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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	469	District and Minor Courts Notices	—
Draft Ordinances	—	Council of Legal Education Notices	—
Passed Ordinances	469	Notices in Insolvency Cases	—
List of Notaries	—	Notices of Fiscals' Sales	473
Supreme Court Notices	—	Notices in Testamentary Actions	474
Notifications of Criminal Sessions of the Supreme Court	—	Miscellaneous	—

GOVERNOR'S ORDINANCES.

No. 38 of 1944.

L. D.—O. 42/43.

G.O. C 21/32/44.

An Ordinance to make special additional financial provision for the financial year 1944-45 to meet the cost of the detention and maintenance of persons detained under the Defence (Miscellaneous No. 3) Regulations.

A. CALDECOTT.

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

1. This Ordinance may be cited as the Defence Expenditure (Additional Financial Provision) Ordinance, No. 38 of 1944.

Short title.

2. 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, all sums necessary during that financial year to meet the cost of the detention and maintenance of persons ordered to be detained under the Defence (Miscellaneous No. 3) Regulations are hereby declared to be payable out of such revenue and other funds for the service of that financial year; and all such sums are hereby allocated to the following specific purpose, namely "Custody and Maintenance of Detenus", which shall be deemed to be included under "Head 9—Defence Expenditure" in Schedule I to the Appropriation Ordinance, No. 37 of 1944, and may be expended accordingly.

Special additional financial provision out of general revenue for specified purposes

Signed by His Excellency the Governor, the thirtieth day of September, One thousand nine hundred and forty-four, by virtue of the powers in him vested 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.

PASSED ORDINANCES.

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

No. 35 of 1944.

L. D.—O. 11/44.

An Ordinance to make provision for relief from Estate Duty in cases where property passes upon deaths attributable to the war.

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 Deaths (Relief from Estate Duty) Ordinance, No. 35 of 1944.

Short title.

Remission or
refund of
estate duty
in certain
cases.

Cap. 187.

2. (1) In the case of any property passing upon death, where the Commissioner of Estate Duty is satisfied that the death was due to any of the prescribed causes arising out of the present war and that the property passed upon such death to any of the prescribed heirs of the deceased person, the estate duty payable under the Estate Duty Ordinance shall, notwithstanding anything in that Ordinance, be remitted, or, if paid, be refunded, to the extent prescribed in sub-section (2).

(2) Where the value of the property passing to the prescribed heirs, as assessed for the purposes of estate duty, does not exceed one hundred thousand rupees, the whole of the estate duty payable in respect of the property passing to such heirs shall be remitted by the Commissioner.

Where such value exceeds one hundred thousand rupees, the whole of the estate duty payable in respect of the property represented by the first one hundred thousand rupees, and one half of the estate duty payable in respect of the property represented by the balance of the assessed value, shall be remitted by the Commissioner.

(3) The benefits of the relief given by sub-section (2) as respects the first one hundred thousand rupees shall be apportioned rateably among the several persons who would otherwise bear the duty remitted or refunded, according to the amounts which they would so bear and without regard to their respective rights of priority.

Relief from
estate duty
in cases of
quick
succession
due to war
deaths.

Cap. 187.

3. In the case of deaths due to any of the prescribed causes, where the Commissioner is satisfied that estate duty has become payable on any property passing on such a death and that subsequently estate duty has again become payable on the same property or any part thereof on another such death, being the death of a person to whom that property or that part thereof passed on the earlier death, the whole of the estate duty payable on the later death on that property or that part thereof shall, notwithstanding anything in the Estate Duty Ordinance, be remitted, or, if paid, shall be refunded, (whether any person to whom that property or that part hereof so passes is or is not one of the prescribed heirs of the deceased person) and that property or that part thereof shall not be aggregated with any other property passing on the later death for the purpose of determining the rate of estate duty.

Interpretation.

4. For the purposes of this Ordinance—

(1) "prescribed cause" of death means—

(a) any wound received, accident suffered, or disease contracted, at any time within the three years next preceding death, while on active service against an enemy, whether on sea or land or in the air, or while on service which is of a war-like nature or which in the opinion of the Commissioner involves the same risks as active service, during the present war, or in the course of operations arising directly out of the war but after the termination of the war, by any person who at the time aforesaid was subject to naval, military, or air force law; or

(b) any injury received during the present war, at any time within the three years next preceding death, by any person who at that time was not subject to naval, military, or air force law, being an injury which in the opinion of the Commissioner was caused by the operations of war, or, in the case of a death in Ceylon or the territorial waters thereof, by the explosion of any munitions or engines of war or the impact of any vessel, vehicle or aircraft belonging to or used in the service of any of the fighting forces or of any auxiliary or nursing unit, being an explosion or impact which, in the opinion of the Commissioner, has occurred in circumstances created by the conditions of war.

(2) "prescribed heir", in relation to any person, means any of the following, that is to say, the surviving spouse, lineal descendants, lineal ancestors, brothers or sisters, and lineal descendants of brothers or sisters, of that person;

(3) "the present war" means the war against the German Reich and its allies in which His Majesty and His allies are engaged at the date on which this Ordinance comes into operation, and for the purposes of the computation of the duration thereof, such war shall be deemed to have commenced on the third

day of September, 1939, and to terminate on such day as may be specified by the Governor by Proclamation published in the *Gazette*.

5. (1) The provisions of this Ordinance shall have effect, and be deemed to have had effect at all material times, in relation to all deaths due to any of the prescribed causes, whether occurring before or after the date of the commencement of this Ordinance.

(2) Save as hereinbefore expressly provided, the provisions of this Ordinance shall be read and construed as one with the Estate Duty Ordinance.

Passed in Council the Fifth day of September, One thousand Nine hundred and Forty-four.

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

Assented to by His Excellency the Governor the Twenty-sixth day of September, One thousand Nine hundred and Forty-four.

H. A. C. DOBBS,
Acting Secretary to the Governor.

Application and
construction
of Ordinance.

Cap. 187.

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

No. 36 of 1944.

M. L. A.—B. 1775G/L. D.—O. 13/44.

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

1941
Supplement,
Vol. II., p. 760.

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 Urban Councils (Amendment) Ordinance, No. 36 of 1944.

