



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	495	District and Minor Courts Notices	496
Draft Ordinances	496	Council of Legal Education Notices	—
Passed Ordinances	—	Notices in Insolvency Cases	496
List of Notaries	—	Notices of Fiscals' Sales	496
Supreme Court Notices	—	Notices in Testamentary Actions	497
Notifications of Criminal Sessions of the Supreme Court	—	Miscellaneous	—

GOVERNOR'S ORDINANCES.

L. D.—O. 48/38.

G. O.—C. 21/33/44

No. 40 of 1944.

An Ordinance to make additional financial provision for the Public Services for the financial year 1944-45.

ROBERT H. DRAYTON.

BE it enacted by the Governor of Ceylon as follows :—

1. This Ordinance may be cited as the Public Services (Additional Financial Provision) Ordinance, No. 40 of 1944. Short title.

2. (1) Without prejudice to any other law authorising any expenditure and in addition to the sums declared by the Appropriation Ordinance, No. 37 of 1944, to be payable out of the revenue and other funds of the Island for the service of the financial year beginning on October 1, 1944, and ending on September 30, 1945, sums not exceeding four hundred and forty five thousand rupees in the aggregate are hereby declared to be payable out of such revenue and other funds for the service of that financial year ; and the said sums are hereby allocated to the specific purpose set out in the second column of the Schedule under the Head enumerated in the first column of that Schedule, and may be expended accordingly. Special additional financial provision out of general revenue for specified purposes.

(2) In this section, " Head " means a Head enumerated in Schedule I to the Appropriation Ordinance, No. 37 of 1944; and bearing the same number in that Schedule as in the Schedule to this Ordinance.

SCHEDULE.

Head.	Specific Purpose.	Aggregate Sum.	
		Rs.	Rs.
42, Miscellaneous Services	Passages (including leave passages) of Officers, their wives and families	225,000	
	Holiday Warrants	220,000	
		445,000	

Signed by His Excellency the Officer Administering the Government, the thirty-first day of October, one thousand nine hundred and forty-four, by virtue of the powers vested in the Governor by Article 22 (4) of the Ceylon (State Council) Order in Council, 1931, as amended by the Ceylon (State Council) Amendment Order in Council, 1937.

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. 41/44.

Cap. 91.
(Vol. III.,
page 33.)

An Ordinance to amend the Notaries Ordinance.

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

Short title.

1. This Ordinance may be cited as the Notaries (Amendment) Ordinance No. of 1944.

Amendment of section 12 of Chapter 91.

2. Section 12 of the Notaries Ordinance is hereby amended as follows :—

(1) by the renumbering of that section as sub-section (1) of that section ;

(2) in the renumbered sub-section (1), by the substitution in paragraph (b), for the words "in that behalf to the satisfaction of such District Judge ;" of the words "in that behalf, or by personal bond and the guarantee of any approved Guarantee Company or Association, to the satisfaction of such District Judge ;" ; and

(3) by the addition immediately after the renumbered sub-section (1), of the following new sub-section :—

"(2) In this section " approved Guarantee Company or Association " mean any public company or association which is accustomed as part of its regular business to guarantee the fidelity of any persons and which has, for the purposes of section 2 (1) (d) of the Public Officers (Security) Ordinance, been approved by the Governor."

Cap 251.

Objects and Reasons.

The object of this Bill is to amend section 12 of the Notaries Ordinance in such a manner as to enable notaries to give the required security under that section by means of a personal bond guaranteed by any guarantee company or association which has been approved by the Governor for the purposes of similar securities required to be given by certain public officers under the Public Officers (Security) Ordinance.

G. C. S. COREA,

Minister for Labour, Industry and Commerce.

Colombo, November 1, 1944.

DISTRICT AND MINOR COURTS NOTICES.

Circuit Courts, Ratnapura District.

NOTICE is hereby given that the Circuit Courts at Balangoda and Rakwana will be held by me on the dates given below.

(These dates are subject to alteration.)

1945.	Balangoda.	Rakwana.
January ..	5 and 6, 19 and 20	12 and 26
February ..	2 " 3, 16 " 17	9 " 23
March ..	2 " 3, 16 " 17	9 " 23
April ..	6 " 7, 20 " 21	12 " 27
May ..	4 " 5, 18 " 19	11 " 25
June ..	8 " 9, 22 " 23	15 " 29

Magistrate's Court,
Ratnapura, October 25, 1944.

C. J. C. JANSZ,
Magistrate.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 5,678. In the matter of the insolvency of Ambegoda Liya-Insolvency, nage Don Wijesena of 85/3, Pickering's road, Kotahena, Colombo.

NOTICE is hereby given that the 2nd sittings and examination of the above-named insolvent will take place at the sitting of this court on November 17, 1944.

