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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. 15/46/M.L.A.—BB. 883K.

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

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

1. This Ordinance may be cited as the Urban Councils (Amendment) Ordinance, No. of 1946. Short title.
2. Section 31 of the Urban Councils Ordinance, No. 61 of 1939, (hereinafter referred to as the "principal Ordinance") is hereby amended by the insertion, immediately after sub-section (2) thereof, of the following new sub-section:—
 " (2A) If the effect of an Order under section 30 is to abolish any electoral division which was in existence before the date of the Order, the member elected for that division shall thereupon vacate his office, notwithstanding anything in section 16. " Amendment of section 31 of Ordinance No. 61 of 1939.
3. Section 87 of the principal Ordinance is hereby amended as follows:—
 (1) by the insertion, immediately after sub-section (4), of the following new sub-section:—
 " (4A) Every award or agreement made or entered into, as the case may be, under sub-section (3) in respect of the value of any building, boundary wall or gateway or part thereof, shall specify the particular paragraph or paragraphs of sub-section (4) in accordance with which the value aforesaid was fixed or determined. " ; and
 (2) in sub-section (5), by the substitution, for all the words from " may be verified ; " to the end of that sub-section, of the words " may be verified. " Amendment of section 87 of the principal Ordinance.
4. Section 89 of the principal Ordinance is hereby amended in sub-section (1), by the substitution, for all the words from " shall be the value thereof " to the end of that sub-section, of the words " shall be determined in accordance with the provisions of section 91. " Amendment of section 89 of the principal Ordinance.
5. Section 91 of the principal Ordinance is hereby amended in sub-section (1) as follows:—
 (1) by the substitution, for paragraph (a), of the following new paragraph:—
 " (a) where the whole of the building or of any boundary wall or gateway is situated within the building limit, the value assigned to the building, boundary wall or gateway, as Amendment of section 91 of the principal Ordinance.

distinct from the land acquired, shall be the value recorded under section 87 at the time of the demarcation of the building limit or the market value of the building, boundary wall or gateway at the time of the acquisition, whichever is the less, and for the purpose aforesaid, such market value shall be the difference between the market value of the building, boundary wall or gateway together with the land attached thereto, at the time of the acquisition, and the market value at that time of the land so attached as distinct from the building, boundary wall or gateway;"; and

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

"(aa) where only a part of the building or of any boundary wall or gateway is situated within the building limit and the value recorded under section 87 is the value of the entire building, boundary wall or gateway in accordance with sub-section (4) (a) of that section, the value assigned to that part of the building, boundary wall or gateway, as distinct from the land acquired, shall be the value so recorded or the market value of the entire building, boundary wall or gateway at the time of the acquisition, whichever is the less, and for the purpose aforesaid, such market value shall be the difference between the market value of the entire building, boundary wall or gateway together with the land attached thereto, at the time of the acquisition, and the market value at that time of the land so attached as distinct from the entire building, boundary wall or gateway;

(ab) where only a part of the building or of any boundary wall or gateway is situated within the building limit and the value recorded under section 87 is the value of that part in accordance with sub-section (4) (b) of that section, the value assigned to that part of the building, boundary wall or gateway, as distinct from the land acquired, shall be the value so recorded or the value of the part of the building, boundary wall or gateway within the building limit at the time of the acquisition, whichever is the less, and for the purpose aforesaid, such value shall be the aggregate of—

(i) the estimated cost of the severance and removal of that part of the building, boundary wall or gateway at that time; and

(ii) the estimated cost, in the case of a building, of adapting at that time the part of the building which will then remain to the purpose for which the building is used at that time, and in the case of a boundary wall or gateway, of completing at that time such additions or repairs as may be necessary;".

Amendment of section 166 of the principal Ordinance.

6. Section 166 of the principal Ordinance is hereby amended in sub-section (2), by the substitution, for the words "fifty rupees", of the words "two hundred and fifty rupees".

Amendment of section 172 of the principal Ordinance.

7. Section 172 of the principal Ordinance is hereby amended in sub-section (1) thereof by the insertion, immediately after paragraph (d), of the following new paragraph:—

"(dd) all sums which the Council may, with the approval of the Executive Committee, decide to award by way of *ex gratia* payments to any persons or the dependants of any persons (other than servants of the Council) who receive injuries or sustain any other damage or are killed in circumstances which, being due to an accident or to a defect in any machinery, plant or equipment used by the Council or to the unauthorised or unlawful interference of a third party, are only indirectly attributable to the exercise of any of the powers vested in the Council or its officers or servants by or under this Ordinance; and".

8. Section 195 of the Principal Ordinance is hereby amended as follows :—
- (1) in sub-section (3) thereof, by the substitution for the words “ the Chairman ” of the following :—
“ the Commissioner or any person authorised in writing in that behalf by the Commissioner, ” ;
- (2) in sub-section (5) thereof—
- (a) by the substitution for the words “ the Chairman of the Urban Council ” of the words “ the Commissioner ”, and
- (b) by the substitution for the words “ the duty of the Chairman ” of the words “ the duty of the Commissioner or any person authorised in writing in that behalf by the Commissioner ” ;
- (3) by the insertion, immediately after sub-section (5) thereof, of the following new sub-section :—
“ (6) Every sum paid or recovered under this section, other than a sum paid or recovered as costs and expenses incurred in the enforcement of any disallowance or surcharge, shall be credited to the local fund of the Council. ”.
9. Section 246 of the principal Ordinance is hereby amended as follows :—
- (1) by the substitution, for sub-section (2) thereof, of the following new sub-section :—
“ (2) With effect from the date on which an Urban Council is constituted for any town referred to in sub-section (1), there shall be deemed to be transferred to that Council—
- (a) all such property, other than the funds, of the local authority referred to in that sub-section, as may be situated within the town ;
- (b) the whole of the funds of that local authority, or in any case where the town comprises a part only of the administrative area of that authority, such part of the funds aforesaid as the Minister may determine ; and
- (c) all the rights, powers, duties, debts, liabilities and obligations of that authority, in so far as they relate to any area within the town. ” ; and
- (2) in sub-section (4) thereof, by the substitution for the words “ any Local Board ”, of the following :—
“ any Municipal Council, Town Council, Local Board, Village Committee, ”.
10. The Eighth Schedule to the principal Ordinance is hereby amended by the insertion, immediately after item 5 thereof, of the following new items :—
- “ (6). The Municipal Councils Ordinance, and all Ordinances passed in amendment thereof.
- (7) The Village Communities Ordinance, and all Ordinances passed in amendment thereof.
- (8) The Town Councils Ordinance, No. 3 of 1946, and all Ordinances passed in amendment thereof. ”.

