



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.)

| | PAGE | | PAGE |
|---|------|------------------------------------|------|
| Governor's Ordinances | — | District and Minor Courts Notices | — |
| Passed Ordinances | 617 | Council of Legal Education Notices | — |
| Draft Ordinances | 617 | Notices in Insolvency Cases | — |
| List of Notaries | — | Notices of Fiscals' Sales | 618 |
| Supreme Court Notices | — | Notices in Testamentary Actions | 619 |
| Notifications of Criminal Sessions of the Supreme Court | — | Miscellaneous | — |

SUPPLEMENT

The INDEX to the Gazette for the First Half Year of 1943

PASSED ORDINANCES

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

No. 42 of 1943.

L D—CF 62/42

An Ordinance to amend the Brothels Ordinance.

Cap 25
Vol I, p 615

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 Brothels Amendment Ordinance, No 42 of 1943

Short title

2. Section 2 of the Brothels Ordinance is hereby amended in paragraph (b) thereof by the substitution for the words "or occupier" of the words "occupier or owner."

Amendment of section 2 of Chapter 25

Passed in Council the Fourth day of November, One thousand Nine hundred and Forty-three

D C R GUNAWARDANA,
Clerk of the Council

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

H A C DOBBS,
Acting Secretary to the Governor

(Continued on page 622)

DRAFT ORDINANCES

MINUTE

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

An Ordinance to amend the Church of England Ordinance

Chapter 232
(Volume V
page 745)

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 Church of England (Amendment) Ordinance No of 194

Short title

Amendment of
Chapter 232

2 The Church of England Ordinance (hereinafter referred to as "the principal Ordinance") is hereby amended as follows —

By the substitution, for the expression, "the Incorporated Trustees of the Church of England in Ceylon", wherever that expression occurs in the principal Ordinance, of the expression "the Incorporated Trustees of the Church of Ceylon"

Substitution of
"the Incorporated
Trustees of the
Church of Ceylon"
for "the
Incorporated
Trustees of the
Church of
England" in
other written law

3 The expression "the Incorporated Trustees of the Church of Ceylon" shall be substituted for the expression "the Incorporated Trustees of the Church of England in Ceylon" wherever the latter expression occurs in any written law (other than the principal Ordinance) or in any rule, regulation, deed, contract or writing of whatsoever nature or description

Saving of
rights of
Crown and of
Certain
other rights

4 Nothing in this Ordinance shall prejudice or affect the rights of His Majesty the King, His Heirs and Successors, or of any body politic or corporate, or of any other persons, except such as are mentioned in this Ordinance, and those claiming by, from, or, under them

Objects and Reasons

The Incorporated Trustees of the Church of England in Ceylon are a corporation and the said Trustees hold property and are vested with certain rights, powers and control in and over certain churches of the Church which was commonly called the Church of England in Ceylon

The Church of England in Ceylon was a diocese of the Ecclesiastical province of the Church of England in India

The Church of England in India and Burma severed its legal connection with the Church of England in England, under an Act of the Imperial Parliament entitled "the Indian Church Act 1927" and a measure passed by the National Assembly of the Church of England entitled "The Indian Church Measure", 1927

The legal connection between the Church of England in Ceylon and the Church of England was dissolved in 1930 and it was provided by the Episcopal Church Amendment Ordinance 1930 that the expression "Church of England in Ceylon", and other like expressions should be deemed to refer to the Diocese of Colombo of the Ecclesiastical Province of the Church of India, Burma and Ceylon (by whatsoever name called)

The Diocese of Colombo of the said ecclesiastical province is known as the Church of Ceylon

It is necessary that the name of the Corporation should be changed

GEO A WILLE,
Mover of the Bill

Colombo, November 17th, 1943

NOTICES OF FISCALS' SALES

Western Province

In the District Court of Colombo

No 9,271 In the matter of the estate of Hajj Abdul Gam
Testy Giga Paradeshi, deceased

The Commissioner of Estate Duty Petitioner

Abdul Latiff Abdul Carrm, c/o C Sevaprakasam, Proctor,
Colombo, being the attorney of the executor of the estate
of the above named deceased Respondent

NOTICE is hereby given that on Friday, December 24, 1943, at 3 P M, will be sold by public auction at the premises the following property, belonging to the estate of Hajj Abdul Gam Giga Paradeshi, deceased, for the recovery of the sum of Rs 6,622 90, together with interest thereon at 4 per cent per annum from November 1, 1940, to date of payment, being balance estate duty, viz —