2. Section 8 of the Urban Councils Ordinance, No. 61 of 1939, (hereinafter referred to as "the principal Ordinance"), is hereby repealed and the following new section substituted therefor :—

8. (1) No person shall be qualified to be a candidate for election or to be elected as the member for any electoral division of a town or to sit or to vote as a member in the Urban Council of that town, unless the name of that person—

- (a) appears in the list, for the time being in force, of the voters of any electoral division of that town, and
- (b) is marked in such list with an asterisk or other suitable distinguishing mark (hereinafter referred to as "the double qualification mark").

(2) No person shall be entitled to have his name marked with the double qualification mark in any list of voters, who—

- (a) on the date of the commencement of the preparation of such list—
 - (i) is unable to read or write English or Sinhalese or Tamil ; or
 - (ii) is an uncertificated or undischarged bankrupt or insolvent ; or
 - (iii) holds any pensionable office under the Crown in Ceylon ; or
 - (iv) is an officer or servant in the actual employment of, and in receipt of a salary from, the Council ; or
 - (v) directly or indirectly, himself or by any other person whatsoever in trust for him or for his use or benefit or on his account, holds or enjoys, in the whole or in part, any contract or agreement or commission made or entered into with or accepted from any person for or on account of the Council : Provided that nothing herein contained shall extend to any pension or gratuity granted by the Council in respect of past service, nor to any contract, agreement or commission entered into or accepted in its corporate capacity by any incorporated trading company in which such person may be a member or a shareholder ; or

- (b) at any time during the period of seven years immediately preceding that date has served the whole or a part of a sentence of imprisonment of either description for a period of three months or any longer period on conviction of any crime within the meaning of the Prevention of Crimes Ordinance.

Short title.

Substitution
of new section
for section 8
of Ordinance
No. 61 of 1939.

Qualification
of members.

Amendment of section 9 of the principal Ordinance.

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

(1) in sub-section (1) thereof—

(a) by the substitution, for all the words from “ a list of persons ” to “ section 8 ”, of the words “ a list containing the names of persons possessing the qualifications specified in section 7, and in such list shall mark with the double qualification mark the name of each person who is entitled, under section 8 (2), to have his name so marked ” ;

(b) by the substitution, for all the words from “ insertion of any name in the lists ” to the end of that sub-section, of the words “ insertion of any name or double qualification mark in the lists, and of all objections to any name or double qualification mark inserted or to be inserted therein ” ;

(2) in sub-section (3) thereof, by the substitution, for the words “ insertion of any name ”, of the words “ insertion of any name or double qualification mark ” ;

(3) in sub-section (4) thereof—

(a) by the substitution, for the words “ name inserted or to be inserted ”, of the words “ name or double qualification mark inserted or to be inserted ” ;

(b) by the substitution, for the words “ seven days ”, of the words “ three days ” ;

(c) by the substitution, for the words “ the insertion of whose name ”, of the words “ whom, whether in respect of the insertion of his name or of the double qualification mark ”.

(4) in sub-section (7) thereof, by the substitution, for the words “ final and conclusive and be the sole evidence of the due qualification of each of the persons whose names are included therein ”, of the words “ final and shall be conclusive of the question whether or not any person is qualified ”.

Date of operation of sections 2 and 3 and transitory provisions.

4. Subject as hereinafter provided, the amendments made in the principal Ordinance by sections 2 and 3 of this Ordinance shall take effect on the first day of January, 1945 :

Provided, however, that of the provisions of the new section 8 inserted in the principal Ordinance by section 2, the provision whereby a person, who has served the whole or a part of a sentence of imprisonment for a period of three months or more on conviction of any crime within the meaning of the Prevention of Crimes Ordinance, is disqualified for election or for sitting or voting as a member of an Urban Council, shall take effect on the date on which this Ordinance comes into operation :

Provided, further, that the amendment made in sub-section (7) of section 9 of the principal Ordinance by section 3 of this Ordinance shall take effect on the date on which this Ordinance comes into operation :

Provided also that for the purposes of any general election or bye-election to any Urban Council to be held before the date on which the new lists of voters prepared in accordance with the provisions of section 9 of the principal Ordinance (as amended by this Ordinance) are revised and certified under that section, the lists to be used shall be the lists which are certified or in force in the year 1944.

Cap. 18.

Amendment of section 18 of the principal Ordinance.

5. Section 18 of the principal Ordinance is hereby amended, in sub-section (2) thereof, as follows :—

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

“ (a) ceases to be a British subject ; or ” ;

(2) by the insertion, immediately after paragraph (d), of the following new paragraph :—

“ (dd) is convicted of a crime within the meaning of the Prevention of Crimes Ordinance and is sentenced to imprisonment of either description for a period of three months or any longer period, such sentence not being set aside or reduced to a period of less than three months in appeal ; or ” ;

(3) by the substitution in paragraph (e), for the words “ is sentenced ”, of the words “ is sentenced outside Ceylon ” ; and

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

“(ff) accepts any pensionable office under the Crown in Ceylon ; or”.

6. Section 152 of the principal Ordinance is hereby amended as follows :—

(1) in sub-section (3) thereof, by the substitution, for all the words from “prescribed by by-law” to the end of that sub-section, of the words “imposed under section 175” ;

(2) by the omission of sub-sections (4) and (5).

7. Section 170 of the principal Ordinance is hereby amended in paragraph (9) thereof by the insertion, immediately after sub-paragraph (h), of the following new sub-paragraph :—

“(hh) the regulation, supervision, inspection and control of hairdressing saloons and barbers' shops ;”.

Amendment of section 170 of the principal Ordinance.

8. Section 255 of the principal Ordinance is hereby amended in sub-section (1) thereof by the substitution, in paragraph (c), for the words “by Order under section 15”, of the words “by Proclamation under section 2”.

Amendment of section 255 of the principal Ordinance.

Passed in Council the Fifth day of September, One thousand Nine hundred and Forty-four.

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

Assented to by His Excellency the Governor the Twenty-sixth day of September, One thousand Nine hundred and Forty-four.

H. A. C. DOBBS,
Acting Secretary to the Governor.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

In the matter of the estate of W. G. G. Abeysinghe, deceased.
The Commissioner of Estate Duty Petitioner.
No. 3,392 Testy.

