



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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SUPPLEMENT

The INDEX to the Gazette for the Second Half Year of 1942

PASSED ORDINANCES

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

No. 25 of 1943.

L D—O 36/42 M/LA—123/1

An Ordinance to amend the Salt Ordinance.

Chapter 167.
(Vol IV, p.
286.)

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 Salt (Amendment) Ordinance, No 25 of 1943 Short title

2. The Schedule to the Salt Ordinance is hereby amended as follows — Amendment of Schedule to Chapter 167

(1) by the substitution, for the item relating to the judicial district of Mullaattivu, of the following —

“The judicial district of Vavuniya, exclusive of Karunavalpattu south and Melpattu north”,
and

(2) by the substitution, for the item relating to the judicial district of Tangalla, of the following —

“The judicial district of Tangalla, exclusive of Walasmulla upper and lower, Wewagampalata, Paranagampalata and all such parts of that judicial district as are not within the revenue district of Hambantota.”

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 Twenty-first day of August, One thousand Nine hundred and Forty-three

H A C DOBBS,
Acting Secretary to the Governor.

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

No. 26 of 1943.

L D — O 14/43

**An Ordinance to amend the Ceylon University
Ordinance, No. 20 of 1942.**

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 Ceylon University Amendment Ordinance, No 26 of 1943 |
| Amendment of section 67 of Ordinance, No 20 of 1942 | 2 Section 67 of the Ceylon University Ordinance, No 20 of 1942, (hereinafter referred to as "the principal Ordinance"), is hereby amended in sub-section (3) thereof by the substitution, for the words "came into operation", of the words "comes into operation" |
| Amendment of section 68 of the principal Ordinance | 3 Section 68 of the principal Ordinance is hereby amended as follows — <ol style="list-style-type: none"> (1) in sub section (1) thereof, by the substitution, for the words "came into operation", of the words "comes into operation", (2) by the insertion, immediately after sub section (1), of the following new sub section — <p style="margin-left: 20px;">“(1A) Where, at any time after the date on which this Ordinance comes into operation, any person in the service of the Government of Ceylon and holding a post declared to be pensionable under the Minutes on Pensions issued by the Governor is appointed to be an officer or a teacher of the University, the Governor may, by notification published in the <i>Gazette</i>, declare that that post of officer or teacher, while held by that person, shall be deemed for the purposes of the said Minutes to be a pensionable post in the service of the Government, and upon the publication of any such notification, the person referred to therein shall be eligible for the grant of a pension as though his service under the University were service under the Government, and the Governor may grant such pension in accordance with the terms of the said Minutes”,</p> (3) in sub section (2) thereof— <ol style="list-style-type: none"> (a) by the substitution, for the words "any transferred officer", of the words "every transferred officer", (b) by the substitution, for the words "came into operation", of the words "comes into operation", and (c) by the substitution, for the words "provisions of that Ordinance", of the words "provisions of that Ordinance, and every officer or teacher whose post is deemed under sub-section (1A) to be a pensionable post in the service of the Government and who, immediately before his appointment to the University, was subject to the provisions of that Ordinance" |
| Amendment of section 69 of the principal Ordinance | 4 Section 69 of the principal Ordinance is hereby amended in sub section (4) thereof, by the substitution, for the words "personal allowance", of the words "personal allowance, and "pensionable officer" and "transferred officer" include an officer or teacher whose post is deemed under section 68 (1A) to be a pensionable post in the service of the Government" |
| Amendment of section 70 of the principal Ordinance | 5 Section 70 of the principal Ordinance is hereby amended in sub-section (1) thereof, by the substitution, for the words "compound interest" of the words "compound interest calculated from the first day of October next following such month with yearly rests" |
| Amendment of section 71 of the principal Ordinance | 6 Section 71 of the principal Ordinance is hereby amended by the substitution, for the words "came into operation", of the words "comes into operation" |

Passed in Council the Third 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 Twenty-
eighth day of August, One thousand Nine hundred and Forty-
three

H A C DOBBS,
Acting Secretary to the Governor.

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

No. 30 of 1943.

L D — O 13/42

**An Ordinance to amend the War Risks (Goods) Insurance
Ordinance, No 1 of 1942**

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 War Risks (Goods) Insurance Amendment Ordinance, No 30 of 1943

Short title

2 Section 7 of the War Risks (Goods) Insurance Ordinance, No 1 of 1942 (hereinafter referred to as "the principal Ordinance"), is hereby amended, by the substitution, in sub-section (3) thereof, for the word "continues", of the following —

Amendment of
section 7 of
Ordinance
No 1 of 1942

' continues

Provided that in any case where a prosecution is not instituted against the person by whom any such offence has been or is being committed, the Commissioner may accept from that person, in composition of the offence, a sum of money not exceeding twice the amount of the premium which would have been payable by that person if he had insured his goods under this Ordinance at the time the contravention constituting the offence occurred or first occurred, and where such sum of money is so accepted by the Commissioner no prosecution or other proceedings shall be instituted against that person in respect of that offence'

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

Amendment of
section 9 of
the principal
Ordinance

(1) in sub-section (1) by the substitution, for all the words from "required for the fulfilment", to the end of that sub-section, of the following —

"required for the discharge by the Government of its insurance liabilities or for the refund of the whole or part of any premiums",

(2) in sub-section (2) by the substitution, for the words "shall be paid", of the words "shall, if necessary, be paid",

(3) by the substitution, for sub-section (3), of the following new sub-section —

"(3) Any money standing to the credit of the Fund after discharging all the insurance liabilities of the Fund and repaying the amount charged on the Fund in accordance with the provisions of section 9A (a), shall be disposed of in such manner as the Secretary of State may direct"

4 The following section is hereby inserted immediately after section 9 of the principal Ordinance and shall have effect as section 9A of that Ordinance —

Insertion of
new section 9A
in the principal
Ordinance

9A There shall also be paid into the Fund any sums paid to the Government pursuant to any agreement made under section 1 (1) of the Colonial War Risks Insurance (Guarantees) Act, 1941, between the Secretary of State and the Government whereby the Secretary of State agrees to pay any sum from time to time required to discharge the insurance liabilities of the Fund in so far as that sum exceeds the sum for the time being standing to the credit of the Fund, and the following provisions shall have effect —

Payment into
Fund of sums
paid by
Secretary of
State to meet
insurance
liabilities
4 & 5 Geo 6
Ch 35

(a) the amount required to repay any sums paid by the Secretary of State in pursuance of the agreement together with interest thereon at such rates as the Lords Commissioners of His Majesty's Treasury may approve, shall be charged on the Fund,

(b) except for the purpose of discharging the insurance liabilities of the Fund, no money shall be paid out of the Fund without the approval of the Secretary of State,

(c) if at any time the sum standing to the credit of the Fund is, in the opinion of the Secretary of State, in excess of the sum likely to be required to discharge the insurance liabilities of the Fund, the amount for the time being charged on the Fund in pursuance of paragraph (a) of this section, or, if that amount is greater than the excess, so much thereof as is equal to the excess, shall, if the Secretary of State so directs, be repaid to him out of the Fund"

Amendment of section 11 of the principal Ordinance

5 Section 11 of the principal Ordinance is hereby amended by the insertion, immediately after sub-section (2), of the following new sub-section —

“(3) No sum which is liable to be refunded under this section shall be deemed to be part of the Fund for the purposes of section 9 (3) or section 9A ”

Insertion of new section 16A and 16B in the principal Ordinance

6. The following sections are hereby inserted immediately after section 16 of the principal Ordinance and shall have effect as section 16A and section 16B respectively of that Ordinance —

Punishment for giving false information

16A If any person, for the purpose of obtaining for himself or any other person any payment under a policy of insurance issued in accordance with the Scheme,—

