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(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:—

L. D.—O. 49/44.

An Ordinance to amend the Marriage Registration Ordinance.

Chapter 95.
(Vol. III.,
p. 122).

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

Short title
and date of
operation.

1. This Ordinance may be cited as the Marriage Registration Amendment Ordinance, No. of 1945, and shall come into operation on such date (hereinafter referred to as "the appointed date") as the Governor may appoint by Proclamation published in the Gazette.

2. The long title of the Marriage Registration Ordinance (hereinafter referred to as "the principal Ordinance") is hereby amended, by the omission of the words "OF KANDYANS OR".

Amendment of
long title of
Chapter 95.

3. The following section is hereby inserted, immediately after section 2 of the principal Ordinance, and shall have effect as section 2A of that Ordinance:—

Insertion of
new section 2A
in the
principal
Ordinance.

2A. It shall be lawful for the Governor from time to time to appoint a fit and proper person or each of two or more such persons to be or to act as an Assistant Registrar-General of Marriages. Any person so appointed may exercise, perform or discharge any power, duty or function expressly conferred or imposed upon the Assistant Registrar-General, and may, subject to the directions of the Governor and under the authority and control of the Registrar-General, exercise, perform or discharge any power, duty or function conferred or imposed upon the Registrar-General, by or under this Ordinance.

Appointment
of Assistant
Registrars-
General and
their duties.

4. Section 3 of the principal Ordinance is hereby repealed and the following new section is substituted therefor:—

Replacement
of section 3
of the principal
Ordinance.

3. (1) For each revenue district there shall be a District Registrar of Marriages.

District
Registrars.

(2) The Government Agent of a province shall be the District Registrar for the revenue district within which his office is situated, and the Assistant Government Agent of a revenue district, not being a revenue district within which the office of a Government Agent is situated, shall be the District Registrar for that district.

(3) The Additional Government Agent of a province and every Office Assistant to a Government Agent shall be an Additional District Registrar for the revenue district within which the office of the Government Agent is situated, and

(3) In this section "the principal regulations" means the regulations under section 10 (2) of the Naval Volunteer Ordinance published in the Supplement to Gazette No. 8,332 of the twenty-sixth day of November, 1937, as amended by any subsequent regulation.

Objects and Reasons.

Immediately after the outbreak of the recent war, the Ceylon Naval Volunteer Force was called into actual service under the powers conferred by regulations made under the Naval Volunteer Ordinance; but during the early stages of the war the services of all of the members were not required at the same time. In order to enable some of them to revert to their civil occupations while ensuring that they could be recalled to duty at short notice, power was taken by Defence Regulation to place members of the Force on compulsory leave without pay. The relevant Defence Regulation ceased to be in force on February 24, 1946, with the expiry of the Emergency Powers (Defence) Acts. But it is necessary that power to place members of the Force on compulsory leave without pay should be retained for some further time. Such power has been taken by means of a new regulation 28 which has already been approved by the State Council and published in Gazette No. 9,528 of March 8, 1946.

By virtue of sub-section (2) of section 10 of the Ordinance, however, the new regulation only has effect from March 8, 1946, being the date of publication. There is accordingly an interval during which no provision exists for the placing of members of the Force on compulsory leave. The object of this Bill is to make special provision declaring that the new regulation 28 shall be deemed to have had effect as from February 24, 1946.

ROBERT H. DRAYTON,
Chief Secretary.

Colombo, 20th March, 1946.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 5,698. In the matter of the Insolvency of Magamage
Insolvency. Cosmas Cyprian Perera of 123/50, Silversmith
street, Hulftsdorp, Insolvent.

WHEREAS the above-named Magamage Cosmas Cyprian Perera has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by Richard Wilson Herat of 51, Union Place, Slave Island, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Magamage Cosmas Cyprian Perera, insolvent, accordingly; and that two public sittings of the court, to wit, on April 12, 1946, and on May 17, 1946, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance of which creditors are hereby required to take notice.

By order of court,

M. N. PIERIS,
Secretary.

Colombo, March 12, 1946.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

A. A. L. Perera of Chandragiri, Barber street, Colombo .. Plaintiff.
No. 3301/S. Vs.

(2) N. A. Perera (Contractor), No. 385, Alutmawatta road,
Mutwal Defendant.

NOTICE is hereby given that on Tuesday, April 16, 1946, be sold by public auction at the respective premises the right, title, and interest of the 2nd defendant in the following properties for the recovery of the sum of Rs. 3,206 together with further interest on Rs. 3,000 at the rate of 10 per cent. per annum from November 18, 1944, till date of decree September 14, 1945, and thereafter legal interest on the aggregate amount of the decree, till payment in full, viz.—

1. At 3.30 p.m.—An undivided $\frac{1}{2}$ share of all that portion of land marked "A" in plan No. 570 dated February 21, 1907, made by P. F. Gunasekera, Licensed Surveyor, with the plantations and buildings standing thereon bearing assessment No. 3357/29 (1-4) formerly bearing assessment No. 142 now bearing assessment No. 385, Alutmawatta street, situated at Alutmawatta within the Municipality and in the District of Colombo, Western Province; bounded on the north and east by the portion of the same land, south by lot B in the said plan and land claimed by Cornelis Perera, and on the west by the land of Bartholomeusz Rodrigo; containing in extent 13.31 perches.