Weerakoon George Edward Abeysinghe of Batagama, presently of New Central Hotel, Gampola, being the executor of the estate of the above-named deceased Respondent

NOTICE is hereby given that on Monday, October 30, 1944, will be sold by public auction at the respective premises for the recovery of the estate duty in respect of the estate of the above-named deceased amounting to Rs. 5,777 with interest thereon at 4 per cent. per annum from May 17, 1943, to date of payment and accrued interest Rs. 441.31 and Rs. 2.40 being cost of this writ, viz. :—

The following properties belonging to the estate of the late Weerakoon Girigoris Gomes, Abeysinghe above named, to wit :—

1. At 2 p.m.—All that land called Kahatagahawatta, situated at Batagama North in the Ragana pattu of Alutkuru korale in the District of Colombo, Western Province, and bounded on the north by the land of the late M. Manuel Alwis, on the south by land of M. Norbert Alwis, on the east by Village Committee road, and on the west by land of the late M. Manuel Alwis ; containing in extent about 2 acres. Registered in B 366/262.

2. At 2.30 p.m.—All that portion of Marandagahawatta, situated at Batagama North aforesaid, and bounded on the north by land of Abeysinghe Julian Gomes and others, on the south by Weligampitaya-Ganemulla road, on the east by land of Deekirike Jayamaha Mudalige Siyadoris Appu and others, and on the west by village cart road ; containing in extent about 6 acres together with the tiled house and everything appertaining thereto. Registered in B 366/263.

3. At 2.45 p.m.—The remaining portion of Marandagahawatta, situated at Batagama North aforesaid ; and bounded on the north by land of Vincent Abeyratne, on the south by land of D. A. Jayasooriya, on the east by village cart road, and on the west by Wela Pita-ela ; containing in extent about 3 acres. Registered in B 366/264.

Fiscal's Office,
Colombo, October 3, 1944.

H. C. WIJESINHA,
Deputy Fiscal.

In the District Court of Colombo.

F. N. Amith of 47, Wilson street, Colombo Plaintiff.
No. 6,238/S. Vs.

V. Chelliah of Kadavath Defendant.

NOTICE is hereby given that on Tuesday, October 31, 1944, at 11 a.m. will be sold by public auction at Simon Garage, Pehyangoda, the following movable property, for the recovery of the sum of Rs. 2,768.74 together with interest on Rs. 2,500 at 18 per cent. per annum from August 29, 1944, all date of decree (September 11, 1944) and thereafter legal interest on the aggregate amount of the decree till payment in full and costs of suit which is taxed at Rs. 199.25. 1 Stewart lorry bearing No. X 7804 with its accessories.

Fiscal's Office,
Colombo, October 3, 1944.

H. C. WIJESINHA,
Deputy Fiscal.

In the District Court of Colombo.

(1) V. Ramasamy Iyengar and (2) K. R. Subramania Iyer, Administrators of the Estate of the late R. M. A. R. R. M. Arunachalam Chettiar of Sea street, Colombo Plaintiffs
No. 14,172/M. Vs.

L. M. H. Abdul Hameed of Welimadotota in Kegalla, presently of 188, New Moor street, Colombo Defendant.

NOTICE is hereby given that on Friday, October 27, 1944, at 4 p.m., will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, for the recovery of the sum of Rs. 850, viz. :—

All that premises No. 6, China street, Pettah, within the Municipality and District of Colombo, Western Province ; and bounded on the north by property of M. Haniffa, bearing No. 760/39, east by China street, south by property of T. Sanmugam and Noordeen Hadjar Mohamed Sahib bearing Nos. 161/41-42 and 53 and 160/52, west by property of Solomon Silva Candappa bearing No. 159A/51 (2) ; containing in extent 55/100 of a perch according to plan No. 1,663 dated March 13, 1920, made by T. E. de S. Wijeratne, Municipal Surveyor.

Fiscal's Office,
Colombo, October 3, 1944.

H. C. WIJESINHA,
Deputy Fiscal.

In the Court of Requests of Colombo.

G. Sivakolundu, the Executrix of the Estate of the late Dr. M. J. Appasamy of Broom Hill estate, Thihariya, Veyangoda Plaintiff.
No. 93,814. Vs.

Samsudeen Marikar Mohammodu Ibrahim of Thihariya, Veyangoda Defendant.

NOTICE is hereby given that on Wednesday, November 1, 1944, at 3 p.m., will be sold by public auction at the premises the following property mortgaged by her No. 1,233 dated October 29, 1935, and attested by T. Caniga Rajar, Notary Public, and declared specially bound and executable under the decree entered in the above action and ordered to be sold by the order of court dated September 7, 1944, for the recovery of the sum of Rs. 149.25, with interest on Rs. 75 at the rate of 12 per cent. per annum from January 25, 1944, to date of decree March 30, 1944, and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full and costs of suit, Rs. 45.25 being costs incurred and Rs. 7.50 being costs prospective, viz. :—

All those remaining undivided 1/2 parts or shares in, to and out of all that allotment of land called Dambugahawatta and of the trees and plantations thereon together with the newly built thatched house standing thereon, situated at Thihariya in the Meda pattu of Siyane korale in the District of Colombo, Western Province ; and bounded on the north by live fence of the land of Tamby Lebbe Ismail Lebbe, on the east by the field of Ahamadul Lebbe Mohamad Lebbe, on the south by the live fence of the land of Meera Lebbe Sarba Umma, and on the west by high road leading to Kandy ; containing in extent about 1 acre and 2 roods.

Prior Registration : E 209/68.

Fiscal's Office, Colombo, October 2, 1944.
H. C. WIJESINHA,
Deputy Fiscal.

Central Province.

In the District Court of Kandy.

S. T. P. Marirattu Pillai, administrator of the estate of Rawanna Mawanna Suna Ponnasamy Pillai, deceased, of Mariland estate, Madulkelle Plaintiff,
 No. M. B. 63. Vs.

Gawaratennegedera *alias* Kapuruketiwegedera Bodiya Vel Vidans of Beddegama in Pallispattu of Pata Dumbara. Defendant.

NOTICE is hereby given that on Saturday, November 4, 1944, commencing at 2 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property mortgaged upon bond No. 1898 dated March 28, 1928 and attested by Mr. E. J. Silva, Notary Public, for the recovery of the sum of Rs. 1,100 together with interest thereon at the rate of 9 per cent. per annum from July 28, 1938, till payment in full and costs of suit and poundage, viz. :—

1. An undivided one-fourth share out of all that land called Kitulgolle Elle Hena of about two pelas or presently about four amunans of paddy sowing extent in the whole situate at Beddegama in Pallispattu of Pata Dumbara in the District of Kandy, Central Province; and the entirety being bounded on the north by Galheeraya of Mr. Halloway's land, east by Pabara's land, south by kandura of Hawadiya Vidane's chena, and west by river together with a like share of the house, plantations and everything thereon.