By order of court, T. RAMANATHAN,
Acting Secretary.
October 28, 1944.

In the District Court of Colombo.

Insolvency. In the matter of the insolvency of Royston Rock No. 5,679. Firth of Bloemendhal street, Mutwal.

NOTICE is hereby given that the 2nd sittings and examination of the above-named insolvent will take place at the sitting of this court on November 17, 1944.

By order of court, T. RAMANATHAN,
Acting Secretary.
October 31, 1944.

In the District Court of Kandy.

No. I, 110. In the matter of the insolvency of Elias Weerasekera of Gangoda Group, Uduuruwara.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on January 10, 1945, to consider the granting of a certificate of conformity to the above-named insolvent.

By order of court, T. J. M. FERNANDO,
Secretary.
October 31, 1944.

In the District Court of Kandy.

No. I, 118. In the matter of the insolvency of K. R. Ranaweera of Kahalla, Katugastota.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on November 28, 1944, to consider the granting of a certificate of conformity to the above-named insolvent.

By order of court, T. J. M. FERNANDO,
Secretary.
October 31, 1944.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Kalutara.

Neville Spencer Cornelius Perera of Skelton road, Colombo. Plaintiff.

No. 23,709.

Vs.

Don Baron Gunatilaka of Kanatte estate, Godigomuwa. Defendant.

NOTICE is hereby given that on Saturday, December 2, 1944, commencing at 2.30 in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendant for the recovery of Rs. 126.27 in the following property, viz :—

All that land called Kasidemyakumbura situated at Godigomuwa in Kumbuka pattu of Raigan korale in the District of Kalutara, Western Province bounded on the north by lands in T. P. 60644 and 60642, north-east by land in plan No. 60642, east by land in plan No. 60642 and Crown land, south-east by land in plan No. 60647 south by land described in plan No. 60647 and land of Radage Juwanis Fernando, north-west by land in plan No. 60644 ; containing in extent 2 acres 2 roods and 15 perches, registered in K 70/157.

2. All that land called Delgahawatta situated at Godigomuwa aforesaid; and bounded on the north by Kurunduwatta, east by land wherein H. Bastian Perera had resided, south by Mahawatta alias Bogahawatta, west by Muttettudemyokumbura; containing in extent 6 acres, registered K 70/148.

3. All that land called Achargewatta, situated at Godigomuwa aforesaid; and bounded on the north by Arambewatta, east by Arambewatta, south by Kapugekumbura, west by Managiwatta; containing in extent 5 acres, registered in K 71/282.

4. All that land called Kosgahawatta situated at Godigomuwa aforesaid; and bounded on the north by land belonging to Nambigo Themals Perera, east by Mahawatta, south by Crown land, now the land of Don Paulis and others, west by field; containing in extent 2 acres, registered K 65/244.

5. All that land called Kasdeniyawatta, situated at Godigomuwa aforesaid; and bounded on the north-west by high road, east by Wedalanda alias Mahawatta alias land wherein Lyanage Ranhamy Wedamahatmaya had resided, south by Weedyawatta and land wherein Lyanage Lewis Perera had resided; containing in extent 1 acre and 1 rood, registered in K 65/245.

6. All that field called Elamagakumbura, situated at Godigomuwa aforesaid; and bounded on the north by Keteowita, east by Galagahakumbura, south by Godabuma, west by Totakumbura; containing in sowing extent of 9 kurumes paddy, registered K 66/87.

Deputy Fiscal's Office,
Kalutara, October 30, 1944.

P. D. WEERAMAN,
Deputy Fiscal.

Southern Province.

In the District Court of Galle.

Kalukuttige Abraham of Aluttanayangoda Ihala Plaintiff.
No. 38,757. Vs.

Warapitiyegge Abaguru of Aluttanayangoda-Ihala . . . Defendant.

NOTICE is hereby given that on Monday, December 4, 1944, commencing at 10 o'clock in the forenoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property for the recovery of Rs. 1,310 (damages at the rate of Rs. 60 per mensem from August, 1940, till plaintiff was placed in quiet possession of the premises *i.e.*, March 23, 1944) plus Rs. 218 92 costs and Rs. 19 35 writ costs, less Rs. 650 paid, *viz.* :

1. All those undivided $\frac{2}{5}$ parts of all that the field called Petukiriyawalekumbura, situated at Aluttanayangoda in Mapalagama in the Gangaboda pattu of the Galle District, Southern Province; and bounded on the north by Walallawiti Koralegamima alias Poaduwala-gamma, east by Ambagahakandekumburawella, south by Kuamukulama, and west by Godella of the same land; containing in extent 16 bags of paddy sowing.