Amendment of section 195 of the principal Ordinance.

Amendment of section 246 of the principal Ordinance.

Amendment of the Eighth Schedule to the principal Ordinance: Cap. 193.

Cap. 198.

Objects and Reasons.

Section 30 of the Urban Councils Ordinance, No. 61 of 1939, in making provision for the variation of the limits of a town or of any electoral division of a town did not contemplate the possibility that any such town or part of a town would ever have to be taken away from the operation of that Ordinance and relegated to a lower status. Provision was, therefore, not included for terminating the tenure of office of the member of an electoral division which is taken away from the town and thereby ceases to be an electoral division. A case has now arisen, however, which makes such provision necessary and accordingly it is proposed in Clause 2 of this Bill to add to section 31 a new sub-section automatically bringing the term of office of a member to an end.

Every Urban Council is required by section 87 of the Urban Councils Ordinance, No. 61 of 1939, to record, within a specified time, in the office of the Council, the value of every building; boundary wall or gateway, or part thereof situated within the building limit of any road. Although the value so recorded is the value of the building, boundary wall or gateway at the time of the demarcation of the building limit, section 91 of the Ordinance, which lays down the principles of assessing compensation in the event of any land situated within the building limit being acquired for the purpose of widening the road, makes no allowance for any depreciation in the value of the building, boundary wall or gateway, or part thereof in the

interval between the demarcation of the building limit and the acquisition, and prescribes that the compensation payable in such case for the building, boundary wall or gateway shall be the value recorded under section 87. It is proposed that this anomaly should be rectified immediately, as otherwise Urban Councils may be obliged to pay, in respect of such buildings, boundary walls or gateways, compensation in excess of their value at the time of acquisition. Clauses 3, 4 and 5 set out the amendments necessary to give effect to that proposal.

An Urban Council is prohibited by section 166 of the Ordinance from prescribing by by-law a fine of more than fifty rupees in respect of any contravention of a by-law made by the Council. As by-laws are framed by Urban Councils on important subjects like public health and pure food, it is felt that the maximum fine permitted by the Ordinance is inadequate and should be increased. It is therefore proposed in Clause 6 to increase that maximum to two hundred and fifty rupees.

Section 172 of the Ordinance does not give an Urban Council power to pay compensation to members of the public in the event of injury or death due to accidents such as those caused by the supply lines of the Council's electricity scheme. It is, therefore, proposed in Clause 7 of the Bill to amend that section so as to enable compensation to be paid in such cases with the approval of the Executive Committee.

As the existing provisions of section 195 of the Ordinance as to the recovery of the amounts surcharged by the auditor do not deal with the case where the Chairman of a Council is himself surcharged, it is proposed in Clause 8 to amend that section and to vest in the Commissioner of Local Government the power to recover the amount of surcharge in all cases and to credit the amount recovered to the local fund of the Council.

The object of Clause 9 is to recast sub-section (2) of section 246 of the Ordinance so as to make it clear that where only a part of the administrative area of any other local authority is taken over by an Urban Council, only a proportionate part of the moneys and funds of that local authority is to be transferred to the Urban Council.

The amendment to be made in the Eighth Schedule to the Ordinance by Clause 10 is of a consequential nature.

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

Colombo, June 25, 1946.

NOTIFICATIONS OF CRIMINAL SESSIONS.

BY virtue of a mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said Court for the Districts of Jaffna, Mullaitivu and Mannar, will be holden at the Court-house at the Town Hall, Jaffna, on Monday, July 15, 1946, at 11 o'clock of the morning of the said day.

And I do hereby require and inform all persons concerned therein to attend at the time and place above mentioned, and not to depart without leave asked and granted.

Fiscal's Office,
Jaffna, June 20, 1946.

K. C. CHELLAPPAH,
for Fiscal.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 5,709. In the matter of the insolvency of Richard Lloyd Jayatilleke of 115, Narahenpitiya road, Kirillapone, Nugegoda, insolvent.

WHEREAS the above-named Richard Lloyd Jayatilleke has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by Joseph Cyril Kleyn of 93/2, Narahenpitiya road, aforesaid, under the Ordinance No. 7 of 1863: Notice is hereby given that the said court has adjudged the said Richard Lloyd Jayatilleke insolvent accordingly; and that two public sittings of the court, to wit, on July 26, 1946, and on August 23, 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.

June 17, 1946.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

(1) M. Narayanas Chettiar, (2) M. Ramasamy Chettiar and (3) M. Periyakaruppan Chettiyar, all carrying on business in partnership under the name, style and firm of M. P. M. at 124, Mahban street in Colombo Plaintiffs.

No. 1,366/M.B.

Vs.

(1) Ponnambalam Sabanayagam, (2) Sunderamma Sabanayagam, both of 145/4, Galle road, Wellawatta Defendants.

NOTICE is hereby given that on Saturday, July 20, 1946, at 3 p.m., will be sold by public auction at 155, Galle road, Wellawatta,

the following movable property belonging to the 1st and 2nd defendants, for the recovery of the sum of Rs. 8,791.67 with legal interest from May 23, 1946, till payment in full and costs of suit on the footing of the bond No. 2,489 dated February 2, 1946, attested by R. Muttusamy, Notary Public, and ordered to be seized and sold by order of court dated June 8, 1946, viz. :—

1 refrigerator, 1 Mende wireless set, 1 cash register, 6 small tables with glass tops, 24 chairs, 1 office table, 1 office chair, 1 show case (large), 1 show case (small), 2 racks, 1 tea boiler (copper), 1 kitchen table, 1 counter, 1 wall mirror, 2 buckets, 1 sauce pan 1 lot sundries.

Fiscal's Office,
Colombo, June 26, 1946.

V. ALLI RAJAH,
Deputy Fiscal.

North-Western Province.

In the District Court of Chilaw.

Surasinghe Arachchige Kanthe Naide of Manakkulama . . Plaintiff.

No. 12,202.

Vs.

Salpedoruge Francis Fernando of Pirappankuliya . . . Defendant.

NOTICE is hereby given that on Thursday, July 25, 1946, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property, viz. :—

At 10 a.m.—An undivided $\frac{1}{2}$ share of the land called Mamarathadi thotam at Maradankulama in Munnessaram pattu of Pitigal korale north, Chilaw District, North-Western Province; and bounded on the north by the field called Ayavelvevel of Kanawadi Pulle Nalliah, east by the land called Mamarathadithotam, south by the ridge of the field belonging to dhobies and palmira tree, and west by the field called Periyavelvevel; containing in extent about 3 acres together with buildings, plantations and everything thereon.