- (a) furnishes any information which he knows to be false in a material particular, or recklessly furnishes any information which is false in a material particular, or
- (b) with intent to deceive produces, furnishes, sends or otherwise makes use of any book, account or other document, which is false in a material particular, or
- (c) with intent to deceive withholds any material information,

he shall be guilty of an offence and shall, on conviction after summary trial before a Magistrate, be liable to a fine not exceeding one thousand rupees or to imprisonment of either description for a period not exceeding three months or to both such fine and imprisonment

Restriction on disclosure of information

16B (1) No information relating to any individual business, being information which has been obtained by, or on behalf of, any person for the purposes of his functions under this Ordinance, shall, without the previous consent in writing of the owner for the time being of that business, be published or disclosed otherwise than in connexion with the execution or for the purposes of this Ordinance or any regulation or scheme having effect by virtue of this Ordinance

(2) Nothing in the preceding sub-section shall apply to any disclosure of any information made for the purposes of any information made for the purposes of any legal proceedings pursuant to this Ordinance or of any criminal proceedings which may be taken, whether pursuant to this Ordinance or otherwise, or for the purposes of any report of any such proceedings as aforesaid

(3) If any person discloses any information in contravention of this section, he shall, on conviction after summary trial before a Magistrate, be liable to imprisonment of either description for a term not exceeding three months or to a fine not exceeding five hundred rupees or to both such imprisonment and such fine or, on conviction on indictment, to imprisonment for a term not exceeding two years or to a fine not exceeding one thousand rupees or to both such imprisonment and such fine

Amendment of section 17 of the principal Ordinance

7 Section 17 of the principal Ordinance is hereby amended as follows —

(1) by the insertion, immediately after the definition of “Government”, of the following new definition —

“insurance liabilities” means liabilities undertaken by the Government under this Ordinance in respect of loss or damage, together with such administrative expenses as the Secretary of State may approve, ”

(2) in the definition of “situated in Ceylon”, by the substitution, for the words “except as aforesaid”, of the words “except as aforesaid, and except as otherwise provided in sub-section (2)”

(3) by the substitution, for the definition of “war risks”, of the following new definition —

“ “war risks” means the risks of—

- (a) loss or damage occurring (whether accidentally or not) as the direct result of action taken by the enemy, or action taken in combating the enemy or in repelling an imagined attack by the enemy,
- (b) loss or damage occurring (whether accidentally or not) as the direct result of measures taken under proper authority to avoid the spreading of, or otherwise to mitigate, the consequences of such loss or damage as aforesaid,

(c) accidental loss or damage occurring as the direct result—

(i) of any precautionary or preparatory measures taken under proper authority with a view to preventing or hindering the carrying out of any attack by the enemy, or

(ii) of precautionary or preparatory measures involving the doing of work on land and taken under proper authority in any way in anticipation of enemy action,

being in either case, measures involving a substantial degree of risk to property

Provided that the measures mentioned in sub-paragraph (c) of this paragraph do not include the imposing of restrictions on the display of lights or measures taken for training purposes

For the purposes of this definition, such action against the enemy as is referred to in sub-paragraph (a) thereof—

(a) shall, in relation to any ship or aircraft taking part in such action, be deemed to continue until the ship or aircraft has returned to its base,

(b) includes naval, military or air reconnaissances and patrols',

(4) by the re-numbering of that section, as amended by the preceding provisions of this section, as section 17 (1),

(5) by the insertion, immediately after the re-numbered sub-section (1), of the following new sub-section —

“(2) For the purposes of this Ordinance—

(a) where any goods are consigned from any port in Ceylon to any other such port in a vessel which in its transit between those ports is not due to call at any port outside Ceylon, the goods shall, at all times during the transit, be deemed to be situated in Ceylon,

(b) where any goods which are consigned to Ceylon in any vessel and in respect of which a marine policy against war risks has been taken, remain on board that vessel in any port in Ceylon after the date of the expiry of such policy, the goods shall, while they are on board that vessel after that date, be deemed to be situated in Ceylon”

Passed in Council the Third 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 Thirty-first 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 34/43/M L A—B 1775 f

An Ordinance to amend the Urban Councils Ordinance, No 61 of 1939

1941
Supplement
Vol II, p 760

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 Urban Councils Amendment Ordinance, No of 1943

Short title

2. Section 9 of the Urban Councils Ordinance, No. 61 of 1939, (hereinafter referred to as “the principal Ordinance”), is hereby amended as follows —

Amendment of
section 9 of
Ordinance
No 61 of 1939

(1) in sub-section (1) thereof by the substitution in paragraph (b), for the words “objections to any name inserted therein”, of the words “objections to any name inserted or to be inserted therein”,

(2) in sub-section (4) thereof by the substitution, for the words “any name inserted”, of the words “any name inserted or to be inserted”.

- Amendment of section 18 of the principal Ordinance
- 3 Section 18 of the principal Ordinance is hereby amended in sub-section (2) thereof by the substitution, in paragraph (e), for the word and figure "section 8", of the words and figures "sub-section (2) (c) of section 7, such sentence not being set aside in appeal"
- Amendment of section 33 of the principal Ordinance
- 4 Section 33 of the principal Ordinance is hereby amended in sub-section (6) thereof by the substitution, for the word "general" of the word "ordinary"
- Amendment of section 38 of the principal Ordinance
- 5 Section 38 of the principal Ordinance is hereby amended in sub section (1) thereof by the substitution, for all the words from "fixed by any by-law" to the end of that sub-section, of the words "fixed by the Council"
- Amendment of section 39 of the principal Ordinance
- 6 Section 39 of the principal Ordinance is hereby amended as follows —
- (1) in sub-section (1) thereof by the addition, at the end of that sub-section, of the words "The Executive Committee may by rule made under section 205 alter from time to time the quorum prescribed by or under this sub-section for the meetings of any Council",
- (2) in sub-section (2) thereof by the substitution, for the words and figure "under sub-section (1)", of the words, "under this Ordinance"
- Amendment of section 48 of the principal Ordinance
- 7 Section 48 of the principal Ordinance is hereby amended in paragraph (a) thereof by the substitution, for the words "from time to time remove", of the words "subject to the provisions of section 239A, from time to time to remove"
- Amendment of section 104 of the principal Ordinance
- 8 Section 104 of the principal Ordinance is hereby amended in sub-section (2) thereof by the substitution, for the words "twenty-five cents", of the words "thirty cents"
- Amendment of section 170 of the principal Ordinance
- 9 Section 170 of the principal Ordinance is hereby amended in paragraph (6) thereof by the substitution in subparagraph (c), for the word "Council", of the words "Council, the regulation of the removal of sand, gravel, stones, cabook or other matter from such property, and the charging of fees for any permits issued in that connexion"
- Amendment of section 172 of the principal Ordinance
- 10 Section 172 of the principal Ordinance is hereby amended in sub section (1) thereof as follows —
- (1) in paragraph (g) by the substitution, for the word "institution", of the words "institution, and",
- (2) by the insertion, immediately after paragraph (g), of the following new paragraph (h) —
- "(h) all sums voted by the Council to meet the travelling expenses of members or officers of the Council attending any meeting or conference of members or officers of Urban Councils for the consideration of matters relating to local administration"
- Amendment of section 183 of the principal Ordinance
- 11 Section 183 of the principal Ordinance is hereby amended in sub-section (1) thereof by the substitution, for the words and figures "sections 135 to 147 of that Ordinance relating to the recovery or the waiver of rates, taxes and rents", of the words and figures "sections 135 to 148 of that Ordinance relating to the recovery or the waiver of rates, taxes and rents, and the termination of the tenancy of tenants of the Council"
- Insertion of new section 183A in the principal Ordinance
- 12 The following new section is hereby inserted immediately after section 183 of the principal Ordinance and shall have effect as section 183A of that Ordinance —
- "183A The Council may by resolution waive the whole or any part of any sum of money (not being a sum for the waiver of which provision is made by section 183) due to the Council from any person if it appears to the Council that the amount to be waived is inconsiderable or irrecoverable or that it should be written off on the ground of the poverty of the person liable therefor Every such resolution relating to the waiver of an amount exceeding fifty rupees shall be subject to the approval of the Executive Committee"
- Waiver of sums due to the Council
- Amendment of section 196 of the principal Ordinance
- 13 Section 196 of the principal Ordinance is hereby amended as follows —
- (1) in sub-section (1) thereof by the substitution, for all the words from "the majority of the members" to the end of that sub section, of the words "any of the members thereof, the Governor may, as the circumstances of each case may require, by Order published in the Gazette—
- (1) remove the Chairman from office, or