2. An undivided $\frac{1}{2}$ part of all the soil and trees of the land called Bomgahawatta together with the entirety of 9 cubits tiled whitewashed house standing thereon, situated at Aluttanayangoda aforesaid; and bounded on the north by Kandaudawatta, east by Mahadola, south by Puchikolanakumbura, and west by land sold by Crown; containing in extent about 4 acres.

3. All the soil and trees of the land called Pitawala Malapalawatta, situated at Aluttanayangoda aforesaid, and bounded on the north by Pitawala Parawanawatta, east by the rubber estate, south by Pamagadenyekumbura, and west by Nambakumbura; containing in extent about 2 roods.

4. All those $\frac{4}{24}$ plus $\frac{1}{40}$ parts of all the soil and trees of the land called Pitawalawatta, situated at Aluttanayangoda aforesaid, and bounded on the east by Pitawala Rubber estate and Malapalawatta, south by Malapalawatta and Helambagahawaturawa, west by Helambagahawaturawa and Pitawala Rubber estate, and north by Pitawala Rubber estate; containing in extent about 3 acres.

Fiscal's Office,
Galle, October 30, 1944.

W. P. DALUWATTE,
Deputy Fiscal.

Province of Uva.

In the District Court of Badulla.

W. A. de La Hoyde of Glenorchy, Ambewela . . . Plaintiff (deceased).
Periannan Ramasamy of Ulugalla, Dehiwimpalata . . . Defendant (deceased).
No. 5,270. Vs.

Peratamby, Head Kangany, son of Sinnatamby of Craig Forest estate, Welmadana . . . Substituted-Plaintiff.

(1) Theivanie, and (2) Velu, both of Aswedduma estate, Welimada, widows of the said Periannan Ramasamy, deceased, (3) Selambai, (4) Velu, (5) Dhanasingam, (6) Karuppiah, (7) Letchimi, and (8) Kandasamy, all of Aswedduma estate, Welimada (minors), children of the said Periannan Ramasamy, deceased, appearing by their guardian *ad litem*, (9) The Secretary, District Court, Badulla . . . Substituted-Defendants.

NOTICE is hereby given that on Saturday, December 2, 1944, at 3 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendant (deceased) in the following mortgaged property for the recovery of the sum of Rs. 7,500 (being balance principal) with interest thereon at 9 per cent. per annum from September 24, 1943, till payment in full and incidental expenses taxed at Rs. 595-37, *viz.* :

1. An undivided $\frac{1}{2}$ share of all that land called and known as Wanda-ambagahagoda patana, situated in the village of Ulugalla in Dehiwimpalata korale in Udakinda division, Badulla District of the Province of Uva, and bounded on the north by lots 2c and 5c in P. P. 47, east by lot 7 in P. P. 47, south and west by lot 7a 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 Ampitiyewatta, 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 $\frac{1}{2}$ share of an undivided $\frac{4}{5}$ 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.

Fiscal's Office,
Badulla, October 24, 1944.

P. M. ANDRADO,
Additional Deputy Fiscal.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Estate and Effects of Hyderally Jurisdiction. Mulla Rohmanjee of 151, Maliban street, Pettah, No. 7,972 Colombo, deceased.

Fathambai Mulla Hakimjee of 188, New Moor street, Colombo Petitioner.

Vs.

(1) Adamally Hyderally Rehmanjee of 151, Maliban street, Colombo, (2) Ananbai Hyderally, 188, New Moor street, Colombo, (3) Samsudeen Tajbhoy of Bhavanager in North India, (4) Abdulqader Samsudeen of 151, Maliban street, Colombo, (5) Hussamudeen Samsudeen, (6) Manabai Samsudeen, (7) Zanudeen Samsudeen, (8) Bilkis Samsudeen, (9) Zahid Samsudeen, (10) Muzo Samsudeen, all of Bhavanager in North India appearing by their guardian *ad litem* the above-named 1st respondent, (11) Zubaidah Gulamhussein and (12) Kurbanhussein Abdultayeb Hyderally, both of 12, Frankfort place, Bambalappiya, Colombo, (13) Rubabai Abdultayeb Hyderally, (14) Karunbai Abdultayeb Hyderally of 188, New Moor street, Colombo, (15) Hatun Abdultayeb Hyderally, (16) Batul Abdultayeb Hyderally, (17) Sirin Abdultayeb Hyderally, (18) Themina Abdultayeb Hyderally, all of 12, Frankfort place, Bambalappiya in Colombo, appearing by their guardian *ad litem* the 11th respondent above named Respondents.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on October 24, 1944, in the presence of Mr. Advocate Kurukulasuriya instructed by Mr. David de Silva, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 30, 1944, having been read :

