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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. 22 of 1943.

L D --O 27/43 —M/L A DT 38/8

**An Ordinance to amend the Motor Car Ordinance,
No 45 of 1938**

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 Motor Car, Short title
(Amendment) Ordinance, No 22 of 1943

2 Section 5 of the Motor Car Ordinance, No 45 of 1938, Amendment of
(hereinafter referred to as "the principal Ordinance"), is section 5 of the
hereby amended by the substitution, for the words "Save as Motor Car
otherwise provided in section 6, no motor car", of the words, Ordinance, No 45
"No motor car" of 1938

3 Section 6 of the principal Ordinance is hereby repealed Substitution of new
and the following section substituted therefor — section 6 for section
6 of the principal
Ordinance

6 Regulations may be made amending, adding to, Power to
replacing, or rescinding any of the provisions in the First amend First
Schedule" regulation

Passed in Council the Fifth day of August, One thousand Nine hundred and Forty-three'

D C R GUNAWARDANA,
Clerk of the Council

Assented to by His Excellency the Governor the Seventeenth day of August, One thousand Nine hundred and Forty-three

H A C DOBBS,
Acting Secretary to the Governor

DRAFT ORDINANCES

MINUTE

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

L D —O 45/42

**An Ordinance to amend the Adoption of Children
Ordinance, No 24 of 1941**

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 Adoption of Children Short title
(Amendment) Ordinance, No of 1943

2 Section 14 of the Adoption of Children Ordinance, Amendment of
No 24 of 1941, (hereinafter referred to as "the principal section 14
Ordinance"), is hereby amended by the substitution, for of Ordinance
the words "or who shall", of the words "and any person No 24 of 1941
who, except with the sanction of the Court, shall"

Amendment of section 19 of the principal Ordinance

3. Section 19 of the principal Ordinance is hereby amended in sub-section (2) thereof as follows —

- (1) by the substitution in paragraph (c), for the words “the applicant”, of the words “the applicant, and”
- (2) by the insertion immediately after paragraph (c), of the following new paragraph —
“ (d) where the child is over ten years of age, unless such child consents to such registration ”

Substitution of new section for section 21 of the principal Ordinance
Duties of registered custodians

4 Section 21 of the principal Ordinance is hereby repealed and the following new section substituted therefor —

21 It shall be the duty of every person who is registered as the custodian of a protected person—

- (a) to provide adequate food, clothing and medical attention for the protected person,
- (b) as soon as may be after the protected person is taken into his care, custody or control or attains the age of twelve years (whichever of these events is the later) to open an account at the Ceylon Post Office Savings Bank in his own name as trustee for the protected person as beneficiary, and, until the protected person attains the age of eighteen years, to deposit each month to the credit of that account, an amount determined in accordance with such scales as may be prescribed,
- (c) at the end of each successive period of six months after the aforesaid account is opened, to send for purposes of inspection to the Assistant Government Agent of the district in which he is resident the deposit book issued by the Bank in respect of that account,
- (d) to furnish to the Assistant Government Agent of the district in which he is resident such returns and information, relating to the protected person, as the Assistant Government Agent may from time to time require him to furnish

Insertion of new section 21A in the principal Ordinance

5 The following new section is hereby inserted, immediately after section 21, and shall have effect as section 21A, of the principal Ordinance —

Special provisions as to accounts opened under section 21

21A Notwithstanding anything in any rule in force under the Ceylon Post Office Savings Bank Ordinance, No 18 of 1941, or in any other law—

- (a) in the caption or title of the account opened for the benefit of a protected person under section 21, the description “a protected person” shall be added immediately after his name, and
- (b) no part of the amounts deposited to the credit of such account shall be, or be permitted by the Postmaster-General to be, withdrawn, until the protected person attains the age of eighteen years

Amendment of section 26 of the principal Ordinance

6 Section 26 of the principal Ordinance is hereby amended as follows —

- (1) in sub-section (1) thereof, by the substitution, for paragraph (c), of the following new paragraph —
“ (c) fails or refuses to comply with any of the provisions of paragraphs (a), (b) and (c) of section 21, or ”,
- (2) in sub-section (2) thereof—
 - (a) by the substitution, for the words “any sum in the name of any protected person” of the following —
“the appropriate amount to the credit of any account opened by him”,
 - (b) by the substitution, for all the words from “the Magistrate” to the end of that sub-section, of the following —
“the Magistrate may, without prejudice to any punishment which may be imposed for the offence, direct that amount to be recovered from that person in like manner as a fine and when so recovered to be deposited to the credit of that account ”

Amendment of section 29 of the principal Ordinance

7. Section 29 of the principal Ordinance is hereby amended in sub-section (2) thereof by the substitution, for the words “into districts,” of the words “into districts, or where an Assistant Government Agent has not been appointed for any district,”

Objects and Reasons

The object of this Bill is to make certain amendments in the Adoption of Children Ordinance, No 24 of 1941, before it is brought into operation

2 The conditions, which must be fulfilled before a person is registered as the custodian of a child whom he takes under his protection, are set out in section 19 (2) of the Ordinance. It seems to be desirable to add to these a further condition that where the child is over ten years of age the consent of the child must also be obtained before the registration is effected. This amendment is set out in Clause 2 of the Bill.

3 In section 21, which prescribes the duties of a registered custodian, there is nothing to make it clear that a custodian must provide food, clothing, and medical attention for a child under his protection, and there is no method prescribed for ascertaining whether the obligation to make payments into a trustee account at the Ceylon Post Office Savings Bank is discharged regularly and satisfactorily by the custodian. It is therefore proposed in Clause 4 to replace section 21 by a new section which deals with both these matters. The new section 21A, which is introduced by Clause 5, is designed partly to prevent the withdrawal of moneys from the account till the protected person attains the age of eighteen years. In the event of default on the part of a custodian in making payments into the trustee account at the Bank, the amendments to section 26, which are set out in Clause 6, will enable a Magistrate to cause the amount to be recovered from the custodian in the same manner as a fine and to be paid into that account.

4 The opportunity is also taken to rectify an error in section 14 of the Ordinance (Clause 2), and to extend the scope of sub-section (2) of section 29 relating to interpretation (Clause 7).