2. An undivided one-fifth share out of all that field called Gawaratennekumbura of about five lahass or presently about 12 lahass of paddy sowing extent in the whole situate at Beddegama aforesaid; the entirety being bounded on the north by liminary ridge of Kaluwa's field, east by limit of Pusumba's field, south by Wella of Tikira's land, and west by liminary ridge of Tikira's field, together with a like share of the plantations and everything thereon.
 Registered in E 169/67 and 212/233.

Valuation : Rs. 1,500

Fiscal's Office,
Kandy, October 3, 1944.M. K. YATIGAMMANA,
Deputy Fiscal.

In the District Court of Kandy.

S. Meer Kalam Bai of 111, Colombo street, Kandy. Plaintiff,
 No. M. R. 795. Vs.

M. A. Hemapala of Kurunduwatta, Gampola. Defendant.

NOTICE is hereby given that on Tuesday, October 31, 1944, commencing at 12 noon, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in and to the following property, for the recovery of the sum of Rs. 979.01 together with interest on Rs. 893.40 at the rate of 18 per cent. per annum from June 23, 1941, till August 7, 1941, and thereafter legal interest on the aggregate amount till payment in full and costs of suit and poundage, less Rs. 509.00, viz. :—

1. All that land called Asweddumekumbura of one amunan in paddy sowing extent, situate at Telhunnna in Dolosbage of Ganga Ihala korale in Udapalata of the District of Kandy, Central Province; and bounded on the east by ella, south by ella, west by ella and fence and north by ella; registered in D. 107/239.

2. All that land called Asweddumewatta of about three pelas in paddy sowing extent, situate at Telhunnna aforesaid; and bounded on the north by fence, east by fence of Asweddumekumbura, south by agala, and west by fence and ella; registered in D. 107/241.

3. All that field called Gonkarayakumbura of 2 roods and 4 perches, situate at Telhunnna aforesaid; and bounded on the east by ella, south by the imanyara of Wagalekumbura, west by the ela of Ketepitawatta, and north by the imanyara of Kadawathpedigederakumbura; registered in D. 92/9.

4. All that field called Wagalekumbura of 3 roods and 14 perches, situate at Telhunnna aforesaid; and bounded on the east by ella, south by the ela of the tea garden, west by imanyara of the field belonging to Punchi, and north by the imanyara of Gonkarayakumbura; registered in D. 92/8.

5. An undivided $\frac{1}{4}$ part or share from and out of all that land called Melangomuwehena *alias* Melangomuwewatta of about 16 lahass in paddy sowing extent on the whole with the buildings and everything thereon (exclusive of the portion sold by Rattarana to Deneshamy on deed No. 1864 attested by G. D. Francisco, Notary Public) situated at Polmalgama in Dolosbage aforesaid; which said entire land is bounded on the east and south by Malgomuwe-oya, west by Wijjarupayalagewatta and Bogahamulawatta, and north by Mala-ela, registered in D. 107/245.

6. An undivided $\frac{1}{4}$ part or share from and out of all that land called Kobheeriyehena (appertaining to Hapugahawatta) of about two pelas in paddy sowing extent on the whole, situate at Meetalawwa in Dolosbage aforesaid; and which said entire land is bounded on the north by the limit of the land belonging to Kiri Ukuwa, east by the ela of Pallewagurekumbura, south by the limit of Rattarana Veldurayagehena, and west by the limit of Ukkutugodahena; registered in D. 104/4.

7. An undivided $\frac{1}{4}$ part or share of the land called Dodantennehena *alias* Galkotuwa of about 3 pelas in paddy sowing extent on the whole, situate at Meetalawwa aforesaid; and which said entire land is bounded on the east by the boundary of Ukkutugoda, south and north by agala, and west by galpernya; registered in D. 81/285.
 Valuation : Rs. 5,225.

Fiscal's Office,
Kandy, October 3, 1944.M. K. YATIGAMMANA,
Deputy Fiscal.

In the Court of Requests of Kandy.

P. Karupiah of 184, Colombo street, Kandy Plaintiff,
 No. 34,392. Vs.

M. M. Ibrahim of Hendenya, Dowlagala road, Peradeniya Defendant.

NOTICE is hereby given that on Tuesday, October 31, 1944, at 2 o'clock in the afternoon will be sold by public auction at the premises :—

All that land called Masingodawatta of three pelas and two lahass paddy sowing extent, situate at Attana in Medapalata korale of Udunuwara of the District of Kandy, Central Province; and bounded on the east and west by land depicted in plan No. 50,597 and presently owned by Mr. T. B. Nugawela and others, south by fence and ditch of the land of Ahamadullah, and on the north by fence and ditch of the land of Daudo Laha together with the plantation, tiled roofed building and everything standing thereon.
 Amount of writ : Rs. 2,225 interest and poundage.
 Valuation : Rs. 1,500.

Fiscal's Office,
Kandy, September 27, 1944.M. K. YATIGAMMANA,
Deputy Fiscal.

Southern Province.

In the District Court of Galle.

The Commissioner of Income Tax, Colombo Plaintiff,
 No. 923 Special. Vs.

B. Justin de Silva, Siri Medura Walauwa, Magalle, Galle Defendant.

NOTICE is hereby given that on Wednesday, November 8, 1944, at 3.30 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. 3,300, viz. :—

All that right, title, and interest in the premises bearing assessment Nos. 4, 6, 8 and 10 with buildings and plantations standing thereon, containing in extent about 15 perches, situated at Mosque road within the Municipal limits of Galle within the Four Gravets of Galle, Galle District, Southern Province; and bounded on the north by a lane, east by house bearing Municipal assessment No. 295 (old) and No. 2 (new), south by high road, and west by house bearing Municipal assessment No. 290 (old) and No. 12 (new).

Fiscal's Office,
Galle, September 28, 1944.W. P. DALUWATTE,
Deputy Fiscal.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Kasturi Achillage Siyadoris Appuhamy of Algama, deceased.
 No. 10,951.