It is ordered that the 1st respondent above named be hereby declared appointed guardian *ad litem* over the 7th, 8th, 9th, and 10th minor respondents and the 11th respondent above named be hereby declared appointed guardian *ad litem* over the 12th, 13th, 14th, 15th, 16th, 17th, and 18th minor respondents and the will of the late Hyderally Mulla Rehmanjee of 151, Maliban street, Pettah, Colombo, the original of which has been produced and is now deposited in this court be and the same is hereby declared proved, unless the respondents above named or any person or persons interested shall, on or before November 16, 1944, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the petitioner above named is the executrix named in the said will and that she is entitled to have probate of the same issued to her accordingly, unless the respondents above named or any person or persons interested shall, on or before November 16, 1944, show sufficient cause to the satisfaction of this court to the contrary.

October 26, 1944.

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. Aynul Faeza Mohamed Munsoor of Jawatta No. 11,094 road, Colombo, deceased.

Mohamed Mowideen Mohamed Munsoor of Horton place, Colombo Petitioner.

Vs.

(1) Mohamed Yoo-soof Mohamed Munsoor of 62, Jawatta road, Colombo, and (2) Mohamed Mihar Mohamed Munsoor of Ehbank road, Bambalappiya, Colombo Respondents.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on September 8, 1944, in the presence of Mr. A. H. M. Sulaiman, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 8, 1944, and the certificate of death dated June 15, 1944, having been read : It is ordered that the petitioner above named be hereby declared entitled, as the brother of the deceased, to have letters of administration to the estate of the said deceased issued to him accordingly, unless the respondents above named or any person or persons interested shall, on or before October 26, 1944, show sufficient cause to the satisfaction of this court to the contrary.

October 19, 1944.

S. J. C. SCHOKMAN,
Additional District Judge.

The date for showing cause is extended to November 9, 1944.

October 25, 1944.

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. Thasim Hamid Doll of 533, Old Bullers road, No. 11,109. Colpetty, in Colombo.

Nona Davis Doll of 533, Bullers road in Colpetty, Colombo Petitioner.

Vs.

(1) Nghai Bagoos, (2) Nghai Kitchi, (3) Nghai Sumari, (4) Tuan Jaferdeen, (5) Nghai Jarvio, (6) Tuan Shafeon, (7) Nghai Seenar, (8) Nghai Reyhan, (9) Nghai Zahir, (10) Nghai Azeena, all of 533, Bullers road in Colpetty; the 7th, 8th, 9th, and 10th respondents minors by their guardian *ad litem* the 4th respondent Respondents.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on September 22, 1944, in the presence of Mr. A. R. M. Razeon, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 12, 1944, having been read:

It is ordered that the 4th respondent above named be hereby declared appointed guardian *ad litem* over the 7th, 8th, 9th, and 10th minor respondents, and the petitioner be hereby declared entitled, as the widow of the deceased, to have letters of administration to the estate of the said deceased issued to her accordingly, unless the respondents above named or any person or persons interested shall, on or before November 9, 1944, show sufficient cause to the satisfaction of this court to the contrary.

October 26, 1944.

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. Mohamed Hashim Ummu Zahura of 58, No. 11,110 Messenger street in Colombo, deceased

Ahamed Lebbe Marikar Mohamed Jabir of 58, Messenger street, Colombo Petitioner.

And

(1) Mohamed Lebbe Marikar Mohamed Ibrahim, (2) Alia Marikar Hadjap Abdul Careem of 175, Pichauds lane, Colombo. (3) Sulhan Marikar Mohamed Sheriff of 61, Hill road, Nawalapitiya Respondents.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on September 22, 1944, in the presence of Mr. A. R. M. Razeon, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 22, 1944, having been read:

It is ordered that the petitioner above named be hereby declared entitled, as the widow of the deceased, to have letters of administration to the estate of the above-named deceased issued to him accordingly, unless the respondents above named or any person or persons interested shall, on or before November 9, 1944, show sufficient cause to the satisfaction of this court to the contrary.

October 26, 1944.

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. Seekku Baduge Pans de Silva of 258, No. 11,112. Watarappola road, Mount Lavinia, deceased.

Jessie de Silva of 258, Watarappola road, Mount Lavinia Petitioner.

Vs.