2. At 4 p.m.—An undivided $\frac{1}{2}$ share of all that portion of land marked letter B in the said plan No. 570 bearing assessment No. 3357/29 (1-4) formerly bearing assessment No. 193 and now bearing assessment No. 385, Alutmawatta street in Alutmawatta

aforesaid; and bounded on the north-east by Cadiravel Shroff's land, on the south-east by land claimed by A. S. Ranaweera now the property of A. de A. Seneviratne, on the south-west by the land claimed by Dehiwalage Cornelis Perera, and on the north-west by the land lately belonging to Pedro Suwaris and brothers being lot A containing in extent 4.37 perches, which said lands and premises are held and possessed by the 2nd defendant (N. A. Perera) under and by virtue of deed of Gift No. 331 dated April 23, 1939, and attested by K. V. A. Perera of Colombo, Notary; and registered in the Colombo Land Registry in A 258/44 and 45.

Fiscal's Office,
Colombo, March 19, 1946.

N. A. W. DE SILVA,
Deputy Fiscal.

Central Province.

In the District Court of Kandy.

Reginald William Cracklow of Ambatenna in Pallegampaha of
Lower Dumbara in the District of Kandy Plaintiff.
No. M.B. 947. Vs.

(1) Kobbekaduwa Walauwa Kiri Banda and (2) Kobbekaduwa
Walauwa Kaku Banda, both of Meewatura in Gangapalata of
Udunuwera in the District of Kandy Defendants.

NOTICE is hereby given that on Tuesday, April 23, 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 defendants in the following property mortgaged by Bond No. 861 dated November 16, 1943, and attested by L. M. L. Perera, Notary Public, for the recovery of the sum of Rs. 8,100, with further interest at 10 per cent. per annum from April 1, 1944, till August 2, 1944, and thereafter legal interest of the aggregate amount till payment in full and costs of suit and poundage, viz.—

1. All that land called Meewaturewatta alias Tennekoongedara-watta of 2 pelas and 5 lahas paddy sowing in extent situate at Meewatura in Gangapalata of Udunuwera in the District of Kandy, Central Province; and bounded on the east by the high road leading to Gampola, south by Gansabhawa road leading to Yalageda, west by the fence of Pinnalandehena, and on the north by the fence of Arambehena together with the buildings, plantations and everything standing thereon. Registered in C 117/65.

2. All that land called Kovilagodahena now watta of 8 amunams paddy sowing in extent situate at Meewatura aforesaid; and bounded on the east by Etapara, south by Arambehena, west by Railway line, on the north by the limit of Paradehiyawatta owned by Appu together with the buildings, plantations and everything standing thereon. Registered in C 136/378.

3. All that field called Panditadeniya of 3 pelas paddy sowing in extent situate at Meewatura aforesaid; and bounded on the east by Railway line, south by the limit of Ampamullekumbura, west by high road leading to Gampola, and on the north by Alakoladeniya-kumbura.

Fiscal's Office,
Kandy, March 11, 1946.

H. F. RATWATTA,
Deputy Fiscal.

Southern Province.

In the District Court of Matara.

Mallika Mabel de Silva of Atapattu Walauwwa, Matara, Plaintiff.
No. 13,970-D. C., Matara. Vs.
Harry Abeyratna of Pallemulla, Matara, Defendant.

NOTICE is hereby given that on Friday, April 26, 1946, at 11 o'clock in the forenoon, 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. 3,198.41 and poundage, viz. :-

An undivided 1/10th share of the premises called Ratna Walauwwa and of the buildings thereon bearing assessment No. 18 situate at Helling's road, Ratnapura, in the Uda pattu of Kuruwiti korale in the District of Ratnapura of the Province of Sabaragamuwa; and bounded on the north by the District Judge's bungalow bearing assessment No. 88, east by land belonging to Baptist Mission and Mr. P. A. Dharmadasa bearing assessment Nos. 41-42, south by Helling's road, west by land belonging to Batadolewalauwwa and Crown land; containing in extent 1 acre 3 roods and 4 perches.

Fiscal's Office,
Ratnapura, March 14, 1946.

A. B. KARALLIADDA,
Additional Deputy Fiscal.

North-Western Province.

In the District Court of Kurunegala.

Man namarakkalage Vinencius Edward Peter Corray of Wadduwa Plaintiff.
No. 395. Vs.