At 11 a.m.—An undivided $\frac{1}{2}$ share of the land called Thalakenkatuwe situate at Pirappankuliya in Munnessaram pattu of Pitigal korale north, Chilaw District, North-Western Province; and bounded on the north by the fence of the land of Peduru Pulle Vidane, east by the field called Orappandaluwe, south by the land of the plaintiff Kanthe Naide, and west by the land of the defendant Francis Fernando; containing in extent about 2 acres together with buildings, plantations and everything standing thereon.

Amount to be recovered: Rs. 778.88 with damages Rs. 18 per month from February 12, 1945, till plaintiff is put in possession of the property.

Fiscal's Office,
Chilaw, June 25, 1946.

D. S. NANAYAKKARA,
Additional Deputy Fiscal.

Province of Sabaragamuwa.

In the Court of Requests of Kegalla.

Hathgampola Welideniyegedara S. Somapala Plaintiff.
No. 16,111. Vs.

(1) Kalugalayagedara Rankira of Naranbedda and two others Defendants.

NOTICE is hereby given that on Saturday, August 3, 1946, commencing at 11 o'clock in the forenoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendants in the following property, mortgaged upon bond No. 588 dated August 27, 1944, and attested by Mr. L. A. Goonawardene, Notary Public, for the recovery of Rs. 201.85 together with further interest on Rs. 150 from September 27, 1943, till December 9, 1943, and thereafter with legal interest on the aggregate amount till payment in full as per decree and poundage, viz. —

(1) All that land called Rangallagewatta of 6 lahas of paddy sowing in extent; bounded on the north by Godagewatta-agala, east by endaru fence of Paluwatta belonging to Appuwa, south by Talgolledeniya iwura, west by Paluwatte ima belonging to Kirhapuwa and others, situated at Naranbedda in Deyaladahamuna pattu of Kingoda korale in the District of Kegalla of the Province of Sabaragamuwa. Registered in B 46/273.

2. An undivided 10/12 share of the land called Godayalewatta of one pela of paddy sowing in extent; bounded on the east by Walagodayekumbura, south by Kiriyaewatte ima, west by Vedalehenegala, north by Mahapille ela, situated at Naranbedda aforesaid. Registered in B 43/268.

3. An undivided 3/4 share of the field called Talagolledeniya of 16 lahas paddy sowing in extent; bounded on the north by Padinchiwahitina Talagollewatta, east by kubuk tree galenda and naran tree, south by bank, and west by ela and bank, situated at Naranbedda aforesaid. Registered in B 119/93.

Deputy Fiscal's Office,
Kegalla, June 25, 1946.M. D. J. DISSANAYAKA,
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. G. G. Peris of Mattakkuliya, deceased.
No. 11,805.G. Margeret Peris of Mattakkuliya, Colombo Petitioner.
Vs.

(1) G. Mildred Peris, (2) Gertrude Peris, (3) Gerrard Peris, (4) Edward Peris, (5) Rita Peris, (6) Gorakanage Edwin Peris of Mattakkuliya, Colombo Respondents.

THIS matter coming on for disposal before V. E. Rajakarier, Esq., Additional District Judge of Colombo, on March 4, 1946, and June 10, 1946, in the presence of Mr. N. A. B. Stave, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated February 28, 1946, and June 10, 1946, 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 1st, 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 July 18, 1946, show sufficient cause to the satisfaction of this court to the contrary.

June 19, 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. Maria Alagama Chinniah nee Eliyatamby widow of Murugapper Chinniah of Batticaloa, deceased.
No. 11,850.Samuel Nadarajah Chinniah of Batticaloa Petitioner.
Vs.

Bertram Thirunavakarasu Chinniah of Batticaloa, presently Acting D.R.O., Puttalam Respondent.

THIS matter coming on for disposal before V. E. Rajakarier, Esq., Additional District Judge of Colombo, on April 8, 1946, in the presence of Mr. K. Shanmugarajah, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated April 8, 1946, having been read:

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

May 2, 1946.

S. S. J. GOONESEKARA,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Wewage Lambert Dep of Wattala in Ragam pattu of Alutkuru korale, deceased.
No. 11,858.

Selestina Margret Dep nee Perera of Wattala aforesaid Petitioner.

And

(1) Wewage Thomas Alexander Dep, Lieutenant, C. L. I., Trincomalee, (2) Wewage Arthur Cletius Dep, Assistant Superintendent of Police, Colombo, (3) Wewage Vincent Oliver Dep alias Brother Vincent, (4) Mora Millicent Gunasekera nee Dep, (5) Wewage Lucilla Adelife Dep, (6) Wewage Edmund George Dep, (7) Wewage Edith Teresa Dep, (8) Wewage Lucian Ireneus Dep, (9) Wewage Cesdida Irene Dep, all of Wattala aforesaid; the 6th to 9th respondents are minors appearing by their guardian *ad litem* the 2nd respondent Respondents.

THIS matter coming on for disposal before V. E. Rajakarier, Esq., Additional District Judge of Colombo, on April 11, 1946, in the presence of Mr. D. L. Gunasekera, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated March 2, 1946, having been read:

It is ordered that the 2nd respondent above named be and he is hereby declared appointed guardian *ad litem* over the minors, 6th, 7th, 8th and 9th 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 said deceased issued to her accordingly, unless the respondents above named or any person or persons interested shall, on or before July 11, 1946, show sufficient cause to the satisfaction of the court to the contrary.

May 2, 1946.

S. S. J. GOONESEKARA,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. Don Charles Abraham Talayaratna of "Ratana Medura", Gangodawila, Nugegoda, deceased.
No. 11,869.

Mrs. Ellen Regina Talayaratne of "Ratna Medura", Gangodawila, Nugegoda Petitioner.

THIS matter coming on for disposal before V. E. Rajakarier, Esq., Additional District Judge of Colombo, on May 29, 1946, in the presence of Messrs. Merrill Pereira & Gunasekara, Proctors, on the part of the petitioner above named; and the affidavit of petitioner dated March 18, 1946, and the affidavit of the attesting witnesses dated May 26, 1946, having been read:

It is ordered that the last will and testament of Don Charles Abraham Talayaratna, the deceased above named the original of which has been produced and is now deposited in this court be and the same is hereby declared proved and the petitioner above named be and she is hereby declared entitled, as the widow of the deceased, to have letters of administration with will annexed issued to her accordingly, unless any person or persons interested shall, on or before July 4, 1946, show sufficient cause to the satisfaction of this court to the contrary.