A MAHADEVA,
Minister for Home Affairs

Colombo, 17th August, 1943

MINUTE

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

L D—O 7/38

An Ordinance to provide for the prevention and punishment of bribery and corruption of and by members of local authorities

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

1 This Ordinance may be cited as the Public Bodies (Prevention of Corruption) Ordinance, No of 1943

Short title

2. (1) Any person who corruptly gives, promises or offers to any member of a public body, whether for the benefit of such member or of another person, any gift, loan, fee, reward or advantage whatsoever as an inducement to or reward for such member doing or forbearing to do any official act, shall be guilty of an offence

Officer or giving of gratification to member of public body or to influence a member

(2) Any person who corruptly gives, promises or offers to any other person, whether for the benefit of that person or of another person, any gift, loan, fee, reward or advantage whatsoever, as an inducement to or reward for influencing any member of a public body to do or forbear to do any official act, shall be guilty of an offence

Taking of gratification by member of public body or to influence a member

3 (1) Any member of a public body who corruptly solicits or receives or agrees to receive, for himself or for any other person, any gift, loan, fee, reward or advantage whatsoever as an inducement to or reward for such member doing or forbearing to do any official act, shall be guilty of an offence

(2) Any person who corruptly solicits or receives or agrees to receive, for himself or for any other person, any gift, loan, fee, reward or advantage whatsoever as an inducement to or reward for influencing any member of a public body to do or forbear to do any official act, shall be guilty of an offence

Penalties for and trial of offences under this Ordinance

4 (1) Any person who commits any offence under this Ordinance shall, on conviction, be liable to a fine not exceeding five thousand rupees or to imprisonment of either description for a term not exceeding two years, or to both such fine and imprisonment

(2) The court which convicts any person of any offence under this Ordinance may, in addition to the penalties prescribed in sub-section (1), order as a further penalty, that the whole or any part of the amount or value of any gift, loan, fee or reward received by that person shall be recovered from him in the same manner as a fine imposed by the court, and any sum so recovered shall be disposed of in such manner as the court may direct

Cap 16 (3) Notwithstanding anything in the Criminal Procedure Code, a District Court shall have jurisdiction to try, on indictment, any offence under this Ordinance and to impose any penalty prescribed in the preceding provisions of this section

(4) No prosecution for any offence under this Ordinance shall be instituted except by or with the written sanction of the Attorney-General

Vacation of seat and disqualification

5 (1) Any member of a public body who is convicted of an offence under section 3 shall vacate his seat or office with effect from the date of such conviction

(2) Any person who is convicted of an offence under section 3 committed during his membership of a public body shall, for a period of five years reckoned from the date of such conviction, be incapable of being registered as a voter or of voting at any election of members of any public body or of being elected, nominated or appointed, or of sitting or voting, as a member of any public body

(3) Where any person who is convicted of an offence under section 3 appeals against such conviction, the following provisions shall have effect —

(a) nothing in sub section (1) or sub-section (2) shall apply unless such conviction is affirmed in appeal,

(b) where the conviction is so affirmed, the provisions of those sub sections shall apply as though the references therein to the date of his conviction were references to the date of the affirmation of his conviction in appeal, and

(c) if such person is, between the date of his conviction and the date of the affirmation of the conviction in appeal, elected, nominated or appointed as a member of any public body, that person shall, with effect from the date of the affirmation of the conviction, vacate his seat or office as a member of that public body

(4) Where any person, by reason of the operation of any of the preceding provisions, vacates his seat or office as a member of any public body, the provisions of the Ordinance by or under which that public body is constituted shall apply for the purpose of filling the vacancy so occurring in like manner as they would have applied if such member had resigned his seat or office

Interpretation

6 In this Ordinance, unless the context otherwise requires—

“advantage” includes—

(a) any office or dignity, and any forbearance to demand any money or money's worth or valuable thing, and

(b) any aid, vote, consent or influence, and

(c) any promise or procurement of or agreement or endeavour to procure, or the holding out of any expectation of, any gift, loan, fee, reward, or advantage as hereinbefore defined,

“official act”, when used with reference to any member of a public body, includes any act which that member is, by or under the provisions of any law for the time being in force relating to that public body, empowered, authorised, entitled or required to do or forbear to do in respect of any matter or transaction whatsoever, actual or proposed, in which the public body is concerned,

“public body” means any Municipal Council, Urban Council, Local Board, Sanitary Board or Village Committee, and includes any standing or select or other committee of any such Council, Board or Committee

Objects and Reasons

The object of this Bill is to penalise the offer of a bribe to a member of a public body, or the acceptance of a bribe by any such member, as a motive or reward for doing or forbearing to do any act in his capacity as a member of that public body

It is also provided in the Bill that where a member of a public body is convicted of the offence of accepting a bribe he shall vacate his seat and be disqualified for a period of five years from sitting as a member of any public body or from being a voter or a candidate at any election to any such body “Public body” is defined to include any Municipal or Urban Council, and any Local Board, Sanitary Board or Village Committee

NOTIFICATIONS OF CRIMINAL SESSIONS

WITH reference to the notification which appeared in the *Government Gazette* of August 13, 1943, it is hereby notified that the Criminal Sessions which is due to be holden at Kalutara on August 30, has since been postponed for Monday, September 6, 1943, at 11 o'clock of the morning

And I do hereby require and inform all persons concerned therein to attend on the date now fixed and not to depart without leave asked and granted

Fiscal's Office,
Colombo, August 17, 1943

V ALLI RAJAH,
for Fiscal

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 District of Galle will be holden at the Court house at Galle on Wednesday, September 15, 1943, at 11 o'clock of the morning of the said day

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

Fiscal's Office,
Galle, August, 14, 1943

W O STEVENS,
Fiscal

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 District of Tangalla, will be holden at the Court house at Galle, on Wednesday, September 15, 1943, at 11 o'clock of the morning of the said day

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

Deputy Fiscal's Office,
Hambantota, August 10, 1943

W HOLMES,
Deputy Fiscal

NOTICES OF FISCALS' SALES

Western Province.

In the District Court of Colombo

S O de Silva Jayasuriya of the I C I, Prince buildings, Fort, Colombo Plaintiff

No 846/M B Vs

(1) Mohamedu Lebbe Marikar Hamiffa Umma and (2) Abdul Careem Mohamed Mukthar (wife and husband), both of 32, First Mosque lane, Colombo Plaintiff

NOTICE is hereby given that on Tuesday, September 14, 1943, at 3 P M, will be sold by public auction at the premises the following property mortgaged with the plaintiff by bond No 148 dated March 5, 1939, attested by K Rasanathan, Notary Public, and declared specially bound and executable under the decree entered in the above action and ordered to be sold by the order of court dated June 25/30, 1943, for the recovery of the sum of Rs 675, with interest on Rs 500 at the rate of 15 per cent per annum from April 27, 1943, to date of decree (May 12, 1943) and thereafter on the aggregate amount of the decree at the rate of 9 per cent per annum till payment in full and costs of this action, viz —

All that block of land with the buildings thereon bearing assessment No 3586/197 and presently bearing assessment No 96, situated at Mutwal street in Kotahena Ward within the Municipality and in the District of Colombo, Western Province, and bounded on the north by property belonging to Y M Yousup, bearing assessment No 196, and Mutwal street, on the east by property belonging to Y M Yousup, bearing assessment No 196, and Elie House Park, on the south by Elie House Park and mosque property, and on the west by mosque property and Mutwal street, containing in extent 29 25/100 perches [according to plan No 353 of March 30, 1914, made by the Municipal Surveyor, E F Daniel
Prior Registration, A 257/86

Fiscal's Office,
Colombo, August 18, 1943

V ALLI RAJAH,
for Fiscal

In the District Court of Colombo

Warnakula Jayasoomiya Goonewardene Sellapperumage Rosalino Fernando of Moratuwa Plaintiff