(1) Adicari Mudiyansele Gilson Appuhamy of Ilippagomuwa,
(2) Hetti Aratchige Don Juwan Appuhamy of Dunakadeniya,
(3) Mahamalage Fransisku Fernando of Kumbukgahamulla Defendants.

NOTICE is hereby given that on Wednesday, April 10, 1946, at 11 o'clock in the morning, will be sold by public auction at the premises commencing from the 1st land the right, title, and interest of the said 1st defendant in the following property mortgaged with the plaintiff by bond No. 28,286 dated October 13, 1937, and attested by P. W. Marasinghe, Notary Public, and declared specially bound and executable under decree dated June 3, 1945, and ordered to be sold by Order of Court dated February 2, 1945, for the recovery of the sum of Rs. 494.54 together with interest thereon at the rate of 9 per cent. per annum from date of decree June 3, 1940, till payment in full and costs Rs. 147.06, viz. :-

1. An undivided half share of the divided portion of about one and a half acres in extent of the land called Delgahamulamukalana situate at Dunakadeniya in Katugampola korale of Katugampola hatpattu in Kurunegala District, North-Western Province; and bounded on the north by high road, east by the portion of this land belonging to Gabriel Appuhamy, south by the land of Mano singho Appuhamy, and west by the portion of this land belonging to Kali Amma. Valued at Rs. 500.

2. An undivided half share of the southern divided portion of two acres one rood and twenty-eight perches in extent of the land called Banamaduhena situate at Dunakadeniya aforesaid; and bounded on the north by the fence separating the portion of Suna Kali Amma, east by lots Nos. G 693 and U 693 in preliminary plan No. 1,597, south by the land appearing in plan No. 238,441, and west by lot No. R 695 in preliminary plan No. 1,597. Valued at Rs. 1,000.

Total value Rs. 1,500.

Fiscal's Office,
Kurunegala, March 7, 1946.

W. D. M. PERERA,
Deputy Fiscal.

Province of Uva.

In the District Court of Badulla.

P. S. Kadiravel of Kabillewela, Pallewela, Udukinda .. Plaintiff.
No. 8,080. Vs.

E. M. A. Jayasekera of Pangawattagedara in Pallewela .. Defendant.

NOTICE is hereby given that on Tuesday, April 16, 1946, commencing 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 for the recovery of Rs. 477.75 together with legal interest thereon at five per centum per annum from October 12, 1945, till payment of the said sum in full and costs of suit Rs. 108.40, viz. :-

1. From and out of the land called Kabillewelakumbura registered in C 215/210 at the Badulla Land Registry, all that defined portion in extent 3 roods and 6 25/42 perches depicted as lot 2 in plan No. 1,158 by M. W. Crofton, Licensed Surveyor, situated at Pallewelagama in Yatapalata korale, Udukinda division, Badulla District of the Province of Uva; and bounded on the north by ridge, east by lot 1 in the said plan, south by lot 3, and west by ridge.

2. The land called Panchawatta depicted as lot 110 in T. P. S. 4634 in extent 4 acres 1 rood and 24 perches, situated at Pallewelagama aforesaid; bounded on the north by lot 106, east by lot 107 and L. P. 3605, south by L. P. 3605 and lots 140, 139 and road, west by lot 111 together with the plantations and everything standing thereon, which said land is registered at the Badulla Land Registry in C 232/47.

Fiscal's Office,
Badulla, March 14, 1946.

T. KANDIAR,
Deputy Fiscal. Uva.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Habarakada Senaratnaje Jeremamu Perera No. 11,528. Chandrasekera of Weliveriya, deceased.

Habarakada Senaratnaje Louis Francis Perera Chandrasekera of Weliveriya Petitioner.

Vs.

(1) Halawathage Pabiana Perera Chandrasekera and (2) H. S. Lucious Francis Perera Chandrasekera, both of Weliveriya Respondents.

THIS matter coming on for disposal before V. E. Rajakarier, Esq., Additional District Judge of Colombo, on February 28, 1946, in the presence of Mr. C. B. Dias, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated August 24, 1945, having been read :

It is ordered that 1st respondent above named be and she is hereby 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 eldest 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 March 28, 1946, show sufficient cause to the satisfaction of this court to the contrary.

March 6, 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. Ida Surasena (*nee* Weeraman), formerly Ida No. 11,626. Dharmasena of Kegalla, deceased.

Polwatta Weeramange Peatie of Subodarna road, Karagam-pitiya Petitioner.

Vs.

Rahubadda Kankanamge Surasena, Sanitary Assistant, Kehelwatta, Watura in Kegalla District Respondent.

THIS matter coming on for disposal before V. E. Rajakarier, Esq., Additional District Judge of Colombo, on February 28, 1946, in the presence of J. H. M. Fernando, Proctor, on the part of the petitioner; and the affidavit of the said petitioner dated October 24, 1945, having been read :

It is ordered that the petitioner above named be and she is hereby declared entitled, as the mother of the deceased, to have letters of administration to the estate of the said deceased issued to her accordingly, unless the respondent above named or any person or persons interested shall, on or before March 28, 1946, show sufficient cause to the satisfaction of this court to the contrary.