Half share of all that premises with the buildings and plantations thereon bearing assessment No 141/143, situated at Sea street, Pettah, within the Municipality and District of Colombo, Western Province, and bounded on the north by premises No 147, Sea street, east by premises No 3, Seabeach lane, south by premises No 139, Sea street, and on the west by Sea street, containing in extent 12 perches more or less

Fiscal's Office,
Colombo, November 30, 1943

V ALLI RAJAH,
Deputy Fiscal

In the Court of Requests of Avissawella

(1) Rajapaksa Aratchillage John Singho, (2) ditto Pelis Singho,
both of Napawala Plaintiffs

No 19,053 Vs

(1) Rajapaksa Aratchillage Gunasekera of Napawala (2) Hetti
aratchige Jayawardena of ditto (3) R A Karunaratna of
ditto Defendants

NOTICE is hereby given that on Wednesday, December 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 defendant

in the following property for the recovery of Rs 200, with legal interest thereon at the rate of 9 per cent per annum from date of decree till payment in full, and costs taxed at Rs 28 25, viz —

1 An undivided 1/7 share of the land called Berumukulana-bada rubberwatta, situated at Napawala in Pallepattu of Kuruwiti korale in the District of Ratnapura, Province of Sabaragamuwa, and bounded on the north by agala and Nagahadola, east by Heendola para and Ago Singho's rubber watta, south by Berumukulana of villagers, west by agala and Booharedola, and containing in extent within these boundaries about six acres with the rubber and other plantations standing thereon

At 4 30 p m

2 An undivided 1/7 share of the land called Galwalagawa-rubber watta, situated at Napawala aforesaid, and bounded on the north by Gansabhawa road, east by Mr Jayasekera's rubber land, south by Mr Jayasekera's rubber land and Dola dekahawetchchathena watta, and west by Hendadola, and containing in extent within these boundaries about five acres, together with all the rubber and other plantations standing thereon

Valuation Rs 1,250

Fiscal's Office,
Avissawella, November 25, 1943

A V P SAMARANAYAKA,
Deputy Fiscal

Southern Province.

In the District Court of Tangalla

Kodituwakku Kankanange Don Sapiel of Getamanna Plaintiff.
No 2,390 Vs

Kodituwakku Kankanange Silinduhamy of Getamanna North,
legal representative of the estate of the deceased, Jayasekera
Kankanange Don Pedro, Police Officer of Getamanna Defendant.

NOTICE is hereby given that on Thursday, December 30, 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 mortgaged property for the recovery of Rs 1,025 85, with legal interest on Rs 440 from December 19, 1941, till payment in full

At Getamanna

Undivided 1/12 share of the remaining fruit trees and of the soil of the contiguous land Ambagahawatta, Egodawatta, Bedgederahena, Kongahahena, Mahahena, Penvelgodellehena, Nugehena, Galketiyehehena, Mshamawattehena, and an undivided half part of the planter's half share of the fruit trees of the undivided portion called Mahahena, in extent about four kurumes of kurakkan sowing (save and except an undivided half an acre extent of the undivided portion called Egodawatta and the planter's half share of the second plantation of the entire contiguous land) whole in extent about 40 kurumes of kurakkan sowing situated at Getamanna in West Gurusu pattu of the Hambantota District, and bounded on the north by Tantugehena and Pettegawakoruwa, east by Kahagashena and village limit, south by Nagodakale and Niyakolahena, and west by Gamagewatta and Nasnagamahena

Deputy Fiscal's Office,
Tangalla, November 23, 1943

N G DE SILVA,
Additional Deputy Fiscal

In the District Court of Tangalla

(1) Kankanamgamage Andrayas Appu of Taraperiya, and others
Substituted Plaintiffs
No 4,431 Vs

(1) Pasdun Korale Aratchge Dona Karlnahamne, (2) Jatun Arachchige Sam Peiris Jayawardana, both of Potte wela
Defendants

NOTICE is hereby given that on Tuesday, January 4, 1944, at 3 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property, for the recovery of Rs 747 15, with legal interest on Rs 400 from October 28, 1943, till payment in full, viz —