- (ii) remove all or any of the members of the Council from office, and direct the Government Agent to take steps for the election of a new member in place of each member so removed, or
- (iii) dissolve the Council",
- (2) in sub section (3) thereof by the substitution, for the words "office of Chairman", of the words and figures "office of Chairman, and the provisions of section 18 (3) shall thereupon apply",
- (3) by the substitution for sub-section (4) thereof, of the following new sub-section —

"(4) Where the Governor removes any member of an Urban Council from office by Order under sub-section (1) and a new member in pursuance of such Order is elected in place of the member so removed, the new member shall go out of office on the date on which the original member would have gone out of office if he had not been removed from office by the Governor"

14 Section 205 of the principal Ordinance is hereby amended in sub section (2) thereof as follows —

- (1) by the re-lettering of paragraph (l) as paragraph (n),
- (2) by the insertion, immediately after paragraph (k), of the following new paragraphs —

"(l) for prescribing the quorum for the meetings of an Urban Council,

(m) for declaring any officer of an Urban Council to be an executive officer for the purposes of section 239A,"

Amendment of section 205 of the principal Ordinance

15. The following new section is hereby inserted immediately after section 239 of the principal Ordinance and shall have effect as section 239A of that Ordinance —

"239A (1) No executive officer shall be removed or dismissed from his office except for misconduct or for neglect of, or incapacity for, his duties, and except on a resolution passed by not less than two-thirds of the total number of members of the Council

(2) No executive officer shall be suspended or fined or reduced in status nor shall the increments to his salary be withheld for any breach of departmental rules or discipline or for carelessness, incompetence, neglect of duty or other misconduct except on a resolution passed by not less than two-thirds of the total number of members of the Council

(3) In this section 'executive officer' means any officer appointed to be or to act as the Secretary, the Electrical Superintendent or the Superintendent of Works of an Urban Council and includes any other officer declared by the Executive Committee, by rule made under section 205, to be an executive officer for the purposes of this section"

Insertion of new section 239A in the principal Ordinance

Disciplinary action against officers of Urban Council

Objects and Reasons

The object of this Bill is to effect in the Urban Councils Ordinance, No 61 of 1939, certain amendments which experience in the administration of that Ordinance has shown to be necessary

2 Under section 9 of the Ordinance, which relates to the preparation of lists of voters, any person whose name is not in the list prepared by the Government Agent may, by written notice, claim the right to have his name inserted therein. The Ordinance does not however vest in the Government Agent any power to entertain objections to the insertion of such name in the list. This omission will be rectified by Clause 2 of the Bill

3 Clause 5 will enable an Urban Council to fix by resolution, instead of by by-law, the dates on which ordinary meetings of the Council are to be held

4 Section 39 of the Ordinance requires the quorum for the meetings of an Urban Council to be prescribed by by-law. Some Councils have not been able to hold their meetings monthly because they have prescribed an unnecessarily high quorum. Clause 6 of the Bill will enable the Executive Committee in such cases to prescribe the quorum by rule made under section 205 of the Ordinance

5 Clause 9 will enable an Urban Council to regulate, by means of permits for which fees will be charged, the removal of sand, gravel, stores, etc., from property under its control

6 The travelling expenses incurred by members and officers of an Urban Council in attending conferences of Urban Councils or of officers thereof cannot, at present, be paid out of the local fund. Clause 10 will effect a suitable amendment in section 172 to enable such expenses to be paid by the Council

7 The object of Clause 11 is to vest in Urban Councils the power vested in Municipal Councils by section 148 of the Municipal Councils Ordinance (Chapter 193), to determine the tenancy of tenants of the Council who have failed to pay their rent

8 By Clause 12 it is proposed to insert in the principal Ordinance, a new section enabling an Urban Council to waive sums of money which may not be recoverable. The sanction of the Executive Committee will have to be obtained before any sum exceeding fifty rupees is waived

9 Section 196 of the Ordinance empowers the Governor, in certain cases, to remove the entire body of members of an Urban Council. This section gives no power to remove some only of such members. The necessary amendment will be made by Clause 13

10 Clause 15 will insert in the principal Ordinance a new section relating to the dismissal and punishment of executive officers of an Urban Council. The new section is based on section 69 of the Colombo Municipal Council (Constitution) Ordinance (Chapter 194)

11 Clauses 3, 4, 7, 8 and 14 will effect minor amendments in the principal Ordinance

S W R D BANDARANAIKE,
Minister for Local Administration

Colombo, August 25, 1943

MINUTE

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

An Ordinance to make provision for the payment to the Public Trustee of moneys payable as compensation under the Land Acquisition Ordinance in respect of lands belonging to temples ; for the application of such moneys to certain purposes , and for matters connected therewith or incidental thereto

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 Temple Lands (Compensation) Ordinance, No. of 1943 |
| Compensation for acquisition of temple land to be paid to Public Trustee
Cap 203 | 2 (1) Where any land belonging to a temple is acquired for public purposes under the Land Acquisition Ordinance—
(a) the Public Trustee shall be entitled to claim to be a person interested in that land, and to appear, as a person so interested, in any proceedings taken under that Ordinance in connexion with the acquisition of that land,
(b) notwithstanding anything in that Ordinance, all sums of money awarded under that Ordinance as compensation for or in respect of the acquisition of that land shall be paid to the Public Trustee, and
(c) any costs which a court determining the amount of such compensation orders the Public Trustee to pay shall be paid out of the sum awarded as compensation |
| Cap 222 | (2) Notwithstanding anything in the Buddhist Temporalities Ordinance, no sum of money paid as compensation under the Land Acquisition Ordinance for or in respect of the acquisition of any land belonging to a temple shall vest in the trustee or the controlling viharadhupati of that temple |
| Application of moneys received by Public Trustee as compensation for acquisition of temple land | 3 All sums received by the Public Trustee as compensation under the Land Acquisition Ordinance for or in respect of the acquisition of any land belonging to a temple shall be held by him in trust for that temple, and shall, with the approval of the Executive Committee of Home Affairs, be applied by him to one or more of the following purposes —
(a) the purchase of land for that temple,
(b) the maintenance of the bhikkus of that temple,
(c) the construction of buildings for the accommodation of the bhikkus of that temple,
(d) the construction of buildings and other structures necessary for the due performance of religious worship and such customary ceremonies as heretofore maintained in, or by, or in connection with that temple,
(e) any other purpose which is likely to promote the aims and activities of that temple and which is approved by the Advisory Board appointed under the Buddhist Temporalities Ordinance |

4 Where any moneys received by the Public Trustee as compensation under the Land Acquisition Ordinance for or in respect of the acquisition of any land belonging to a temple are applied by him under section 3 to the purchase of any land or to the construction of any building or other structure, the land so purchased or the building or structure so constructed shall become the property of that temple and shall vest in the trustee or the controlling viharadhipati of that temple in accordance with the provisions of section 20 of the Buddhist Temporalities Ordinance

Vesting of land, building, or structure purchased or constructed under section 3

5 In this Ordinance, unless the context otherwise requires—

Interpretation

“controlling viharadhipati”, “Public Trustee”, “temple”, and “trustee” have the same meaning as in the Buddhist Temporalities Ordinance, and
“land” has the same meaning as in the Land Acquisition Ordinance

Objects and Reasons

The object of this Bill is to provide that any moneys payable under the Land Acquisition Ordinance as compensation for the acquisition of any immovable property belonging to a temple shall be paid to the Public Trustee, and shall be applied by him to purposes connected with that temple

A MAHADEVA,
Minister for Home Affairs

Colombo, 23rd August, 1943

NOTIFICATIONS OF CRIMINAL SESSIONS.