(1) Telege Seemon Pieris, (2) ditto Piyaseelie Seelawathie Pieris, and (3) ditto Karunaseelie Seelawathie Pieris, all of Katukurunda in Moratuwa Substituted Plaintiffs

No 932/Land Vs

(1) Welarumage Meraya Fernando, (2) ditto Sellapperumage Kovis *alias* Koman Fernando, (3) ditto Teemon Fernando, (4) ditto Mentor Fernando, (5) Arthur Fernando, all of 208, Karagampitiya, Dehiwala Defendants

NOTICE is hereby given that on Thursday, September 16, 1943, at 3 P M, will be sold by public auction at the premises the right, title, and interest of the said substituted plaintiffs in the following property for the recovery of the sum of Rs 223 being Supreme Court taxed costs of appeal and Rs 365 57, to wit — Rs 264 70 being taxed costs of inquiry (incurred), Rs 69 37 being taxed costs of inquiry (prospective), and Rs 31 50 being costs of the inquiry of June 30, 1943, fixed by court, viz —

All that undivided 137/396 shares or portions of land and buildings towards the west, in extent 1 acre and 36 perches out of the land called Badullagahawatta together with the buildings standing thereon, situated at Karagampitiya in Dehiwala in the Palle pattu of Salpitu, korale in the District of Colombo, Western Province, and bounded on the north by lands belonging to L Dines Silva, J James Mendis and Juwan Fonseka, on the east by Delgahawatta belonging

to K Thepanis Fernando, on the south by the high road leading to Cotta, and on the west by lands belonging to the heirs of B Suran Mendis, M Juwanis Fernando and L Dines Silva, containing in extent 2 acres 3 roods and 24 square perches, which said undivided portion of land towards the west in extent 1 acre and 36 perches can now be described according to plan No 2,153 dated September 2, 1938, made by A H Fernando, Licensed Surveyor, and filed of record in the above case as follows —

An allotment of land called Badullagahawatta *alias* Kahatagaha watta together with the buildings standing thereon, situated at Karagampitiya aforesaid, and bounded on the north by the properties of Floris Silva and Davidson, east by the properties of Simeon Silva and the heirs of Andrus Silva, south by the property of M A F Weerasuriya, and Hill street, west by the properties of L I Perera, H S Fernando, V D Aberera and Andrus Silva, and containing in extent according to the said plan No 2,153, 1 acre and 35 perches

Fiscal's Office,
Colombo, August 18, 1943

V ALLI RAJAH,
for Fiscal

In the District Court of Colombo

K M S S Simmah Chettiar of 270, Mam street, Veyangoda Plaintiff

No S/5,678 Vs

(1) T H William Silva of 121, Norris road, Pettah, Colombo, and another Defendants

NOTICE is hereby given that on Friday, September 10, 1943, at 10 A M, will be sold by public auction at 121, Wijesiri Hotel, Norris road, Pettah, Colombo, the following movable property belonging to the 1st defendant for the recovery of the sum of Rs 2,462 88, with interest on Rs 2,036 at 12 per cent per annum from January 4, 1943, till date of decree January 27, 1943, and thereafter legal interest on the aggregate amount of the decree till payment in full and costs of suit, less Rs 300, viz —

12 tables with marble tops, 5 wooden tables, 52 bentwood chairs, 26 pictures, 6 glass screens, 2 large show cases, 2 small show cases, 4 large mirrors, 1 tea boiler, 1 tea counter, 1 cashier's counter, 2 glass almiraes, 1 Seth Thomas wall clock, 1 refrigerator, 1 iron safe with stand, 1 wireless set, 1 lot sundries

Fiscal's Office,
Colombo, August 18, 1943

V ALLI RAJAH,
for Fiscal

In the Court of Requests of Coombo

Jehangir Framji Udhanawala, carrying on business under the name, style, and firm of The Radio Finance Company at Consistory buildings, Colombo Plaintiffs

No 85,471 Vs

(1) Mrs G E Perera and (2) A Cyril Perera, both of Andawala estate, Panwila, Eheliyagoda, presently of Hapugashena, Makola Defendants

NOTICE is hereby given that on Saturday, September 11, 1943, at 12 noon, will be sold by public auction at Royal Garage, at No 357/25, Darley road, Colombo, the following movable property for the recovery of the sum of Rs. 100 and also to recover Rs 155 06 and a further sum of Rs 18 34 per mensem from July 16, 1942, till the return of the radio set H M V Q22 Ch No 416331, plus Rs 2 62 and costs of suit incurred Rs 36 75 and prospective costs Rs 4 50 and to recover legal interest on all sums awarded from December 1, 1942, till payment in full, viz —

One Morris Saloon Motor Car bearing No Z 947 with all its accessories

Fiscal's Office,
Colombo, August 18, 1943

V ALLI RAJAH,
for Fiscal

In the District Court of Kalutara

Cecilia Perera Jayasuriya of Undugoda, and another Plaintiffs

No 20,506 Vs

(2) Dona Josahn Wettasinghe of Undugoda, (3) Liyanage Martin Perera of Molligoda, (5) Don Abraham Kotalawala of ditto and (6) Dona Lucy Kotalawala of Undugoda Defendants

NOTICE is hereby given that on Saturday, September 11, 1943, at 2 30 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 Rs 151 32, viz —

1 The soil, trees, plantations and everything else standing thereon of lot marked No 1 in plan No 3,143 dated January 29, 1943, made by Mr J R A Rodrigo, Licensed Surveyor, of an allotment of land called Gedarawatta *alias* Uswatta, Bogahawatta *alias* Mahagedarawatta, Maragahawatta, *alias* Aramanalanda, situated at Undugoda in Adikari pattu of Raigam korale, in the District of Kalutara, Western Province, and bounded on the north by land of V B Kotalawala at present the cart road, east by the cart road and a portion of Moonamalgalhawatta, south by the road, and on the west by Geekiyanawatta, and containing in extent 1 acre 2 roods and 4 65 perches, as belonging to the 2nd, 3rd, and 5th defendants

2 The soil, trees, plantations and everything else standing thereon of lot marked No 2 of the aforesaid land called Gedarawatta *alias* Uswatta, Bogahawatta *alias* Mahagedarawatta and Maragahawatta and Aramanalanda, situated at Undugoda aforesaid, and bounded on the north by Geekiyanawatta, east by lot No 3 of this land, south by field, and on the west by a portion of Mahagedarawatta, and containing in extent 3 roods and 2 35 perches, as per figure of survey No 3143 aforesaid as belonging to the 6th defendant

Deputy Fiscal's Office,
Kalutara, August 13, 1943

P D WEREMAN,
Deputy Fiscal

In the District Court of Kalutara

- (1) Benaragamavidanelage Punniyawardena of Uratudawa, minor, by his next friend (2) Vithanage John Singho of Yatiyana Plaintiffs
No 21,829 Vs

- (1) G W Georgiana Perera of Udugammana in Anguruwatota, administratrix of the estate of the late Kalupahanamestrige Don Maththeshamy, deceased Defendant

