in the definition of “ Government Agent ”, by the substitution, for the words “ the Assistant Government Agent of a district ”, of the words “ an Assistant Government Agent ” ; and
- (2) by the insertion, immediately after the definition of “ Government Agent ”, of the following :—
  - “ local authority ” means a Municipal Council, Urban Council, Local Board, Sanitary Board, Provincial Road Committee or District Road Committee ; ”.

Amendment of the First Schedule to the principal Ordinance

28. The First Schedule to the principal Ordinance is hereby amended by the substitution, for the words “ single bullock cart or hackery ”, of the words “ single bullock cart or hackery or hand-cart ”.

*Objects and Reasons.*

The object of this Bill is to effect in the Village Communities Ordinance certain amendments which experience has shown to be necessary and certain other amendments which have been necessitated by the decision of the Executive Committee of Local Administration to exclude certain towns from the operation of the Local Boards Ordinance and the Small Towns Sanitary Ordinance and bring them within the operation of the Village Communities Ordinance.

2. Section 62 of the principal Ordinance, which provides that a Chairman of a Village Committee who is removed from office by the Governor shall be deemed to vacate forthwith the office of member of the Committee as well as the office of Chairman, does not prohibit the person so removed from becoming a member of the Village Committee at the next elections. Such a person will, in future, be disqualified for a period of four years from taking part as a voter or as a candidate in any election held under the Ordinance (Clauses 7 and 26).

3. Cases have arisen where a vacancy caused under section 19 (1) (b) by a member absenting himself from more than three consecutive meetings has not been reported in time to enable a fresh election to be held within the period referred to in section 14. In order that such a vacancy shall not remain unfilled during the term of office of the Committee, power is being taken to enable the Executive Committee to nominate a person to fill the vacancy (Clause 14). Section 19 is being replaced by a new section by which the Government Agent is empowered to inquire into any allegation that a member has vacated his seat.

4. Sections 43 and 53 of the principal Ordinance are being amended so as to enable a Village Committee, with the approval of the Government Agent, to make the following payments out of the communal fund:—

- (a) the payment of contributions towards the cost of any association of local authorities for the consideration of matters relating to local administration;
- (b) the payment of travelling expenses of members attending a meeting of any such association;
- (c) the payment, to any other local authority, of a part of the tolls levied in respect of any ferry established between any place within the village area and any place within the administrative limits of that local authority (Clauses 17 and 23).

5. Section 47 of the principal Ordinance is being amended so as to indicate clearly the local authority to whom the tax on vehicles or animals is payable in cases where a vehicle or animal is used within the administrative limits of more than one local authority. Provision is also being made for the summary recovery by the Village Tribunal of the tax, in case of non-payment (Clause 19).

6. On the bringing, within the operation of the Village Communities Ordinance, of certain towns which are at present within the operation of the Local Boards Ordinance or the Small Towns Sanitary Ordinance, it will be necessary to vest additional powers in Village Committees in regard to the administration of those towns. The following are some of the more important amendments made in the principal Ordinance in this connexion:—

- (a) the amendment of section 41 so as to provide that any funds vested in the Local Board or Sanitary Board for the use and benefit of any such town and made over to the Village Committee, and the revenue derived from any such town shall be employed by the Village Committee for the use and benefit of that town, and to provide that the Village Committee shall keep separate books of accounts in respect of that town (Clause 16);
- (b) the amendment of section 45 so as to enable the Executive Committee of Local Administration, with the approval of the Governor, to declare any such town to be a built-up locality, and to direct the Village Committee to impose and levy an assessment tax within that town (Clause 18);
- (c) the insertion of a new section 47A enabling a Village Committee to impose and levy a water rate and a conservancy rate within any such town (Clause 20); and
- (d) the amendment of section 48 so as to enable grants allocated to the Village Committee by the Executive Committee of Local Administration and sums appropriated to the Village Committee by the State Council to be paid into the communal fund (Clause 21).

S. W. R. D. BANDARANAIKE,  
Minister for Local Administration.

Colombo, October 16, 1942.

