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PART II.—LEGAL.

(Separate paging is given to each Part in order that it may be filed separately.)

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DRAFT ORDINANCES.

MINUTE.

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

A. 447/45.

An Ordinance to incorporate the Muslim Association called and known as the "Baadhi Beeya Association Kahataowita".

WHEREAS His Holiness Shaik Abdulla Bin Omer Baadhib Mowlana (hereinafter referred to as Mowlana) arrived from the village Mukkawa in Yemen Arabia, about 75 years ago and settled down in the village Kahataowita Rukhahavala Veyangoda in the Western Province Ceylon, for the purpose of promoting the study of Islam and the teaching of its doctrines, practices, precept, tenets and formulas expounded and practised by him and for that purpose to organise a Community of Pupils and to erect a Thakiya as a centre for such followers and such teaching.

And whereas he had organised a Community of Pupils, purchased a land and erected a Thakiya thereon at Kahataowita aforesaid with the assistance of his said Pupils and carried on his teaching as aforesaid.

And whereas by an Indenture bearing No. 2565 dated 8th September 1881 and attested by P. S. Amarasinghe of Colombo Notary Public the said Mowlana declared and established a Trust in respect of the said Thakiya and land and appointed thereby (1) Ahamedo Lebbe Padilyar Slema Lebbe Padilyar (2) Ahamedo Lebbe Assen Meera Lebbe Mathicham both of Kahataowita (3) Sinne Lebbe Mathicham Omer Lebbe Mathicham of Undugoda and (4) Mohamedo Lebbe Uduma Lebbe Mathicham of Ogodapola as Trustees thereof on behalf of themselves and these fellow Pupils and the said Trustees had duly accepted the said Trust and entered upon the discharge thereof.

And whereas it was further directed in and by the said Instrument of Trust that the said Mowlana should be known and acknowledged as the Author of the said Trust and the pupils named thereon and their fellow pupils as Trustees thereof and that the said Thakiya and land should be preserved maintained and developed by them and their successors by the performance and celebration of Mowlod, Rathib, Nadar-Kanduri and such other ceremonies thereon for ever.

And whereas the said Mowlana departed this life at Kahataowita on the 14th day of January 1892 and his remains had been solemnly interred inside the said Thakiya and a Tomb erected thereon as a monument to His Sacred Memory which is venerated by all Muslims.

And whereas the said pupils and other supports of the said Thakiya formed and maintained at Kahataowita

aforesaid an Association called and known as "Baadhi Beeya Association Kahataowita" for the more effectually carrying on the aims and objects of the said Trust.

And whereas the said Association heretofore established at the said place has been transacting all matters connected with the said Association according to the Rules and Regulations agreed to by the members thereof.

And whereas the said Association has applied to be incorporated and it will be to the public advantage to grant the application.

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

1. This Ordinance may be cited as the "Baadhi Beeya Association Kahataowita" Ordinance.

2. From and after the passing of this Ordinance the persons whose names appear in the first schedule hereto and their respective successors appointed in manner provided in the rules in the second schedule or such other rules as may be in force at the date of their appointment shall be and become a corporation with perpetual succession under the name and style of "The General Committee of the Baadhi Beeya Thakiya" (hereinafter referred to as the General Committee) and by that name shall sue and be sued with full power and authority to have and use a common seal and to change the same at pleasure.

3. The general objects for which this Corporation is constituted are hereby declared to be

- (a) to promote the study of Islam and impart instruction thereon and in particular in the teaching as propounded and preached by the said Mowlana and the faithful observance of the forms of worship and exercises as preached by him.
- (b) to preserve maintain and develop the Thakiya and all movable and immovable property belonging to the said Thakiya.
- (c) to conduct regularly (the Mowlood, Rathibu, Manakib, Nadar-Kanduri, Hisubu and Fithara in the manner and form as instructed by the said Mowlana as heretofore carried on and as may be prescribed and ordered from time to time by the Executive Committee.
- (d) to establish and maintain any religious or educational institutions in connection with the said Thakiya.
- (e) and generally to undertake and carry on such work as may appear necessary to attain the objects of the Corporation.

4. The rules set forth in the second schedule shall for all purposes be the rules of the Corporation.

Provided however that nothing herein contained shall be held or construed to prevent the congregation of the said Thakiya at a general meeting assembled from making fresh rules or from altering amending adding to or cancelling any of the rules in the second schedule or any rule that may be hereafter made by the said congregation.

5. No rule in the second schedule nor any rule hereafter passed at a General Meeting of the said congregation shall be altered amended added to or cancelled except by a majority of two-thirds of the members present and voting at any General Meeting.

6. On the coming into operation of this Ordinance all and every the property belonging to the said Thakiya whether held in the name of the said Thakiya or in the name or names of any person or persons in trust for the said Thakiya shall be and the same are hereby vested in the corporation hereby constituted and the same together with all after acquired property and all subscriptions contributions donations offerings and income from whatsoever source shall be held by the Corporation in trust for the said Thakiya.

7. Subject to and without prejudice to any special rule that may be made in that behalf the Corporation shall have full power to acquire purchase take hold and enjoy movable and immovable property of every description and to sell and exchange mortgage let lease or otherwise dispose of the property belonging to the Trust and invest the proceeds in other property or devote the same for the purposes of the trust.

Provided that every disposition of property shall have the consent of at least two-thirds of the members of the General Committee present at a duly convened meeting for that purpose.

8. It shall be lawful for the Corporation after defraying all the expenses of the Thakiya to spend for the establishment

and maintenance of religious and educational institutions in connection with the Thakiya any portion of the funds income or revenue of the said Thakiya.

9. The seal of the Corporation shall not be affixed to any instrument whatever except in the presence of the Secretary and Managing Trustee and two other members who shall sign their names to the instrument in token of their presence and such signing shall be independent of the signing of any persons as witnesses.

10. Nothing in the Ordinance contained shall prejudice or affect the rights of His Majesty the King His heirs and successors or of any body politic or Corporation or any other person except such as are mentioned in this Ordinance and those claiming by from or under them.

FIRST SCHEDULE.

The General Committee.

1. M. A. R. Mohammado Haniffa Alim Sahibo.
2. A. M. Mohamedo Lebbe.
3. M. H. M. Mashoodo Alim Sahibo.
4. A. L. Mahamoodo Alim.
5. E. M. Mahamoodo Lebbe.
6. A. L. M. Mansoor.
7. M. M. A. Azeez.
8. R. M. Abdul Caffoor Alim.
9. M. M. Abdul Rahman Lebbe.
10. A. L. Ahamedo Ali Lebbe.
11. R. O. M. Saheedu Lebbe.
12. E. L. Salahudeen.
13. M. A. Sihabudeen.
14. N. A. M. Sirajideen.
15. M. K. M. Thayibo.
16. N. A. A. Jamaldeen.
17. K. M. A. Jalal Lebbe Katheebu.
18. Y. L. M. Jahufar.
19. M. L. M. Jamaldeen.
20. M. M. Junaido Lebbe.
21. M. A. M. Naeem Alim Mowlavi.
22. M. L. M. Nafeer.
23. M. K. M. Noordeen.
24. M. K. M. Nhaser.
25. M. S. M. Naseer.
26. O. L. M. Ibrahim.
27. A. L. M. Raffi.
28. A. K. M. Riyalu.
29. M. L. M. Haniffa.
30. M. E. M. Hidur Mohamedo.
31. M. L. M. Faleel.
32. A. L. M. Zakariya.