NOTICE is hereby given that on Saturday, September 18, 1943, commencing at 2 o'clock in the afternoon, will be sold by public auction at the respective premises in the following property mortgaged by the defendant with plaintiffs and declared bound and ordered to be sold by the decree entered in the said case for the recovery of Rs 2,400 with legal interest thereon at the rate of 9 per cent per annum from March 14, 1940, till payment in full and costs of suit Rs 405 27, viz —

(1) (Excluding the planter's share of the second plantation) all that undivided five sixteenth share of the soil and of the trees of the paraveni share of the said plantation and also of all the trees and plantations of the first plantation such as coconut, jak, arecanut and rubber of the land called Pelawatta, situated at Udugammana in Munwattebage pattu of Raigam korale, in the District of Kalutara, Western Province, and bounded on the north by Uswatta, on the east by Tawalugodawatta, on the south by Bentotagepelawatta, and on the west by Henelanda, and containing in extent about half an acre

(2) All that undivided one fourth share of the soil and of all the trees and plantations such as coconut, jak, arecanut and rubber standing thereon of the land called Bentotagewatta kattiya situated at Udugammana aforesaid, and bounded on the north by Elamodara watta, on the east by the Kalu ganga, on the south by Pahalawatta, and on the west by owita, and containing in extent about one acre

(3) All that undivided one third share of the soil and of all the trees and plantations such as coconut, jak, arecanut, tea and rubber standing thereon of the land called Uswatta, situated at Udugammana aforesaid, and bounded on the north by Arambewatta, on the east by Delkotuwa, on the south by Tawalugodawatta and Pelawatta, and on the west by Henelanda, and containing in extent about one acre

(4) All that undivided two third share of the soil and of all the trees and plantations such as coconut, jak, and arecanut standing thereon together with the entirety of the twenty seven cubit tiled house occupied by the debtor thereon of the land called Tawalan godawatta, situated at Udugammana aforesaid, bounded on the north by Delkotuwa, on the east by Talagahawatta, on the south by Udahawatta, and on the west by Bentotagepelawatta, and containing in extent about two and a half acres

(5) All that undivided seventeen fortieth share of the soil and of all the trees and plantations such as coconut, jak, arecanut, and rubber standing thereon of the land called Ambagahaowita, situated at Udugammana aforesaid, bounded on the north by Udugammana ela, on the east by Bodilyawatta, on the south also by Bodilyawatta, and on the west, by Ambagahaowitekattiya, and containing in extent about six kurunes of paddy sowing

(6) All that the undivided two fifteenth share of the soil and of all the trees and plantations such as coconut, jak, arecanut and rubber standing thereon of the land called Wadugewalaowita, situated at Udugammana aforesaid, and bounded on the north by Elamoderawatta, on the east also by Elamoderawatta, on the south by Bentotagewalaowita, and on the west by Bodilyawatta and Heen ela, and containing in extent about three roods

(7) All that the undivided one eighth share of the soil and of all the trees and plantations such as coconut, jak, and arecanut standing thereon of the land called Mullegamagawatta, situated at Udugammana aforesaid, and bounded on the north by Achargawatta, on the east by Parawatta, and Udahawatta on the south by Nika ketyawatta and Boralugodawatta, and on the west by Kurundu watta, and containing in extent about four acres

(8) All that the undivided one sixteenth share of the soil and of all the trees and plantations such as coconut, jak, and arecanut standing thereon of the land called Amuwatta, situated at Udugammana aforesaid, and bounded on the north by Tawalangoda watta, on the east by Kongahawatta, on the south by Walapalle owita, and on the west by Pahalagawatta, and containing in extent about three roods

(9) All that the undivided one sixteenth share of the paddy field called Kebellakumbura pahalagerawalla, situated at Udugammana aforesaid, and bounded on the north by Mullegamagerekumbura, on the east by Boralugodawatta, on the south by Wagurekumbura, and on the west by Acharyakumbura, and containing in extent about eight kurunes of paddy sowing

Deputy Fiscal's Office,
Kalutara, August 13, 1943

P D WEERAMAN,
Deputy Fiscal

In the District Court of Kalutara

- Abesingheatchige Don Suwaris of Wetara Plaintiff
No 21,863 Vs

- Mapatunage Remanis Perera of Ilambe, (2) Sawanna Ana Mutiah Chettiar of 84, Sea street Defendants

NOTICE is hereby given that on Saturday, September 25, 1943, at 2 30 in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said 1st defendant for the recovery of Rs 2,880 being the aggregate amount of principal and interest due and legal interest at 9 per cent per annum from April 9, 1940, till payment in full and costs Rs 176 10, the following property mortgaged to with the plaintiff by the defendant and declared bound and executable and decreed to be sold by the decree entered in the above case, viz —

Undivided 17/27 shares of the soil together with the entirety of the rubber and other plantations and buildings standing thereon of a portion of the land called Koswattemukalana situated at Ilambe in Munwattebage pattu of Raigam korale in the District of Kalutara, Western Province, and bounded on the north, east, and west by the

field of Girigoris Soysa, and on the south by a portion of Kosgahawatta of Don Marthelis Perera Weerasinghe and a portion of this land belonging to the heirs of Ilambevidanelage Don Harmanis Appuhamy, containing in extent, 7 acres 2 roods and 36 perches
Appraised value Rs 10,000

Deputy Fiscal's Office,
Kalutara, August 17, 1943

P D WEERAMAN,
Deputy Fiscal

Central Province

In the Court of Requests of Gampola

- Uduwerelle Herath Mudiyansele Kuda Banda Uduwerelle of Unambuwa Plaintiff
No 5,857 Vs

- Dissanayake Mudiyansele Udagedera Kalu Banda of Galkoha Defendant

NOTICE is hereby given that on Thursday, September 23, 1943, at 2 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, mortgaged with the plaintiff by bond No 7,625 dated November 23, 1930, and attested by Mr P B Elangasinghe, Notary Public, and declared specially bound and executable under the decree entered in the above action and ordered to be sold by order of court dated August 27, 1942, for the recovery of the sum of Rs 160, with interest thereon at the rate of 9 per centum per annum from July 13, 1942, till payment in full, and a sum of Rs 24 25 being cost of suit and poundage, viz —

An undivided 5/6 part or share out of an undivided 1/2 part or share from and out of all that land called Walapelehena (now garden) of about 15 lahas paddy sowing extent, situate at Galkoha in Kandu palata of Udunuwara, Kandy District, Central Province, and bounded on the north by ela, on the east and south by village limit, and on the west by ditch, together with a like share of everything standing thereon

Valuation Rs 1,250

Fiscal's Office,
Kandy, August 14, 1943

CHARLES DE SILVA,
Deputy Fiscal

Southern Province

In the District Court of Galle sitting at Balapitiya

- In the matter of the Estate of Mallyyawadu Appusunghe de Silva of Telwatta deceased
The Commissioner of Estate Duty Petitioner, Judgment Creditor
Estate No ED/S 881 Vs