**NOTIFICATIONS OF CRIMINAL SESSIONS.**

BY virtue of a mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said court for the Western Circuit will be holden at the court-house at Kalutara on Monday, November 16, 1942, at 11 o'clock of the morning of the said day.

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

Fiscal's Office, H. C. WIJESINHA,  
Colombo, October 16, 1942. for Fiscal

**DISTRICT AND MINOR COURTS NOTICES.**

**Destruction of Case Records.**

NOTICE is hereby given that, three months hence, the valueless records of this court will be destroyed subject to the provisions of section 6 of the Ordinance No. 12 of 1894

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

A list of such records is posted up in the Notice board of this Court.

District Court, G. C. THAMBAYAH,  
Jaffna, October 17, 1942. District Judge.

**NOTICES OF INSOLVENCY.**

In the District Court of Colombo.  
On the Matter of the Insolvency of Titus W. Perera  
No. 5,646. of Nugegoda, Insolvent.

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 November 13, 1942, for the examination of the insolvent.

By order of Court, C. EMMANUEL,  
October 16, 1942. Secretary

**NOTICES OF FISCAL SALES.**

**Western Province.**

In the District Court of Colombo.  
Mayandi Ganapathy of 130, Sea street in Colombo Plaintiff.  
No. 13,423/M. Vs. Mohamed Mohideen of 39, Elm street, Colombo Defendant.

NOTICE is hereby given that on Friday, November 13, 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. 255 and Rs. 1,575 being damages suffered by plaintiff with interest thereon at 9 per cent. per annum from October 26, 1941, till payment in full, viz:—

All that house and ground presently bearing assessment No. 120, Sea street, formerly bearing assessment No. 317/179, Sea street, situated in the Pettah within the Municipality and in the District of Colombo, Western Province, bounded on the north by the house of Dona Maria, on the east by the house of Philippu Silva, on the south by the house of Ranwellage Don Bastian, and on the west by Sea street; containing in extent 1 98/100 square perches as per figure of survey dated August 7, 1818, made by P. Jonklaas, District Surveyor, and registered under A 34/137.

Fiscal's Office, H. C. WIJESINHA,  
Colombo, October 20, 1942. Deputy Fiscal.

**In the Court of Requests of Colombo.**

D. C. Lorage of Colombo Plaintiff.  
No. 82,529. Vs. D. J. B. Gomes of Silversmith street, Hulftsdorp, Colombo Defendant.

NOTICE is hereby given that on Monday, November 16, 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. 100 and costs of suit incurred costs Rs. 27.25 and prospective costs Rs. 8, viz:—

All that allotment of land marked lot No. 5 in plan No. 2035 dated April 25, 1935, made by H. D. David, Licensed Surveyor (being part of premises called "Hill Castle"), formerly bearing assessment No. 45 and presently bearing assessment No. 1, Hill Castle place, situated at Silversmith street, within the Municipality and District of Colombo, Western Province, with the buildings, trees, and plantations standing thereon, and bounded on the north by part of the same property marked lot 8, on the east by reservation for road thirty feet wide, on the south by part of the same property marked lots 1 and 2, and on the west by premises bearing assessment No. 43, Hulftsdorp street, and No. 39, Hulftsdorp street; and containing in extent 13 28 perches, together with the right to the use of the road reservation thirty feet wide marked lot No. 13 running from Silversmith street across to entirety of Hill Castle. Prior registration Colombo A 276/115.

Fiscal's Office, H. C. WIJESINHA,  
Colombo, October 20, 1942. Deputy Fiscal.

**In the Court of Requests of Colombo.**

M. R. M. S. T. Sithambaram Chettiar of 197, Sea street, Colombo Plaintiff.  
No. 83,218. Vs. (1) D. J. Boniface Gomes of 282, Deans road, Maradana, and (2) M. C. Condam of 86, Forbes road, Maradana. Defendants.