June 18, 1946.

S. C. SWAN,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Paul Silva Jurisdiction. Goonawardana of Chapel lane, Wellawatta, in Colombo, deceased.
No. 11,911.

Richard Elwin Silva Goonawardana of 23, 1st Chapel lane, Wellawatta, in Colombo Petitioner.

And

(1) Leonora Janet Goonawardana of 23, 1st Chapel lane, Wellawatta, (2) Alfred Fredrick Goonawardana of Medamulla, Minuwangoda, (3) Felix Leonard Goonawardana of Lynwood, Kottawa road, Mirihana, Nugegoda, (4) Olive Eleanor Goonawardana wife of E. H. T. Goonesekera of Bewilla Walauwa, Udahamulla, (5) Cecil Thomas Goonawardana of Irabbamam, via Akkarapattu, Sub P. O., (6) Hector Clarence Goonawardana, c/o Emergency Kachcheri, Urugala, and (7) Edwin Leopold Silva Goonawardana of Excise Station, Hambantota Respondents.

THIS matter coming on for disposal before V. E. Rajakarier, Esq., Additional District Judge of Colombo, on May 20, 1946, in the presence of Messrs. de Silva & Mendis, Proctors, on the part of the petitioner above named; and the affidavit of the said petitioner dated May 7, 1946, 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 respondents above named or any person or persons interested shall, on or before July 4, 1946, show sufficient cause to the satisfaction of this court to the contrary.

June 18, 1946.

S. C. SWAN,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Rama-
Jurisdiction. nayake Aratchige Don Alfred of Mission road,
No. 11,915. Kotte, deceased.

Samaratunga Liyana Mohottige Mary Lelian of Mission road,
Kotte Petitioner.

Vs.

(1) Ramanayake Aratchige Don Karunadasa, (2) Ramanayake
Aratchige Don Koerthisena, (3) Ramanayake Aratchige Don
Chandralatha, all of Mission road, Kotte, and (4) Dona Mirian
Ramanayake of Karagampitiya Respondents.

THIS matter coming on for disposal before V. E. Rajakarier,
Esq., Additional District Judge of Colombo, on May 21, 1946, in the
presence of Mr. V. A. Jayasinghe, Proctor, on the part of the
petitioner above named; and the affidavit of the petitioner dated
May 20, 1946, having been read:

It is ordered that the 4th respondent above named be and she is
hereby declared appointed guardian *ad litem* over the 1st, 2nd and
3rd respondents above named, minors, to represent them for all the
purposes of this action and that the petitioner above named be and
she is hereby declared entitled, as the widow of the deceased above
named, to have letters of administration to the above estate issued to
her accordingly, unless the respondents above named or any other
person or persons interested shall, on or before July 11, 1946, show
sufficient cause to the contrary to the satisfaction of this court.

V. E. RAJAKARIER,
Additional District Judge.

June 12, 1946.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Randolph
Jurisdiction. Philip de Zilwa of Dehiwala, deceased.

11,935/T.

And

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

Mrs. Derline Violet, de Zilwa of 31A, Attapattu place, Dehi-
wala Petitioner.

Mrs. Elverá Wagn, wife of Rupert Wagn of Pentreve Gardens,
Kollupitiya Respondent.

THIS matter coming on for disposal before V. E. Rajakarier,
Esq., Additional District Judge of Colombo, on May 30, 1946, in the
presence of Messrs. C. M. G. de Saram & Dias Abeyesinghe, Proctors,
on the part of the petitioner above named; and the affidavit of the
said petitioner dated May 21, 1946, having been read:

It is ordered that the said petitioner be and she is hereby declared
entitled to have letters of administration in respect of the intestate
estate of Randolph Philip de Zilwa, deceased, issued to her accord-
ingly, unless the above-named respondent or any other person or
persons interested shall, on or before July 25, 1946, show sufficient
cause to the satisfaction of this court to the contrary.

S. C. SWAN,
Additional District Judge.

June 17, 1946.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction. Mary Mildred Rodrigo Muniarum Perumal *nee*
No. 11,947. Silva Candappa of Dehiwala, deceased.

A. D. R. M. Perumal of 183, New Chetty street, Colombo .. Petitioner.

Vs.

(1) Francis Philomena R. M. Perumal, (2) Vivian Florence R. M.
Perumal, (3) Oliver Joseph R. M. Perumal, (4) Aelian
Benedict R. M. Perumal, (5) Leonard Antony R. M. Perumal,
all minors of 183, New Chetty street, Colombo, (6) Joseph
Aloysius Prosper R. M. Perumal of 14, Perera place, Kota-
hena, guardian of 1st to 5th respondents Respondents.

THIS matter coming on for disposal before V. E. Rajakarier,
Esq., Additional District Judge of Colombo, on June 6, 1946, in the
presence of Mr. J. M. Caderamanpulle, Proctor, on the part of the
petitioner above named; and the affidavit of the said petitioner
dated June 6, 1946, 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
1st, 2nd, 3rd, 4th and 5th respondents, and the petitioner above
named be and he is hereby declared entitled, as the brother of the
deceased, to have letters of administration to the estate of the said
deceased issued to him accordingly, unless the respondents above
named or any person or persons interested shall, on or before
August 1, 1946, show sufficient cause to the satisfaction of this
court to the contrary.

S. C. SWAN,
Additional District Judge.

June 21, 1946.

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testament
Jurisdiction. of Casey Albert Wood of San Diego, California,
No. 11,971. deceased.

THIS matter coming on for disposal before V. L. St. Clair Swan,
Esq., Additional District Judge of Colombo, on June 20, 1946, in the
presence of Victor Gnanaratnam Cooke, Proctor, on the part
of the petitioner, James Aubrey Martensz of Messrs. F. J. & G. de
Saram, Colombo; and (1) the affidavit of the said petitioner dated
June 19, 1946, (2) the power of attorney dated March 31, 1946,
and (3) the order of the Supreme Court dated June 3, 1946, having
been read: It is ordered that the will of the said Casey Albert Wood,

deceased, dated August 13, 1931, a certified copy of which under
the seal of the Superior Court of the State of California 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 of the executor named in
the said will 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 July 11, 1946, show
sufficient cause to the satisfaction of this court to the contrary.

June 24, 1946.

S. C. SWAN,
Additional District Judge.

In the District Court of Panadura.

Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Estate of the late Widanalage
Jurisdiction. Joseph Hendrick de Mel, deceased of Moratuwa.
No. 26.

Henry Peter Dickman de Mel of "Glenmore", Mora-
tuwa Petitioner.

Vs.

(1) Mrs. Grislyn Maria Engelina Mendis *nee* de Mel, Regent
street, Colombo, (2) Henry Cyril Gladwyn de Mel of "Clydes-
dale", Korawella, Moratuwa, (3) Lancelot Henry Tennyson
de Mel of "Cuilcat estate", Mahagama, (4) Ian David Tenny-
son de Mel of "Clarelock", Havelock Town, Colombo, (5)
Vyville Peter Watson de Mel, (6) Vimla Cloey Muriel de
Mel, (7) Beulah Ithali Muriel de Mel, (8) Cynthia Yvette
Muriel de Mel, (9) Myrna Flavia Muriel de Mel, (10) Mrs.
Muriel de Mel, all of "Mount Villa", Moratuwa, ... Respondents.

THIS matter coming on for disposal before N. Sinnatamby, Esq.,
District Judge, Panadura, on March 28, 1946, in the presence of
Mr. P. E. S. Wijeyesekera, Proctor, on the part of the petitioner;
and the affidavit of the above-mentioned petitioner dated March 26,
1946, and the affidavit of the attesting witnesses dated March 20,
1946, along with the last will No. 2894 dated November 17, 1933,
and codicils No. 3596 dated July 28, 1941, and No. 4511 dated
October 9, 1943, filed of record, having been read:

It is ordered that the last will and testament of Widanalage
Joseph Hendrick de Mel, deceased dated November 17, 1933, and
numbered 2894 and the same hereby declared proved and unless the
respondents or others interested in the said estate shall, on or before
July 12, 1946, show sufficient cause to the satisfaction of this court
to the contrary.

It is further declared that the said Mrs. Muriel de Mel, 10th
respondent, be appointed guardian *ad litem* over the 5th to 9th
respondents and that the said Henry Peter Dickman de Mel,
petitioner, is the executor named in the said will and that he is
entitled to have probate of the same issued to him accordingly,
unless the respondents or others interested in the said estate shall,
on or before July 12, 1946, show sufficient cause to the satisfaction
of this court to the contrary.

June 18, 1946.

N. SINNETAMBY,
District Judge.

In the District Court of Negombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Warn-
Jurisdiction. kulasuriya Simon Fernando, deceased.
No. 3,375.

Mahamalage Bridget Agnes Perera of Kudapaduwa, presently
of Udammitta Petitioner.

Vs.

(1) Warnakulasuriya Anthony Winston Fernando, (2) ditto
Joseph Stanley Fernando, (3) ditto Srimathy Marian Princes
Fernando, all of Kudapaduwa, presently of Udammitta,
(4) Mahamalage Eusebias Perera of Udammitta, proposed
guardian *ad litem* of 1st to 3rd minors Respondents.

THIS matter coming on for disposal before H. S. Roberts, Esq.,
District Judge of Negombo, on June 11, 1946, in the presence of
Mr. S. M. A. Raheeman, Proctor, on the part of the petitioner
above named; and the affidavit of the petitioner dated June 5,
1946, having been read:

It is ordered that the 4th respondent above named be appointed
guardian *ad litem* over the 1st to 3rd respondents above named,
minors, to represent them for all the purposes of this action and that
the petitioner above named be and she is hereby declared entitled,
as the widow of the deceased above named, to have letters of
administration to the above estate issued to her accordingly, unless
the respondents above named or any other person or persons
interested shall, on or before July 4, 1946, show sufficient cause to
the satisfaction of this court to the contrary.

June 11, 1946.

HERBERT S. ROBERTS,
District Judge.

In the District Court of Negombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jayakody
Jurisdiction. Aratchige Don Thomas Jayakody Appuhamy,
No. 3,376. deceased.

Emalin Aththanayake Jayakody of Balagalla Petitioner.

Vs.

(1) Sunilchandra Kulasilake Jayakody (minor), (2) Don
Pedrick Jayakody Appuhamy, both of Balagalla .. Respondents.

THIS matter coming on for disposal before H. S. Roberts, Esq.,
District Judge of Negombo, on June 12, 1946, in the presence of

Mr. S. D. C. W. Senaratne, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner dated June 12, 1946, having been read:

It is ordered that the 2nd respondent above named be appointed guardian *ad litem* over the 1st respondent above named, minor, to represent him for all the purposes of this action, and that the petitioner above named be and she is hereby declared entitled, as the widow of the deceased above named, to have letters of administration to the above estate issued to her accordingly, unless the respondents above named or any other person or persons interested shall, on or before July 5, 1946, show sufficient cause to the satisfaction of this court to the contrary.

June 12, 1946.

HERBERT S. ROBERTS,
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate and Effects of the late Jurisdiction. Ratnayaka Mudyanseleage Punchirala of No. T. 582. Tyspone, deceased.

THIS matter coming on for disposal before H. A. de Silva, Esq., District Judge of Kandy, on February 21, 1946, in the presence of Messrs. Panabokke & Kobbekaduwa, Proctors, on the part of the petitioner, Gunawathgedera Utku Menka of Tyspone, and the affidavit of the said petitioner dated February 19, 1946, having been read:

It is ordered that the petitioner be and she is declared entitled, as the widow of the above-named deceased, to have letters of administration to the estate of the said deceased issued to her, unless the respondents—(1) Ratnayaka Mudyanseleage Mutu Menka, (2) ditto Dingiri Menka, (3) ditto Appuhamy, (4) ditto Bisso Menka all of Tyspone—or any other person or persons interested shall, on or before May 2, 1946, show sufficient cause to the satisfaction of this court to the contrary.

H. A. DE SILVA,
District Judge.

Extended *Order Nisi* for July 8, 1946.

H. A. DE SILVA,
District Judge.

In the District Court of Kandy.

Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. Oona Yakob Lebbe, deceased, of Ilanganwatta, No. T. 594. Kahatapitiya.

THIS matter coming on for disposal before W. R. de Silva, Esq., Additional District Judge, Kandy, on May 28, 1946, in the presence of Mr. P. Balasingam, on the part of the petitioner, Idroos daughter Ummu Abeeda of Ilanganwatta, Kahatapitiya; and the affidavits of the said petitioner dated May 4, 1946, and of the attesting witnesses having been read:

It is ordered that the last will of the above-named deceased dated January 30, 1946, and now deposited in this court be and the same is hereby declared proved, unless any person or persons interested shall, on or before July 4, 1946, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioner as the widow, and sole devisee under the said will, is entitled to have probate of the same issued to her accordingly, unless any person or persons interested shall, on or before the said date, show sufficient cause to the satisfaction of this court to the contrary.