WITH reference to the notification which appeared in the *Government Gazette* of August 20, 1943, it is hereby notified that the Criminal Sessions which is due to be holden at Galle on September 15, 1943, has since been postponed for Monday, October 4, 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,
Galle, August 27, 1943

A H H DE SILVA,
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 Badulla will be holden at the Court house at Badulla, on Monday, September 20, 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,
Badulla, August 26, 1943

C COOMARASWAMY,
Fiscal

NOTICES OF INSOLVENCY

In the District Court of Colombo

No 5,669 In the matter of the insolvency of M I A Bary of Insolvency 114, Old Moor street, Colombo

WHEREAS M I A Bary of 114, Old Moor street, Colombo, has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by Thena Peyna Reena Ana Roona Arunasalam Chettiar of 313, Sea street, Colombo, under the Ordinance No. 7 of 1853 Notice is hereby given that the said court has adjudged the said M I A Bary insolvent accordingly, and that two public sittings of the court, to wit, on October 8, 1943 and on October 22, 1943, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice

August 27, 1943 By order of court, C EMMANUEL,
Secretary

NOTICES OF FISCALS' SALES

Western Province

In the District Court of Colombo

The Commissioner of Income Tax Petitioner
No A I 582 - Vs
B J Cooray of 7/12, Cooray place, Nugegoda Respondent

NOTICE is hereby given that on Friday, September 24, 1943, at 3 P M, will be sold by public auction at the premises the right, title, and interest of the said respondent in the following property for the recovery of the sum of Rs 1,980 being income tax due and Rs 7 20 being cost of writ, viz —

All that land and premises formerly bearing assessment Nos 37 and 39, situated at Kesbewa road, Nugegoda, now represents the English Dispensary and the shop belonging to the Singer Machine Coy, standing on the portion of Kurundugahaowita, situated at Nugegoda (Kesbewa road), in Palle pattu of Salpiti korale in the District of Colombo Western Province, and bounded as follows — North by the portion of the same land belonging to Advocate Jaya

B 2

sekera and others, east by the portion of the same land belonging to the defendant, south by the remaining portion of the building belonging to the defendant, west by the Parana elia and Kesbewa road, containing in extent 12 perches more or less

Fiscal's Office,
Colombo, September 1, 1943

V ALLI RAJAH,
for Fiscal

Northern Province

In the District Court of Jaffna

Thurasamy Sabaratnam of Vaddukkoddai West Plaintiff
No 14,682 Vs

(2) Chellappah Sanmuganathan of ditto, minor, by his guardian *ad litem* Arunasalam Visuvalingam, of the same place Defendant

(1) Chellappah Sabaratnam, (2) Manccam, daughter of Chellappah, both of ditto Substituted defendants

NOTICE is hereby given that on Thursday, September 23, 1943, at 11 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said 2nd defendant in the following property, for the recovery of the sum of Rs 154 06 from the 2nd defendant and poundage and charges, viz —

All that piece of land situated at Vaddukkoddai West in Vaddukkoddai Parish, Valigamam West division of the Jaffna District, Northern Province, called Koddaiyady in extent 5 lachams varagu culture and 9 kules with coconut trees, tamarind trees and well and bounded on the east by Achchikkuddy, widow of Suntharampillai and by Kanapathippillai Vaithulingam, north by Sithambarapillai Rasaratnam and by Ambalavanar Rasaledchumy, west by Arunasalam Ponniah and by Ratnam, wife of Vaithulingam, and south by Sellappa Sabaratnam, Manccam, daughter of Chellappah, and by pathway leading from the road to other adjoining lands

Fiscal's Office,
Jaffna, August 30, 1943

P THAMBIAH,
for Fiscal

In the District Court of Jaffna

Sultan Abdulcader Sahul Hameed of Vannarponnai West Plaintiff
No 17,105 Vs

(1) M Abdul Hameed, and (2) wife, Sarah Ummah of Vannarponnai West, and another Defendants

NOTICE is hereby given that on Friday, September 24, 1943, at 11 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said 2nd defendant in the following property for the recovery of the sum of Rs 364 78 and costs Rs 140 73 and poundage and charges —

All that piece of land, being lot No 2 of the survey plan No 8844 of January 11, 1943, prepared by M Aloysius, Licensed Surveyor, situated at Vannarponnai West in Vannarponnai Parish, Jaffna Division of the Jaffna District, Northern Province, called "Karayan kadu", in extent 1 lacham varagu culture and 3 and 3/32 kules with 2/3rd share of the house, and bounded on the east by Muhammadu Ummah, wife of Muhammadu Sultan, and Ummukkulathum, wife of Muhammadu Abdul Cader, north by lot No 1 in the said plan, belonging to the plaintiff, west by road, and south by Muhammadu Ummah, wife of Muhammadu Sultan

This land is also seized under 17216 D C, Jaffna, and is said to be subject to the life interest of Meera Mukiyathen Nachchia, widow of Segu Muhammadu Muhammadu Abdul Cader of Vannarponnai West

Fiscal's Office,
Jaffna, August 30, 1943

P THAMBIAH,
for Fiscal

North-Western Provinces

In the District Court of Negombo

K N K R M K Kannappa Chettiar of Negombo Plaintiff

No 12,349 Vs.

(1) Warnakulasuriya Marthina Waas of Dummaladeniya, (2) ditto Uswattahyanage Jane Perera of Nana-madama Defendants

NOTICE is hereby given that on Wednesday, September 29, 1943, at 4 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property, viz—

1 All that land formed of the lands called Talgahawatta and Madangahawatta, situate at Dummaladeniya in Kammal paitu of Pitigal korale south in the District of Chilaw, North Western Province, and bounded on the north by Dewata road, east by land now belonging to the heirs of Kalugamage Clementu Fernando, south by the land belonging to Phillippu Dabrera, Police Headman, and others, and west by the one fifth share of Talgahawatta belonging to Juan Fernando and his children, containing in extent within these boundaries, exclusive of the road passing through the land, about 80 coconut trees, plantable land as usual and all the buildings, plantations and appurtenances thereon, and registered under A 97/226

2 All that land formed of the two portions of lands called Madangahawatta, situate at Dummaladeniya aforesaid, and bounded on the north by the land formerly of Gabriel Fernando and now belonging to Paul Antonius Fernando and his brothers, east by the land formerly of Suman Fernando and now belonging to Phillip Dabrera, Police Headman, south by the land belonging to Manuel Tissera, Vedarala, and west by the lands belonging to Phillip Lowe and others, containing in extent within these boundaries about 45 coconut trees, plantable land as usual and all the plantations, buildings and all appurtenances thereon, and registered under A 97/227

3 All that divided portion marked lot A of the lands called Madangahadama and Kadurugahahena, situate at Dummaladeniya aforesaid, and bounded on the north by the lands belonging to Wijetunga Arachchige Don Aron Appuhamy and others, east by lots marked B, C and D, belonging to Aron Appuhamy and others, south by the land belonging to Velun Paulu Peries, and west by the land belonging to Sebastian Fernando and others, containing in extent within these boundaries 1 acre 2 roods and 2 64 perches according to plan No 1424 dated May 6, 1932, made by Moses Waas, Surveyor, and the buildings and plantations and all appurtenances thereon, and registered under A 97/187

Fiscal's Office,
Chilaw, September 1, 1943

I L M SHERIFF
Deputy Fiscal, Chilaw

Province of Uva.