Kasturi Achillage Podi Hamine of Kendalanda, presently at Algama in Kegalla District. Petitioner.

(1) Liyana Mudiyansele Podi Menika, (2) Kasturi Achillage Panam Nona, (3) Kasturi Achillage Esalin Nona, (4) Kasturi Achillage Emalin Nona, (5) Kasturi Achillage Romel Nona, (6) Kasturi Achillage Piyasena, all of Algama in Kegalla District. Respondents.

THIS matter coming on for disposal before S. J. C. Schockman, Esq., Additional District Judge of Colombo, on June 5, 1944, in the presence of Mr. D. Jayawardene, Proctor, on the part of the petitioner; and affidavit of the petitioner dated December 18, 1943, having been read :

It is ordered that the 1st respondent be and she is hereby declared appointed guardian *ad litem* over the minors, the 3rd, 4th, 5th, and 6th respondents and the petitioner, as the niece of the 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 July 20, 1944, show sufficient cause to the satisfaction of this court to the contrary.

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

June 5, 1944.

Extended and reissued for October 19, 1944.

S. J. C. SCHOCKMAN,
September 20, 1944. Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Saputantrige Don William Appuhamy of Nahalla, Neboda, in the District of Kalutara, deceased.
 No. 11,036.

Udagama Liyana Aratchige Abunons, Hamine of Nahalla, Neboda, Kalutara. Petitioner.

(1) Somawathie Goonetilleke of Beddegama, Panadure, (2) Saputantrige Don Bulis of Nahalla, Neboda, Kalutara, (3) Legla W. Jayewardene of Tattimulla, Panadure, (4) Saputantrige Don David Gunapala and (5) Saputantrige Don Jinappa, both of Nahalla, Neboda, Kalutara, appearing by their guardian *ad litem*, (6) Saputantrige Don Edmund of Nahalla, Neboda, Kalutara. Respondents.

THIS matter coming on for disposal before S. J. C. Schockman, Esq., Additional District Judge of Colombo, on July 27, 1944, in

the presence of Mr. S. Sivasubramaniam, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated July 25, 1944, having been read:

It is ordered that the 6th respondent above named be hereby declared appointed guardian *ad litem* over the minors, the 4th and 5th respondents above named, and the petitioner be hereby declared entitled, as the wife 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 October 19, 1944, show sufficient cause to the satisfaction of this court to the contrary.

September 28, 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. Jamel Peiris Suriapperuma Appuhamy of Palugama in Gangaboda pattu of Siyane korale, deceased.

Edmund Peiris Suriapperuma Appuhamy of Palugama .. Petitioner.

(1) Kaththiriachchi Pinnawalage Dona Podnona Hamine of Palugama, (2) Babiyana Peiris Suriapperuma Hamine, wife of (3) Pathiraja Don Dias Appuhamy, Village Headman of Maputugala in Udugaha pattu of Siyane korale, (4) Sopiya Peiris Suriapperuma Hamine, wife of (5) Kumarapeli Arachchige Don Hendrick Appuhamy of Udipila in Siyane korale, (6) Karlina Peiris Suriapperuma Hamine of Palugama .. Respondents.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on August 29, 1944, in the presence of Mr. S. M. Ameresakera, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated August 22, 1944, having been read:

It is ordered that the petitioner above named be hereby declared entitled, as the son 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 12, 1944, show sufficient cause to the satisfaction of this court to the contrary.

September 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. Adikariarachige Dona Pavistina of Welisara No. 11,081. estate, Ragama, deceased.

Kotigalage Georgiana Magdalene Perera Wijegunawardana of Welisara estate, Ragama .. Petitioner.

Vs.

(1) Kotigalage Engeline Harriet Perera Wijegunawardane of Ratnapura, (2) Kotigalage Dharmadasa Perera Wijegunawardane of Gothatuwa .. Respondents.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on August 30, 1944, in the presence of Mr. H. A. Abeyewardene, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated August 30, 1944, having been read:

It is ordered that the petitioner above named be and she is hereby declared entitled, as the niece and an heir of the said deceased, to have letters of administration to the estate of the deceased above named issued to her accordingly, unless the respondents above named or any person or persons interested shall, on or before October 12, 1944, show sufficient cause to the satisfaction of this court to the contrary.

September 2, 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. Gardiakankanamalage Richard Wilson Perera of No. 11,083. Woodlands, Nugegoda, deceased.

Dorothy Jane Perera, widow, of Woodlands, Nugegoda. Petitioner.

Vs.

(1) Gardiakankanamalage Gertrude Roxena Perera, (2) ditto Donald Wilson Perera, (3) ditto Harischandra Aelian Perera, all of Woodlands, Nugegoda, (4) Gardiakankanamalage Arthur Robert Perera of Gampaha .. Respondents.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on August 31, 1944, in the presence of Messrs. P. D. A. Mack & Sons, Proctor, on the part of the petitioner above named, and the affidavit of the petitioner dated July 31, 1944, having been read:

It is ordered that the 4th respondent above named be and he is hereby declared appointed guardian *ad litem* over the minors, the 1st, 2nd, and 3rd respondents and the petitioner above named be and he is 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 October 12, 1944, show sufficient cause to the satisfaction of this court to the contrary.

September 3, 1944.

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. the late Dewage Don David, Native Doctor of No. 11,087. Maharagama, deceased.

Ambegoda Liyana Aratchige Don Edwin of 4, Anderson road, Kalubowila East .. Petitioner.

Vs.

(1) Dewage Don Mendis Singho, (2) Dewage Dona Maggie Nona, (3) Dewage Dona Lily Nona, (4) Dewage Dona Josalin Nona, (5) Dewage Don Seemon Singho, all of Erewwala .. Respondents.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on September 4, 1944, in the presence of Mr. G. R. de Alwis, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 4, 1944, and of the attesting witnesses dated August 29, 1944, having been read:

It is ordered that the last will and testament of the late Dewage Don David, Native Doctor of Maharagama, deceased, 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 October 19, 1944, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the petitioner 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 above named or any person or persons interested shall, on or before October 19, 1944, show sufficient cause to the satisfaction of this court to the contrary.

September 13, 1944.

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. the late Neina Marikar Sachina Umma of Glenrose, Boswell place, Wellawatta, in Colombo, No. 11,088. deceased.