SECOND SCHEDULE.

Rules.

1. Every Muslims over the age of 16 years residing in and about the village of Kahataowita may become a member of the Association on application to the Secretary of the Executive Committee of the Association and have his name inscribed in the Register of member and subscribing to an undertaking to abide the Rules and Regulations of the Association.

2. The members of the Association shall at a General Meeting of members duly convened by the Secretary thereof and held in the premises of the Thakiya elect a General Committee.

3. The General Committee shall consist of 32 members elected annually in accordance with the Rules of the Corporation.

4. The first members of the Committee shall be those whose names appear in the first schedule to this Ordinance.

5. The General Meeting shall also elect two Khalifas who shall hold office for life.

6. The General Committee within 14 days of their appointment elect from among its members an Executive Committee of 15 consisting of a President Secretary Assistant Secretary Treasurer Managing Trustee and Auditor.

7. The following whose names appear below shall be the first members of the Executive Committee with the designation of the offices against such of them as hold them.

- | | | |
|-----------------------------------|-----|--|
| 1. A. M. Mohamedo Lebbe | .. | President |
| 2. M. A. R. M. Haniffa Alim | .. | Vice President and
Managing Trustee |
| 3. M. M. A. Azeez | .. | Secretary |
| 4. R. O. M. Saheedu Lebbe | .. | Assistant Secretary |
| 5. N. A. A. Jamaldeen Lebbe | .. | Treasurer |
| 6. M. K. M. Thayibo | .. | Auditor |
| 7. M. H. M. Mashoodo Alim Sahibo | .. | Member |
| Khalifa | | |
| 8. M. A. M. Naeem Alim Mowlavi | do. | |
| Khalifa | | |
| 9. A. L. Mahamoodo Alim | .. | do. |
| 10. R. M. Abdul Caffoor Alim | .. | do. |
| 11. M. M. Abdul Rahman Lebbe | .. | do. |
| 12. A. L. Ahamedo Ali Lebbe | .. | do. |
| 13. O. L. M. Ibraheem | .. | do. |
| 14. M. E. M. Hidur Mohamedo Lebbe | .. | do. |
| 15. A. L. M. Raffi | .. | do. |

8. The tenure of office of all the office-bearers except that of the Khalifas shall be one year from the dates of appointment or until the appointment of their successors. They shall all be eligible for re-election.

9. The affairs of the Corporation shall, subject to any rule made or to be made hereunder this Ordinance be administered by the Executive Committee under the supervision of the General Committee.

10. The proceedings of every meeting of the Congregation of the General Committee and of the Executive Committee shall be entered in Minute Books by the respective Secretaries thereof in whose custody they shall remain in the premises of the Thakiya but shall not be removed therefrom.

11. At the annual General Meeting of the Association the following business shall be transacted.

- (a) the presentation of the Annual Report of the General Committee, the audited accounts of the income and expenditure and a balance sheet
- (b) the election of the members of the General Committee and an auditor
- (c) any other business of which 14 days notice had been given

12. A Special General Meeting shall be convened by the General Committee or at the request of 10 members thereof. Notice of such meeting specifying the nature of the business to be brought forward shall be given to the members.

13. A meeting of the Executive Committee shall be held as often as business requires.

14. The quorum and the notice of necessary for the several meetings shall be as follows :—

	Notice.	Quorum.
Annual General Meeting ..	15 days ..	40 Members
Special General Meeting ..	7 days ..	15 Members
Executive Committee Meeting ..	3 days ..	5 Members

15. The President of the Executive Committee shall preside at all meetings and have a casting vote in addition to his original vote.

16. The members of the General Committee may from time to time make rules defining the duties of the several officers, the procedure of such meetings and of any inquiry into complaints.

17. It shall be lawful for the General Committee in all cases not provided for by this Ordinance to use in such manner as shall appear to it best calculated to promote the welfare of the Association.

18. A Register shall be kept in which every person who at the date of this Ordinance is a member of the said Association and every person thereafter duly admitted a member should have his name inscribed. The Register shall contain the names and addresses of the members and the dates of admission and any other information the General Committee may deem necessary.

(2) The Register shall be renewed and corrections made every year.

19. Proper account books of all income and expenditure shall be kept by the Treasurer and a monthly balance shall be struck.

20. There shall be kept a full and true list of all property movable and immovable belonging to the Thakiya signed and authenticated by the Managing Trustee and verified every year.

21. A meeting of the General Committee shall be held once at least every year. The President of the Recent Committee shall preside at such meeting and the Secretary thereof shall officiate as Secretary of the General Committee and shall notify such meeting to the members thereof 20 days at least before the date of such meeting.

Objects and Reasons.

The object of this Bill is—

- (a) to promote the study of Islam and impart instructions thereon and in particular in the teaching as propounded and preached by the said Mowlana and the faithful observance of the forms of worship and exercises as preached by him ;
- (b) to preserve, maintain and develop the Thakiya and all movable and immovable property belonging to the said Thakiya ;
- (c) to conduct regularly (the Mowlood, Rathib, Manaqib, Nazarkanthoory, Hizbu, and Fithara,) in the manner and form as instructed by the said Mowlana as heretofore carried on and as may be prescribed and ordered from time to time by the Executive Committee ; and
- (d) to generally undertake and carry on such work as may appear necessary to attain the objects of the Corporation.

Colombo, January 23, 1946.

A. R. A. RAZIK,
Mover of the Bill.

MINUTE.

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

L. D.—O. 2/46/M/LA.—D. 107

An Ordinance to make provision for facilitating the operation of certain provisions of the Local Government Service Ordinance, No. 43 of 1945, during the interval before regulations are duly made for the purposes of that Ordinance.

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 Local Government Service (Transitional Provisions) Ordinance, No. of 1946.

Short title.

2. In the event of Part II of the Local Government Service Ordinance, No. 43 of 1945, (hereinafter referred to as the "principal Ordinance"), being brought into operation before the regulations required for any of the purposes of that Part come into force, the following provisions shall, notwithstanding anything in the principal Ordinance, have effect as supplementary provisions in relation to that purpose :—

Supplementary provisions to facilitate the operation of Part II of Ordinance No. 43 of 1945.