At Taraperiya

The entire soil and plantations of the contiguous lands called Aralugahahena and Tennapitahena situated at Taraperiya in West Gurusu pattu of the Hambantota District, and bounded on the north by lots 17P and 17V in P P 275, east by 17W 18 17A in P P 275, and Pusweldola ara, south by lots 28 and 17A in P P 275, and west by lots 17AL and 17AM in P P 275, and land bearing T P 250863, containing in extent 7 acres 1 rood and 12 perches

Deputy Fiscal's Office,
Tangalla, November 27, 1943

N G DE SILVA,
Additional Deputy Fiscal

NOTICES IN TESTAMENTARY ACTIONS

In the District Court of Colombo

Order Nisi

Testamentary In the Matter of the Intestate Estate of S M Jurisdiction Sheriff, deceased
No 10,117

Mohamed Hassan, son of Packeer Mohideen of 291, Mam street, Pettah, Colombo
Petitioner

(1) Mohideen Pathummal, (2) Isah Bivi, (3) Jamil Bivi, (4) Subaida Bivi, (5) Razima Bivi, (6) Kamarinussa, all minors, of Campbellabad in South India, (7) M N Cader Bateha of 11/15, Church street, Slave Island, Colombo
Respondents

THIS matter coming on for disposal before S J C Schokman, Esq., Additional District Judge of Colombo, on November 11, 1943, in the presence of Mr S Ratnakaram, Proctor, on the part of the petitioner, and the affidavit of the above named petitioner dated August 23, 1943, having been read

It is ordered that the 7th respondent above named be appointed guardian *ad litem* over the 2nd, 3rd, 4th, 5th, and 6th minor respondents and that the petitioner be and he is hereby declared entitled, as attorney of the widow of the deceased, to have letters of administration issued to him accordingly unless the respondents above named or any other person or persons interested shall, on or before December 16, 1943, show sufficient cause to the satisfaction of the court to the contrary

November 11, 1943

S J C SCHOKMAN,
Additional District Judge

In the District Court of Colombo

Order Nisi

Testamentary In the Matter of the Joint Last Will and Testament Jurisdiction of Adambarage Ellen de Alwis, deceased
No 10,490

Seymour Maurice Fonseka of 207, Dehiwala
Petitioner
Vs.

(1) Nancy Wijesingha of 12th lane, Colpetty, Colombo, (2) Sweetie Dias Fonseka of 207, Dehiwala, (3) Garmoyle Fonseka of 203, Dehiwala, (4) Ruby Wijetillaka at 7th Mile post on High Level road, Nugegoda, (5) Nelson Fonseka of 207, Dehiwala, (6) William Charles Bastiansz Fonseka of 207A, Dehiwala, (7) Nahlm Gunawardana of Panmptiya, (8) Jessvin Gunawardana of Panmptiya, (9) S P Gunawardana of Panmptiya, (10) Frederick P Gunawardana of Ceylon Engineers, Colombo
Respondents

THIS matter coming on for disposal before S J C Schokman, Esq., Additional District Judge of Colombo, on November 19, 1943, in the presence of Mr F Rustomjee, Proctor, on the part of the petitioner above named, and the affidavit of the said petitioner

dated June 23, 1943, and (2) the affidavit of the attesting Notary Public and one witness dated August 6, 1943, and September 28, 1943, having been read

It is ordered that the Joint Last Will of Adambarage Ellen de Alwis, deceased of which a certified copy has been produced and is now deposited in this court be and the same is hereby declared proved, and it is further declared that the petitioner is the son of the above named deceased and that he is entitled to have letters of administration *cum testamento* issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before December 16, 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 respondents unless sufficient cause be shown to the contrary on December 16, 1943

November 19, 1943

S J C SCHOKMAN,
Additional District Judge

In the District Court of Colombo

Order Nisi

Testamentary In the Matter of the Last Will and Testament of Jurisdiction Sembuge Don Christopher Fonseka, deceased
No 10,491

Seymour Maurice Fonseka of 207, Dehiwala
Petitioner
Vs

(1) Nancy Wijesingha of 12th lane, Colpetty, Colombo, (2) Sweetie Daisy Fonseka of 207, Dehiwala, (3) Garmoyle Fonseka of 203, Dehiwala, (4) Ruby Wijetillaka at 7th Mile post on High Level road, Nugegoda, (5) Nelson Fonseka of 207, Dehiwala, (6) William Charles Bastiansz Fonseka of 207A, Dehiwala, (7) Nahlm Gunawardana of Panmptiya, (8) Jessvin Gunawardana of Panmptiya, (9) S P Gunawardana of Panmptiya, (10) Frederick P Gunawardana of Ceylon Engineers, Colombo
Respondents