In the District Court of Badulla

W A de La Hoyde of Glenorchy, Ambewela Plaintiff (deceased)

Perannan Ramasamy of Ulugalla, Dehiwimpalata Defendant (deceased)

No 5,270 Vs.

Kenneth Ashton Robertson of the Mercantile Bank of India Limited, administrator of the estate of W A de La Hoyde, deceased Substituted Plaintiff,

(1) Thevame, and (2) Velai, both of Aswedduma estate, Welimada, widows of the said Perannan Ramasamy, deceased, (3) Selamba, (4) Velu, (5) Dharmalingam, (6) Karuppiyah, (7) Letchmi, and (8) Kandasamy, all of Aswedduma estate, Welimada, (minors) children of the said Perannan Ramasamy, deceased, appearing by their guardian *ad litem*, (9) The Secretary, District Court, Badulla Substituted Defendants

NOTICE is hereby given that on Saturday, September 25, 1943, at 1 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendant (deceased) in the following mortgaged property for the recovery of the sum of Rs 11,000 (being balance principal) with interest thereon at 9 per cent per annum from April 1, 1939, till payment in full and costs of suit taxed at Rs 483 89 less Rs 79 88, viz—

1 An undivided $\frac{1}{4}$ share of all that land called and known as Wanda ambagahagoda patana situated in the village of Ulugalla in Dehiwimpalata korale in Udukunda division, Badulla District of the Province of Uva, and bounded on the north by lots 2c and 5a in P P 47, east by lot 7 in P P 47, south and west by lot 7D in P P 47, containing in extent, 15 acres 1 rood and 22 perches, according to the survey and description thereof authenticated by R S Templeton, Esq., Surveyor General, bearing date March 3, 1914, and No 300,336

2 An undivided one, half share of all that land called Armpitiye watta situated in the village of Ulugalla aforesaid, and bounded on the north by land described in T P 81,290, east by land described in T P 81,290 and lots 5 and 7 in P P 47, south by lot 7 in P P 47, and west by lots 7 and 9 in P P 47, containing in extent, 14 acres and 7 perches

3 An undivided $\frac{1}{4}$ share of an undivided $\frac{4}{5}$ th share of all that land called Wanda ambagahagoda patana situated in the village of Ulugalla aforesaid, and bounded on the north by lot 6 in P P 47, on the east by lot 7b and 7c in P P 47, and on the south and west by lot 7 in P P 47, containing in extent 7 acres and 3 roods according to the survey and description thereof authenticated by R S Templeton, Esq., bearing date October 24, 1910, and No 273,777 and all the right, title and interest and claim whatsoever of the defendant (deceased) into, upon or out of the said several premises above described

N B—For inspection of the title deeds and other information apply to F J & G de Saram, Proctors and Notaries, Colombo

Fiscal's Office,
Badulla, August 25, 1943

P M ANDRADO,
Additional Deputy Fiscal

I, Noel Edward Ernst, Fiscal for the North Western Province, do hereby appoint Ernest Albert de Alwis Amarasekara to be Marshal with effect from September 1, 1943, for the divisions of Dambadeni Uduessa North and West and Marawathie korales of Dambadeni hatpattu, Guratalane, Baladora and Angomu korales of Dewamedu hatpattu, Karandapattu, Meddeketiye, Yaticaha, Yagampattu, Kinyama, Katugampola Medapattu East and West, Katugampola North and South and Pitigal korales of Katugampola hatpattu in the District of Kurunegala, under provisions of the Fiscal's Ordinance, No 4 of 1867, and authorise him to perform the duties and exercise the authority of Marshal for which this shall be his warrant

Given under my hand at Kurunegala this 30th day of August, 1943

N E ERNST,
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 Bridget Mary Wijesekere of Mutwal, Colomb6, No 10,534 deceased

Hannon Frederick Beauchamp Wijesekere of Deniyaya Petitioner

THIS matter coming on for final disposal before James Joseph, Esq., Additional District Judge of Colombo, on July 26, 1943, in the presence of Mr S M C de Soya, Proctor, on the part of the petitioner above named, and the affidavit of (1) the petitioner dated July 9, 1943, (2) the attesting witness dated July 21, 1943, (3) the attesting notary public dated July 26, 1943, having been read

It is ordered that the last will and testament of Bridget Mary Wijesekere, 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 is the executor named in the said will and he is hereby declared entitled to have probate thereof issued to him accordingly, unless any person or persons interested shall, on or before September 9, 1943, show sufficient cause to the satisfaction of this court to the contrary

August 4, 1943

JAMES JOSEPH,
Additional District Judge

In the District Court of Colombo

Order Nisi

Testamentary In the Matter of the Intestate Estate of Esufally Jurisdiction Karimbhoh of Amrsh' in Kathawar District, No 10,546 India, deceased

Ahamedally Esufally of 192, Fourth Cross street, Pettah in Colombo Petitioner

(1) Kurusanba Abdulah, (2) Rukamba Esufally, both of Barmvoravar, Bhananagar in Kathawar District, India Respondents

THIS matter coming on for disposal before James Joseph, Esq., Additional District Judge of Colombo, on August 4, 1943, in the presence of Mr S R Ameresekere, Proctor, on the part of the petitioner above named, and the affidavit dated July 30, 1943, and the order of Supreme Court dated May 31, 1943, having been read

It is ordered that the petitioner above named be and he is hereby declared entitled as the son of the deceased above named to have letters of administration to the above estate issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before September 16, 1943, show sufficient cause to the satisfaction of this court to the contrary

August 31, 1943

JAMES JOSEPH,
Additional District Judge

In the District Court of Colombo

Order Nisi

No 10,562 In the Matter of the Last Will and Testament of Jurisdiction Herbert George Maddock of Killarney, Station road, Dehiwala, deceased

(1) Edmund Stanley Blacker, and (2) John Marcellus Percora both of Colombo Petitioners

(1) Mabel Gertrude Blacker, (2) Lucy Theina Maddock, and (3) Edgar George Maddock, all of Colombo Respondents

THIS matter coming on for disposal before James Joseph, Esq., Additional District Judge of Colombo, on August 21, 1943, in the presence of Mr Lionel L Fonseka, Proctor, on the part of the petitioners above named and the affidavit of (1) the petitioners dated June 23, 1943, and (2) the attesting notary and the witness dated July 27, 1943, having been read

It is ordered that the last will and testament of Herbert George Maddock, 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 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

August 24, 1943

JAMES JOSEPH,
Additional District Judge

In the District Court of Colombo

Order Nisi

Testamentary In the Matter of the Intestate Estate of William
No 10,563 Arthur Skilleter of Grand Hotel, Mount Lavinia,
deceased

Eunice Kathleen Skilleter of Grand Hotel Mount Lavinia,
presently of Station road, Bambalapitiya, Colombo Petitioner

THIS matter coming on for disposal before James Joseph, Esq.,
Additional District Judge of Colombo, on August 21, 1943, in the
presence of Mr D E Weerasooria, Proctor, on the part of the petitioner
above named, and the affidavit of the petitioner dated August 15,
1943, having been read

It is ordered that the petitioner above named be and she is
being declared entitled as the widow of the deceased above named to
have letters of administration to the above estate issued to her
accordingly, unless any person or persons interested shall, on or
before September 23, 1943 show sufficient cause to the satisfaction
of this court to the contrary