May 28, 1946.

H. A. DE SILVA,
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Panditha- Jurisdiction. ratne Gamage Dona Margeret de Silva No. T. 600. Abhayanyake, deceased.

Dehiwala Liyanage Edward de Silva of Edward House, De Silva road, Kalubowila, Dehiwala, in Colombo District Petitioner.

Vs.

(1) Dehiwala Liyanage Somachandra de Silva Abhayanyake, wife of H. A. R. Athapaththu of Bokkawela estate, Hagan-kahawa, Matale, (2) Dehiwala Liyanage Marleena Sumaththa de Silva Abhayanyake, (3) Dehiwala Liyanage Wimala Iranganie de Silva Abhayanyake, (4) Dehiwala Liyanage Ananda Jayatilke de Silva Abhayanyake, (5) Panditharatna Gamage Dona Maya Yasmin de Silva, all of Dehiwala Respondents.

THIS matter coming on for disposal before H. A. de Silva, Esq., District Judge, Kandy, on June 11, 1946, in the presence of Messrs. Coomaraswamy & Vijayaratanam, Proctors, on the part of the petitioner; and the affidavit of the said petitioner dated June 7, 1946, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as the brother-in-law of the above-named deceased, and also as the paternal uncle of the 1st to 4th respondents, to have letters of administration of the estate of the said deceased issued to him, unless the respondents or any other person or persons interested shall, on or before July 22, 1946, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the 1st respondent be appointed guardian *ad litem* over the minors, the 2nd to 5th respondents, unless the respondents or any other person or persons interested shall, on or before July 22, 1946, show sufficient cause to the satisfaction of this court to the contrary.

June 11, 1946.

H. A. DE SILVA,
District Judge.

In the District Court of Galle.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. Celestina Caroline Dias of Bope in Galle, deceased. No. 8,174T.

Kehel Kaduwe Vithanago Don Peter Dias of Bope presently of Bataganwila Petitioner

Vs.

(1) Alexander Johannes Dias, (2) Boniface Carmilias Dias, (3) Rajah Charles Dias, (4) Lavinia Kusuma Dias, all of Bataganwila; the 3rd and 4th respondents by their guardian *ad litem* the 2nd respondent. Respondents.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., District Judge of Galle, on April 5, 1946, in the presence of Mr. K. T. P. Rajacaruna, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated March 22, 1946, and the petition of the petitioner dated April 2, 1946, the affidavit of the attesting notary dated February 20, 1946, and the affidavit of the attesting witnesses dated October 22, 1945, and January 7, 1946, having been read: It is ordered that the last will of Celestina Caroline Dias bearing No. 357 dated April 10, 1945, and attested by C. J. Senewiratne, Notary Public, and now deposited in this court be and the same is hereby declared proved, unless the respondents above named or any other person or persons interested shall, on or before May 24, 1946, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the 2nd respondent be appointed guardian *ad litem* over the 3rd and 4th minor respondents, and that the said petitioner above named is the executrix named in the said will and that he is entitled to have probate of the same issued to him accordingly, unless the respondents or any other person or persons interested shall, on or before May 24, 1946, show sufficient cause to the satisfaction of this court to the contrary.

S. J. C. SCHOKMAN,
District Judge.

Time for showing cause extended to June 20, 1946.

S. J. C. SCHOKMAN,
District Judge.

Time for showing cause extended to July 11, 1946.

S. J. C. SCHOKMAN,
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament and No. 8,179. Codicil of Mary Morgan, late of Galle, deceased.

Mary Kathleen Morgan of Wackwella Petitioner.

THIS matter coming on for disposal before Samuel John Charles Schokman, Esq., District Judge of Galle, on May 9, 1946, in the presence of Mr. F. W. E. de Vos, Proctor, on the part of the petitioner; and the affidavit of Mary Kathleen Morgan dated April 7, 1946, and the affidavit of C. L. Wickremasinghe, M. L. N. Wickremasinghe, C. D. Wickremasinghe and H. T. Edwin dated April 7, 1946, having been read:

It is ordered that the will bearing No. 981 and dated July 31, 1935, and the Codicil No. 125 dated May 1, 1939, and No. 163 dated May 27, 1940, now deposited in the court and marked Exhibits A, B and C be and the same are hereby declared proved, unless any person shall, on or before July 12, 1946, show sufficient cause to the satisfaction of this court to the contrary.

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

S. J. C. SCHOKMAN,
District Judge.

May 9, 1946.

In the District Court of Galle.

Order Absolute in the First Instance declaring Will proved.

Testamentary In the Matter of the Last Will and Testament Jurisdiction. of Maharage Marcelline Perera of Kaluwella, No. 8,181. Galle, deceased.

Pattage Josephine Perera of 2/15, Sri Buddhasingha road, Kaluwella, Galle Petitioner.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., District Judge of Galle, on May 21, 1946, in the presence of Messrs. Adihetty & Abeyesundere, Proctors, on the part of the petitioner above named; and the affidavit of the petitioner dated April 10, 1946, and the affidavit of the Notary, Titus Germain Joseph Abeyesundere, and witnesses Don Martin Perera Weerasinghe and Baddegama Gamage Sebastian dated May 11, 1946, having been read:

It is ordered that the will of Maharage Marcelline Perera dated March 14, 1945, and now deposited in this court be and the same is hereby declared proved.

It is further ordered that the said petitioner is the executrix and sole heir named in the said will and that she is entitled to have the probate of the same issued to her accordingly on the usual oath and tendering the security bond.

S. J. C. SCHOKMAN,
District Judge.

May 21, 1946.

In the District Court of Galle.

Order Nisi declaring Will proved.

8,182 T. In the Matter of the Estate of late Elpitiye Acharige Babai Hamy Mudalali of Wackwella road, Galle.

Badalge William Amendra of Wackwella road, Galle Petitioner.
Vs.

Nelli Amendra of Wackwella road, Galle Respondent.

THIS matter coming on for disposal on May 14, 1946, before S. J. C. Schokman, Esq., District Judge of Galle, in the presence of Mr. William de Silva, Proctor, on the part of the petitioner; and after reading the affidavit of the petitioner dated April 3, 1946, and the affidavit of the attesting notary dated April 3, 1946, and the affidavit of one of the attesting witnesses dated May 13, 1946:

It is ordered that the will of Elpitiye Acharige Babai Hamy Mudalali, deceased bearing No. 184 dated March 30, 1939, be and the same is hereby declared proved.