March 11, 1946.

V. E. RAJAKARIER,
Additional District Judge.

In the District Court of Colombo

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Sornammah Jurisdiction. widow of Sangaralingam Chettiar Mutthiah No. 11,765. Chettiar of Averiwatta road, Wattala, deceased.

Kanapathy Chettiar Chellappa Chettiar of 78, Averiwatta road, Wattala Petitioner.

And

(1) Thailayammai Ammal of 78, Averiwatta road, Wattala,
(2) Ponnukkannu Ammal, widow of Chinnatharby Chettiar Nadarajah Chettiar, C/o P. P. S. Paramasamy Chettiar of 23, Old Clock Tower road, Jaffna Respondents.

THIS matter coming on for disposal before V. E. Rajakarier, Esq., Additional District Judge of Colombo, on February 13, 1946, in the presence of Mr. S. Ratnakaram, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated February 6, 1946, having been read :

It is ordered that the petitioner above named be and he is hereby declared entitled, as the son-in-law 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 April 4, 1946, show sufficient cause to the satisfaction of this court to the contrary.

February 6, 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. Seyed Mohamed Bukhary Marikar, son of Wappa Sahibo Marikar of Kilakarai, Ramnad District, S. India, deceased.

V. A. M. Mohamed Musthafa Marikar of 137, Bankshall street, Colombo Petitioner.

Vs.

(1) Mohamed Aishah Ummah, (2) Hameedath Sulaha Beevi, and (3) Mohamed Asumah Beevi, both minors of the ages of 16 and 15 years, respectively, appearing by their guardian *ad litem* (4) N. D. S. Sahul Hameed, all of West street, Kilakari aforesaid Respondents.

THIS matter coming on for disposal before V. E. Rajakarier, Esq., Additional District Judge of Colombo, on February 9, 1946,

in the presence of Mr. S. A. Seyed Hamud, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated January 4, 1946, the Supreme Court Order dated December 21, 1945, and the certificate of death dated July 27, 1945, 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 2nd and 3rd respondents above named, and the petitioner above named be and he is hereby declared entitled, as a paternal uncle 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 April 4, 1946, show sufficient cause to the satisfaction of this court to the contrary.

March 6, 1946.

V. E. RAJAKARIER,
Additional District Judge.

In the District Court of Colombo.

Notice of Application.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament or Trust disposition and settlement of the Right Honourable Alexander, Baron Craigmyle of Fairlie, in the County of Selkirk, Edinburgh, Scotland, 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 confirmation of the last will and testament or trust disposition and settlement of The Right Honourable Alexander, Baron Craigmyle of Fairlie in the County of Selkirk, Edinburgh, Scotland, deceased, granted by the Commissariat of Selkirkshire in Scotland on April 10, 1945.

F. J. & G. DE SARAM,
Proctors for The Right Honourable Lady Craigmyle, Sir William Crawford, Currie, George Finch Hobblack, David Marshall and Sir Norman Macgregor Macpherson, the executors of the last will and testament or trust disposition and settlement,

Colombo, March 22, 1946.

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of John Alexander Lochore of Midfean Cottage Ardgay in the County of Ross (formerly of Chearsley Hill Chearsley near Aylesbury in the County of Buckingham) a Major in the Seaforth Highlanders, deceased.

THIS matter coming on for disposal before V. E. Rajakarier, Esq., Additional District Judge of Colombo, on February 4, 1946, in the presence of Ilex Frederick Malcolm Pullenayegum, Proctor, on the part of the petitioner James Aubrey Martensz of Colombo; and (1) the affidavit of the said petitioner dated February 28, 1946, (2) the power of attorney dated October 29, 1945, and (3) the order of the Supreme Court dated February 18, 1946, having been read: It is ordered that the will of the said John Alexander Lochore, deceased dated December 7, 1943, certified copy of which under the seal of the District Registry of the Probate Division of the High Court of Justice at Oxford 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 James Aubrey Martensz is the attorney in Ceylon of the administratrices (with will annexed) of the property estate and effects of the said deceased and that he is entitled to have letters of administration (with will annexed) issued to him accordingly, unless any person or persons interested shall, on or before May 30, 1946, show sufficient cause to the satisfaction of this court to the contrary.

February 8, 1946.

V. E. RAJAKARIER,
Additional District Judge.

In the District Court of Colombo.

Order Nisi in Intestacy.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Captain John Gray Lamb, Second Royal Lancers, Indian Army, formerly Assistant Superintendent, Weldemar estate, Uda Pussellawa, Ceylon, and late of 53, Clifton road, Aberdeen, Scotland, deceased.