(a) where there is in force in respect of that purpose any written law which would have been applicable to a case but for the enactment of the principal Ordinance, the Local Government Service Commission may apply that written law to that case so far as that law is not inconsistent with the principal Ordinance, and may act in like manner as if the powers conferred by that law upon any local authority or officer or person had been transferred to or vested in the Commission ; and

(b) where there is no such written law in force in respect of that purpose, the Local Government Service Commission may, in its discretion, determine any matter which is required or authorised by the principal Ordinance to be prescribed for that purpose by regulation.

3. This Ordinance shall cease to be in force in relation to any purpose referred to in section 2 on such date as the Governor may appoint by Order published in the *Gazette*.

Duration of Ordinance.

Objects and Reasons.

At the time of the preparation and the enactment of the Local Government Service Ordinance, No. 43 of 1945, it was the intention that Parts II, III and IV of that Ordinance should be brought into operation only after a complete set of regulations necessary for the proper working of those Parts had come into force.

Since that time, however, it has been found that it will be advisable to bring Part II of the Ordinance into operation as early as possible. The provisions of that Part deal with appointments and conditions of service, and the details of such subjects as the qualifications for appointment, the examinations to be held for the selection of officers, scales of salaries and allowances, transfers, dismissals and other forms of punishment and conditions of leave, have all to be prescribed by regulations. The actual working of these provisions will therefore be impossible without a full set of regulations. But there is reason to think that it may be possible to make up for the absence of regulations by applying the by-laws on these subjects which have hitherto been enforced by local authorities, and, where there are no such by-laws, by giving the Local Government Service Commission the power to determine the matters that arise according to their discretion.

It is accordingly proposed in this Bill that until a full set of regulations comes into force for each of the purposes of Part II, any by-laws in force in any local area on the same subject should be applied by the Commission in cases where such by-laws would have been applicable but for certain provisions of the principal Ordinance, and that where no by-laws of such description are in force the Commission should determine according to its own discretion all such matters as are left by Part II to be prescribed by regulations.

S. W. R. D. BANDARANAIKE,
Minister for Local Administration.

Colombo, 7th February, 1946.

(Continued on page 48.)

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Kalutara.

Mutamerinnage Simon de Zoysa of Botalawa Plaintiff.
No. 25,398. Vs.

H embageekiyanage Pedrick Silva of Welipenna Defendant.

NOTICE is hereby given that on Saturday, March 9, 1946, commencing at 10 o'clock in the forenoon, the lands 1 to 5 and 8 will be sold by public auction at the respective premises, and lands 6 and 7 at 10 A.M., on Monday, March 11, 1946, the right, title and interest of the said defendant for the recovery of Rs. 1,500 and Rs. 100.40 costs in the following property, viz. :-

1. An undivided $\frac{1}{2}$ share of Delgahagodellawatta, situated at Botalawa in Mahapattuwa South of Pasdun korake east, in the District of Kalutara, Western Province; bounded on the north by lot No. 18192 in P. P. 12,665 and lot No. 90 in P. P. 10,581, east by lot No. 90 in P. P. 10,581, south by lot No. 88 $\frac{1}{2}$ in P. P. 10,581 and T. P. 215,557, and west by lot No. 18191 in P. P. 12,666; containing in extent 2 roods and 16 perches as per T. P. No. 258,104 dated July 28, 1908, authenticated by R. S. Templeton, Surveyor-General, registered under E 83/95.

2. An undivided $\frac{1}{2}$ of 5/72 share of soil and $\frac{1}{2}$ of the rubber plantation registered under No. 850S4KL181 standing thereon of the land called Pallelawetiya-wilemedakattiya, situated at Botalawa aforesaid; and bounded on all sides by land said to belong to the Crown; containing in extent 4 acres 3 roods and 26 perches, registered under E 81/244.

3. An undivided $\frac{1}{2}$ of 53/160 share of the soil and undivided $\frac{1}{2}$ share of the tiled house and kitchen marked Nos. 6 and 7 and undivided $\frac{1}{2}$ share of the plantations which belonged to H. James Silva of the land called Madatiyagahawatta alias Walmigahawatta, situated at Botalawa aforesaid; and depicted in plan No. 1396 dated January 26, 1945, made by D. B. Rajapaksa, Licensed Surveyor; and bounded on the north by Pitakandikumbura, east by high road, south by Madugahawallepitakattiya, west by Panwiledeniya; containing in extent 2 acres 1 rood and 24 perches, registered in E 69/232 and 51/128.

4. An undivided $\frac{1}{2}$ share of the soil and trees (excluding an undivided portion 6 perches) of the land called Adikariowitepitakattiya, situated at Botalawa aforesaid; and bounded on the north by T. P. 387,113, east by Pelawatuganga, south by T. P. 314,323 and a road, west by a road; containing in extent 2 roods and 16 perches, together with an undivided $\frac{1}{2}$ share of the rubber plantation thereon bearing No. 844S4KL92, registered under E 74/290.

5. An undivided 5/48 share of the soil of undivided northern $\frac{1}{2}$ share and undivided $\frac{1}{2}$ share of the rubber plantation bearing No. 850S4KL326 and undivided 1/32 share of soil and trees of the southern undivided $\frac{1}{2}$ share (exclusive of the ela) of the land called Halpanwagura, situated at Pelawatta in Mahapattuwa aforesaid; and bounded on the north by lot 462, east and south by Hewessa village boundary, west by lot No. 528 and T. P. 5,377,234 and 228,217 containing in extent 5 acres and 24 perches, registered under E 74/291.

6. An undivided 1/64 + 1/160 shares of the soil with undivided $\frac{1}{2}$ share of the rubber plantation bearing No. 793S3KL446 standing thereon of the land called Minirandamaneowita alias Kebellagahawata, situated at Welipenna in Wallawitipattu of Pasdun korale west; bounded on the north by Paraowita and Paraowite-ela, east by Halpanhyadda, south by Batatatteliyadda and ganga, west by ganga; containing in extent 2 acres and 2 roods, registered under F 36/52.

7. An undivided 1/64 + 1/160 shares of the soil and undivided $\frac{1}{2}$ share of the rubber plantation bearing No. 793S3KL447 standing thereon of the land called Weliowita, situated at Welipenna aforesaid; bounded on the north by ela and land claimed by Nallage Gurunnanselage Cornelis Appu, east by land claimed by Don Thomas Jayanetti, south by ganga and Weralugahalyadda, west by land claimed by Nallage Gurunnanselage Cornelis Appu; containing in extent 3 acres, registered under E 36/51.

8. Undivided 1/16 share of the soil with an undivided $\frac{1}{2}$ share of the rubber plantation bearing No. 843AS4KL89 standing thereon of the land called Radaelamedadeniya, situated at Hewessa in Mahapattuwa South of Pasdun korale; bounded on the north by lot 42 in plan No. 10623, east by lots 44 and 45 in plan No. 10623, south by lot 18645 in P. P. 12,749, west by lot 41 in plan No. 10623; containing in extent 2 acres 2 roods and 4 perches, and registered in E 23/388.