August 26, 1943

JAMES JOSEPH,
Additional District Judge

In the District Court of Colombo

Order Nisi declaring Will proved

Testamentary In the Matter of the Last Will and Testament
Jurisdiction (with two Codicils) of Dame Elizabeth Conchita
No 10,567 Boynton of 12, West Halkin street, Belgrave
Square in the County of London, England,
widow, deceased

THIS matter coming on for disposal before James Joseph, Esq.,
Additional District Judge of Colombo, on August 23, 1943, in the
presence of Messrs F J & G de Saram, Proctors, on the part of the
petitioner, Philip Edmonds Pitcher of the Imperial Bank of India,
Colombo and (1) the affidavit of the said petitioner dated August
17, 1943, (2) the power of attorney dated January 13, 1943, and
(3) the order of the Supreme Court dated August 5, 1943, having been
read It is ordered that the will of the said Dame Elizabeth
Conchita Boynton, deceased, dated February 2, 1939, (with two
codicils both dated September 24, 1940) a certified copy of which
under the Seal of His Majesty's High Court of Justice in England
has been produced and is now deposited in this court, be and the
same is hereby declared proved, And it is further declared that the
said Philip Edmonds Pitcher is the attorney in Ceylon of the
executor named in the said will and codicils and that he is entitled
to have letters of administration (with will annexed) issued to him
accordingly, unless any person or persons interested shall, on or
before September 9, 1943, show sufficient cause to the satisfaction
of this court to the contrary

August 24, 1943

JAMES JOSEPH,
Additional District Judge

In the District Court of Colombo

Order Nisi

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction Namasivaya Mudalyar Ratnasabapathy of
No 10,574 Colombo, deceased

(1) Ratnasabapathy Doresamy, and (2) Ratnasabapathy
Muttusamy, both of Colombo Petitioners.

THIS matter coming on for disposal before James Joseph, Esq.,
Additional District Judge of Colombo, on August 25, 1943, in the
presence of Mr Arthur Fernando Proctor, on the part of the
petitioners above named, and the affidavit of (1) the petitioners
dated August 25, 1943, and (2) the attesting notary public dated
August 25, 1943, having been read

It is ordered that the last will and codicil of Namasivaya Mudalyar
Ratnasabapathy, deceased, the originals of which have been
produced and are deposited in this court be and they are 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
any person or persons interested shall, on or before September 30,
1943, show sufficient cause to the satisfaction of this court to the
contrary

August 26, 1943

JAMES JOSEPH,
Additional District Judge

In the District Court of Avissawella

Order Nisi

No. 324 In the Matter of the Intestate Estate of Kodinla
Testamentary Pitabendige Jimois Pieris, deceased

K P Issabella Pieris Petitioner

And

Koswatte Kankanamalage Menk Etan Respondent

THIS matter coming on for disposal before L B de Silva, Esq.,
District Judge of Avissawella, on May 25, 1943, in the presence of
Mr L V B de Jacolyn, Proctor, for the petitioner and Mr M M Bri
han, Proctor, for the respondent, and the petition and affidavit of the
respondent above named having been read It is ordered that the
respondent be and she is hereby declared entitled to have letters of
administration to the estate of the above deceased issued to her,
unless any person interested in this matter shall, on or before July
27, 1943, show sufficient cause to the contrary to the satisfaction of
this court

May 25, 1943

L B DE SILVA,
District Judge

The above Order Nisi is extended and reissued for September 14,
1943

August 12 1943

L B DE SILVA
District Judge

In the District Court of

Order Nisi

Testamentary In the Matter of the Estate of the late Wickramage
Jurisdiction Don Samel alias Bastian Appuhamy of Alutgama
No 3,062 in Adikani pattuwa, deceased

Don Hendrick Wickrama of Alutgama Petitioner
Vs

(1) Ranasinghage Dusmona Hamne, (2) Dona Missie Nona
Wickrama, (3) Don Abraham Wickrama (4) Dona Leela
wathie Wickrama (5) Dona Amarawathie Wickrama, (6)
Don Prieman Wickrama, all of Alutgama, the 4th 5th and 6th
respondents being minors (appearing by their guardian ad
litem the 1st respondent) Respondents

THIS matter coming on for disposal before V Joseph, Esq.,
District Judge, Kalutara, on November 25, 1942, in the presence of
Mr C L E Perera, Proctor, on the part of the petitioner, and the
affidavit of the above named petitioner dated November 20, 1942,
having been read

It is ordered that the petitioner above named be and he is hereby
declared entitled as the eldest son of the deceased, to have letters
of administration unless the respondents or any one else interested
shall, on or before January 15, 1943, show sufficient cause to the
satisfaction of this court to the contrary

It is further declared that the said 1st respondent Ranasinghage
Dusmona Hamne be appointed guardian ad litem over the said
4th, 5th and 6th respondents, unless the respondents or others
interested or any one else shall, on or before January 15, 1943, show
sufficient cause to the satisfaction of this court to the contrary

November 25, 1942

V JOSEPH,
District Judge

The date for showing cause is extended to September 9, 1943

July 29, 1943

V S JAYAWICKRAMA,
District Judge

In the District Court of Kalutara

Order Nisi

Testamentary In the Matter of the Estate of the late Demuni
Jurisdiction Nodilus Silva, deceased of Uduwara
No 3,096

Agampodi Nesalin Silva of Uduwara Petitioner
Vs

(1) Demuni Esawathie de Silva, (2) Demuni Leelawathie de
Silva, (3) Demuni Kusamawathie de Silva (minors by their
guardian ad litem), (4) Demuni Nileris Silva, all of Udu
wara Respondents

THIS matter coming on for disposal before J H V S Jaya
wickrama, Esq., District Judge of Kalutara, on June 24, 1943,
in the presence of Messrs De Abrew & Fernando, Proctors, on the
part of the petitioner and the affidavit of the above mentioned
petitioner dated May 28, 1943, having been read

It is ordered that the petitioner, as widow of the deceased, is
entitled to have letters of administration issued to her, unless the
respondents or person or persons interested in the estate shall, on or
before June 30, 1943, show sufficient cause to the satisfaction of
this court to the contrary

It is further declared that the said Demuni Nileris Silva, the 4th
respondent, be appointed guardian ad litem over the 1st to 3rd
minor respondents, unless the respondents or other person or persons
interested shall, on or before July 30, 1943, show sufficient cause
to the satisfaction of this court to the contrary

June 24, 1943

V S JAYAWICKRAMA,
District Judge

To show cause against the above Order Nisi is extended for
September 17, 1943

July 30, 1943

V S JAYAWICKRAMA,
District Judge

In the District Court of Kalutara

Order Nisi de larum Will proved, &

Testamentary In the Matter of the Estate of the late Helessage
Jurisdiction Don Noris Singho, deceased of Wewita
No 3,098

Busige Somawathie Perera of Wewita Petitioner
Vs

(1) Helessage Don Piyasena, (2) ditto Dona Chandrawathie,
(3) ditto Dona Egawathie, all of Wewita, the 3rd respondent
a minor by her guardian ad litem the 1st respondent Respondents

THIS matter coming on for disposal before J H V S Jayawick
rama, Esq., District Judge, Kalutara, on July 1, 1943, in the presence
of Mr H D Perera, Proctor, on the part of the petitioner, and the
affidavit of the above named petitioner dated February 6, 1943,
and affidavit of the notary and witnesses to the last will dated
March 22, 1943, having been read along with last will No 2712
filed of record

It is ordered that the will of the late Helessage Don Noris Singho,
deceased, dated December 1, 1942, and numbered 2712 be and the
same is hereby declared proved, unless the respondents or person or
persons interested in the said estate shall, on or before August 19,
1943, show sufficient cause to the satisfaction of this court to the
contrary