THIS matter coming on for disposal before S J C Schokman, Esq., Additional District Judge of Colombo, on November 19, 1943, in the presence of Mr F Rustomjee, Proctor, on the part of the petitioner, and the affidavit of the petitioner above named having been read

It is ordered that the will of Sembuge Don Christopher Fonseka, deceased dated January 14, 1930, and numbered 530, be and the same is hereby declared proved, unless the respondents or any other person or persons interested shall, on or before December 16, 1943, show sufficient cause to the satisfaction of this court to the contrary

It is further declared that the said 9th respondent be appointed guardian *ad litem* over the 7th and 8th respondents and that the said petitioner is the executor named in the said will and that he is entitled to have letters of administration *cum testamento* issued to him accordingly, unless the respondents or any other person or persons interested shall, on or before December 16, 1943, show sufficient cause to the satisfaction of this court to the contrary

November 19, 1943

S J C SCHOKMAN,
Additional District Judge

In the District Court of Colombo

Order Absolute in the First Instance declaring will proved

Testamentary In the Matter of the Last Will and Testament Jurisdiction of the late Roland Ernest Wilnot Perera of No 10,644 Moratuwa, deceased

THIS matter coming on for final determination before S J C Schokman, Esq., Additional District Judge of Colombo, on October 7, 1943, in the presence of Mr C W de Silva, Proctor, on the part of the petitioner, Jessica Theodora Evelyn Perera of Moratuwa, and the affidavit of the said petitioner dated August 24, 1943, and of the attesting notary dated September 25, 1943, having been read It is ordered that the last will made by the deceased above named bearing No 466 dated November 7, 1920, and now deposited in this court be declared proved and probate thereof be issued to the petitioner aforesaid as the executrix mentioned in the said will on the publication of this order once in the *Ceylon Government Gazette* and twice in the *Ceylon Observer* newspaper and on her tendering the usual oath and bond

October 7, 1943

S J C SCHOKMAN,
Additional District Judge

In the District Court of Colombo

Order Nisi

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction Salman Seyadu Mohamadu Mohideen Masthan, No 10,665 deceased, of Melapalayam in Tinnevely District, South India

Salman Seyadu Mohamadu Mohideen Masthan Seyadu Ahamadu of 159, Keyzer street, Colombo
Petitioner
Vs

(1) Seyadu Meeral, (2) Raja Mohideen, (3) Samsudeen, (4) Seyadu Pathummal, (5) Mohamadu Pathumma, (6) Kathuja, all of Melapalayam, (7) S S M Mohamed Ali of Keyzer street in Colombo
Respondents

THIS matter coming on for disposal before S J C Schokman, Esq., Additional District Judge of Colombo, on October 27, 1943,

in the presence of Mr K T Chittampalam, Proctor, on the part of the petitioner above named, and the affidavit of the said petitioner dated May 19, 1943, having been read

It is ordered that the 7th respondent above named be appointed guardian *ad litem* over the 3rd, 4th, 5th, and 6th respondents, minors, and that the said petitioner 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, unless the respondents above named or any other person or persons interested shall, on or before December 9, 1943, show sufficient cause to the satisfaction of this court to the contrary

November 12, 1943
S J C SCHOKMAN,
Additional District Judge

In the District Court of Colombo

Order Nisi

Testamentary In the Matter of the Intestate Estate of Loku
Jurisdiction Salu Hewage Carolis Edward de Silva of Angoda,
No 10,670 in the district of Colombo, deceased

Dr N E D de Silva of 19, Clifford road, off Greenpath,
Colpetty in Colombo Petitioner

(1) Charles Edward Wickremasuriya of Uswatte road, Moratuwa, (2) Mrs Lina Jayawickrema (*nee* de Silva) of the District Judge's Bungalow Kalutara, (3) L I de Silva, Assistant Superintendent of Police, Chilaw, (4) Noel de Silva of The Home, Mendis avenue, Moratuwa, (5) Captain L H D de Silva of the C L I, Colombo, (6) Mrs Ellen Charlotte de Silva of Devasiri, Glen Aber place Colombo, (7) Sylvia Fernando, (8) Gellan A D Fernando, (9) Mrs Sybil Fernando, and (10) Chumnsley Fernando, all of Laxapatiya, Moratuwa Respondents