Deputy Fiscal's Office,
Kalutara, January 17, 1946.

T. V. KRISHNAPILLAI,
Deputy Fiscal.

In the District Court of Avissawella.

Nuwarapassage Thelenisa of Panakura Plaintiff.
No. 4,127. Vs.

Doiyalage Pinamalee of Deraniyagala Defendant.

NOTICE is hereby given that on Monday, March 4, 1946, 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. 481.66, with interest thereon at 5 per cent per annum from January 9, 1945, till payment in full and costs Rs. 91.40, less Rs. 175, viz. :-

One undivided sixth share of the contiguous lands called Thotilagasmaniyeewatta and Thorapittimewatta, situated at Panakura in Atuligam korale of Three Korales in the District of Kegalla, Province of Sabaragamuwa; and bounded on the north by Wasan Panina Ella and Crown forest, east by Neingurungala, south by Fussagalatula and Pandahe Gammama, west by Deraniyagala river; and containing in extent about eight amunams of paddy sowing, together with the soil and plantations thereon.
Valuation: Rs. 2,000.

Fiscal's Office,
Avissawella, February 5, 1946.

A. V. P. SAMARANAYAKA,
Deputy Fiscal.

Central Province.

In the District Court of Kandy.

Jalal Amith of 1032, Peradeniya road, Kandy Plaintiff.
No. M. B. 973. Vs.

Naur Kangany's son Ramasamy of Pattapola in Pallepallata of Tumpane, Kandy District Defendant.

NOTICE is hereby given that on Monday, March 18, 1946, at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property mortgaged by bond No. 957 dated July 23, 1943, and attested by Mr. L. Naheem, Notary Public of Kandy, for the recovery of the sum of Rs. 1,359.39 being the aggregate amount of the principal and interest with further interest on Rs. 1,250 at the rate of 15 per centum per annum from October 24, 1944, to January 31, 1945, and thereafter with legal interest on the aggregate amount till payment in full and taxed costs Rs. 136.09 (or the sum of Rs. 1,545.68 together with further interest on Rs. 1,409.59 at the rate of 9 per centum per annum from January 31, 1945, till payment in full) and poundage, viz. :-

All that allotment of land called Kandewatta marked lot B 1, marked in plan No. 535a dated January 6, 1939, and made by J. C. S. Misso, Licensed Surveyor of Kandy, and filed of record in D. C., Kandy, Case No. 48,797 of the extent of 3 roods, situate at Pattapola village in Pallepallata of Tumpane in the District of Kandy, Central Province of the Island of Ceylon; and which said lot B 1 is bounded on the north by lot marked B in the said plan No. 535a, east by Kandewatta owned by Deen Mudalali, south by Kirimetiya Estate, and on the west by limit of Waduralagewatta called Kera-gahahena owned by P. Mudalhamy, together with the tiled house and with all the plantations and everything standing thereon. Registered K 124/339 in the Kandy District Land Registry Office.

Fiscal's Office,
Kandy, February 4, 1946.

H. F. RATWATTA,
Deputy Fiscal.

In the District Court of Kandy.

C. Sandanam of Gondennawa Estate, Nawalapitiya Plaintiff.
No. M. S. 1,134. Vs.

C. L. Abdul Latiff of Nawalapitiya Defendant.

NOTICE is hereby given that on Monday, March 11, 1946, 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 for the recovery of the sum of Rs. 29,999.88, with further interest on Rs. 27,000 and Rs. 1,335 at 15 per cent per annum from January 27, 1945, till June 7, 1945, and thereafter at legal rate of interest on the aggregate till payment in full and costs and poundage, viz. :-

1. All that land and house bearing assessment No. 93, Dolosbage road, Nawalapitiya, now known as Swansee Bungalow and the other adjoining buildings, situated at Dolosbage road, Nawalapitiya in Pasbage korale of Uda Bulatgama in the District of Kandy, Central Province; bounded on the north by culvert and ditch, south by land belonging to Packeer Thambu, east by land belonging to Isakku and Ismail, and on the west by cart road to Dolosbage; containing in extent about 2 roods, registered under L 25/141.

2. An undivided 5/6 part or share of the land called Seven-darahena of about 3 $\frac{1}{2}$ acres in extent, situate at Nawalapitiya aforesaid; bounded on the east by Pallosevendarahene Agala, south by Isakku Lebbe's watta, west by Dangaha and the anthill and Delgaha and on the north by the Dematagaha and by Kera-gaha together with the building bearing assessment No. 16, Dolos-bage road aforesaid, and registered under L. 47/266.

Fiscal's Office,
Kandy, January 29, 1946.

H. F. RATWATTA,
Deputy Fiscal.

North-Western Province.

In the District Court of Kurunegala.

(1) Akurampedige Iddi and her husband, (2) Mara singhpedige Pikkal both of Meetanwala Plaintiffs.
No. 1,313. Vs.

Angodage Pincha of Meeranwala Defendant.

NOTICE is hereby given that on Wednesday, March 6, 1946, at 2 o'clock in the afternoon, will be sold by public auction at the premises commencing from the 1st land the right, title, and interest of the said defendant for the recovery of the sum of Rs. 470.63 being cost of the action and Rs. 200 as damages up to January 11, 1943, and continuing damages at the rate of Rs. 60 per annum from January 11, 1943, up to November 17, 1945, in the following property, viz. :-

1. An undivided half share of the land called Kapukotuwe-hittingedarawatta of about one acre in extent situate at Meetanwala, Pallegama in Gandahe korale of Weudawilli hatpattu in the District of Kurunegala, North-Western Province; and bounded on the east by Oliyammullewala, west by Handulagedarawatta, south by field and ela, north by ela with everything thereon.

2. An undivided half share of the land called Agalapitiyewatta of about one acre in extent, situate at Meetanwala Pallegama aforesaid; and bounded on the east by the garden of Appuwa, and others, west by the garden of Hatana, south by Wel Ivura, north by Wel Ivura with everything thereon.

3. An undivided half share of the land called Balagollehena-naw garden of about two acres in extent, situate at Meetanwala, Pallegama aforesaid; and bounded on the east by ela, west by stone (gala), south by the garden of Appuwa and others, north by the fence of the garden of Rankira with everything thereon.

4. An undivided half share of the land called Jambugahamulawana now garden of about one and a half acres in extent, situate at Meetanwala Pallegama aforesaid; and bounded on the south by ela, west by the garden of Appuwa and others, east by the fence of the garden of Galaha Company, north by Crown jungle with everything thereon.

Fiscal's Office,
Kurunegala, January 12, 1946.

W. D. M. PERERA,
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. Jayawardane Aratchige Don William Jayawardana of Kalukondayawa, deceased.