- (1) Lekamwasan Liyanage Leisahamy, (2) Mallyyawadu William de Silva, (3) ditto David de Silva, and (4) ditto Peter de Silva, all of Telwatta, Hikkaduwa, executors of the estate of the above named deceased Respondents

NOTICE is hereby given that on Tuesday September 14, 1943, at 3 30 in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said respondents in the estate of the said deceased, in the following property, for the recovery of the sum of Rs 190 45 with interest thereon, at 4 per centum per annum from November 16, 1926, to date of payment being estate duty due in respect of the estate of the above named deceased, payable by the above named respondents, viz —

The eastern portion of lot No 3 of the land called Ilukamullebedda situated at Godagama in Wellaboda pattu of Galle District, Southern Province, and bounded on the north by Crown jungle, east by Ampegama Kahatapitiya Gansabhawara road, and Mahagangodakele, south by Gansabhawara road, and west by the western portion of this land, and containing in extent 11 acres and 1 rood together with the buildings and everything standing thereon

Deputy Fiscal's Office,
Balapitiya, August 16, 1943

SAM RANASOORIYA,
Additional Deputy Fiscal

North-Western Province.

In the Court of Requests of Kurunegala

- K B Galagoda of Kurunegala Plaintiff
No 12,572 Vs

- K A Don Simon Appuhamy of Koswatta in Ihalavisdeke korale east Defendant

NOTICE is hereby given that on Friday, September 17, 1943, 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 the sum of Rs 201 75 with interest on Rs 173 at the rate of 9 per cent per annum from April 13, 1943, till payment in full and poundage, viz —

All that Pallamewatta alias Paragahadiwewatta of about 6 1/2 acres in extent, situated at Koswatta in Ihalavisdeke korale of Hiriyala hatpattu in the District of Kurunegala, North Western Province, and bounded on the north by Pallamekumbura of A M Kiri Banda and others, east by Paragahadiwela alias Pallamewatta of A M Mutu Banda, south by Crown land, and west by Crown land and Pallamekumbura of Pusumbi, with plantations and buildings thereon

Fiscal's Office,
Kurunegala, August 17, 1943

WALTER D M PERERA,
Deputy Fiscal

NOTICES OF TESTAMENTARY ACTIONS

In the District Court of Colombo

Order Nisi

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction Ahamed Bin Ibrahim, of Salonica,
No 10,439 Colpetty, deceased

- (1) Mohamed Ghouse Bin Ahamed of Horton place, Colombo,
(2) Mohamed Luthfy Bin Ahamed of Salonica, Colpetty,
Colombo

And

- (1) Sitti Raffiathul Adabiya, wife of Mahmood Hadjar Moha-
med Yoosooof of Dickman's road, Bambalapitiya in Colombo,
(2) Sitti Nafeesathul Zabeed, of Salonica, Colpetty,
Colombo

THIS matter coming on for disposal before S C Swan, Esq ,
Additional District Judge of Colombo, on May 17, 1943, in the
presence of Mr N M Zahed, Proctor, on the part of the petition-
ers, above named, and the affidavit of (1) the petitioners dated
May 17, 1943, and (2) the attesting Notary Public and the wit-
nesses dated May 17, 1943, having been read

It is ordered that the last will and testament of Ahamed Bin
Ibrahim, deceased, the original of which has been produced and
is now deposited in this court, be and the same is hereby declared
proved and that the petitioners above named are the executors
named in the said will and they are hereby declared entitled to
have probate thereof issued to them accordingly, unless the re-
spondents above named or any other person or persons interested
shall, on or before July 1, 1943, show sufficient cause to the satis-
faction of this court to the contrary

JAMES JOSEPH,
Additional District Judge

May 25, 1943
The date for showing cause against the above *Order Nisi* is hereby
extended to August 26, 1943

JAMES JOSEPH,
Additional District Judge

July 24, 1943

In the District Court of Colombo

Order Nisi

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction Don Julius Lekamwasam of Agalawatta,
No 10,476 deceased

Between

Don John Lekamwasam of Meegahatenna Petitioner
And

Dona Lisina Goonaratne Lekamwasam of Rilawala Respondent

THIS matter coming on for disposal before James Joseph, Esq ,
Additional District Judge of Colombo, on June 16, 1943, in the
presence of Messrs de Abrew & Fernando, Proctors, on the part
of the petitioner, and Mr H A Abeyawardane, Proctor, on the part
of the respondent, and the affidavit of the petitioner, the notary
and the witnesses dated June 1, 1943, June 4, 1943, and June 1,
1943, respectively, having been read

It is ordered that the will No 452 of Don Julius Lekamwasam,
the deceased, dated May 6, 1943, attested by Mr S R B A Goona-
tillake, Notary Public, and now deposited in this court, be and the
same is hereby declared proved, unless the respondent or any other
person or persons interested shall, on or before September 9, 1943,
show sufficient cause to the satisfaction of this court to the contrary

It is further declared that the petitioner is entitled, as a brother
of the deceased and a devisee under the said will, to have letters of
administration of the estate of the deceased with a copy of the will
annexed issued to him, unless the respondent or any other person
or persons interested shall, on or before September 9, 1943, show
sufficient cause to the satisfaction of this court to the contrary

JAMES JOSEPH,
Additional District Judge

June 16, 1943

In the District Court of Colombo

Order Nisi

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction Tantulage Bastian Fernando of Indibedda in
No 10,514 Moratuwa, deceased

Tantulage Abraham Fernando of Indibedda in Mora-
tuwa Petitioner

- (1) Tantulage John Isaac Fernando, (2) ditto John Charles
Fernando, (3) ditto John Arnolis Fernando, (4) ditto John
Tudor Fernando, (5) ditto John Simon Fernando, (6) ditto
Vinnie Albert Fernando, (7) ditto Annie Caroline Fernando,
(8) ditto Sammie Titus Fernando, (9) ditto Walthe Milton
Fernando, (10) ditto Aggie Silnet Fernando, (11) ditto
Bennie Dickson Fernando, (12) ditto Nolly Nelson Fernando,
all of Indibedda, Moratuwa Respondents

THIS matter coming on for disposal before James Joseph, Esq ,
Additional District Judge of Colombo, on July 15, 1943, in the
presence of Mr C C Stembo, Proctor, on the part of the petitioner,
and the affidavit of the petitioner dated July 2, 1943, having been
read

It is ordered that the last will and testament of Tantulage Bastian
Fernando, deceased, the original of which has been produced and is
now deposited in this court, be and the same is hereby declared
proved, and that the petitioner above named be and he is hereby declared
entitled as son of the deceased above named, and a beneficiary
named in the said will to have letters of administration with the will
annexed issued to him accordingly, unless the respondents above
named or any other person or persons interested shall, on or before
August 26, 1943, show sufficient cause to the satisfaction of this
court to the contrary

July 19, 1943.