NOTICE is hereby given that on Monday, November 16, 1942, at 3.30 P.M., 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 the sum of Rs. 150 with interest on Rs. 150 at 18 per cent. per annum from March 6, 1942, to April 22, 1942, and thereafter legal interest on the aggregate amount, till payment in full and costs of suit Rs. 21.25 being costs incurred and Rs. 12.50 being costs prospective, viz:—

All that allotment of land marked lot No. 5 in plan No. 2035 dated April 25, 1935, made by H. D. David, Licensed Surveyor (being part of premises called "Hill Castle"), formerly bearing assessment No. 45 and presently bearing assessment No. 1, Hill Castle place, situated at Silversmith street, within the Municipality and District of Colombo, Western Province, with the buildings, trees, and plantations standing thereon; and bounded on the north by part of the same property marked lot 8, on the east by reservation for road thirty feet wide, on the south by part of the same property marked lots 1 and 2, and on the west by premises bearing assessment No. 43, Hulftsdorp street, and No. 39, Hulftsdorp street; and containing in extent 13 28 perches, together with the right to the use of the road reservation thirty feet wide marked lot No. 13 running from Silversmith street across to entirety of Hill Castle. Prior registration Colombo A 276/115.

Fiscal's Office, H. C. WIJESINHA,  
Colombo, October 20, 1942. Deputy Fiscal.

**Southern Province.**

**In the District Court of Matara.**

Nupe Hewage Saduru Appu of Urugamuwa Plaintiff.  
No. 13,099. Vs. C. Wickremasinghe of Talawakele and presently of Talaramba, duly appointed legal representatives over the estate of the deceased, Hewage Januwilage Janhamy Defendant.

NOTICE is hereby given that on Tuesday, November 24, 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 defendant in the following mortgaged property for the recovery of a sum of Rs. 393.81 with legal interest on Rs. 391.87 from July 1, 1942, till payment in full, viz:—

The land called Bogahahona and all the fruit trees and plantations thereon: situate at Kirinda in Gangaboda pattu of the Matara District, Southern Province; and bounded on the north by Vidana Aratchigowatta and Bogahahona, east by Galendawatta and Ede Kalugalahena, south by Dematakanattheena and land appearing in plan No. 168,674, and on the west by lands in plans Nos. 53,208 and 53,207, and containing in extent 5 acres and 39 perches

Deputy Fiscal's Office, H. V. F. ABAYAKOON,  
Matara, October 21, 1942. Additional Deputy Fiscal

**In the Additional Court of Requests of Matara.**

Hewa Lundamulage Potor Godauda Plaintiff.  
No. 22,883. Vs. Munawera Kankamuge Pottick Appuhamy of Godauda Defendant.

NOTICE is hereby given that on Thursday, November 19, 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 defendant in the following property, for the recovery of a sum of Rs. 264.56, with legal interest on Rs. 207.40 from September 16, 1942, till payment in full, viz:—

All that undivided 3 parts of shares of the soil and trees and of all the buildings thereon of the defined lot E of the land called Indigahakoratuwa, situated at Kottegoda in Wellaboda pattu of the Matara District, Southern Province, and which said lot E is bounded on the north by lot D of the same land, east by Uragahakoratuwa, south by Palliyegodellewatta, and west by high road; and containing in extent thirty-four perches

Deputy Fiscal's Office, H. V. F. ABAYAKOON,  
Matara, October 16, 1942. Additional Deputy Fiscal

**NOTICES OF TESTAMENTARY ACTIONS.**

**In the District Court of Colombo.**

Ordn. Nisi.  
Testamentary In the Matter of the Last Will and Testament of Jurisdiction Ponatchumy late of Messenger street, Colombo. No. 1,350C. Vs. Meera Lebbe Manikar Mohamed, husband of "Colonda", Colpetty, Colombo Petitioner.

THIS matter coming on for disposal before V. L. St. Clair Swan, Esq., Additional District Judge of Colombo, on September 17, 1942, in the presence of Mr. N. M. Zahed, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner dated November 5, 1940, having been read.

It is ordered that the petitioner above named be and he is hereby declared entitled to have letters of administration *de bonis non* to the above estate issued to him accordingly, unless any person or persons interested shall, on or before October 29, 1942, show sufficient cause to the satisfaction of this court to the contrary.