Saibō Doray Mohamed Abdul Cader of Glenrose, Boswell place, Wellawatta, Colombo .. Petitioner.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on September 4, 1944, in the presence of Mr. J. Tambyah Bartlett, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 1, 1944, and the affidavit of one of the attesting witnesses dated September 1, 1944, having been read:

It is ordered that the will of the late Neina Marikar Sachina Umma of 86, Dematagoda road, in Colombo, the original of which has been produced and is now deposited in this court be hereby declared proved and the petitioner Saibō Doray Mohamed Abdul Cader above named is the executor named in the said will and he is hereby declared entitled to have probate of the said will issued to him accordingly, unless any person or persons interested shall, on or before October 19, 1944, show sufficient cause to the satisfaction of this court to the contrary.

September 18, 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. Nagendram Ponnuthurai of 43, Nelson place, Wellawatta, deceased.

Alvapillai Kulandavaloe of 43, Nelson place, Wellawatta .. Petitioner.

Vs.

(1) Maheswaran Ponnuthurai of 43, Nelson place, Wellawatta, (2) Sellachy Kulandavaloe of 43, Nelson place, Wellawatta, (3) Appacutty Ponnuthurai of Thimbirigasyaya road, Colombo .. Respondents.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on September 20, 1944, in the presence of Mr. S. Sivasubramaniam, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 15, 1944, having been read:

It is ordered that the 2nd respondent above named be hereby declared appointed guardian *ad litem* over the minor, the 1st respondent above named, and the petitioner be hereby declared entitled, as the father 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 November 9, 1944, show sufficient cause to the satisfaction of this court to the contrary.

September 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 Reginald Clarence Mount Carmel Casie Chitty
No. 11,106. *alias* Reginald Casie Chitty of 8, Joseph's Lane,
Bambalapitiya, Colombo, deceased.

Emily Florence Kanagasundra of Mount Carmel,
Negombo Petitioner.

Vs.

(1) Mrs. Annette Thebesa Nagalingam, Sacred road, Anuradhapura, (2) Mrs. Mary Evangaline Irene Joseph, Christyn Lodge, Batticaloa, (3) Joseph Isidore Ernest Muthuveloc of the Training College, Colombo, (4) Mrs. Mary Beatrice Patrick, Thebaviavasa, 10th Cross street, Jaffna. Respondents.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on September 20, 1944, in the presence of Mr. S. Sivasubramaniam, Proctor, 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 petitioner above named be and she is hereby declared entitled, as the sister and heir 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.

September 25, 1944.

S. J. C. SCHOKMAN,
Additional District Judge

In the District Court of Negombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Manikkuge
Jurisdiction. Charlis Silva of Madawala, deceased.
No. 3,280.

Manikkuge Sarahamy, widow of M. Charlis Silva of Madawala Petitioner.

Vs.

(1) Manikkuge Cornelis Silva, (2) ditto Lawaris Silva, (3) ditto Paulis Silva, (4) ditto Sybyl Silva *alias* Somawathie, all of Madawala Respondents.

THIS matter coming on for disposal before T. F. C. Roberts, Esq., District Judge of Negombo, on September 21, 1944, in the presence of Mr. S. M. A. Baheeman, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner dated September 5, 1944, 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 October 12, 1944, show sufficient cause to the satisfaction of this court to the contrary.

September 21, 1944.

T. F. C. ROBERTS,
District Judge.

In the District Court of Negombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction. Kariyakarawanage Manuel Fernando of 3rd
No. 3,282. Division, Kurana, Negombo, deceased.

Panamberage Eugenia Fonseka of 3rd Division, Kurana,
Negombo Petitioner.

Vs.

(1) Kariyakarawanage Daniel Fernando, (2) ditto Vincent Fernando, (3) ditto Isabel Fernando, (4) ditto Aloysius Fernando, (5) ditto Emmanuel Fernando, (6) ditto Agnes Fernando, all of 3rd Division, Kurana, Negombo. Respondents.

THIS matter coming on for disposal before T. F. C. Roberts, Esq., District Judge of Negombo, on September 25, 1944, in the presence of Mr. A. E. Rosa, Proctor, on the part of the petitioner above named; and the affidavit of (1) the petitioner dated September 23, 1944, and (2) the affidavit of the attesting notary and the witnesses dated September 23, 1944, having been read:

It is ordered that the last will and testament No. 11,332 of Kariyakarawanage Manuel Fernando, deceased, the original of which has been produced and is now deposited in this court be and the same is hereby declared proved, and that the petitioner is the executrix named in the said will and is hereby declared entitled to have probate thereof issued to him accordingly, and that the 1st respondent above named be appointed guardian *ad litem* over the 2nd to 6th respondents above named, who are minors, to represent them for all the purposes of this action, unless the respondents above named or any other person or persons interested shall, on or before October 18, 1944, show sufficient cause to the satisfaction of this court to the contrary.

September 25, 1944.

T. F. C. ROBERTS,
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of the late Veena
Jurisdiction. Muna Vena Muttu Sinnah Chettiyar, deceased,
No. T-431. of Udaspattu.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge, Kandy, on June 15, 1944, in the presence of Mr. M. A. VanderWall, Proctor, on the part of the petitioner, Veena Muna Vena Muttu Amma; and the affidavit of the said petitioner dated March 23, 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 of the estate of the deceased issued to her, unless the respondents—(1) Vengadasamy Chettiyar of Udaspattu, (2) Letchuman Chettiyar of Udaspattu, presently of Velloor, Tirumakulam Taluk, South India, (3) Muttu Sinnah's daughter, Letchumi Amma of Velloor, aforesaid, (4) Muttu Sinnah's daughter, Venkuta Amma of Velloor, aforesaid, (5) Muttu Sinnah's daughter, Gnanamani of Udaspattu, (6) Iyil Chettiyar's son, Gopalasamy of Udaspattu—or any other person or persons interested shall, on or before August 24, 1944, show sufficient cause to the satisfaction of this court to the contrary.

And it is further ordered that the 6th respondent be appointed guardian *ad litem* over the 4th and 5th respondents, unless the respondents or any other person or persons interested shall, on or before August 24, 1944, show sufficient cause to the satisfaction of this court to the contrary.

June 15, 1944.

C. NAGALINGAM,
District Judge.

The date for showing cause is extended to October 16, 1944.

August 16, 1944.