John William Thompson, care of Harrisons & Crosfield, Limited, Colombo Petitioner.

(1) James Lamb, grocer, of 53, Clifton road, Aberdeen, Scotland, his father, (2) Corporal James Gray Lamb, No. 1365900 of I & R Section 6140 Servicing Echelon, 34 Wing, R.A.F. care of B.L.A., his brother, (3) Bella Gray Lamb or Murray, married woman, of 53, Clifton road, Aberdeen, Scotland, and (4) Jean Hendry Lamb or Mibhe, married woman, of 3, Hawthorn Terrace, Aberdeen, Scotland, his sisters Respondents.

THIS matter coming on for disposal before V. E. Rajakarier, Esq., Additional District Judge of Colombo, on March 11, 1946, in the presence of Messrs. F. J. & G. de Saram, Proctors, on behalf of the petitioner, John William Thompson, of Colombo; and (1) the affidavit of the said petitioner dated February 27, 1946, (2) power of attorney of the said petitioner dated February 27, 1946, (3) order of the Supreme Court dated February 1, 1946, and (4) Minutes of Consent from the 2nd, 3rd and 4th respondents above named having been read: It is ordered that

the said John William Thompson is the attorney in Ceylon of James Lamb, one of the heirs and next-of-kin of the above-named John Gray Lamb, deceased, and that as such he is entitled to have letters of administration issued to him accordingly, unless the above-named respondents or any other person or persons interested shall, on or before June 20, 1946, show sufficient cause to the satisfaction of this court to the contrary.

March 15, 1946.

V. E. RAJAKARIER,
Additional District Judge.

In the District Court of Negombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of the late Rajapakse Welhenage Dona Porlentina Perera No. 3,366. Hamine of Loluwagoda, deceased.

Albert William Heiyantuduwa of Loluwagoda in Udugaha pattu Petitioner.

Vs.

(1) Heiyantudupathirennelaghe Dolly Carline Heiyantuduwa of Kumbuloluwa, (2) Heiyantudupathirennelaghe Don Arnolis Heiyantuduwa of Kandangomuwa, (3) G. Teekadasa Wickramasinghe of Kelaniya, (4) Heiyantudupathirennelaghe Albert William Heiyantuduwa of Loluwagoda and (5) Maggie Mary Heiyantuduwa of Kalawana Respondents.

THIS matter coming on for disposal before H. S. Roberts, Esq., District Judge of Negombo, on February 7, 1946, in the presence of Messrs. Siriwardane & Samaratinga, Proctors, on the part of the petitioner above named; and the affidavit of the petitioner dated December 10, 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 above named, to have letters of administration to the above estate issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before March 5, 1946, show sufficient cause to the satisfaction of this court to the contrary.

February 7, 1946.

HERBERT S. ROBERTS,
District Judge.

Date for showing cause against this *Order Nisi* is extended to March 26, 1946.

March 5, 1946.

HERBERT S. ROBERTS,
District Judge.

In the District Court of Negombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Wewala Achige Elenis of Aruggoda in Udugaha pattu, No. 3,360. deceased.

Wewala Achige Abeywardena of Aruggoda Petitioner.

Vs.

(1) Subasinghe Aratchige Nohamy, (2) Wewala Achige Rossin Nona, (3) ditto Asilin Nona, (4) ditto Magilin Nona, (5) ditto Dayaratna, (6) ditto Wijesena (minors), all of Aruggoda Respondents.

THIS matter coming on for disposal before H. S. Roberts, Esq., District Judge of Negombo, on March 4, 1946, in the presence of Messrs. Pathirathna & Suprayar, Proctors, on the part of the petitioner above named; and the affidavit of the petitioner dated March 1, 1946, having been read:

It is ordered that the 1st respondent above named be appointed guardian *ad litem* over the 4th to 6th respondents, minors, above named to represent them for all the purposes of this action, and that the petitioner above named be and he is hereby declared entitled, as a son of the deceased above named, to have letters of administration to the above estate issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before March 27, 1946, show sufficient cause to the satisfaction of this court to the contrary.

March 4, 1946.

H. S. ROBERTS,
District Judge.

In the District Court of Kalutara.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Chitra-achaige Don Carolishama, deceased, of Hettimulla in Beruwala.

Tenuwaraachaige Raisokona of Hettimulla in Beruwala Petitioner.

Vs.

(1) Chitraachaige Yasawathie, (2) ditto Dayawathie, (3) ditto Ranasoma, all of Hettimulla, minor by his guardian *ad litem* (4) Weerananarayana Seneviratna Edvin of Kandawatta in Galle Respondents.