THIS matter coming on for disposal before S J C Schokman, Esq., Additional District Judge of Colombo, on October 30, 1943, in the presence of Mr J S Paranavitana, Proctor, on the part of the petitioner, and petition of the petitioner above named dated October 29, 1943, having been read

It is decreed that the petitioner above named be and he is hereby declared entitled, as the nephew 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 December 9, 1943, show sufficient cause to the contrary

October 30, 1943
S J C SCHOKMAN,
Additional District Judge

In the District Court of Colombo

Notice of Application

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction Ethel Adeline Clayton of Manora, 24, Heaton
No 10,685 Grove in the City of Bradford, England, widow, deceased

And

In the matter of the British Courts Probates (Re sealing) Ordinance (Chapter 84)

NOTICE is hereby given that after the expiry of fourteen days from the date hereof, application will be made to the District Court of Colombo under the British Courts Probates (Re Sealing) Ordinance (Chapter 84) for the sealing of the probate of the will of Ethel Adeline Clayton of Manora, 24, Heaton Grove Frizinghall in the City of Bradford, England, widow, deceased, granted by His Majesty's High Court of Justice in England at the Principal Probate Registry thereof on the twenty fifth day of November, One thousand nine hundred and forty two

F J & G DE SARAM,
Proctors for Frederick Geoffrey Briggs Clayton,
Colombo, December 3, 1943 the sole executor

In the District Court of Colombo

Order Nisi

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction Kana Veena Seyed Omer Lebbe, son of Habeeb
No 10,693 Mohamed Thakatheru, Kayalapatna, South India, deceased

S O Habeeb, son of Kana Veena Seyed Omer Lebbe, of 163,
Second Cross street, Pettah, Colombo Petitioner

THIS matter coming on for disposal before S J C Schokman Esq., Additional District Judge of Colombo, on November 16, 1943 in the presence of Mr M M A Raheem, Proctor, on the part of the petitioner above named, and the affidavit of (1) the petitioner dated November 8, 1943 (2) the affidavits of the attesting witnesses dated November 9, 1942, and October 27, 1943, and the Supreme Court order dated November 27, 1942, having been read

It is ordered that the last will and testament of Kana Veena Seyed Omer Lebbe, son of Habeeb Mohamed, deceased the original of which has been produced and deposited in this court be and the same is hereby declared proved and the petitioner above named, as the executor named in the said will, is hereby declared entitled to have probate thereof issued to him, unless any person or persons interested shall, on or before January 20, 1944, shall show sufficient cause to the satisfaction of this court to the contrary

November 16 1943
S J C SCHOKMAN,
Additional District Judge

In the District Court of Colombo

Order Nisi

Testamentary In the Matter of the Intestate Estate of Watu-
Jurisdiction tantinge Theodoris Peiris of 42, Pamankade
No 10,698 road, Wellawatta, in Colombo, deceased

Vidanelage Solomon Fernando Petitioner.

(1) Vidanelage Marthelis Fernando, (2) Watutaninge Marthelis Peiris, (3) Watutaninge Romiel Peiris, (4) Watutaninge Pauls Peiris, (5) Watutaninge Pesona Peiris, (6) Watutaninge Nathalia Peiris, (7) Watutaninge Emalia Peiris, all of 42, Pamankade road, Wellawatta Respondents.

THIS matter coming on for disposal before S J C Schokman, Esq., Additional District Judge of Colombo, on November 22, 1943, in the presence of Mr J P Peters, Proctor, on the part of the petitioner above named, and the affidavit of the petitioner dated November 22, 1943, having been read

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

November 22, 1943
S J C SCHOKMAN,
Additional District Judge

In the District Court of Colombo

Notice of Application

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction Harry Joseph Gray of 39, Sandfield road,
No 10,699 Headington in the City of Oxford, formerly of 22, Stephen road, Headington, aforesaid, deceased

And in the matter of the British Courts Probates (Re sealing) Ordinance (Chapter 84)