No. 11,655.

Kompitikanamalage Alpi Nona of Kalukondayawa, Petitioner.

vs.

(1) Nandawathie Korale nee Jayawardane of Walgama, (2) Somawathie Jayawardane of Kalukondayawa, (3) Sirisena Chandradasa Jayawardane of Kalukondayawa, (4) Somapala Jayawardana of Kalukondayawa, (5) Kusuma Sena Jayawardane of Kalukondayawa; the 2nd, 3rd, 4th, and 5th respondents minors by their guardian *ad litem* the 6th respondent, (6) Kompitikanamalage Julius Perera of Ahugammana Respondents.

THIS matter coming on for disposal before V. E. Rajakarier, Esq., Additional District Judge of Colombo, on November 12, 1945, in the presence of Mr. J. V. Ratnaike, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated October 22, 1945, having been read:

It is ordered that the 6th respondent above named be and he is hereby declared appointed guardian *ad litem* over the minors, the 2nd, 3rd, 4th, and 5th respondents above named, and the petitioner above named be and she 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 January 24, 1946, show sufficient cause to the satisfaction of this court to the contrary.

January 4, 1946.

W. SANSONI,
Additional District Judge.

The date of showing cause against the foregoing *Order Nisi* is extended to February 21, 1946.

January 31, 1946.

V. E. RAJAKARIER,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Nawalage Georgiana Gunasekera nee Cooray of 132, Nawala in the Palle pattu of Salpiti korale, deceased.

No. 11,694.

Hettige Dona Walter Gunasekera of 132, Nawala aforesaid Petitioner.

vs.

Hettige Don Grace Dharmatilleke nee Gunasekera, wife of A. Dharmatilleke, Post Master, Galle Respondent.

THIS matter coming on for disposal before V. E. Rajakarier, Esq., Additional District Judge of Colombo, on December 11, 1945, in the presence of Mr. D. H. Jayasinghe, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated December 11, 1945, having been read:

It is ordered that the petitioner above named be and he is 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 respondent above named or any person or persons interested shall, on or before February 14, 1946, show sufficient cause to the satisfaction of this court to the contrary.

February 4, 1946.

V. E. RAJAKARIER,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

No. 11,704. In the Matter of the Intestate Estate of Ranasinghe Aratchige Kulawardane Ranasinghe Appuhamy, late of Kossinna in Meda pattu of Suvane korale, deceased.

Matugamavidanarallage alias Munasinghe Appuhamillage Dona Chalonnana Munasinghe Hamine of Kossinna Petitioner.

(1) Ranasinghe Aratchige Wimalasena Ranasinghe, (2) Ranasinghe Aratchige Hemaratna Ranasinghe, both of Kossinna aforesaid, minors, appearing by their guardian *ad litem*, (3) Ranasinghe Aratchige Don Jinadasa Ranasinghe, also of Kossinna aforesaid Respondents.

THIS matter coming on for disposal before V. E. Rajakarier, Esq., Additional District Judge of Colombo, on December 19, 1945, in the presence of Mr. M. M. Fuaad, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated December 19, 1945, having been read: It is ordered that the 3rd respondent above named be and he is hereby declared appointed guardian *ad litem* over the minors, the 1st and 2nd respondents above named, and that the petitioner above named be and she is hereby declared, entitled, as 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 February 21, 1946, show sufficient cause to the satisfaction of this court to the contrary.

January 7, 1946.

S. C. SWAN,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Meera Mohideen Abdul Rahim of 109, New Moor street, Colombo, deceased.

No. 11,717.

Meera Mohideen Zainul Abdeen of 109, New Moor street, Colombo Petitioner.

vs.

(1) Mohamed Sahul Hameed Noor Zuhpor of 44, St. Lawrence road, Wellawatta, (2) Abdul Rahim Mohamed Faisoor of 44, St. Lawrence road, Wellawatta, minor, by his guardian *ad litem* the 5th respondent, (3) Abdul Rahiman Meera Mohideen of 109, New Moor street, Colombo, (4) Sheik Mohideen Kadeeja Umma of 109, New Moor street, Colombo, (5) Alia Marikar Mohamed Sahul Hameed of 44, St. Lawrence road, Wellawatta, guardian *ad litem* of the 2nd respondent above named Respondents.

THIS matter coming on for disposal before V. L. St. Clair Swan, Esq., Additional District Judge of Colombo, on January 10, 1946, in the presence of Messrs. Arunachalam & Karunaratne, Proctors, on the part of the petitioner above named; and the affidavit of the said petitioner dated January 10, 1946, having been read:

It is ordered that the 5th respondent above named be and he is hereby declared appointed guardian *ad litem* over the minor, the 2nd respondent above named, and the petitioner above named be and he is hereby declared entitled, as the elder 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 February 28, 1946, show sufficient cause to the satisfaction of this court to the contrary.

January 30, 1946.

V. E. RAJAKARIER,
Additional District Judge.

In the District Court of Colombo.

Notice of Application.

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. Ethel Lindsay Baker of Heatheredge Bovey Tracey in the County of Devon, spinster, deceased.

No. 11,721.

And in the matter of the British Courts Probates (Re-Sealing) Ordinance (Chapter 84.)

NOTICE is hereby given that after the expiry of twenty-one days from the date hereof, application will be made to the District Court of Colombo, under the British Courts Probates (Re-sealing) Ordinance (Chapter 84) for the sealing of an exemplification of probate of the last will and testament of Ethel Lindsay Baker of Heatheredge Bovey Tracey in the County of Devon, spinster, deceased, granted by The Principal Probate Registry of His Majesty's High Court of Justice at Llandudno on May 12, 1945.

G. T. HALE,

Attorney for The Reverend Cyril Baker Marshall and Violet Henrietta Loring, the surviving Executors of the Last Will and Testament of Ethel Lindsay Baker, deceased.

Colombo, January 15, 1946.

In the District Court of Colombo.

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. Henry Lorensz. Wendt of 18, Guildford Crescent, No. 11,740 N.T. Colombo; in the Island of Ceylon, Barrister-at-law, and Advocate, deceased.

And

In the matter of the Civil Procedure Code (Cap. 86) Chapter XXXVIII.

Charles Jacob Harold Peiris of 34, Gregory road, Kandy, Petitioner.

THIS matter coming on for final determination before V. E. Rajakarier, Esq., Additional District Judge of Colombo, on January 28, 1946, in the presence of Clifford Trevor de Saram, Proctor, on the part of the petitioner, Charles Jacob Harold Peiris of 34, Gregory road, Kandy; and (1) the affidavit of the said petitioner dated January 19, 1946, and (2) the affidavit of the attesting witnesses of the will dated January 22 and 24, 1946, having been read: It is ordered that the will of the said Henry Lorensz Wendt dated July 26, 1945, and witnessed by Bernard Percival Peiris, Asoka Windra Hemanta Abeyesundere, Sagarasingham Namasivayam, Somasundaram Mahadeva and Percy de Silva, all of the Legal Draftsman's Department, Colombo (the original of which will has been produced and is now deposited in this court) be and the same is hereby declared proved: And it is further declared that the said Charles Jacob Harold Peiris is the sole executor named in the said will and that he is entitled to have probate thereof issued to him accordingly subject to his tendering the usual oath.