It is further declared that the said 1st respondent be appointed
guardian ad litem over the 3rd minor respondent for this case and
that the said Busige Somawathie Perera, petitioner is the executor

named in the said will and that she is entitled to have probate of the same issued to her accordingly unless the respondents or other person or persons interested in the estate shall, on or before August 19, 1943, show sufficient cause to the satisfaction of this court to the contrary

July 1, 1943

Date for showing cause against this *Order Nisi* is extended for September 23, 1943

In the District Court of Galle
Order Nisi

Testy In the Matter of the Intestate Estate of Nanayak
No 8,027 karawasan Pallege Laris Wijesekera of Kitulam
pitiya, deceased
Ellen de Silva *nee* Wijesekera of Kitulam pitiya Petitioner

Vs

(1) Nanayakkarawasan Pallege Wimalawathie Wijesekera,
(2) ditto Tilaka Wijesekera, (3) ditto Dayananda Wijesekera,
all of Kitulam pitiya, (4) Nagahawatte Aratchige Francis de
Silva of Bope Respondents

THIS matter coming on for disposal before M A Samarakoon, Esq., District Judge of Galle, on June 8, 1943, in the presence of Mr J N Goonetilleke, Proctor, on the part of the petitioner and the affidavit of the above-named petitioner dated December 22, 1942, having been read

It is ordered that the petitioner be and she is hereby declared entitled to, as widow of the deceased, to have letters of administration issued to her accordingly and that the above named 4th respondent be appointed guardian *ad litem* over 1st to 3rd respondents, unless the above named respondents or any other person interested shall, on or before August 6, 1943, show sufficient cause to the satisfaction of this court to the contrary

Galle, July 17, 1943 M A SAMARAKOON,
District Judge

Date for showing cause extended to September 17, 1943

M A S,
D J

In the District Court of Galle

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction Gmara Dias Abeywickrama Gunasekera Hamine,
No 8,044 deceased of Ganegama
Between

Charles Munasinghe of Ganegama Petitioner

Vs

(1) Arthur Edwin Munasinghe, (2) Jinadasa Munasinghe,
(3) Francis Munasinghe, all of Ganegama Respondents

THIS matter coming on for disposal before M A Samarakoon, Esq., District Judge of Galle, on August 6, 1943, in the presence of Messrs Adhietty & Abeyesundere, Proctors, on the part of the petitioner, and the affidavit of the petitioner dated June 3, 1943, having been read

It is ordered that the said petitioner, husband of the deceased, be appointed administrator of the estate of the deceased, unless the respondents or any person or persons interested shall, on or before September 17, 1943, show sufficient cause to the satisfaction of this court to the contrary

August 6, 1943 P M JAYAWARDENE,
District Judge

In the District Court of Matara
Order Nisi

Testamentary In the Matter of the Estate of the late Ihalawela
Jurisdiction Kankanange Edwin Singho of Urugamuwa
No 4,132 deceased

Sitha Paranamana of Urugamuwa in Wellaboda pattu,
Matara Petitioner

And

(1) Ihalawela Kankanange Hansawathie of Urugamuwa, (2)
ditto Karurawathie, (3) ditto Sugunapala (4) ditto Jayaseeli,
(5) ditto Somapala, (6) ditto Sripala, (7) ditto Premaratna,
1st to 7th respondents are minors by their proposed guardian
ad litem, Saranga Paranamana of Urugamuwa Respondents

THIS matter coming on for disposal before S S J Goonasekera, Esq., District Judge of Matara, on July 14, 1943, in the presence of Mr S W Edirisuriya, Proctor, on the part of the petitioner and the affidavit of the abovenamed petitioner, dated March 10, 1943, having been read

It is ordered that the said petitioner be and she is hereby declared entitled as widow of the deceased to have letters of administration to the estate of the deceased issued to her, unless the respondents or any other person or persons interested in the estate 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 said Saranga Paranamana, the 8th respondent, be appointed guardian *ad litem* over the 1st to 7th minor respondents, unless the respondents or any others interested in the estate shall, on or before August 23, 1943, show sufficient cause to the satisfaction of this court to the contrary

July 14, 1943 S S J GOONASEKERA,
District Judge

This *Order Nisi* is extended for September 20, 1943

S S J GOONASEKERA,
District Judge

In the District Court of Jaffna

Order Nisi

Testamentary In the Matter of the Intestate Estate and Effects
Jurisdiction of late Catherine Sothidamany, wife of Victor
No 100 Ratnatheepam Nathaniel of Urumpiray, deceased.

Alfred David Tharmakulasingham of Urumpiray, presently of
Colombo Petitioner.

Vs

(1) Victor Ratnatheepam Nathaniel of Nallur, presently of
National Bank, Colombo (2) Hariot Archimuttu, widow of
Allied Peethamparam of Urumpiray, (3) John Peetham
param Bulasingham of Urumpiray, presently of Malaya, (4)
Abraham Mootathamby Selvaratnam of Nallur, presently
of Colombo, and wife, (5) Annibelle Swarnapushanam of
Urumpiray, (6) Namasivayam Samuel Alfred Daniel of
Urumpiray, presently of Colombo, (7) Alfred Asoorvatham
Santhirasingam of Urumpiray, presently of Puttalam, (8)
Esmy Gunamany, wife of Arumugam of Urumpiray, (9)
Benjamin Peethamparam Panchathirusingam of Urum
puay Respondents.

The 9th respondent is a minor appearing by the guardian
ad litem the 7th respondent

THIS matter coming on for disposal before G C Thambyah, Esq., District Judge, Jaffna, on July 30, 1943, in the presence of Mr A Subramaniam, Proctor, on the part of the petitioner, and the petition and affidavit of the petitioner having been read

It is ordered that the petitioner, as the heir of the deceased, be declared entitled to take out letters of administration to the estate of the deceased and that letters of administration be issued to him accordingly, unless the respondents or any other person shall, on or before September 17, 1943, appear and show sufficient cause to the satisfaction of this court to the contrary

August 7, 1943 G C THAMBYAH,
District Judge

In the District Court of Jaffna

Order Nisi

Testy In the Matter of the Estate of the late Saraswathy,
No 151 wife of Arumugam Subramaniam of Karamagar
East, deceased

Arumugam Subramaniam of Karamagar East Petitioner-

Vs

(1) Kanapatipillai Kandasamy of Mathagal, now of Badulla
(minor), (2) Subramaniam Selvaratnam of Karamagar
East Respondents.

THIS matter coming on for disposal before G C Thambyah, Esq., District Judge, Jaffna, on July 28, 1943, in the presence of Mr A Kanagasabai, Proctor, on the part of the petitioner, and the affidavit of the petitioner having been read It is ordered that the above named 1st respondent be appointed guardian *ad litem* over the minor the 2nd respondent, and that the petitioner be declared entitled to have letters of administration to the estate of the said intestate, as her husband, and the respondents or any other person or persons interested shall appear before this court on September 13, 1943, and state objection or show sufficient cause to the satisfaction of this court to the contrary

August 9, 1943 G C THAMBYAH,
District Judge

In the District Court of Jaffna held at Point Pedro

Order Nisi

Testamentary In the Last Will and Testament of the late Velu-
Jurisdiction pillai Atulambalasarwamy of Alvai North, deceased.
No 207/P T

V Kanagasabai Sivapragasapillai of Alvai North Petitioner.