NOTICE is hereby given that after the expiry of twenty one days from the date hereof, application will be made to the District Court of Colombo, under the British Courts Probates (Re Sealing) Ordinance (Chapter 84) for the sealing of a Certified Copy of Probate of the Last Will and Testament of Harry Joseph Gray of 39, Sandfield road, Headington, in the City of Oxford, formerly of 22, Stephen road, Headington aforesaid, deceased, granted by the District Probate Registry of His Majesty's High Court of Justice at Oxford on September 9, 1942

JULIUS & CREASY,
Proctors for Leonard Ernest Heal, Attorney for Ellen Elizabeth Gray and Philip Darby, the executors of the Last Will and Testament of Harry Joseph Gray, deceased
Colombo November 18 1943

In the District Court of Avissawella

Order Nisi

Testamentary In the Matter of the Intestate Estate and Effects
Jurisdiction of the late Uggalle Gamage Setan Singho, late
No 329 of Uggalla, deceased

Between

Jatun Achuge Carlina Nona of Uggalla Petitioner.

And

(1) Uggalle Gamage Gunawardene, (2) ditto Simon Singho, (3) ditto Sriwardene, (4) ditto Chandrawathie, (5) ditto Jayawardene, (6) ditto Balawardene, (7) ditto Kana wathie, and (8) Uggalle Gamage Jeeris Singho, all of Uggalla Respondents.

THIS matter coming on for disposal before L B de Silva, Esq., District Judge of Avissawella, on November 8, 1943, in the presence of Mr D C Wijeyesinghe, Proctor, on the part of the petitioner, and the affidavit of the said petitioner dated November 2, 1943, having been read

It is ordered that the above named petitioner be and she is hereby declared entitled to have letters of administration to the estate of the above named deceased issued to her, as widow of the said deceased, unless the respondents above named or any other person or persons interested shall, on or before December 7, 1943, show sufficient cause to the satisfaction of this court to the contrary

And it is further ordered that the 8th respondent above named be and he is hereby appointed guardian *ad litem* over 1st to 7th minor respondents above named for the purposes of these proceedings, unless the respondents above named or any other person or persons interested shall, on or before the said date show sufficient cause to the satisfaction of this court to the contrary

November 8, 1943
L B DE SILVA,
District Judge

In the District Court of Negombo

Order Nisi

Testamentary In the Matter of the Estate and Effects of Siriwar-
Jurisdiction dana Wijesinghe Mudalige Baroo Singho of
No 3,234 Kudagammana, deceased

Adikari Mudyanselage Aladin Nona of Kudagammana Petitioner.

Vs

(1) Sriwardana Wijesinghe Mudalige Saranona, (2) ditto Jaya tissa, (3) ditto Pemawathie, (4) ditto Piyatissa all of Kuda gammana, (5) Kaluarachchige Suwanis Appahamy of Hunu mulla Respondents.

THIS matter coming on for disposal before Spencer Rajaratnam, Esq., District Judge of Negombo on November 11, 1943, in the

presence of Mr A V Pereira, Proctor, on the part of the petitioner above named, and the affidavit of the petitioner dated September 24, 1943, having been read

It is ordered that the 5th respondent above named be appointed guardian *ad litem* over 1st, 2nd, 3rd, and 4th respondents minors, above named, to represent them for all the purposes of this action and that the petitioner above named be and she is hereby declared entitled, as the widow of the deceased above named, to have letters of administration to the above estate issued to her accordingly, unless the respondents above named or any other person or persons interested shall, on or before December 3, 1943, show sufficient cause to the satisfaction of this court to the contrary

November 11, 1943

S RAJARATNAM,
District Judge

In the District Court of Negombo

Order Nisi

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction Henrietta Laura de Silva Wijeyeratne *nee*
No 3,235 Kirthisinghe of Negombo, deceased

Francis Gabriel de Silva Wijeyeratne of Lewis place,
Negombo Petitioner

THIS matter coming on for disposal before Spencer Rajaratnam, Esq., District Judge of Negombo, on November 13, 1943, in the presence of Mr L S Kirthisinghe, Proctor, on the part of the petitioner above named, and the affidavit of (1) the petitioner dated November 18 1943, and (2) the affidavit of the attesting notary dated November 5, 1943, having been read