It is further ordered that the said petitioner is the executor named in the said last will, and he is entitled to have probate of the same issued to him accordingly, unless sufficient cause to the contrary be shown to this court on or before July 5, 1947.

May 14, 1946.

S. J. C. SCHOKMAN,
District Judge

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Sinniah Venasithamby of Changanai West, No. 524.

Thambyah Selliah of Changanai West Petitioner.
Vs.

(1) Ramanathar Mathavar, and wife (2) Achchippillai, both of Changanai West, (3) Sothippillai, widow of Visuvalingam of Changanai West, presently of Gemas, (4) Appachchi Nadarajah of Changanai West, presently of Kotta Bharu, Malaya, (5) Ambalavanar Kathirakula Pandiar, (6) Ambalavanar Veerasingham, both of Sandilipay, presently of Veyangoda, (7) Appakkuddy Rajaratnam, and wife (8) Indirani, both of Sandilipay, (9) Achchimuttu, widow of Sinnaddi Sellappah, (10) Arunachalam Thambyah and wife (11) Thangammah, (12) Murugesu Appachchy and wife (13) Rasammah, (14) Thambyah Apputhurai and (15) Thambyah Asaimuttu, (16) Achchippillai, widow of Krishnar, all of Changanai West, (17) Visuvalingam Paramasamy and (18) Visuvalingam Krishnasamy, both of Changanai West, presently of Malaya, (19) Arumugam Thambyah of Changanai West Respondents.

THIS matter coming on for disposal before R. R. Selvadurai, Esq., District Judge, Jaffna, on February 1, 1946, in the presence of Mr. M. K. Subramaniam, Proctor for the petitioner; and the affidavit of the petitioner having been read:

It is ordered that the above-named 19th respondent be appointed guardian *ad litem* over the minors, 17th and 18th respondents, for the purpose of protecting their interests and representing them in these proceedings and that letters of administration to the estate of the above-named deceased be granted to the petitioner as one of the heirs of the deceased, unless the above-named respondents appear before this court on March 1, 1946, and show cause to the contrary.

February 1, 1946.

R. R. SELVADURAI,
District Judge.

Time to show cause extended to May 31, 1946.

R. R. SELVADURAI,
District Judge.

Time to show cause extended to August 30, 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. Nagamuthu Marimuthu Kandiah of Changanai West, No. 550.

Nagamuthu Marimuthu of Changanai West Petitioner.
Vs.

(1) Ponnammah widow of N. M. Kandiah, (2) Thangeswari Kandiah aged 2 years, and (3) Puvaneswari Kandiah aged 8 months, all of Changanai West Respondents.

THIS matter coming on for disposal before R. R. Selvadurai, Esq., District Judge of Jaffna, on May 2, 1946, in the presence of Mr. M. K. Subramaniam, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated April 30, 1946, having been read:

It is ordered that the 1st respondent above named be and she 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 the father of the deceased, to have letters of administration to the estate of the said deceased issued to him accordingly, unless the respondents above

named or any other person or persons interested shall, on or before June 11, 1946, show sufficient cause to the satisfaction of this court to the contrary.

May 2, 1946.

R. R. SELVADURAI,
District Judge.

The date for showing cause is extended till July 16, 1946.

R. R. SELVADURAI,
District Judge.

In the District Court of Jaffna held at Point Pedro.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. Nagappiar Varamuttu of Thumpalai, deceased. No. 308/P.T.

Sinnappu Canthaswamy of Thumpalai Petitioner.
Vs.

(1) Vinasithamby Sivapamalingam, (2) Vinasithamby Sivaparakasam, (3) Sinnappu Nagalingam, (4) Candappiar Cumarasu, and (5) wife, Annammah of Thumpalai Respondents.

THIS matter coming on for disposal before E. Wijewardene, Esq., Additional District Judge, on April 2, 1946, in the presence of Mr. M. Esurapadham, Proctor, on the part of the petitioner and the last will dated February 28, 1945, and attested by Notary V. Senathirajasegaram; and the petition and affidavit of the petitioner dated March 29, 1946, and the affidavit of the notary who attested the last will and the witnesses thereto dated March 29, 1946, having been read:

It is ordered that the said last will be declared proved, that the petitioner be declared entitled to obtain probate thereof as executor appointed thereunder and that probate thereof be accordingly issued to the petitioner, unless the respondents or any other persons appear before this court on or before May 17, 1946, and show sufficient cause to the satisfaction of this court to the contrary.

April 2, 1946.

E. WIJEWARDENE,
Additional District Judge.

Time to show cause extended to June 20, 1946.

May 17, 1946.

E. WIJEWARDENE,
Additional District Judge.

Time to show cause extended to July 11, 1946.

June 20, 1946.

E. WIJEWARDENE,
Additional District Judge.

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

Order Nisi.

Testamentary In the Matter of the Application for Letters of Jurisdiction. Administration to the Estate of the late No. 312/P.T. Murugesu Ramakrishnan of Point Pedro, deceased.

Kanapathippillai Punniamoorthy of Point Pedro Petitioner.
Vs.

Muttavelu Kathirgaman, Sanitary Assistant, Urban Council, Jaffna Respondent.

THIS matter coming on for disposal before E. Wijewardene, Esq., Additional District Judge, Jaffna, on May 11, 1946, in the presence of Mr. S. Nagalinga Mudaly, Proctor, on the part of the petitioner; and the petition and affidavit of the petitioner having been read:

It is ordered that the petitioner above named be and he is hereby declared entitled to have letters of administration to the estate of the said deceased issued to him, unless the respondent above named or any person or persons interested shall, on or before July 5, 1946, show sufficient cause to the satisfaction of this court to the contrary.

May 11, 1946.

E. WIJEWARDENE,
Additional District Judge.

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

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Kana- Jurisdiction. gamma, wife of Moothathamby Alwappillai No. 313/P.T. of Puloly West, deceased.

(1) Kanthapper Ponniah, and (2) wife, Wallippillai of Puloly West Petitioner.
Vs.

(1) Nagapper Chelliah, (2) Parathai, widow of Subramaniam, (3) Katpagam, widow of Velupillai, (4) Murugapper Kandasamy, (5) Moothathamby Vallipuram, (6) wife, Rasamma, (7) Moothathamby Alwappillai, all of Puloly West. Respondents.