JAMES JOSEPH,
Additional District Judge

In the District Court of Colombo

Order Nisi

Testamentary In the Matter of the Intestate Estate of Meera
Jurisdiction Lebbe Marikar Ummu Zulaiha of 69, Barber
No 10,515 street, Colombo, deceased

Mohamed Mohideen Hadjar Mohamed Saheed of 7, Theatre
road, Wellawatta Petitioner

- (1) Mohamed Mohideen Hadjar Mohamed Rasheed of 22,
Station road, Wellawatta, (2) Mohamed Mohideen Hadjar
Mohamed Thahir of 41, 19th lane, Bambalapitiya Respondents

THIS matter coming on for disposal before James Joseph, Esq ,
Additional District Judge of Colombo, on July 15, 1943, in the
presence of Mr A R M Razeen, Proctor, on the part of the peti-
tioner above named, and the affidavit of the petitioner dated
May 29, 1943, having been read

It is ordered that the petitioner above named be and he is hereby
declared entitled, as a son of the deceased above named, to have
letters of administration to the above estate issued to him accord-
ingly, unless the respondents above named or any other person
or persons interested shall, on or before August 26, 1943, show
sufficient cause to the satisfaction of this court to the contrary

JAMES JOSEPH,
Additional District Judge

July 21, 1943

In the District Court of Colombo

Order Nisi

Testamentary In the Matter of the Intestate Estate of Kottogodage
Jurisdiction Ethel Catherine Coorey nee Perera of 126, Molpe
No 10,542 in Moratuwa, deceased

Mahamarakkalage Alfred Joseph Coorey of 126, Molpe in
Moratuwa Petitioner

- (1) Mahamarakkalage Stella Bridget Coorey, (2) ditto Douglas
Emanuel Coorey, (3) ditto Rienzi Herman Coorey, all of 126,
Molpe in Moratuwa, (4) Kottogodage Francis Hugo Perera of
Ramyia in Nugegoda Respondents

THIS matter coming on for disposal before James Joseph, Esq ,
Additional District Judge of Colombo, on July 30, 1943, in the
presence of Mr P E S Wijeyesekera, Proctor, on the part of the
petitioner above named, and the affidavit of the petitioner dated
July 27, 1943, having been read

It is ordered that the 4th respondent 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 widower of the deceased above named, to have letters of adminis-
tration to the above estate issued to him accordingly, unless the
respondents above named or any other person or persons interested
shall, on or before September 16, 1943, show sufficient cause to the
satisfaction of this court to the contrary

W SANSONI,
Additional District Judge

August 10, 1943

In the District Court of Colombo

Order Nisi

Testamentary In the Matter of the Intestate Estate of Frederick
Jurisdiction Christopher William Ferdinands of Karlsrhue
No 10,544 avenue, Colombo, deceased

Millicent Clare Ferdinands of Karlsrhue avenue,
Colombo Petitioner

- (1) Allan Eric Ferdinands, (2) Iris May Ferdinands, both of
Karlsrhue avenue, Colombo Respondents

THIS matter coming on for disposal before James Joseph, Esq ,
Additional District Judge of Colombo, on August 2, 1943, in the
presence of Mr G A H Wille, Proctor, on the part of the petitioner
above named, and the affidavit of the petitioner dated August 2,
1943, having been read

It is ordered 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 any
other person or persons interested shall, on or before September 16,
1943, show sufficient cause to the satisfaction of this court to the
contrary

JAMES JOSEPH,
Additional District Judge

August 4, 1943

In the District Court of Colombo

Order Nisi

Testamentary In the Matter of the Intestate Estate of Jayawar-
Jurisdiction dana Welatantrige Elizabeth Botejue of Kotuwe-
No 10,549 goda in the Palle Pattu of Hewagam Korale,
deceased

Jayawardana Welatantrige Francis Joseph Botejue of Kotuwe
goda aforesaid Petitioner

- (1) Reverend Canon Jayawardana Welatantrige Edwin Botejue,
(2) Jayawardana Welatantrige Charles Alfred Botejue, (3)
Jayawardana Welatantrige Albert Philip Botejue, (4) Buth-
gamumudianselage Vivienne Lilawathie Perera, all of Kotuwe
goda aforesaid Respondents

THIS matter coming on for disposal before James Joseph, Esq ,
Additional District Judge of Colombo, on August 5, 1943, in the
presence of Mr E J Koelman, Proctor, on the part of the petitioner
above named, and the affidavit of the petitioner dated August 5,
1943, having been read

It is ordered that the petitioner above named be and he is hereby
declared entitled, as a son and an heir of the deceased above named,
to have letters of administration to the above estate issued to him
accordingly, unless the respondents above named or any other
person or persons interested shall, on or before August 26, 1943,
show sufficient cause to the satisfaction of this court to the contrary

JAMES JOSEPH,
Additional District Judge

August 6, 1943.

In the District Court of Colombo

Order Nisi declaring Will proved

Testamentary Jurisdiction No 10,554 In the Matter of the Last Will and Testament of Emelia Eliza Fernando of Knowsley Queen's avenue, Kollupitiya, Colombo, in the Island of Ceylon widow, deceased

THIS matter coming on for disposal before V L St Clair Swan, Esq., Additional District Judge of Colombo, on August 11, 1943, in the presence of Mr Victor Gnanaratnam Cooke, Proctor, on the part of the petitioner, James Aubrey Martensz of Colombo, and (1) the affidavit of the said petitioner dated August 4, 1943, and (2) the affidavit of the attesting notary of the will dated August 4, 1943, having been read It is ordered that the will of the said Emelia Eliza Fernando, deceased, No 1610 dated February 25, 1941, and attested by Cyril Morgan George de Saram of Colombo, Notary Public, the original of which has been produced and is now deposited in this court, be and the same is hereby declared proved, and it is further declared that the said James Aubrey Martensz is the sole executor named in the said will and that he is entitled to have probate thereof issued to him accordingly, unless any person or persons interested shall, on or before August 26, 1943, show sufficient cause to the satisfaction of this court to the contrary

August 12, 1943

S C SWAN,
Additional District Judge

In the District Court of Colombo

Order Absolute in the First Instance

Testamentary Jurisdiction No 10,559 In the Matter of the Last Will and Testament of Stanley Charles Mutimer, Flying Officer in the Royal Australian Air Force on active service abroad, deceased

THIS matter coming on for final determination before James Joseph, Esq., Additional District Judge, on August 14, 1943, in the presence of Messrs F J & G de Saram, Colombo, Proctors, on the part of the petitioner, Theone Carina Mutimer of 187, Stafford place, Colombo, and (1) the affidavit of the said petitioner dated July 25, 1943, (2) the affidavit of Wallace Campbell St Clair Bainbridge, one of the attesting witnesses dated August 9, 1943, and (3) the affidavit of Geoffrey Buckhurst Stephen Hart, a Solicitor of the Supreme Court of the State of Victoria dated August 7, 1943, as to due execution of the will having been read It is ordered that the will of the said Stanley Charles Mutimer dated November 7, 1942, the original of which has been produced and is now deposited in this court be and the same is hereby declared proved, and it is further declared that the said Theone Carina Mutimer is the sole executrix under the said will and that she is entitled to have probate thereof issued to her accordingly, subject to her tendering the usual oath