It is ordered that the last will and testament No 1,303 of Henrietta Laura de Silva Wijeyeratne *nee* Kirthisinghe, deceased the original of which has been produced and is now deposited in this court be and the same is hereby declared proved, and that the petitioner is the executor named in the said last will and is hereby declared entitled to have probate thereof issued to him accordingly, unless any person or persons interested shall, on or before December 13, 1943, show sufficient cause to the satisfaction of the court to the contrary

November 18, 1943

S RAJARATNAM,
District Judge

In the District Court of Kandy

Order Nisi

Testamentary In the Matter of the Estate of the late Kande
Jurisdiction Walauwe Ekanayake Bamunuwa Mudiansela
No T 392 Tikiri Banda Yatiwawela, deceased, of Yatiwawela

Kande Walauwe Ekanayake Bamunuwa Mudiansela Punchi
Banda Yatiwawela of Yatiwawela in Hauspattu Petitioner

THIS matter coming on for disposal before C Nagalingam, Esq., District Judge of Kandy, on October 6, 1943, in the presence of Messrs Marikar & Marikar, Proctors, on the part of the petitioner, Kande Walauwe Ekanayake Bamunuwa Mudiansela Punchi Banda Yatiwawela, and the affidavit of the said petitioner dated October 5, 1943, having been read

It is ordered that the petitioner be and he is hereby declared entitled, as the son and the sole heir of the above named deceased, to have letters of administration to the estate of the said deceased issued to him, unless any other person or persons interested shall, on or before November 11, 1943, show sufficient cause to the satisfaction of this court to the contrary

October 6, 1943

C NAGALINGAM,
District Judge

The date for showing cause is extended to December 16, 1943

C NAGALINGAM,
District Judge

In the District Court of Matara

Order Nisi

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction Jayaweera Liyana Patabendige Salohamy of
No 4,192 Dodampahala East, deceased

Jayaweera Liyana Patabendige Podusingho of Dodam
pahala Petitioner

And

(1) Arukkatti Patabendige Kawaniamy, (2) Jayaweera Liyana
Patabendige Lusnana, both of Dodampahala Respondents

THIS action coming on for disposal before S S J Gunasekera, Esq., District Judge of Matara, on October 13, 1943, in the presence of Mr N M N Singhawansa, on the part of the petitioner, dated September 29, 1943, having been read

It is ordered that the said petitioner be and he is hereby declared entitled, as son of the deceased, to have letters of administration to the estate of the said deceased issued to him, unless the respondents or any other person or persons in the said estate shall, on or before November 29, 1943, show sufficient cause to the satisfaction of this court to the contrary

It is further ordered that the said respondents be appointed guardian *ad litem* over the said minor respondents, unless the

B 2

respondents or others interested in the said estate shall, on or before November 29, 1943, show sufficient cause to the satisfaction of this court to the contrary

October 13, 1943

S S J GUNASEKERA,
District Judge

Extended for January 17, 1944

S S J GUNASEKERA,
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 Kandiah Chinnathamby *alias* Thambipillai of
No 218/P T Karaveddy North, deceased

Wallpilai, widow of Chinnathamby of Alvay South Petitioner
Vs

(1) Pooranambal, daughter of Chinnathamby, of ditto, (2) Chinnathamby Ganesarajah of ditto, (3) Wallampai, widow of Kandiah of Karaveddy North, the 1st and 2nd respondents are minors appearing by their guardian *ad litem* the 3rd respondent, Respondents

THIS matter coming on for disposal before L W de Silva, Esq., Additional District Judge, Jaffna, on November 11, 1943, in the presence of Mr T Balakrishnan Proctor, on the part of the petitioner, and the affidavit of the petitioner dated November 4, 1943, having been read

It is ordered that the petitioner above named be and she is hereby declared entitled, as the widow of the deceased above named, to have letters of administration to the above estate issued to her accordingly, unless the respondents above named or any other person or persons interested shall, on or before December 9, 1943, show sufficient cause to the satisfaction of this court to the contrary

November 11, 1943.