23, 1942. S. C. SWAN,  
Additional District Judge.



In the District Court of Colombo.  
 Testamentary Jurisdiction. In the Matter of the Intestate Estate of Duwago Sesma Fernando of 242, Mutwal street, Colombo, deceased, and  
 No. 10,196. In the matter of the Civil Procedure Code, 1839, C. XXXVIII.  
 Ranasinghe Peris of 208/9, Mutwal street, Colombo. Petitioner.

(1) Wijeyasiri Ranasinghe of 208/9, Mutwal street, Colombo, (2) Anne Evelyn Fernando, and (3) Mary Matilda Fernando, all are minors appearing by their guardian *ad litem* (4) H. S. Fernando of Hendala Respondents.

THIS matter coming on for disposal before James Joseph, Esq., Additional District Judge of Colombo, on October 6, 1942, in the presence of Mr. S. Kanagarajah, on the part of the petitioner above named; and the affidavit of the petitioner dated October 2, 1942, having been read:

It is ordered that the 4th respondent above named be and he is hereby appointed guardian *ad litem* of the minors, the 1st, 2nd, and 3rd respondents, to represent them for all the purposes of this action; and that the petitioner above named be and he is hereby declared entitled, as the son-in-law 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 October 29, 1942, show sufficient cause to the satisfaction of this court to the contrary.

October 8, 1942. JAMES JOSEPH, Additional District Judge

In the District Court of Colombo.

Order Nisi.  
 Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Edith Alice Laura Rudd of 9, Queens House, Queensway, Bayswater in the County of Middlesex, spinster, deceased.

THIS matter coming on for disposal before James Joseph, Esq., Additional District Judge of Colombo, on October 13, 1942, in the presence of Messrs Julius & Cooney of Colombo, Esq., Proctors, on the part of the petitioner, Matthew Richard Lothian Leishman of Colombo; and the affidavit of the said petitioner dated October 8, 1942, a certified copy of probate, a certified copy of the last will and testament of the above-named deceased, power of attorney in favour of the petitioner and Supreme Court's order dated September 29, 1942, having been read: It is ordered that the will of the said deceased dated July 3, 1940, of which a certified copy has been produced and is now deposited in this court be and the same is hereby declared proved, and it is further declared that the said petitioner is one of the attorneys of the sole executor named in the said will and that he is entitled to have letters of administration with a copy of the said will annexed issued to him accordingly, unless any person or persons interested shall, on or before October 29, 1942, show sufficient cause to the satisfaction of this court to the contrary.

October 13, 1942. JAMES JOSEPH, 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 (with codicils) of Ralph Fearon Ayscough of 33, Penny road, Newquay in the County of Cornwall, England, a Captain (Retired) in the Royal Navy, deceased.

THIS matter coming on for disposal before James Joseph, Esq., Additional District Judge, of Colombo, on October 14, 1942, in the presence of Messrs F. J. & G. de Sa Silva, Esq., Proctors, on the part of the petitioner, Matthew Richard Lothian Leishman, and (1) the affidavit of the said petitioner dated October 8, 1942, (2) the power of attorney dated June 16, 1942, and (3) the order of the Supreme Court dated September 29, 1942, having been read: It is ordered that the will of the said Ralph Fearon Ayscough, deceased, dated October 18, 1938, and two codicils thereto dated respectively May 31, 1940, and June 14, 1941, an exemplification 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 sole executor named in the said second codicil and that he is entitled to have letters of administration (with will and codicils annexed) issued to him accordingly, unless any person or persons interested shall, on or before October 29, 1942, show sufficient cause to the satisfaction of this court to the contrary.

October 14, 1942. JAMES JOSEPH, Additional District Judge.

In the District Court of Nuwara Eliya holden at Hatton.

Order Nisi.  
 Testamentary Jurisdiction. In the Matter of the Intestate Estate and Effects of Nana Cader Bateha Saibo, late of Valoothoor, Ayyampet, District of the South India, and of Maskeliya, deceased.