August 14, 1943

JAMES JOSEPH,
Additional District Judge

In the District Court of Negombo

Order Nisi

Testamentary Jurisdiction No 3,222 In the Matter of the Intestate Estate of Udumulla kankanamalage Peter Singho of Nawana, deceased
Between

Basnayaka Appuharnillage Martin Nona of Nawana Petitioner
And

(1) Udumullakankanamalage Ariyawansa Jotipala, (2) ditto Gunasekera of the Office of the Medical Officer of Health, Kegalla Respondents

THIS matter coming on for disposal before Spencer Rajaratnam, Esq., District Judge of Negombo, on July 30, 1943, in the presence of Mr S M A Raheeman, Proctor, on the part of the petitioner, and the petition and affidavit of the said petitioner dated June 12, 1943, and June 9, 1943, respectively, 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 above named, who is a minor, to represent him for all the purposes of this action, and (b) 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 accordingly, unless the respondents above named or any other person or persons interested shall, on or before August 24, 1943, show sufficient cause to the satisfaction of this court to the contrary

July 30, 1943

S RAJARATNAM,
District Judge

In the District Court of Negombo

Order Nisi

Testamentary Jurisdiction No 3,223 In the Matter of the Intestate Estate of Mrs Jane Lydia Samarasekera of Udugampola, deceased
Between

Perival William Perera Wijesinghe Samarasekera of Udu gampola Petitioner
And

(1) Mrs Evelyn Maud Gunawardene *nee* Samarasekera of Udu gampola, (2) Winifred Mabel Samarasekera, (3) Chandra Piya soma Samarasekera, both of Udugampola, (4) Mrs E A Jayasekera of Galle Respondents

THIS matter coming on for disposal before Spencer Rajaratnam, Esq., District Judge of Negombo, on July 28, 1943, in the presence of Mr S D C W Senaratne, Proctor, on the part of the petitioner, and the petition and the affidavit of the said petitioner dated July 28, 1943, and July 27, 1943, respectively, having been read

It is ordered (a) that the 4th respondent above named be and she is hereby appointed guardian *ad litem* of the 3rd respondent above named, who is a minor, to represent her for all the purposes of this action, and (b) that the said petitioner be and he is hereby declared entitled, as son of the above named deceased, to have letters of

administration to her estate issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before August 24, 1943, show sufficient cause to the satisfaction of this court to the contrary

July 28, 1943

S RAJARATNAM,
District Judge

In the District Court of Kandy

Order Nisi

Testamentary Jurisdiction No T 366 In the Matter of the Estate of the late David Dias Kahande, deceased, of Harasgama, Matale town

THIS matter coming on for disposal before C Nagalingam, Esq., District Judge, Kandy, on June 8, 1943, in the presence of Mr S P Wijayatilake, Proctor, on the part of the petitioner, Pussewala Liyanage Baudhasara of Harasgama, and the affidavit of the said petitioner dated May 1, 1943, having been read

It is ordered that the petitioner be and he is hereby declared entitled, as the elder brother of the widow of the above named deceased, to have letters of administration to the estate of the deceased issued to him, unless the respondents—(1) Pussewala Liyanage Wimalawathie Kahande *alias* Mrs D D Kahande, (2) ditto Amaradasa, (3) ditto Amarawathie Kahande, (4) ditto Wimalawathie Kahande (Jnr), all of Harasgama aforesaid—or any other person or persons interested shall, on or before July 15, 1943, show sufficient cause to the satisfaction of this court to the contrary

It is further ordered that the 1st respondent be appointed guardian *ad litem* over the minors, the 2nd, 3rd, and 4th respondents unless the respondents above named or any other person or persons interested shall, on or before July 15, 1943, show sufficient cause to the satisfaction of this court to the contrary

June 8, 1943

C NAGALINGAM,
District Judge

The date for showing cause is extended to August 30, 1943

July 15, 1943

C NAGALINGAM,
District Judge

In the District Court of Kandy

Order Nisi

Testamentary Jurisdiction No T 374 In the Matter of the Estate of the late Ekanayake Wickremasinghe Mudianselage Palhawadana Walawwe Ran Banda Wickremasinghe, deceased, of Marassana

THIS matter coming on for disposal before C Nagalingam Esq., District Judge, Kandy, on July 13, 1943, in the presence of Mr M A Vanderwall, Proctor, on the part of the petitioner, Weerasekera Mudianselage Ukku Banda Weerasekera of Ampitiya, and the affidavit of the said petitioner dated July 10, 1943, having been read

It is ordered that the petitioner be and he is hereby declared entitled as the son in law of the deceased, to have letters of administration to the estate of the deceased issued to him, unless the respondents—(1) Ekanayake Wickremasinghe Mudianselage Palhawadana Walawwe Somawathie Kumarhamy Wickremasinghe of Marassana, (2) ditto Hemawathie Kumarhamy Wickremasinghe, (3) ditto C G Wickremasinghe of Ampitiya, (4) ditto Seelawathie Kumarihamy Wickremasinghe, (5) ditto Abayasiri Wickremasinghe, (6) ditto Kulatilaka Banda Wickremasinghe, (7) ditto Chandrasekera Banda Wickremasinghe, (8) ditto Nandawathie Kumarhamy Wickremasinghe, and (9) ditto Heen Banda Wickremasinghe, all of Marassana—or any other person or persons interested shall, on or before August 23, 1943, show sufficient cause to the satisfaction of this court to the contrary

It is further ordered that the 9th respondent be appointed guardian *ad litem* over the minors, the 2nd to 8th respondents above named, unless the respondents above named or any other person or persons interested shall, on or before August 23, 1943, show sufficient cause to the satisfaction of this court to the contrary

July 13, 1943

C NAGALINGAM,
District Judge

In the District Court of Tangalla

Order Nisi

Testamentary Jurisdiction No 1,369 In the Matter of the Estate of the deceased, Nandatissa Abegunasekera Basnayaka, late of Galagama, deceased

Dona Ciciliana Abesinghe Wijesekera of Pallegama Petitioner
Vs

(1) Nelson Abeygunasekera Basnayaka (minor), (2) James Dias Abesinghe Wijesekera, both of Pallegama Respondents

THIS matter coming on for disposal before M C Sansoni, Esq., District Judge of Tangalla, on July 5, 1943, in the presence of Mr D M Wannigama, Proctor, on the part of the petitioner, and the affidavit of the above named petitioner dated May 26, 1943, having been read

It is ordered that the petitioner be and she is hereby declared entitled to have letters of administration to the said estate issued to her, as widow of the said deceased, Nandatissa Abegunasekera Basnayaka, unless any person or persons interested shall, on or before August 4, 1943, show sufficient cause to the satisfaction of this court to the contrary

It is further ordered that the 2nd respondent above named be appointed guardian *ad litem* over the first named minor respondent for the purposes of this action, unless any person or persons interested shall, on or before August 4, 1943, show sufficient cause to the satisfaction of this court to the contrary