L W DE SILVA,
Additional District Judge

In the District Court of Kurunegala

Order Nisi declaring Will proved

Testamentary In the Matter of the Estate of the late Alice Mendis
Jurisdiction Abeyasekera, deceased, of Kurunegala
No 4,488

THIS matter coming on for disposal before H A de Silva, Esq., District Judge of Kurunegala, on November 3, 1943, in the presence of Mr K Kandiah, Proctor, Kurunegala, on the part of the petitioner, A B C de Soysa of Kurunegala, and the affidavits of (1) the said petitioner dated November 1, 1943, (2) of the notary and the witnesses to the last will dated November 2, 1943, having been read

It is ordered that the will of Alice Mendis Abeyasekera of Kurunegala, deceased, dated September 11, 1943, and now deposited in this court be and the same is hereby declared proved, unless the respondents—(1) Russell de Soysa of Panadure, (2) Margaret de Soysa of Museum College, Gampaha, (3) John Edward de Soysa and his wife (4) Florence de Soysa, both of Ketawalamulla lane, Colombo, and (5) Charlotte de Zylva of Dambulla road, Kurunegala— or any person or persons interested shall, on or before December 15, 1943, show sufficient cause to the satisfaction of this court to the contrary

It is further declared that the said A B C de Soysa of Kurunegala is the executor named in the said will, and that he is entitled to have probate of the same issued to him accordingly, unless the respondents or any person or persons interested shall, on or before December 15, 1943, show sufficient cause to the satisfaction of this court to the contrary

November 3, 1943

H A DE SILVA,
District Judge.

In the District Court of Kurunegala

Order Nisi

Testamentary In the Matter of the Estate of the late Wijekoon
Jurisdiction Rallage Agilis Appuhamy of Siyambalawalana,
No 4,489 deceased

Alutepolarallage Mangonona of Siyambalawalana Petitioner
Vs

(1) Alutepola Rallage Mary Nona of Wellewa, (2) ditto Sarmona, (3) ditto Sopanona, (4) ditto Ranbanda, (5) ditto Punchinona, (6) ditto Piyasena, (7) ditto Chandrasoma, all of Siyambalawalana Respondents

THIS matter coming on for disposal before H A de Silva, Esq., District Judge of Kurunegala, on November 5, 1943, in the presence of Mr A B C de Soysa, Proctor for the petitioner above named, and the affidavit of the said petitioner dated November 3, 1943, having been read

It is ordered that the 1st respondent be and she is hereby appointed guardian *ad litem* over the 4th to 7th minor respondents for the purpose of these proceedings, unless the respondents shall, on or before December 15, 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 December 15, 1943, show sufficient cause to the satisfaction of this court to the contrary

November 5, 1943

H A. DE SILVA,
District Judge.

PASSED ORDINANCES

(Continued from page 617)

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

No. 47 of 1943.

L D—O 35/42

Chapter 299,
(Vol VI, p 387)

An Ordinance to amend the Tea Control Ordinance.

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 Tea Control (Amendment) Ordinance, No 47 of 1943

Amendment of
section 25 of
Chapter 299

2 Section 25 of the Tea Control Ordinance is hereby amended, in the first Proviso thereto, as follows —

- (a) by the omission of paragraph (a) of that Proviso, and
(b) by the re-lettering of paragraphs (b) and (c) of that Proviso as paragraphs (a) and (b), respectively

Passed in Council the Sixteenth day of November, One thousand Nine hundred and Forty-three

D C R GUNAWARDANA,
Clerk of the Council

Assented to by His Excellency the Governor the Twentieth day of November, 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. 48 of 1943.

L D—O 77/38

935/7/1 (FSO)

(Vol VI,
p 441)

An Ordinance to provide for the continuation of the temporary increase of the export duty on tea imposed by the Tea Research Ordinance (Chapter 301)

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 Tea Cess (Temporary Increase) (Continuation) Ordinance, No 48 of 1943

Commencement
and duration

2 This Ordinance shall come into operation on the first day of January, 1944, and shall continue in force until the thirty-first day of December, 1943

Continuation
of increase of
additional
export duty

Cap 301

3 Notwithstanding anything to the contrary contained in the Tea Research Ordinance, there shall be charged, levied and paid under section 11 thereof an export duty of fourteen cents per one hundred pounds of tea exported and so in proportion for any less weight, instead of the export duty of ten cents per one hundred pounds prescribed in the said section, and in addition to the export duties charged under the Customs Ordinance

Cap 185

Passed in Council the Eighteenth day of November, One thousand Nine hundred and Forty-three

D C R GUNAWARDANA,
Clerk of the Council

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

H A C DOBBS,
Acting Secretary to the Governor