Vs

Ponnu, daughter of Velupillai of Vathry Respondent

THIS matter of the petition of the above named petitioner coming on for disposal before L W de Silva, Esq., Additional District Judge, on July 19, 1943, in the presence of Messrs Kandaiva & Mailvaganam, Proctors, on the part of the petitioner, and the affidavit of the petitioner having been read

It is hereby ordered that the said last will and testament of the said Ambalawanaswamy be and the same is hereby declared proved and that the petitioner as executor be and he is declared entitled to have probate thereof issued to him accordingly, unless the respondent or any other person shall, on or before August 19, 1943, show cause to the satisfaction of this court to the contrary

July 19, 1943 J W DE SILVA,
Additional District Judge

Extended and reissued returnable September 9, 1943

N PONNIAH,
A A D J

In the District Court of Jaffna held at Point Pedro

Order Nisi

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction Sivakamasunderam, wife of Kulandaivelu
No 214/P T Sivakadacham of Puloly East, deceased

Sornapooranam, widow of Sivakkolundu of Puloly East Petitioner.

Vs

Kulandaivelu Sivakadacham of Puloly East Respondent

THIS matter coming on for disposal before L W de Silva, Esq., Additional District Judge, Jaffna on August 11, 1943, in the

presence of Mr M Esurapadham, Proctor, on the part of the petitioner above named and the affidavit of the petitioner dated August 3, 1943, having been read

It is ordered that the petitioner be declared entitled to take out letters of administration as mother of the above named deceased, and that letters of administration be accordingly issued to the petitioner, unless the respondent or any other person or persons shall appear before this court on or before September 10, 1943, and show sufficient cause to the satisfaction of this court to the contrary

August 16 1943

N PONNIAH,
Additional District Judge

In the District Court of Jaffna held at Point Pedro

Order Nisi

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction Snnapodiar Sithamparapillai of Thumpalai,
No 215/P T Point Pedro, deceased

Thangaratnam, widow of Sithamparapillai of Thum
palai Petitioner

Vs

(1) Ponnamma, daughter of Sithamparapillai, (2) Sugurtha
ratnam, daughter of Sithamparapillai, (3) Vasanthadevi,
daughter of Sithamparapillai, (4) Valhar Kandapper Kana
pathippillai, all of Thumpalai Respondents

THIS matter coming on for disposal before N Ponniah, Esq., Acting Additional District Judge, Jaffna, on August 19, 1943, in the presence of Mr M Esurapadham, Proctor, on the part of the petitioner above named, and the affidavit of the petitioner dated May 26, 1943, having been read

It is ordered that the 4th respondent be appointed guardian *ad litem* over the minors, the 1st, 2nd and 3rd respondents above named, that the petitioner, as husband of the deceased, be declared entitled to take out letters of administration to the estate of the above named deceased, and that letters of administration be accordingly

issued to the petitioner, unless the respondents or any other person shall appear before this court on or before September 9, 1943, and show sufficient cause to the satisfaction of this court to the contrary

August 27, 1943

L W DE SILVA,
Additional District Judge

In the District Court of Kurunegala

Order Nisi

Testamentary In the Matter of the Estate of the late Lankatilake
Jurisdiction Adikari Mudiyansele Ukku Banda, ex Korala
No 4,472 of Elabodagedara in Mairawathie korale,
deceased

Jayakuda Mudiyansele Punci Mahatmaya of Elaboda
gedara in Mairawathie korale Petitioner

Vs

(1) Lankatilake Adikari Mudiyansele Jayaratne, a minor by
his guardian *ad litem*, (2) Jayakuda Mudiyansele Ran
menka, both of Elabodagedara Respondents

THIS matter coming on for disposal before H A de Silva, Esq., District Judge of Kurunegala, on August 5, 1943, in the presence of Mr R E de S Jayasundara, Proctor, for the petitioner above named, and the affidavit of the said petitioner dated August 4, 1943, having been read

It is ordered that the 2nd respondent be and she is hereby appointed guardian *ad litem* over the 1st minor respondent for the purpose of these proceedings, unless the respondent shall, on or before September 10, 1943, show sufficient cause to the satisfaction of this court to the contrary

It is ordered that the said petitioner be and she is hereby declared entitled, as the widow of the above named deceased to have letters of administration to his estate issued to her, unless the respondents or any other person or persons interested shall, on or before September 10, 1943, show sufficient cause to the satisfaction of this court to the contrary

August 5, 1943

H A DE SILVA,
District Judge

named in the said will and that she is entitled to have probate of the same issued to her accordingly, unless the respondents or other person or persons interested in the estate shall, on or before August 19, 1943, show sufficient cause to the satisfaction of this court to the contrary

July 1, 1943

Date for showing cause against this *Order Nisi* is extended for September 23, 1943

In the District Court of Galle

Order Nisi

Testy In the Matter of the Intestate Estate of Nanayak
No 8,027 karawasan Pallege Larius Wijesekera of Kitulampitiya, deceased

Ellen de Silva *nee* Wijesekera of Kitulampitiya Petitioner

Vs

(1) Nanayakkarawasan Pallege Wimalawathie Wijesekera,
(2) ditto Tilaka Wijesekera, (3) ditto Dayananda Wijesekera,
all of Kitulampitiya, (4) Nagahawatte Aratchige Francis de
Silva de Bope Respondents

THIS matter coming on for disposal before M A Samarakoon, Esq, District Judge of Galle, on June 8, 1943, in the presence of Mr J N Goonetilleke, Proctor, on the part of the petitioner and the affidavit of the above-named petitioner dated December 22, 1942, having been read

It is ordered that the petitioner be and she is hereby declared entitled to, as widow of the deceased, to have letters of administration issued to her accordingly and that the above-named 4th respondent be appointed guardian *ad litem* over 1st to 3rd respondents, unless the above-named respondents or any other person interested shall, on or before August 6, 1943, show sufficient cause to the satisfaction of this court to the contrary

M A SAMARAKOON,
District Judge

Galle, July 17, 1943

Date for showing cause extended to September 17, 1943

M A S,
District Judge

In the District Court of Jaffna

Order Nisi

Testamentary In the Matter of the Intestate Estate and Effects
Jurisdiction of late Catherine Sothidamany, wife of Victor
No 100 Ratnatheepam Nathaniel of Urumpiray, deceased.

Alfred David Tharmakulasingham of Urumpiray, presently of
Colombo Petitioner.

Vs

(1) Victor Ratnatheepam Nathaniel of Nallur, presently of National Bank, Colombo, (2) Harriet Archmittu, widow of Alfred Peethamparam of Urumpiray, (3) John Peethamparam Balasingham of Urumpiray, presently of Malaya, (4) Abraham Mootathamby Selvaratnam of Nallur, presently of Colombo, and wife, (5) Annibelle Swarnapushanam of Urumpiray, (6) Namasivayam Samuel Alfred Daniel of Urumpiray, presently of Colombo, (7) Alfred Aseervatham Santhirasingham of Urumpiray, presently of Puttalam, (8) Esmy Gunamany, wife of Arumugam of Urumpiray, (9) Benjamin Peethamparam Panchathirusingham of Urumpiray Respondents.

The 9th respondent is a minor appearing by the guardian *ad litem* the 7th respondent

THIS matter coming on for disposal before G C Thambyah, Esq, District Judge, Jaffna, on July 30, 1943, in the presence of Mr A Subramaniam, Proctor, on the part of the petitioner, and the petition and affidavit of the petitioner having been read

It is ordered that the petitioner, as the heir of the deceased, be declared entitled to take out letters of administration to the estate of the deceased and that letters of administration be issued to him accordingly, unless the respondents or any other person shall, on or before September 17, 1943, appear and show sufficient cause to the satisfaction of this court to the contrary

August 7, 1943

G C THAMBYAH,
District Judge

In the District Court of Jaffna

Order Nisi

Testy In the Matter of the Estate of the late Saraswathy,
No 151 wife of Arumugam Subramaniam of Karanagar
East, deceased