July 7, 1943

M C SANSONI,
District Judge

The above Order Nisi is extended for September 1, 1943

August 4, 1943

M C SANSONI,
District Judge

In the District Court of Jaffna

Order Nisi

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction Sithamparapillai Selvanayagam Kanapathi
No 121 pillar of Chavakachcheri, deceased
Lily Rasammah, widow of C C, Kanapathipillai of Chava
kachcheri Petitioner

Vs

- (1) Violet Pushparany, daughter of Kanapathipillai of ditto,
presently of University Women's Hostel, Rapon road, Colombo,
(2) Sanrarany, daughter of Kanapathipillai of Chavakachcheri,
(3) Jeyarany, daughter of Kanapathipillai of ditto Respondents

THIS matter of the petition of the above named petitioner
praying that the 1st respondent be appointed guardian *ad litem* over
the minors, 2nd and 3rd respondents and that letters of adminis-
tration be issued to the petitioner in respect of the estate of the
said deceased, coming on for disposal before G C Thambyah, Esq.,
District Judge, Jaffna, on May 26, 1943, in the presence of Mr
S K Thiraviyanayagam, Proctor for petitioner, and the affidavit
and petition of the petitioner having been read

It is ordered that the 1st respondent be and she is hereby appointed
guardian *ad litem* over the minors, 2nd and 3rd respondents, and
that letters of administration be issued to the petitioner above
named in respect of the estate of the said deceased, unless the
respondents shall appear before this court on June 25, 1943, and
show sufficient cause to the satisfaction of this court to the contrary

The minor over the age of 12 shall be produced before court on
that date

June 15, 1943

Extended for July 26, 1943

Extended for August 30, 1943

G C THAMBYAH,
District JudgeG C T,
District Judge
G C T,
District Judge

In the District Court of Jaffna

Order Nisi

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction Sinnathamby Sivakkolunthu of Uduvil, deceased
No 131

Sivakkolunthu Alagaratnam of Navaly Petitioner
Vs

- (1) Nallammah, widow of Sivakkolunthu of Navaly, (2) Sivak-
kolunthu Ramanathan of ditto, presently Sub Overseer,
Matara, (3) Sivakkolunthu Paramanathan of Navaly, (4) Kan-
mam *alias* Sivamany, daughter of Sivakkolunthu (minor),
appearing by their guardian *ad litem* the 1st named re-
spondent Respondents

THIS matter coming on for disposal before G C Thambyah, Esq.,
District Judge, Jaffna, on June 12, 1943, in the presence of Mr S T

B 2

Nadarajah, Proctor for petitioner and the affidavit and petition
of the petitioner having been read

It is ordered that the above named 1st respondent be appointed
guardian *ad litem* over the minor, the 3rd and 4th respondents,
for the purpose of representing them in this administration proceed-
ings and that letters of administration to the estate of the deceased
be granted to the petitioner, unless the respondents or any other
person show cause to the satisfaction of the court to the contrary
on July 23, 1943

It is further ordered that the respondents shall appear in person
and the minor shall be produced on the said date

July 16, 1943

G C THAMBYAH,
District Judge

Extended and issued Returnable August 27, 1943

G C THAMBYAH,
District Judge

In the District Court of Jaffna

Order Nisi

Testamentary In the Matter of the Estate of the late Nallammah
Jurisdiction wife of Sinnathamby Nagalingam of Chava-
No 136 kachcheri, deceased

Sinnathamby Nagalingam of ditto Petitioner
Vs

- (1) Nagalingam Tharumaratnam of ditto, (2) Nagalingam
Tharumentherar of ditto, (3) Retnam, daughter of Naga-
lingam of ditto, (4) Sathiapama, daughter of Nagalingam of
ditto, (5) Sellappah Balasubramaniam of C T O,
Colombo Respondents

THIS matter coming on for disposal before G C Thambyah,
Esq., District Judge, Jaffna, on June 29, 1943, in the presence of
Mr V S Karthigesoo, Proctor, on the part of the petitioner, and
on reading the affidavit and petition of the petitioner

It is ordered that the above-named 5th respondent be appointed
guardian *ad litem* over the minors, the above named 1st to 4th
respondents, and that letters of administration to the estate of the
above named deceased be issued to the petitioner, as the lawful
husband of the above named deceased, unless the above named
respondents appear before this court on August 27, 1943, and show
sufficient cause to the satisfaction of this court to the contrary

The minors over the age of 12 years also to be produced in court
on the said date

June 29, 1943

G C THAMBYAH,
District Judge

In the District Court of Jaffna held at Point Pedro

Order Nos.

Testamentary In the Matter of the Last Will and Testament
Jurisdiction of the late Anasippillai, wife of Bastiampillai
No 210/PT Mariampillai of Thumpalai, deceased
Michaelpillai Mariampillai of Thumpalai Petitioner

Vs

(1) Arumugam Gnanapiragasam, (2) Thomas Elias, (3) Arumugam Anthonippillai, (4) wife, Anthonickam, (5) Gnanapiragasam Philippiah, (6) Philippiah Emmanuel Mariathasan, (7) Mariappillai, daughter of Philippiah, (8) Mariathiresa, daughter of Philippiah, all of Thumpalai, the 6th, 7th, and 8th respondents are minors by their guardian *ad litem*, the 5th respondent Respondents

THIS matter coming on for disposal before L W de Silva, Esq, Additional District Judge, on July 29, 1943, in the presence of Mr K Vinasithamby, Proctor, on the part of the petitioner, and the petition and affidavit of the petitioner having been read

It is ordered that the last will dated November 26, 1934, be declared proved, that the petitioner be declared entitled to obtain probate as one of the executors appointed by the said last will and that probate be issued to him accordingly, unless the respondents or any other persons shall appear before this court on or before August 27, 1943, and show sufficient cause to the satisfaction of this court to the contrary

July 29, 1943

L W DE SILVA,
Additional District Judge

In the District Court of Jaffna held at Point Pedro

Order Nos.

Testamentary In the Matter of the Application for Letters of
Jurisdiction Administration to the Estate of the late Manon
No 213/PT many, wife of Vinayagamudaliar Sivasithamparam of Point Pedro, deceased

Venayagamudaliar Sivasithamparam of Point Pedro Petitioner

Vs

(1) Kanakasabapathippillay Nadarajah, (2) and wife Gangeswarie of Point Pedro, presently of Theosophical Society, Adyar, Madras Respondents

THIS matter of the petition of the above named petitioner coming on for disposal before L W de Silva, Esq, Additional District Judge of Point Pedro, on August 6, 1943, in the presence of Mr S Nagalingamudaly, Proctor, on the part of the petitioner, and the petition and affidavit of the petitioner having been read

It is hereby ordered that the petitioner be and he is hereby declared entitled to take out letters of administration to the estate of his late wife, Manonmany, and that letters of administration be issued to him accordingly, unless the respondents above named or any other person or persons appear and show cause to the contrary on or before September 3, 1943

August 14, 1943

PANDITA GUNAWARDENE,
Additional District Judge