January 31, 1945.

V. E. RAJAKARIER,
Additional District Judge.

In the District Court of Colombo.

Notice of Application.

Testamentary Jurisdiction. No. 11,730. In the Matter of the Last Will and Testament of Frank Dashwood Fowler of Crookham End House, Brimpton, Reading in the County of Berks, England, formerly of Flat 2, Royal Stuart (and Scotts) Hotel, 161-169 Cromwell road in the County of London, England, deceased.

And

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

NOTICE is hereby given that after the expiry of fourteen days from the date hereof application will be made to the District Court of Colombo under the British Courts Probates (Re-sealing) Ordinance (Chapter 84) for the sealing of the probate of the last will and testament of Frank Dashwood Fowler of Crookham End House, Brimpton, Reading in the County of Berks, England, formerly of Flat 2, Royal Stuart (and Scotts) Hotel, 161-169, Cromwell road in the County of London, England, deceased, granted by the Principal Probate Registry at Llanddno of His Majesty's High Court of Justice in England on March 10, 1941.

F. J. & G. DE SARAM,
Proctors for Florence Fowler, the sole executrix of the aforesaid last will and testament.
Colombo, February 8, 1946.

In the District Court of Kalutara.

Order Nisi.

Testamentary Jurisdiction. No. 3,257. In the Matter of the Estate of the late Don Arthur Mahavithana of Haburugala, deceased, of Ben-tota.

Mrs. Padma Mahavithana of Bellana Petitioner.
Vs.

(1) Arthur Mahavithana, minor by his guardian *ad litem* (2) Leelarathne Mahavithana of Haburugala Respondents

THIS matter coming on for disposal before J. H. V. S. Jayawickrama, Esq., District Judge of Kalutara, on February 21, 1945, in the presence of Mr. N. B. de S. Wijesekera, Proctor, on the part of the petitioner; and the affidavit of the above-mentioned petitioner dated February 16, 1945, having been read:

It is ordered that the petitioner be declared entitled, as wife of the deceased, to claim letters of administration to the estate of the deceased, and that the same be issued to her, unless the respondents or any person or persons interested in the estate shall, on or before February 22, 1946, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said 2nd respondent be appointed guardian *ad litem* over the 1st minor respondent and that the said petitioner is entitled to have letters issued to her accordingly, unless the respondents or others interested in the estate shall, on or before February 22, 1946, show sufficient cause to the satisfaction of this court to the contrary.

J. H. V. S. JAYAWICKRAMA,
February 21, 1946. District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary Jurisdiction. No. T 564. In the Matter of the Estate and Effects of the late Sana Ana Adumai Marikar, deceased, of Peradeniya Junction.

THIS matter coming on for disposal before H. A. de Silva, Esq., District Judge, Kandy, on December 4, 1945, in the presence of Mr. M. J. Taylor, Proctor, on the part of the petitioner, Kawanna Chena Muna Abdul Cader Marikar of Peradeniya Junction; and the affidavit of the said petitioner dated December 3, 1945, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as attorney of the daughter of the deceased of the above named deceased, to have letters of administration of the estate of the said deceased issued to him, unless the respondent Jainambu Natchi, wife of Kawanna Chena Muna Abdul Cader Marikar of Five Colours west street, Kulasekaram Pattanam, Tinnavalley District, South India, or any other person or persons interested shall, on or before February 18, 1946, show sufficient cause to the satisfaction of this court to the contrary.

H. A. DE SILVA,
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary Jurisdiction. No. T. 567. In the Matter of the Intestate Estate of Robert Edward Perera, deceased, of Nattaranpotha in Udagampana of Pata Dumbura.

THIS matter coming on for disposal before H. A. de Silva, Esq., District Judge, Kandy, on December 17, 1945, in the presence of Messrs. Oshmaraswamy & Vijayaratanam, Proctors, on the part of the petitioner, Pearl Alice Perera of Nattaranpotha aforesaid; and the affidavit of the said petitioner dated December 13, 1945, having been read: It is ordered that the said petitioner, as the widow of the above-named deceased, be and she is hereby declared entitled to have letters of administration to the estate of the said deceased issued to her accordingly, unless the respondents—(1) Lillian Eugenia Perera, (2) Allen Vincent Perera, (3) Percival Perera, (4) Alfred Charles Perera, (5) Christopher Shelton Perera, (6) Patrick Vernon Perera—or any other person or persons interested shall, on or before March 11, 1946, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the 6th respondent be appointed guardian *ad litem* over the 3rd respondent, unless the said respondents or any other person or persons interested shall, on or before March 11, 1946, show sufficient cause to the satisfaction of this court to the contrary.

December 17, 1945

H. A. DE SILVA,
District Judge.

In the District Court of Nuwara Ehiya.

Order Nisi.

Testamentary Jurisdiction. No. 403. In the Matter of the Intestate Estate and Effects of Weerasooriya Mudiyansele Mutu Banda of Napatawela in Maturata korale, deceased.

Weerasooriya Mudiyansele Palingu Menka of Napatawela Petitioner.

And

Weerasooriya Mudiyansele Loku Banda of Napatawela aforesaid Respondent.

THIS matter coming on for disposal before T. P. P. Goonetilleke, Esq., District Judge of Nuwara Ehiya, on January 11, 1946, in the presence of Mr. Ernest Wanduragala, Proctor, on the part of the petitioner; and the petition and the affidavit of the petitioner dated January 10 and 8, 1946, respectively, having been read:

It is ordered that the petitioner, as the daughter of the said deceased, be and she is hereby declared entitled to have letters of administration to the estate of the said deceased issued to her, unless the respondent above named or any other person or persons interested shall, on or before February 15, 1946, show sufficient cause to the satisfaction of this court to the contrary.

January 11, 1946.

T. P. P. GOONETILLEKE,
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary Jurisdiction. No. 8,157. In the Matter of the Intestate Estate of the late Abraham Weerasinghe Goonawardene, deceased, of Ganegama.

Edwin Weerasinghe Goonawardene of Ganegama South. Petitioner.

And

Roslin Maria Weerasinghe Goonawardene, wife of B. W. L. Samarasinghe of Baddegama estate, Baddegama. Respondent.