C. N.,
D.

In the District Court of Matara

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Kankanage
Jurisdiction. Bais Amaraweera, late of Talpawala, deceased.
No. 4,220.

Tuduwewattege Danoris de Silva of Talpawala Petitioner.

And

(1) Dona Cornelia Dewaraja, (2) Margaret Cicilia Amaraweera, (3) Peelaawathie Amaraweera, (4) Relie Amaraweera, (5) Manjie Amaraweera, (6) S. Amaraweera, (7) K. W. Amaraweera, (8) H. Amaraweera, all of Talpawala Respondents.

THIS matter coming on for disposal before K. D. de Silva, Esq., District Judge of Matara, on July 21, 1944, in the presence of Messrs. S. & S. Dias, Proctors, on the part of the petitioner; and the affidavit of the said petitioner above named dated June 28, 1944, having been read: It is ordered that the said petitioner be and he is hereby declared entitled, as son-in-law of the deceased, to have letters of administration to the estate of the deceased issued to him, unless the respondents or any other person or persons interested in the estate shall, on or before September 18, 1944, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the 1st respondent be appointed guardian *ad litem* over the 6th to 8th minor respondents, unless the respondents or others interested in the estate shall, on or before September 18, 1944, show sufficient cause to the satisfaction of this court to the contrary.

July 28, 1944.

K. D. DE SILVA,
District Judge.

Extended for October 30, 1944.

September 18, 1944.

K. D. DE SILVA,
District Judge.

In the District Court of Matara.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
Case No. 4,226. Welington Singappully, deceased.

Gunawathie Singappully *nee* Alwis Samarasingha of
Makawita Petitioner.

Vs.

(1) Pusawathie Singappully, (2) Swarnalatha Singappully, (3) Veeriyanaanda Singappully, (4) Nathaniel de Alwis Samarasingha, all of Makawita Respondents.

THIS matter coming on for disposal before K. D. de Silva, Esq., District Judge, Matara, on August 3, 1944, in the presence of Messrs. Abeygunawardana, Proctors, on the part of the petitioner; and the affidavit of the petitioner dated May 15, 1944, having been read:

It is ordered that the 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 September 25, 1944, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the 4th respondent be appointed guardian *ad litem* over the 1st to 3rd minor respondents, unless the respondents or others interested in the estate shall, on or before September 25, 1944, show sufficient cause to the satisfaction of the court to the contrary.

Date extended to October 30, 1944.

K. D. DE SILVA,
District Judge.

In the District Court of Jaffna held at Point Pedro.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction. the late Murugesu Somasundaram of Karaveddy
No. 255 P. North, deceased.

Muttupillai, widow of Somasundaram of Karaveddy
North Petitioner.

(1) Murugesu Thebrajah of ditto, (2) Nagammai, widow of Somasundaram of ditto Respondents.

THIS matter coming on for disposal before Eardley Wijeyewardene, Esq., Additional District Judge, Jaffna, on September 18,

1944, in the presence of Mr. K. Subramaniam, Proctor for petitioner; and on reading the petition and affidavit of the petitioner dated September 3, 1944, and the affidavit of the notary and witnesses dated September 8, 1944.

It is ordered that the last will and testament bearing No. 15,775 dated September 11, 1943, and attested by K. Subramaniam, Notary Public, and deposited in court be and the same is hereby declared proved, and that the said petitioner is the executrix named in the said last will and testament and that she is entitled to have probate of the same issued to her accordingly, unless the respondents or any other persons shall, on or before October 19, 1944, show sufficient cause to the satisfaction of the court to the contrary.

September 23, 1944. EARDLEY WIJEWARDENE,
Additional District Judge.

In the District Court of Jaffna held at Point Pedro.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testament of the Jurisdiction. late Kathirgamar Kanthiah of Puloly South, No. 253/PT. deceased.

Rayappan Ponniah of Puloly South Petitioner
Vs.

(1) Vairavipillai Veeerapathirapillai of Puloly South, (2) wife Eledchumippillai of ditto, (3) Kanthiah Kanagasabai of ditto, (4) Pahavathy, daughter of Kanthiah of ditto, (5) Annamuthu, daughter of Kanthiah of ditto, (6) Sivacolumthu, daughter of Kanthiah of ditto, (7) Vinasitambay Arunugam of Karanayal North; the 3rd to 6th respondents are minors by their guardian *ad litem* the 7th respondent Respondents.

THIS matter coming on for disposal before N. Ponniah, Esq., Acting Additional District Judge, on August 25, 1944, in the presence of Mr. K. Vinasitambay, Proctor, on the part of the petitioner; and the petition and affidavit of the petitioner and the affidavit of the attesting notary and the subscribing witness having been read:

It is ordered that the last will and testament of Kathirgamar Kanthiah, deceased, the original of which has been produced and is now deposited in this court, be and the same is hereby declared proved and the 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 the respondents above named or any person or persons interested shall, on or before September 22, 1944, show sufficient cause to the satisfaction of this court to the contrary.

August 11, 1944. D. EARDLEY WIJEWARDENE,
Additional District Judge.

The date for showing cause against the above *Order Nisi* is extended till October 20, 1944.

September 22, 1944. D. EARDLEY WIJEWARDENE,
Additional District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Subra- Jurisdiction. maniam Murugesu of Velanai West, deceased. No. 304.

Valliammai widow of Subramaniam Murugesu of Naranthanai North Petitioner.
Vs.

Murugesu Nawasivayam of ditto Respondent.
THIS matter coming on for disposal before H. A. de Silva, Esq., District Judge, Jaffna, on August 31, 1944, in the presence of Mr. T.

Arumainayagam, Proctor for petitioner; and the affidavit and petition of the petitioner having been read:

It is ordered that letters of administration in respect of the estate of the said deceased be issued to the petitioner, as his lawful widow, unless the said respondent or any other person shall appear before this court on October 16, 1944, and show sufficient cause to the satisfaction of this court to the contrary.

August 31, 1944. H. A. DE SILVA,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Philippu- Jurisdiction. pulai Benjamin of Karampan, deceased. No. 303.

Ceciliapillai, widow of Benjamin of Karampan Petitioner.

Vs.

(1) Anthoniapillai daughter of Benjamin, (2) Benjamin Anten, (3) Josephine Lurthu, daughter of Benjamin, (4) Philomma, daughter of Benjamin, (5) Benjamin Joseph Marianayagam, (6) Benjamin Cyril, all of Karampan, (7) Sinnappu Mariampillai Rasiah of Jaffna Town Respondents.