THIS matter of the petition of the above-named petitioner coming on for disposal before E. Wijewardene, Esq., Additional District Judge, on May 30, 1946, in the presence of Messrs. Kandiya & Mailvaganam, Proctors, on the part of the petitioner; and the affidavit of the 1st petitioner dated April 27, 1946, having been read:

It is ordered that the 2nd petitioner is the administrator of the said intestate and is entitled to have letters of administration to the estate of the said intestate issued to her, unless the respondents or any other person shall, on or before July 4, 1946, show cause to the satisfaction of this court to the contrary.

May 30, 1946.

E. WIJEYAWARDENE,
Additional District Judge.

In the District Court of Trincomalee.

Order Nisi.

Testamentary In the Matter of the Intestate Estate and Effects of
Jurisdiction. Victor Altendorff Vancuylenberg of Mill street,
No. 294. Trincomalee, deceased.

Elenor Marguerite Hortense Vancuylenberg of Mill street,
Trincomalee Petitioner.

Vs.

(1) George Victor Ernest Vancuylenberg of Mill street, Trin-
comalee (minor), (2) Alex. J. Joseph of Dutch Point road,
Trincomalee Respondents.

THIS matter coming on for disposal before P. Sri Skanda Rajah, Esq., District Judge of Trincomalee, on April 28, 1946, in the presence of Mr. J. A. P. Thurainayagam, Proctor, on the part of the petitioner; and petition dated April 29, 1946, and the affidavit dated April 12, 1946, of the petitioner having been read: It is ordered that the said petitioner, as widow of the deceased, is entitled to have letters of administration to the estate of the deceased issued to her accordingly, and that the said 2nd respondent be appointed guardian *ad litem* of the minor, 1st respondent, unless the respondents above named or any person or persons interested shall, on or before May 28, 1946, show sufficient cause to the satisfaction of this court to the contrary.

April 29, 1946.

P. SRI SKANDA RAJAH,
District Judge.

Extended and re-issued for June 11, 1946.

May 28, 1946.

P. SRI SKANDA RAJAH,
District Judge.

Extended and re-issued for July 4, 1946.

June 11, 1946.

P. SRI SKANDA RAJAH,
District Judge.

B 2

In the District Court of Badulla.

Order Absolute in the First Instance.

Testamentary
Jurisdiction.
No. B/1,140.

In the Matter of the Last Will and Testament of
Oswin Stewart Bernard Wickwar of Malwatta
estate, Bandarawela in the Island of Ceylon,
deceased.

And

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

(1) Arthur Joseph Wickwar of Malwatta estate, Bandarawela,
(2) John William Thompson of Colombo Petitioners.

THIS matter coming on for final determination before Lionel Wilmot de Silva, Esq., District Judge of Badulla, on June 11, 1946, in the presence of Malcolm Cyril Francis Potger, Proctor, on the part of the petitioners, Arthur Joseph Wickwar of Malwatta estate, Bandarawela and John William Thompson of Colombo; and (1) the affidavit of the said petitioners dated May 25, 1946, and (2) the affidavit of the attesting notary of the will dated May 29, 1946, having been read: It is ordered that the last will and testament of the above-named Oswin Stewart Bernard Wickwar deceased, No. 2758 dated February 21, 1944, and attested by Nigel Inglesant Lee of Kandy, Notary Public the original of which 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 Arthur Joseph Wickwar and John William Thompson are the executors named in the said will and that they are entitled to have probate thereof issued to them accordingly subject to their tendering the usual oath.

June 11, 1946.

L. W. DE SILVA,
District Judge.

In the District Court of Kegalla.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Ran-
Jurisdiction. hotipedige Ukku of Palle Karandupona, deceased.
No. 1,707.

Ranhotipedige Siyatua *alias* Nilapalagammana Hapanpedige
Siyatua of Palle Karandupona Petitioner.

Vs.

(1) Ranhotipedige Rankota *alias* Dharmadasa, (2) ditto
Wimalasena, both of Palle Karandupona Respondents.

THIS matter coming on for disposal before M. C. Sansoni, Esq., District Judge of Kegalla, on February 6, 1946, in the presence of

Mr. G. B. P. Aturupane, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner dated October 5, 1945, having been read:

It is ordered and decreed that the petitioner above named be and he is hereby declared entitled 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 25, 1946, show sufficient cause to the satisfaction of this court to the contrary.

February 6, 1946.

The date for showing cause against this *Order Nisi* is extended till May 17, 1946.

March 25, 1946.

The date for showing cause against this *Order Nisi* is extended till July 2, 1946.

May 17, 1946.

M. C. SANSONI,
District Judge.

M. C. SANSONI,
District Judge.

M. C. SANSONI,
District Judge.

In the District Court of Kegalla.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament Case. of Horatalpedige Rattarana of Narangala, No. 1,697. deceased.

(1) Horatalpedige Sarana of Narangala, (2) Horatalpedige John of Narangala, minor, by his next-friend, the 3rd petitioner, (3) Vedalage Babee of Narangala Petitioners.
Vs.

(1) Horatalpedige Jothiya of Narangala, (2) ditto Babee of ditto, (3) ditto Singha of ditto, (4) ditto Singi of ditto, (5) Maitura

of ditto, (6) ditto Ukku Amma of ditto, (7) ditto Podna of ditto, (8) ditto Kira of ditto, (9) ditto Karunaratne of ditto Respondents.

THIS matter coming on for disposal before M. C. Sansoni, Esq., District Judge of Kegalla, on February 12, 1946, in the presence of Mr. R. V. Dedigama, Proctor for petitioner; and the affidavit of the petitioner and the affidavit of the notary and the witnesses and the petition of the petitioner having been read:

It is ordered that the above-named 4th respondent be appointed guardian *ad litem* over the minors, 5th to 9th respondents, for all purposes of this testamentary action and the last will and testament of the deceased dated October 20, 1942, and attested by D. S. Crispeyn, Notary Public, be declared proved and that probate be issued to the 1st and 2nd petitioners, as the executors named in the last will, unless the said respondents or any other persons shall appear before this court on March 21, 1946, and show sufficient cause to the satisfaction of the court to the contrary.

February 12, 1946.

M. C. SANSONI,
District Judge.

The date for showing cause is extended for May 13, 1946.

May 22, 1946.

M. C. SANSONI,
District Judge.

The date for showing cause in the above *Order Nisi* is extended for June 28, 1946.

May 13, 1946.

M. C. SANSONI,
District Judge.