THIS matter coming on for disposal before D. J. K. Goonatilleke, Esq., District Judge of Kalutara, on December 14, 1945, in the presence of Mr. S. Matugama, Proctor, on the part of the petitioner; and the affidavit of the above-named petitioner dated December 14, 1945, having been read:

It is ordered that the petitioner be appointed administratrix, as widow of the deceased, and that letters be issued to her, unless the respondents or any other person or persons interested in the estate shall, on or before February 8, 1946, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said 4th respondent be appointed guardian *ad litem* over the 3rd minor respondent, and that the petitioner is entitled to have letters of administration of the same issued to her accordingly, unless the respondents or others interested in the estate shall, on or before February 8, 1946, show sufficient cause to the satisfaction of this court to the contrary.

V. S. JAYAWICKRAMA,
District Judge.

The date for showing cause against the said *Order Nisi* is extended till March 15, 1946.

V. S. JAYAWICKRAMA,
District Judge.

The date for showing cause against the said *Order Nisi* is extended till April 12, 1946.

V. S. JAYAWICKRAMA,
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of the late Telkara-
Jurisdiction. gedere Appuwa, deceased, of Tambilgala in
No. T 560. Udapalata.

Telkaragedere Hendriya of Tambilgala in Udapalata Petitioner.
And

(1) Heennarandemyagedere Kiri Ukku, (2) Telkaragedere
Cecilia, (3) ditto Sriwardena, (4) ditto Poddie, (5) ditto
Samuddera, (6) ditto Bala Amma, all of Tambilgala in
Udapalata Respondents.

THIS matter coming on for disposal before H. A. de Silva, Esq.,
District Judge, Kandy, on November 26, 1945, in the presence of
Messrs. De Silva & Karunaratne, Proctors, on the part of the
petitioner, Telkaragedere Hendriya of Tambilgala aforesaid; and
the affidavit of the said petitioner dated November 15, 1945, having
been read:

It is ordered that the petitioner be and he is hereby declared
entitled, as the eldest son of the above-named deceased, to have
letters of administration issued to him, unless the respondents
above named or any other person or persons interested shall, on or
before January 31, 1946, show sufficient cause to the satisfaction
of this court to the contrary.

November 20, 1945. H. A. DE SILVA,
District Judge.

Date for showing cause is extended for March 28, 1946.

January 31, 1946. H. A. DE SILVA,
District Judge.

In the District Court of Nuwara Eliya.

Testamentary In the Matter of the Intestate Estate of Eric
Jurisdiction. Charles Cameron of Moray estate, Maskeliya in
No. 407. the Island of Ceylon, deceased.

Frederick Claude Rowan of Colombo Petitioner.
Vs.

(1) Patricia Marguerite Wilson of Oonoogaloya estate, Kotmale,
(2) Ewan Peter Cameron, presently of Colombo, (3) Dillion
Janet Cameron, presently of Colombo, (4) Donald Eric
Nelson Cameron and (5) William Barry Cameron, both of
Colombo, minors by their guardian *ad litem* Charles Michael
Wilson of Oonoogaloya estate, Kotmale Respondents.

THIS matter coming on for disposal before T. P. P. Goonetilleke,
Esq., District Judge of Nuwara Eliya, on March 7, 1946, in
the presence of Mr. P. N. Bartholomew, Proctor, on the part of the
petitioner; and the affidavit and petition of the petitioner dated
February 13 and March 6, 1946, respectively, the power of attorney
dated January 23, 1946, Minutes of Consent from the 1st, 2nd and
3rd respondents having been read, and the minors and guardian
ad litem being present and consenting thereto:

It is ordered that the petitioner be and he is hereby declared
entitled as attorney of the widow of the above-named deceased to
have letters of administration to the infestate estate of the above-
named deceased issued to him, and that Charles Michael Wilson of
Oonoogaloya estate, Kotmale, be appointed guardian *ad litem* over
the 4th and 5th respondents, minors, for the purpose of these
proceedings, unless any person or persons interested shall, on or
before April 5, 1946, show sufficient cause to the satisfaction of this
court to the contrary.

March 7, 1946. T. P. P. GOONETILLEKE,
District Judge.

In the District Court of Balapitiya.

Order Nisi.

Testamentary In the Matter of the Intestate Estate and Effects of
Jurisdiction. late Kalutara Liyanage Noris Appuhamy of
No. T. 11. Kaikawala, Induruwa.

Payagalage Dona Seelawathie of Kaikawala, Induruwa Petitioner.
Vs.

(1) Kalutara Liyanage Ariyadasa, (2) ditto Sunny Wijepala,
(3) ditto Bennet Chandrasekera, (4) ditto Sarawathie, (5)
ditto Jossie, minors (6) H. D. Munis Singho Appuhamy,
guardian *ad litem* over 1st to 5th respondents, all of Kaikawala,
Induruwa Respondents.

THIS matter coming on for disposal before W. Thalagodapitiya,
Esq., District Judge of Balapitiya, on March 7, 1946, after reading

the petition and affidavit of the petitioner above named and the
motion of Mr. R. de E. Gunawardana, her Proctor, dated February 13,
1946.