(1) Seekku Baduge Daya de Silva, (2) Seekku Baduge Kamala de Silva, (3) Seekku Baduge Padmini de Silva, (4) Seekku Baduge Lakshman de Silva, all of 258, Watarappola road, Mount Lavinia; the 1st to 4th respondents minors, by their guardian *ad litem* (5) Merenchige Baron de Silva of Ahangama Respondents.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on September 23, 1944, in the presence of Messrs. Weeraratne & Haseeb, Proctors, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 16, 1944, having been read:

It is ordered that the 5th respondent above named be hereby declared appointed guardian *ad litem* over the 1st, 2nd, 3rd, and 4th minor respondents above named, and the petitioner be declared entitled to have letters of administration to the estate of the said deceased issued to her accordingly, as the widow of the deceased, unless the respondents above named or any person or persons interested shall, on or before November 9, 1944, show sufficient cause to the satisfaction of this court to the contrary.

October 23, 1944.

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. Andra Hennedige Carols of The Drug Stores, No. 11,133. Avissawalla, deceased.

Andra Hennedige Mary Elsie Fernando of Fernando Villa, Wadduwa Petitioner.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on October 5, 1944, in

the presence of Mr. B. James St. Valentine Perera, Proctor, on the part of the petitioner above named, and the affidavit of the said petitioner dated October 4, 1944, having been read

It is ordered that the petitioner above named be hereby declared entitled, as the daughter and sole heiress of the deceased, to have letters of administration to the estate of the said deceased issued to her accordingly, unless any person or persons interested shall, on or before November 23, 1944, show sufficient cause to the satisfaction of this court to the contrary.

October 20, 1944.

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. Pilane Vithane Aratchige Muriel Pathmalatha No 11,113. William of 66, Shorts road, Slave Island, Colombo, deceased.

Hottikankanango Don Gunawathne of 66, Shorts road, Slave Island Petitioner.

Vs.

(1) Pilane Vithane Aratchige Adelmo William, (2) Pilane Vithane Aratchige Dayananda William, (3) Pilane Vithane Aratchige Irangame William, all of 66, Shorts road, Slave Island; the 1st to 3rd respondents minors by their guardian *ad litem* (4) Ganjiva Punchihewage Pochi Singho of 89/14, Wekanda road, Slave Island Respondents.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on September 26, 1944, in the presence of Messrs. Weeraratne & Haseeb, Proctors, on the part of the petitioner above named, and the affidavit of the said petitioner dated September 25, 1944, having been read:

It is ordered that the 4th respondent above named be hereby declared appointed guardian *ad litem* over the minors, the 1st, 2nd, and 3rd respondents above named, and the petitioner be hereby declared entitled, as the mother of the deceased, to have letters of administration to the estate of the said deceased issued to her accordingly, unless the respondents above named or any person or persons interested shall, on or before November 9, 1944, show sufficient cause to the satisfaction of this court to the contrary.

October 27, 1944.

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. Alfred Arthur Smith of Maxwell, Waragoda, No. 11,141. Kelaniya, deceased.

George Walter Smith of Maxwell, Waragoda in Kelaniya Petitioner.

Vs.

(1) Emaline Clara Florenee Von Meybrink of Maxwell, Waragoda, in Kelaniya, (2) Rhoda Gertrude Epps nee Von Meybrink of Bonida, Dalugama, (3) Charles Henry Von Meybrink of C. G. A., Floods Tower, Trincomalee, (4) Beryl Alexandra Von Meybrink of Ampion, Waragoda in Kelaniya, (5) Ern Dorothy Von Meybrink, (6) Cuthbert Timothy Von Meybrink, both of Maxwell, of Waragoda aforesaid, (7) Horatio Boniface William Epps of Bonida, Dalugama, Kelaniya Respondents.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on October 12, 1944, in the presence of Mr. A. M. G. de Silva, Proctor, on the part of the petitioner above named, and the affidavit of the said petitioner dated October 10, 1944, having been read:

It is ordered that the 7th respondent above named be hereby declared appointed guardian *ad litem* over the minors, the 4th, 5th, and 6th respondents above named, and the petitioner be declared entitled to have letters of administration to the estate of the said deceased issued to him accordingly, as the only brother of the deceased above named, unless the respondents above named or any person or persons interested shall, on or before November 30, 1944, show sufficient cause to the satisfaction of this court to the contrary.

October 24, 1944.

S. J. C. SCHOKMAN,
Additional District Judge.

In the District Court of Kalutara.

Order Nisi.

Testamentary In the Matter of the Estate of the late Kalutara Jurisdiction. Korallalage Don Robert Brito Adikaram, deceased. No. 3,169. of Nagoda, Kalutara.

Kalutara Korallage Lawrence Brito Adikaram of Nagoda Petitioner.

Vs.

(1) Kalutara Korallage Joseph Brito Adikaram, (2) ditto Salaman ditto, (3) ditto Nanawathie ditto, (4) ditto Somawathie ditto, (5) ditto Nathaniel ditto, (6) ditto Oliver ditto, (7) ditto Samanawathie ditto, all of Nagoda, (8) Kirthisena Ellawala, Station Master of Maggona (guardian *ad litem* over 6th to 7th minor respondents) Respondents.