THIS matter coming on for disposal before T. F. C. Roberts, Esq., District Judge of Galle, on January 8, 1946, in the presence of Messrs. C. L. M. L. N. Wickremasinghe, Proctors, on the part of the petitioner above named; and the affidavit of the said petitioner dated January 3, 1946, having been read:

It is ordered and declared that the said petitioner is entitled to have letters of administration to the estate of the said deceased issued to him accordingly, unless the said respondent or any person or persons interested shall, on or before February 22, 1946, show sufficient cause to the satisfaction of this court to the contrary.

January 18, 1946.

T. F. C. ROBERTS,
District Judge.

In the District Court of Balapitiya.

Order Nisi.

Testamentary Jurisdiction. No. T 6. In the Matter of the Intestate Estate of Edirimuni Girisadasa de Silva of Beratuduwa in Balapitiya, deceased.

Munasinghe Gunawathie de Silva of Beratuduwa, in Balapitiya Petitioner.

Vs.

(1) Edirimuni Chandraratne de Silva, (2) ditto Chitra de Silva, (3) ditto Milton Somaratne de Silva, (4) ditto Hemaratne de Silva, (5) Saranaraj de Silva Munasinghe, all of Beratuduwa in Balapitiya Respondents.

THIS matter coming on for disposal before W. Thalagodapitiya, Esq., District Judge of Balapitiya, on November 28, 1945, in the presence of Mr. E. S. Goonaratne, Proctor, on the part of the petitioner and the petition of the petitioner dated November 28, 1945, and the affidavit dated November 28, 1945, having been read:

It is ordered that the above-named petitioner be and she is hereby appointed the administratrix to the intestate estate of the above-named deceased and the letters of administration issued to her accordingly, and that the above-named 5th respondent be and he is hereby appointed guardian *ad litem* over the above-named 1st, 2nd, 3rd, and 4th respondents, minors, for the purpose stated in the petition, unless the above-named respondents or any other person or persons interested shall, on or before January 30, 1946, show sufficient cause to the satisfaction of this court to the contrary.

November 30, 1945.

W. THALGODAPITIYA,
District Judge.

Date for showing cause is extended to February 13, 1946.

January 31, 1946.

W. THALGODAPITIYA,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Packiam, Jurisdiction. wife of Paramu Arumugam of Karainagar East, No. 409. deceased.

(1) Velauther Kandappar, and wife (2) Theivanaipillai of Karainagar East Petitioners.

Vs.

Paramu Arumugam of ditto Respondent.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., District Judge, Jaffna, on May 17, 1945, in the presence of Mr. A. Arumugam, Proctor, on the part of the petitioner; and the affidavit and petition of the petitioner having been read:

It is ordered that letters of administration to the estate of the above-named deceased be issued to the petitioners, unless the respondent shall appear before this court on July 17, 1945, and show cause to the contrary to the satisfaction of this court.

May 30, 1945.

M. K. SANGARAPILLAI,
District Judge.

Time to show cause extended for February 18, 1946.

December 7, 1945.

R. R. SELVADURAI,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Subramaniam Visuvanathar of Irupalai, deceased. No. 463.

Valliammai widow of Subramaniam Visuvanathar of Irupalai Petitioner.

Vs.

(1) Visuvanathar Vanniasingam of Irupalai, presently of Income Tax Office, Colombo, (2) Visuvanathar Saravanamuttu of Irupalai, (3) Visuvanathar Kanagasabar of ditto, (4) Apiramipillai, daughter of Visuvanathar of ditto, (5) Sannugalingam Visuvalingam of Irupalai; the 2nd to 4th respondents are minors appearing by their guardian *ad litem* the 5th respondent Respondents.

THIS matter of the petition of the petitioner above named praying (a) for the appointment of the 5th respondent above named as guardian *ad litem* over the 2nd, 3rd, and 4th minor respondents above named to represent them in this action, (b) for grant of letters of administration to the estate of the deceased above named to the petitioner; coming on for disposal before S. S. J. Goonasekara, Esq., District Judge, Jaffna, on October 12, 1945, in the presence of Mr. W. Muttukumaraswamy, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated September 15, 1945, having been read and filed of record:

It is ordered and declared that the 5th respondent above named be appointed guardian *ad litem* over the 2nd, 3rd, and 4th minor respondents to represent them in this action and that letters of administration to the estate of the deceased above named be issued to the petitioner, as widow of the deceased, unless the respondents above named or any other person shall, on or before November 9, 1945, show sufficient cause to the satisfaction of this court to the contrary.

October 12, 1945.

S. S. J. GOONASEKARA,
District Judge.

Time to show cause extended till February 18, 1946.

R. R. SELVADURAI,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Parasaththy, wife of Kandiah Marimuttu of No. 466. Tholpuram, deceased.

Pavalam, widow of Subramaniam Nagalingam of Mathagal Petitioner.

Vs.

(1) Marimuttu Gunaratnam, (2) Marimuttu Balasingam, both of Tholpuram, (3) Nagalingam Thangarajah, Labour Office, Colombo Respondents.

THIS matter coming on for disposal before R. R. Selvadurai, Esq., District Judge, Jaffna, on December 17, 1945, in the presence of Mr. R. Kannudurey, Proctor, on the part of the petitioner; and the affidavit and petition of the petitioner dated September 20 and September 25, 1945, respectively, having been read:

It is ordered that the above-named 3rd respondent be appointed guardian *ad litem* over the above-named 1st and 2nd respondents, minors, for the purpose of representing them in this testamentary proceedings and of protecting their interests, and that letters of administration to the estate of the above-named deceased be granted to the petitioner, unless the above-named respondents or

any other person shall, on or before February 18, 1946, appear before this court and show sufficient cause to the satisfaction of this court to the contrary.

December 17, 1945.

R. R. SELVADURAI,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. the late Saviriyachhipillai, wife of Pedrupillai No. 495. Manuelpillai Thambipillai of Jaffna town, deceased.

Pedrupillai Manuelpillai Thambipillai of Jaffna town Petitioner.

Vs.

(1) Manuelpillai Anthonipillai and (2) wife Mary, (3) Augustinus Packianathan and (4) wife Francisca, (5) Francis Xavier and (6) Francis Philomina and (7) Thayiriyannathar Anthonipillai, all of Chundikuly Respondents.

THIS matter of the petition of the petitioner praying that the above-named 7th respondent be appointed guardian *ad litem* over the minors, the above-named 5th and 6th respondents, and that the last will filed of record be declared proved and that the petitioner be as executor named therein declared entitled to letters of probate coming on for disposal before R. R. Selvadurai, Esq., District Judge, Jaffna, on January 16, 1946, in the presence of Mr. R. R. Nalliah, Proctor, on the part of the petitioner and on reading the affidavit and petition of the petitioner.

It is ordered that the 7th respondent be appointed guardian *ad litem* over the minors, the above-named 5th and 6th respondents, for the purpose of representing them in this case, that the last will filed of record be declared proved and that the petitioner, be as executor named therein declared entitled to have letters of probate unless the respondents or any other person shall appear before this court on February 18, 1946, and show sufficient cause to the satisfaction of this court to the contrary.