Nana Ameer Bateha Saibo of Maskeliya Petitioner.  
 And  
 Habeebun Nisa of Valoothoor, Ayyampet, Tanjore, South India Respondent.

THIS matter coming on for disposal before Tudor Philip Peris Goonetilleke, Esq., District Judge of Nuwara Eliya-Hatton, on

October 14, 1942, in the presence of Mr. Sunnah Sellathura, Proctor, on the part of the petitioner, Nana Ameer Bateha Saibo; and the affidavit of the said petitioner dated October 10, 1942, and the certificate of the Supreme Court conferring sole testamentary jurisdiction to this court dated October 6, 1942, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as the only brother of the deceased above named, to have letters of administration to his estate issued to him, unless the respondent, the widow of the deceased above named, or any other person or persons interested shall show sufficient cause to the contrary on or before November 3, 1942.

October 16, 1942. T. P. P. GOONETILLEKE, District Judge.

In the District Court of Galle sitting at Balapitiya.  
 Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Kariyawasan Sittarage Juvis Appu of Talagasse in Pitigala, deceased.

Between Kariyawasan Sittarage Juvis Appu of Talagasse in Pitigala Petitioner.  
 And

(1) Maumelwadu Sawunhamy, (2) Kariyawasan Sittarage Alice hamy, (3) ditto Leneris Appu, (4) ditto Sirimala Appu, (5) ditto Jaue Nona, all of Talagasse in Pitigala Respondents.

THIS matter coming on for disposal before A. S. Vangasooryar, Esq., Additional District Judge of Galle, sitting at Balapitiya, on October 29, 1942, in the presence of Mr. P. K. de Silva, Proctor, on the part of the petitioner; and the petition and affidavit of the said petitioner dated September 25, 1942, 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 October 29, 1942, show sufficient cause to the satisfaction of this court to the contrary.

October 8, 1942. A. JAYARATNE, Acting Additional District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of the late Abdul Latiff Omar Mihular, deceased, of Welwatta in Galle.

Michael Norman Peris, Secretary District Court, Galle, Official Administrator Petitioner.

And  
 (1) Thamby Abdul Rahuman, substituted in place of Abdul Rahuman Rathanath Umma of Welwatta, Galle, deceased, (2) Cassim Lobbe Marikkar Abdul Mohamed, (3) ditto Abdul Rahim, (4) ditto Abdul Hameed, (5) ditto Abdul Wahab, (6) Abubucker Abusa Umma, (7) Umaru Baloom, (8) Sakunath Umma, (9) Sithi Pathumma, (10) Sithi Rukia, all of Dadalla, substituted in the place of Cassim Lobbe Marikkar Mohamed Hussam, deceased Respondents.

THIS matter coming on for disposal before A. S. Vangasooryar, Esq., Additional District Judge of Galle, on September 25, 1942, on reading the affidavit of the aforesaid petitioner dated September 25, 1942, it is ordered that the said petitioner, who is the official administrator appointed by court in his capacity as Secretary of the court, be declared entitled to have letters of administration to the above-named estate issued to him, unless the aforesaid respondents or any other persons interested shall, on or before October 23, 1942, show sufficient cause to the satisfaction of this court to the contrary.

October 10, 1942. A. S. VANIGASOORIAR, District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Swammathar James Selvanayagam of Puthoor, deceased.

No. 40. Elizabeth Vallipillai, widow of S. J. Selvanayagam of Puthoor Petitioner.

Vs.  
 (1) S. A. Rajanayagam and wife, (2) Sugirthapattam, (3) K. Ratnasangam and wife, (4) Amirthapattam, all of Puthoor Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge, Jaffna, on September 28, 1942, in the presence of Mr. K. Rajaratnam, 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 petitioner, as the lawful widow of the deceased, be declared entitled to administer the said estate and that letters of administration be issued to her accordingly, unless the respondents shall appear before this court, on October 28, 1942, and show sufficient cause to the satisfaction of this court to the contrary.

October 9, 1942. G. C. THAMBYAH, District Judge.