It is ordered that the above-named petitioner be and she is
hereby declared entitled, as the widow and as an heir of the above-
named deceased, to letters of administration to the above estate
issued to her accordingly, and that the 6th respondent be and he is
hereby declared and appointed guardian *ad litem* over the 1st to 5th
respondents for all purposes of the administration of the above-named
intestate estate, unless the respondents or any other person interested
shall, on or before April 10, 1946, show sufficient cause to the contrary.

W. THALGODAPITIYA,
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction. Abdul Rasheed Sthie Naem of Kaluwella in
No. 8,156. Galle, deceased.

Abdul Rahuman Mohamed Shaukat of Kaluwella in
Galle Petitioner.

Vs.

(1) Cassim Lebbe Marikar Abdul Rasheed, (2) Abdurahuman
Halma Umma, (3) Mohamed Shaukat Mohamed Nizam, all of
Kaluwella in Galle Respondents.

THIS matter coming on for disposal before T. F. C. Roberts,
Esq., District Judge of Galle, on January 4, 1946, in the presence of
Mr. F. M. Dheen, Proctor, on the part of the petitioner above named;
and the affidavit of the said petitioner dated June 22, 1945, having
been read:

It is ordered that the petitioner above named be and he is hereby
declared entitled, as husband of the deceased above named, to have
letters of administration to the estate of the said deceased issued
to him accordingly, unless the respondents above named or any
other person or persons interested shall, on or before March 29, 1946,
show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the 1st respondent above named be
and he is hereby appointed guardian *ad litem* over the 3rd respondent
above named, unless sufficient cause is shown to the contrary on
the said date.

And it is further ordered that the said 1st respondent shall produce
the said minor 3rd respondent before court on the said date.

January 4, 1946. S. J. C. SCHOKMAN,
District Judge.

In the District Court of Matara.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction. Jayasekara Liyane Aratchige Don Samel, late of
No. 4,292. Bamunugama, deceased.

Jayasekara Liyane Aratchige Don Andrayas of Bamunu-
gama Petitioner.

Vs.

(1) Hewa Gamage Nichamiy of Bamunugama, (2) Jaya-
sekara Liyane Aratchige Nicolas of ditto, (3) ditto Davith of
Naradda, (4) ditto Martin of Bamunugama, (5) ditto Charlis
of ditto, (6) ditto Pematissa of Galagama, (7) ditto Amara-
watee of Dewalamulla, (8) Rev. B. Somarama Thero of
Dewalagama, (9) Jayasekara Liyane Aratchige Piyadasa of
Trincmalee Respondents.

THIS matter coming on for disposal before K. D. de Silva, Esq.,
District Judge of Matara, on January 26, 1946, in the presence of
Mr. G. E. Dantamarayana, Proctor, on the part of the petitioner;
and the affidavit of the petitioner dated December 14, 1945; having
been read:

It is ordered that the petitioner be and he is hereby declared
entitled as a son of the deceased, to have letters of administration to
the estate of the said deceased issued to him, unless the respondents
or any other person interested in the estate shall, on or before March
11, 1946, show sufficient cause to the satisfaction of this court to the
contrary.

February 26, 1946. K. D. DE SILVA,
District Judge.

Order Nisi extended to May 27, 1946.

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
Jurisdiction. Kankanam Pathranage Don Carolis ex Vel
No. 4,297. Vidane of Deeyagaha, deceased.

Kankanam Pathranage Dharmadasa of Deeyagaha Petitioner.

Vs.

(1) Dona Gimarahamine Ratnayake, (2) Kankanampathira-
nage Sarnelis, (3) ditto Piyadasa, all of Deeyagaha Respondents.

THIS matter coming on for disposal before K. D. de Silva, Esq.,
District Judge of Matara, on February 13, 1946, in the presence of
Mr. D. D. Vitarana, Proctor, on the part of the petitioner; and the
affidavit of the petitioner dated February 4, 1946, having been read;

It is ordered that the petitioner be and he is hereby declared entitled, as eldest son 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 April 15, 1946, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the said 1st respondent be appointed guardian *ad litem* over the 3rd minor respondent, unless the respondents or others interested in the estate shall, on or before April 15, 1946, show sufficient cause to the satisfaction of his court to the contrary.

February 13, 1946.

K. D. DE SILVA,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Sellammah,
Jurisdiction. wife of Kumaru Kandiah of Tellipallai East,
No. 497. deceased.

Kumaru Kandiah of Tellipallai East Petitioner.
Vs.

(1) Kandiah Thambirajah of Tellipallai East, (2) Velu Kandiah
of ditto Respondents.