THIS matter coming on for disposal before H. A. de Silva, Esq., District Judge, Jaffna, on August 29, 1944, in the presence of Mr. T. Arumainayagam, Proctor for petitioner; and the affidavit and petition of the petitioner having been read:

It is ordered that the above named 7th respondent be appointed guardian *ad litem* over the minors, the above named 1st to 6th respondents, for the purpose of watching their interests in this administration proceedings and that letters of administration to the estate of the said deceased be granted to the petitioner, unless the said respondents shall appear before this court on October 13, 1944, and show sufficient cause to the satisfaction of this court to the contrary.

August 29, 1944. H. A. DE SILVA,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Adriampillai Francis Saverimuttu of Old Store road, Jaffna, deceased. No. 314.

Elizabeth Pakkiam, widow of Adriampillai Francis Saverimuttu of Old Store road, Jaffna Petitioner.

Vs.

(1) Saverimuttu Kanagarayar (minor), and (2) Adriampillai Rasiah Bastampillai, both of Old Store road, Jaffna Respondents.

THIS matter coming on for disposal before H. A. de Silva, Esq., District Judge, Jaffna, on September 23, 1944, in the presence of Mr. K. Nadarajah, Proctor for petitioner; and the affidavit and petition of the petitioner having been read:

It is ordered that the above named 2nd respondent be appointed guardian *ad litem* over the minor, the 1st respondent, for the purpose of representing him and protecting his interest in this testamentary proceedings and that letters of administration over the estate of the above-named deceased be issued to the petitioner, unless the respondents shall appear before this court on or before November 3, 1944, and show sufficient cause to the satisfaction of this court to the contrary.

September 23, 1944. H. A. DE SILVA,
District Judge.

In the District Court of Kurunegala.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction. Tennakoon Mudiyanse Lage Dingiri Banda
No. 4,519. Vedarala of Olupeliya, deceased.

Ekanayake Mudiyanse Lage Ukku Amma of Olupeli-
yawa Petitioner.

Vs.

(1) Tennakoon Mudiyanse Lage Kiri Mudiyanse, (2) ditto
Appuhamy for himself and as guardian *ad litem* over the minor
3rd respondent, (3) ditto Rani Banda, all of Olupeliyawa in
Tiragandaha kotte Respondents.

THIS matter coming on for disposal before S. S. J. Goonasekera,
Esq., District Judge of Kurunegala, on August 31, 1944, in the
presence of Messrs. Perera & Perera, Proctors, on the part of the
petitioner above named; and the affidavit of the said petitioner
dated August 29, 1944, having been read:

It is ordered that the 2nd respondent be and he is hereby appointed
guardian *ad litem* over the 3rd minor respondent for the purpose of
these proceedings, unless the respondents or any other person or
persons interested shall, on or before October 13, 1944, 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 lawful 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 October 13, 1944, show sufficient cause to the satisfaction
of this court to the contrary.

August 31, 1944.

S. S. J. GOONASEKERA,
District Judge.

In the District Court of Chilaw.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction. Adela Alice Veedor Pandittesekere of Pelecitor,
No. 2,325. Marawila.

Estella Felocer Ohida Pandittesekere of Chilaw Petitioner.

THIS matter coming on for disposal before V. H. Wijeyaratna,
Esq., District Judge of Chilaw, on July 31, 1944, in the presence of
Mr. E. G. Pandittesekere, Proctor, on the part of the petitioner; and
the affidavit of the said petitioner dated July 23, 1944, having been
read: It is ordered that the petitioner above named be and she is
hereby declared entitled, as the only daughter of the above-named
deceased, to have letters of administration to the estate of the said
deceased issued to her, unless any person or persons interested shall,
on or before September 4, 1944, show sufficient cause to the
satisfaction of this court to the contrary.

July 31, 1944.

V. H. WIJEYARATNA,
D. J.

Date for showing cause against the *Order Nisi* is extended to
October 12, 1944.

September 12, 1944.

V. H. WIJEYARATNA,
D. J.

In the District Court of Chilaw.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Gajamuthu
Jurisdiction. Lankatilaka Chandrappulige Andiya Henaya.
No. 2,320. of Mungandaluwa, deceased.

Gajamuthu Lankatilaka Chandrappulige Simon of Mungan-
daluwa Petitioner.

Vs.

Gajamuthu Lankatilaka Chandrappulige Lucia of Mungan-
daluwa Respondent.

THIS matter coming on for disposal before V. H. Wijeyaratna,
Esq., District Judge of Chilaw, on June 16, 1944, in the presence of
Mr. Basil E. Kemp, Proctor, on the part of the petitioner above
named, and the affidavit of the said petitioner dated June 5, 1944,
having been read:

It is ordered that the petitioner, as the son of the deceased, be
and he is hereby declared entitled to have letters of administration
to the estate of the said deceased, unless the said respondent or
any person or persons interested in the said estate shall, on or
before July 20, 1944, show sufficient cause to the satisfaction of
this court to the contrary.

June 16, 1944.

V. H. WIJEYARATNA,
District Judge.

Time for showing cause extended to October 12, 1944.

September 14, 1944.

V. H. WIJEYARATNA,
District Judge.

In the District Court of Ratnapura.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction. the deceased Mudduwage Chandanahamy
No. 1,156. Vedarala of Elapata.

Mudduwage Mudiyanse of Elapata Petitioner.

And

Mudduwage Appuhamy of Elapata Respondent.

THIS matter coming on for disposal before Spencer Rajaratnam,
Esq., District Judge, Ratnapura, on September 6, 1944, in the
presence of Mr. W. Gnanawardane, Proctor, on the part of the
petitioner; and the affidavit dated August 24, 1944, and the
affidavit of the attesting notary dated August 23, 1944, having
been read:

It is ordered that the will of Mudduwage Chandanahamy
of Elapata bearing No. 135 and dated May 29, 1944, and now
deposited in this court be and the same is hereby declared proved,
unless the respondent above named or any other person or persons
interested shall, on or before October 24, 1944, show sufficient
cause to the satisfaction of this court to the contrary.

It is further declared that the petitioner above named 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
October 24, 1944, show sufficient cause to the contrary.

September 6, 1944.

C. J. C. JANSZ,
District Judge.