THIS matter coming on for disposal before J. H. V. S. Jayawickrama, Esq., District Judge of Kalutara on August 25, 1944, in the presence of Messrs. Wijemanna & Coorey, Proctors, on the part of the petitioner, and the affidavit of the above-mentioned petitioner dated July 3, 1944, having been read:

It is ordered that the petitioner be declared entitled to have letters of administration, as son of the deceased, and that the same be issued to him, unless the respondents or others interested in the estate shall, on or before October 9, 1944, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered and decreed that the 8th respondent be appointed guardian *ad litem* over the minors, 6th and 7th respondents, and that the said petitioner and that he is entitled to have letters of administration to same issued to him accordingly, unless the respondents or others interested in the estate shall, on or before October 9, 1944, show sufficient cause to the satisfaction of this court to the contrary.

August 25, 1944. J. H. V. S. JAYAWICKRAMA,
District Judge.

The date for showing cause against the above *Order Nisi* is extended for November 8, 1944.

October 10, 1944. J. H. V. S. JAYAWICKRAMA,
District Judge.

In the District Court of Kalutara.
Order Absolute declaring Will proved, &c.

Testamentary In the Matter of the Estate of the late Edgar Charles Ebert, deceased, of Kalutara.
Jurisdiction. No. 3,176.

Stella Marguerite Morgan Ebert of Kalutara Petitioner.
THIS matter coming on for disposal before J. H. V. S. Jayawickrama, Esq., District Judge, Kalutara, on September 28, 1944, in the presence of Mr. J. A. W. Kannangara, Proctor, on the part of the petitioner; and the affidavit of the above-mentioned petitioner that the notary and two witnesses dated September 7, 1944, having been read along with last will No. 1694 of July 8, 1942, and filed of record.

It is ordered that the will of Edgar Charles Ebert of Kalutara, dated July 8, 1942, and numbered 1694 be and the same is hereby declared proved and that probate be issued to the petitioner.

September 28, 1944. V. S. JAYAWICKRAMA,
District Judge.

In the District Court of Kandy.
Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testament of Kirinde Liyana Aratchige Dona Elizabeth de Silva lately known as Mrs. Elizabeth Warakaulle Kumarihamy, deceased, of Ampitiya.
Jurisdiction. No. T. 408

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge, Kandy, on September 28, 1944, in the presence of Messrs. Coomaraswamy & Vijayarajam, Proctors, on the part of the petitioner. Dehiwela Liyanage Edward de Silva of Dehiwala, and the affidavit of the said petitioner dated September 28, 1944, having been read and the original petitioner having died. It is ordered and decreed that the last will of the above-named deceased dated September 1, 1944, and a copy of which is now deposited in this court be and the same is hereby declared proved, unless the respondents—(1) Dehiwela Liyanage Soma de Silva Abhayanyake, (2) Dehiwela Liyanage Martin de Silva Abahayanayake, (3) Dehiwela Liyanage Wimala de Silva Abhayanyake, (4) Dehiwela Liyanage Jayatilake de Silva Abhayanyake, (5) Panditha-Ratne-gamage Dona Maya Yasmin Margaret de Silva, (6) Kudha Banda Warakaulle, (7) Sema Banda Warakaulle, (8) K. L. A. Don James Alexander de Silva, (9) Pathranage Dona Mary Nona, (10) Pathranage Victor Seneviratne—or any other person or persons interested shall, on or before November 20, 1944, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the said petitioner is the brother of the deceased husband and he is entitled to have letters of administration with copy of will annexed issued to him, unless the said respondents or any other person or persons interested shall, on or before the said date show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the 1st respondent be appointed guardian *ad litem* of the 2nd to 5th respondents, unless sufficient cause be shown to the contrary by the respondents or any other person or persons on or before November 20, 1944.

C. NAGALINGAM,
District Judge.

In the District Court of Kandy.
Order Nisi.

Testamentary In the Matter of the Estate of the late Kalalpitaya Gamaralalage Samarakoon Piyasekere, deceased, of Kandy.
Jurisdiction. No. T 453.
Kalu Aratchige Dona Piyaseeh Dharmawardena of Katukelle, Kandy Petitioner.