THIS matter coming on for disposal before R. R. Selvadurai, Esq., District Judge, Jaffna, on November 26, 1945, in the presence of Mr. A. V. Sathasivam, Proctor, for petitioner; and the affidavit of the above-named petitioner dated November 19, 1945, having been read; It is ordered that the 2nd respondent be appointed guardian *ad litem* over the 1st respondent and that the said petitioner be declared entitled to have letters of administration of the estate of the said deceased as her lawful husband, unless the respondents or others interested shall, on or before December 20, 1945, show sufficient cause to the contrary.

November 26, 1945.

Time extended for February 13, 1946.

Extended till March 27, 1946.

R. R. SELVADURAI,
District Judge.

R. R. SELVADURAI,
District Judge.

R. R. SELVADURAI,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Annammah,
Jurisdiction. widow of Sellappah Aiyadurai, of Urumparai
No. 527. North, deceased.

Sellappah Aiyadurai of Urumparai North Petitioner.
Vs.

(1) Aiyadurai Sathiapalan, (2) Aiyadurai Sathiarani, minors
appearing by (3) Vettivelu Aiyakuddy, all of Urumparai
North Respondents.

THIS matter coming on for disposal before R. R. Selvadurai, Esq., District Judge, Jaffna, on February 22, 1946, in the presence of Mr. A. Thanabalasingam, Proctor, on the part of the petitioner; and on reading the affidavit and petition of the petitioner:

It is ordered that the above-named 3rd respondent be appointed guardian *ad litem* over the minors, the above-named 1st and 2nd

respondents, and that the above-named petitioner be granted letters of administration to the estate of the deceased, unless the respondents or any others shall show sufficient cause to the contrary on or before March 29, 1946, at 10 a.m.

It is further ordered that the 3rd respondent be present on the said date with the said minors.

February 22, 1946.

R. R. SELVADURAI,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Kamadchi
Jurisdiction. Amma, widow of Kanagasabapathy Kurukkal, of
No. 528. Nallur, Jaffna, deceased.

(1) Chelliah Kurukkal Nagaraja Aiyar, and wife (2) Kalyana-
sunthari Ammah, (both of Sittankerny in Vaddukoddai,
Jaffna Petitioners.
Vs.

(1) Ponnasamy Kurukkal Aiyasamy Aiyar of Palai Veeman-
kannam in Tellipalai, Jaffna, (2) P. S. Subramania Aiyar,
and wife (3) Kameswary Ammah, both of Kaladdy in
Thumpalai, Point Pedro Respondents.

THIS matter of the petition of the petitioners above named, coming on for disposal before R. R. Selvadurai, Esq., District Judge, Jaffna, on February 22, 1946, in the presence of Mr. S. Cumarasuri, Proctor, on the part of the petitioners; and the affidavit and petition of the petitioners having been read: It is declared that the petitioners are entitled to have letters of administration to the estate of the said deceased issued to them, unless the respondents or any other person shall, on or before March 29, 1946, show sufficient cause to the satisfaction of this court to the contrary.

February 22, 1946.

R. R. SELVADURAI,
District Judge.
14.3.46.

In the District Court of Chilaw.

Order Absolute in the First Instance declaring Will proved.

Testamentary In the Matter of the last Will and Testament of
Jurisdiction. Amarosige Martinu Fernando of Wennappuwa,
No. 2,356. Uthitiyawa, deceased.

Wattorutantrige Martha Maria Fernando of Wennappuwa,
Uthitiyawa Petitioner.

THIS matter coming on for disposal before V. H. Wijeyratne, Esq., District Judge of Chilaw, on March 1, 1946, in the presence of Messrs. Corea & Silva, Proctors, on the part of the petitioner above named; and the affidavit of the said petitioner and of the attesting witnesses dated March 1, 1946, having been read: It is ordered that the said last will of the said deceased now deposited in this court be and the same is hereby declared proved.

And it is further ordered that the petitioner is the sole heir and executrix named in the said last will and that she is entitled to have probate issued to her accordingly.

March 1, 1946.

V. H. WIJEYRATNE,
District Judge.

PASSED ORDINANCES.

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

No. 6 of 1946.

L.D.—O. 44/45.

M.L.A.—BA 649.

An Ordinance to amend the Municipal Councils Ordinance.

(Chapter 193 ;
Vol. 5, p. 3.)

HENRY MOORE.

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 Municipal Councils (Amendment) Ordinance, No. 6 of 1946.

Short title.

2. Section 43 of the Municipal Councils Ordinance is hereby amended in sub-section (1) of that section, by the substitution in paragraph (f) of that sub-section, for the words "and planting trees in streets;" of the words "planting trees in streets; and the erection and maintenance of shelters in streets for the use of passengers by omnibus;"

Amendment of
section 43 of
Chapter 193.

Passed in Council the First day of March, One thousand Nine hundred and Forty-six.

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

Assented to by His Excellency the Governor the Twelfth day of March, One thousand Nine hundred and Forty-six.

J. A. MULHALL,
Acting Secretary to the Governor.