January 16, 1946.

R. R. SELVADURAI,
District Judge.

In the District Court of Jaffna.

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. No. 494. Annappillai, widow of Suppar of Maviddapuram, deceased.

Vallippillai, wife of Sinnathamby Appukkuddy of ditto Petitioner.

Vs.

Sinnathamby Appukkuddy of Maviddapuram Respondent.

THIS matter coming on for disposal before R. R. Selvadurai, Esq., District Judge, Jaffna, on December 10, 1945, in the presence of Mr. S. C. Mahadeva, Proctor for the petitioner; and the affidavit of the petitioner having been read:

It is ordered that letters of administration to the estate of the above-named deceased be granted to the petitioner, as her sole heir, unless the above-named respondent appear before this court on January 18, 1946, and state objections to the contrary.

December 10, 1945.

R. R. SELVADURAI,
District Judge.

Time for showing cause extended to March 1, 1946.

January 16, 1946.

R. R. SELVADURAI,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. No. 515. Rathinammal, wife of Arumugam Murugesu of Sandilipay, deceased.

Arumugam Murugesu of Sandilipay Petitioner.

Vs.

(1) Murugesu Harichandra of 42, Kotahena street, Colombo, (2) Murugesu Ramachandran of Naval Office, Colombo, (3) Seethathevi, daughter of Arumugam Murugesu of 42, Kotahena street, Colombo, (4) Vasugithevi, daughter of Arumugam Murugesu of Sandilipay, (5) Arumugam Suppiah of Sandilipay Respondents.

THIS matter coming on for disposal before R. R. Selvadurai, Esq., District Judge, Jaffna, on January 10, 1946, in the presence of Mr. R. Kannudurey, Proctor, on the part of the petitioner; and the affidavit and petition of the petitioner dated December 24, 1945, and January 10, 1946, respectively, having been read:

It is ordered that the above-named 5th respondent be appointed guardian *ad litem* over the above-named 3rd and 4th respondents, minors, for the purpose of representing them in this testamentary proceedings and of protecting their interests, and that letters of administration in respect of the estate of the above-named deceased be granted to the petitioner, unless the above-named respondents

or any other person shall, on or before February 28, 1946, appear before this court and show sufficient cause to the satisfaction of his court to the contrary.

January 10, 1946.

R. R. SELVADURAI,
District Judge.

In the District Court of Chilaw.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction. Liyanage John de Silva of Weerahena, deceased.
No. 2,350.

Pattiyapathirennelolage Fred Peres of Mawila Petitioner.
And

(1) Liyanage Nandawathie de Silva of Weerahena, (2) Liyanage
Dharmasiri de Silva of ditto, (3) K. Hannasara Vidyaratne
Privena, Weerahena Respondents.

THIS matter coming on for disposal before V. H. Wijeyaratne,
Esq., District Judge of Chilaw, on November 26, 1945, in the
presence of Mr. Albert F. Peries, Proctor, on the part of the
petitioner; and the affidavits of the said petitioner and the attesting
notary and witnesses dated November 14, 1945, having been read.

It is ordered that probate of the last will of the above-named
deceased original of which is produced in court be issued to the
said petitioner as the sole executor named in the said last will
unless the foregoing respondents or any other person or persons
interested therein shall, on or before February 8, 1946, show suffi-
cient cause to the satisfaction of this court to the contrary.

November 26, 1945.

V. H. WIJEPYARATNE,
District Judge.

In the District Court of Ratnapura.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Mukalawee
Jurisdiction. Cumbure Kiriappuhamy of Bolthumba, Village
No. 1,163. Headman, deceased of Bolthumba.

Panagoda Kankanamalayo Punchimenike of Dangaswela in
Bolthumba Petitioner.
Vs.

(1) Mukalawee Cumbure Sirwardenahamy, (2) ditto Ram-
menike, (3) ditto Səwumahamy, (4) ditto Heenmenike,
(5) ditto Podmenike, (6) ditto Maitreepala, (7) ditto
Chandrasekera, the 5th, 6th, and 7th respondents being
minors by their guardian *ad litem*, (8) Marasinghe Lekamalaye
Don Podiappuhamy, all of Bolthuraba Respondents.

THIS matter coming on for disposal before Spencer Rajaratnam,
Esq., District Judge, Ratnapura, on January 15, 1946, in the
presence of Mr. M. A. W. Goonesekere, Proctor, on the part of the
petitioner; and the petition and affidavit of the petitioner above
named dated November 16, 1945, having been read. It is ordered
that the petitioner above named, as the widow of the deceased
abovenamed, is hereby declared entitled to have letters of adminis-
tration issued to her accordingly, unless the respondents above
named or any other person or persons interested shall, on or before
February 12, 1946, show sufficient cause to the satisfaction of this
court to the contrary.

And it is further ordered that Marasinghe Lekamalaye Don
Podiappuhamy of Bolthumba, the 8th respondent, be and he is hereby
appointed guardian *ad litem* over Mukalawee Cumbure Podmenike
ditto Maitreepala, ditto Chandrasekera, all of Dangaswela, the 5th,
6th, and 7th respondents above named, unless the respondents
above named or any other person or persons interested shall, on or
before February 12, 1946, show sufficient cause to the satisfaction
of this court to the contrary.

January 15, 1946.

SPENCER RAJARATNAM,
District Judge.

DRAFT ORDINANCES.

(Continued from page 43.)

MINUTE.

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

L. D.—O 39/42 M.L.A.—BA 463.

An Ordinance to amend the Rent Restriction Ordinance, No. 60 of 1942.

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 Rent Restriction
Amendment Ordinance, No. of 1946.

Replacement
of section 18
of Ordinance
No. 60 of 1942.

2. Section 18 of the Rent Restriction Ordinance, No. 60
of 1942, is hereby repealed and the following section shall
be substituted therefor:—

Duration of
Ordinance.

18. This Ordinance shall cease to be in operation on
the thirty-first day of December, 1946, or on such earlier
date as may be appointed in that behalf by the Governor
by Proclamation published in the *Gazette*.

Objects and Reasons.

The Rent Restriction Ordinance will, under section 18,
cease to be in operation on the date on which the Emergency
Powers (Colonial Defence) Orders in Council expire. Pre-
vailing conditions however render it necessary that the pro-
visions of the Ordinance should continue in force for some
further time. The object of this Bill is to replace section 18
by a new section, under which the Ordinance will continue
in operation until December 31, 1946, or such earlier date as
may be appointed by the Governor. The specified date is
the same as that proposed to be fixed by Imperial Act for the
continuance in force of certain emergency legislation.

S. W. R. D. BANDARANAIKE,
Minister for Local Administration.

Colombo, 7th February, 1946.