And

(1) Gamaralalage Samarakoon Piyawansa, (2) ditto Samarakoon Piyatleka, (3) ditto Samarakoon Piyasoma, (4) ditto Samarakoon Piyaratne, (5) ditto Samarakoon Piyatissa, all of Katukelle, Kandy, (6) Kalu Aratchige William Silva of 37, Peradeniya road, Kandy Respondents

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge, Kandy, on August 18, 1944, in the presence of Messrs. de Silva & Karunaratne, Proctors, on the part of the petitioner, Kalu Aratchige Dona Piyaseeh Dharmawardena of Kandy; and the affidavit of the said petitioner dated August 17, 1944, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as the widow of the above named deceased, to have letters of administration to the estate of the deceased issued to her, unless the respondents above named or any other person or persons interested shall, on or before September 25, 1944, show sufficient cause to the satisfaction of the court to the contrary.

It is further ordered that the 6th respondent be appointed guardian *ad litem* over the 1st, 2nd, 3rd, 4th, and 5th respondents, unless the respondents or any other person or persons interested shall, on or before September 25, 1944, show sufficient cause to the satisfaction of this court to the contrary.

August 18, 1944. C. NAGALINGAM,
District Judge.

Date for showing cause is extended for November 16, 1944.

September 25, 1944. C. NAGALINGAM,
District Judge.

In the District Court of Kandy.

Testamentary In the Matter of the Estate of late Raja Karuna Rajapaksa Panditha Wasala Mudiyanseralaha-millage Samarakoon Bandara Galagoda, deceased.
Jurisdiction. No. 3,595.

THIS matter coming on for final disposal before C. Nagalingame, Esq., District Judge of Kandy, on September 25, 1944, in the presence of Mr. B. H. Dunuwille, on the part of the petitioner, Rajakaruna Rajapaksa Panditha Wasala Mudiyanseralaha-millage Kuda Banda Galagoda; and the affidavit of the said petitioner dated September 20, 1944, having been read, and the original petitioner having died. It is ordered that the petitioner be and he is hereby declared entitled, as the son of the above-named deceased, to have letters of administration *de bonis non* to the estate of the deceased issued to him, unless the respondents—(1) R. R. P. W. Seneviratne Bandara Galagoda, (2) R. R. P. W. Heen Bandara Galagoda, (3) R. R. P. W. Richard Galagoda and (4) Amunugama Tikiri Kumarihamy, all of Galagoda—or any other person or persons interested shall, on or before November 16, 1944, show sufficient cause to the satisfaction of this court to the contrary.

September 25, 1944. C. NAGALINGAM,
District Judge.

In the District Court of Nuwara Eliya.
Order Absolute declaring Will proved.

Testamentary In the Matter of the Last Will and Testament of Sinniah Velu Thevar of Kemburie Garden, Kandapola, in the Island of Ceylon, deceased.
Jurisdiction. No. 379.

(1) Meiyathala of Kemburie Garden, Kandapola, (2) Palaniandy Sinniah of Park estate, Kandapola Petitioners.

THIS matter coming on for disposal before T. P. P. Goonetilleke, Esq., District Judge of Nuwara Eliya, on October 10, 1944; in the presence of Mr. V. C. Modder, Proctor, on the part of the petitioners; and (1) the petition and affidavit of the petitioners dated October 7, 1944, (2) the affidavit dated October 7, 1944, of a witness to the will, having been read:

It is ordered that the last will of Sinniah Velu Thevar, deceased, No. 1492 dated July 8, 1944, and now deposited in this court, be and the same is hereby declared proved.

It is further declared that the petitioners are the executors named in the said will and that they are entitled to have probate of the same issued to them accordingly, unless any person or persons interested shall, on or before November 10, 1944, show sufficient cause to the satisfaction of this court to the contrary.

October 10, 1944. T. P. P. GOONETILLEKE,
District Judge.

In the District Court of Jaffna.
Order Nisi.

Testy. In the Matter of the Last Will and Testament of the late Sivakampillai, wife of Sittampalam of Vannarponnai West, deceased.
No. 327.

Karthigesu Sittampalam of Vannarponnai West Petitioner.
Vs.

(1) Balambal, (2) Makadevan, (3) Sahadevan, (4) Rajah, (5) Vamadewan, (6) Neelambal, all children of Sittampalam of ditto, and (7) Sivapakkiyam, widow of Subramaniam of ditto; 1st to 6th are minors by their guardian *ad litem* the 7th respondent Respondents.

THIS matter coming on for disposal before H. A. de Silva, Esq., District Judge, Jaffna, on October 16, 1944, in the presence of Mr. S. Patanjali, Proctor, on the part of the petitioner; and the affidavit of the petitioner having been read. It is ordered that the 7th respondent be appointed guardian *ad litem* over the minors, the 1st to 6th respondents, and the petitioner be declared entitled to have probate of the last will and testament of the deceased and that the said will be declared proved, unless the respondents shall appear before this court on November 28, 1944, and show cause to the satisfaction of this court to the contrary.

October 16, 1944. H. A. DE SILVA,
District Judge.

In the District Court of Jaffna (held at Point Pedro).

Order Nisi.

No. 258/PT. In the Matter of the Last Will and Testament of the late Sabapathy Thambirajah of Valveddy, deceased.

Alagammah, widow of Thambirajah of Valveddy . . . Petitioner.

Vs.

(1) Ratnammah, daughter of Thambirajah of ditto, (2) Thangapillai, daughter of Thambirajah of ditto, minors, appearing by their guardian *ad litem* Kathiravetpillai Ponnudurai of Valveddy . . . Respondents.

THIS matter coming on for disposal before E. Wijewardene, Esq., Additional District Judge, on October 18, 1944, in the presence of Messrs. Rajaratnam & Nadarajasundaram, Proctors, on the part of the petitioner; and the affidavits dated October 9, 1944, having been read and affidavit of the notary and attesting witnesses also read:

It is ordered that the will of Sabapathy Thambirajah, deceased, dated February 7, 1944, be and the same is hereby declared proved, unless the respondents or any person shall, on or before November 16, 1944, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioner, as the executrix named in the said will and that she is entitled to have probate of the same issued to her accordingly.

October 18, 1944.

E. WIJEWARDENE,
Additional District Judge.

In the District Court of Jaffna.

Order Nisi.

No. 322. In the Matter of the Estate of the late Stella Testamentary Mangalamany, wife of Kunanandham of Third Cross street, Jaffna, deceased.

Chellappah Alfred Kunanandham of de Alwis Place, Dehiwala . . . Petitioner.

Vs.

(1) Stella Mangalamany, daughter of Kunanandham, and
(2) Jane Nallammah Samuel of Third Cross street, Jaffna . . . Respondents.

THIS matter coming on for disposal before H. A. de Silva, Esq., District Judge, Jaffna, on October 9, 1944, in the presence of Mr. J. F. Ponnambalam, Proctor, on the part of the petitioner; and the petition and affidavit dated October 3, 1944, of the petitioner having been read: It is ordered that the petitioner, as the husband of the deceased above named, be declared entitled to have letters of administration to the estate of the said deceased and that letters be issued to him accordingly, unless the respondents show cause on or before November 13, 1944, to the satisfaction of this court to the contrary.

It is further ordered that the 2nd respondent be appointed guardian *ad litem* over the minor, 1st respondent, unless the respondents shall, on or before November 13, 1944, show sufficient cause to the satisfaction of this court to the contrary.

October 9, 1944.

H. A. DE SILVA,
District Judge.

In the District Court of Jaffna.

Order Absolute at the First Instance declaring Will proved.

No. 320 T. In the Matter of the Last Will and Testament of the late Thangamuttu, wife of Canapathupillai, deceased, of Mahiapiddy

THIS matter coming on for final determination before H. A. de Silva, Esq., District Judge, Jaffna, on October 9, 1944, in the presence of Mr. S. T. Nadarajah, Proctor for the petitioner; and the affidavits of the petitioner, notary and a witness to the will having been read:

It is ordered that an order absolute in the first instance be made declaring the will of the said deceased Thangamuttu, wife of Canapathupillai proved, to issue probate to the petitioner.

And that copies of this order are to be published in the *Gazette* and twice in a local newspaper.

October 17, 1944.

H. A. DE SILVA,
District Judge.

In the District Court of Kegalla.

Order Nisi declaring Will proved.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Wanniaracollage Loelawathie Menike, deceased, of Udakarandupona in Kegalla District. No. 1,686.

Wanniaracollage Ukku Banda Gunetillake of Udakarandupona in Kegalla District . . . Petitioner.

Vs.

Menamrallage Ran Banda Menama of Udakarandupona in Kegalla District . . . Respondent.

THIS matter coming on for disposal before R. R. Selvadurai, Esq., District Judge of Kegalla, on July 26, 1944, in the presence of Mr. E. Ashley Peries, Proctor, on the part of the petitioner; and the petition of the petitioner dated July 7, 1944, and the affidavit of the petitioner dated July 20, 1944, having been read:

It is ordered that the will of Wanniaracollage Leelawathie Menike of Udakarandupona, deceased, dated June 8, 1944, and now produced in court, be and the same is hereby declared proved, unless the respondent or any other person or persons interested shall, on or before September 4, 1944, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Wanniaracollage Ukku Banda Gunetilleke 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 respondent or any other person or persons interested shall, on or before September 4, 1944, show sufficient cause to the satisfaction of the court to the contrary.

July 26, 1944.

V. MANICAVASAGAR,
District Judge.

The above *Order Nisi* is extended for November 14, 1944.

October 10, 1944.

V. MANICAVASAGAR,
District Judge.