

THE CEYLON GOVERNMENT GAZETTE

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PART II.-LEGAL,

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

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PASSED ORDINANCES.

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

No. 26 of 1946.

L.D.-O. 23/46/M.L.A.-BA 666,

An Ordinance to make provision for the payment of allowances in respect of the increased cost of living to pensioners of local authorities, and to validate certain such payments heretofore made.

J. C. HOWARD.

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

1. This Ordinance may be cited as the Local Authorities (Pensioners' Allowances) Ordinance, No. 26 of 1946.

2. Each local authority is hereby authorised to grant to any pensioner of that authority, in addition to his pension, a cost of living allowance in accordance with the provisions of section 3.

3. (1) The cost of living allowance under section 2 may be granted only in respect of periods commencing on or after the sixteenth day of July, 1945, and no such allowance may be granted in respect of any period subsequent to such date as may be specified in that behalf by the Minister for Local Administration by Order published in the Gazette.

(2) The amount of the cost of living allowance granted under section 2 in respect of any period shall be determined according to the rates applicable in the case of the corresponding allowance payable in respect of that period to pensioners in receipt of pensions from the Government.

4. Every allowance, by whatsoever name called, heretofore granted by any local authority to any pensioner of that authority in consideration of the increased cost of living and in respect of any period commencing not earlier than June 1, 1944, and ending not later than July 15, 1945, shall be deemed for all purposes to have been validly granted in like manneras though that-authority had power to grant such allowances in respect of such period and to make payments of such allowances out of the local fund of that authority.

5. In this Ordinance-

"local authority" means any Municipal Council, Urban Council, Town Council, Sanitary Board, Local Board, Village Committee, Provincial Road Committee or District Road Committee; Short title.

Power of local authority to grant allowance.

Period for which and rate at which allowance may be granted.

Validation of grants already made.

Interpretation.

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" pensioner " means any person who, having been employed in the service of any local authority, is for the time being in receipt of a pension from that authority.

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

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

Assented to by His Excellency the Officer Administering the Government the Twenty-third day of July, One thousand Nine hundred and Forty-six.

> C. H. HARTWELL, Secretary to the Governor.

DRAFT ORDINANCES.

MINUTE.

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

An Ordinance to incorporate the Low-Country Products Association of Ceylon.

WHEREAS the Low-Country Products Association of Ceylon (hereinafter referred to as the "Association") has applied for the privileges of incorporation, and it will be for the public advantage to grant the application :

1. This Ordinance may be cited as the Low-Country Products Association of Ceylon Ordinance.

2. With effect from the date on which this Ordinance comes into operation, the Chairman other office-bearers and members of the Committee for the time being, and such and so many persons as now are members of the Association, or shall hereafter be admitted members of the corporation hereby constituted, shall be a corporation with limited liability in manner hereinafter provided, with perpetual succession and a common seal under the style and name of the Low-Country Products Association of Ceylon and by that name shall and may sue or be sued in all Courts.

3. The general objects for which the corporation is constituted are hereby declared to be the promotion, fostering and protection of the agricultural and commercial interests of persons interested in the products of Ceylon and the preservation of interests of the members of the Association.

4. (1) It shall be lawfull for the corporation from time to time, at any general meeting of the members, and by a majority of votes to make such rules as it may deem expedient for any of the following purposes :---

(a) the admission, withdrawal or expulsion of members;

- (b) the fixing of the amount of the subscriptions payable by members and the imposition of fines forfeitures and other penalties for breaches of rules;
- (c) the powers, conduct and duties of the Committee and of the various officers, agents and servants of the corporation;
- (d) the procedure and the transaction of business;
- (e) the administration and management of the property of the corporation, and of all other property that may be vested in it in pursuance of this Ordinance;
- (f) the provision of means of settlement or arbitration of disputes that may be referred to it for that purpose by members of the corporation;
- (g) the management of the affairs of the corporation and the accomplishment of its objects.

(2) Any rules made under this section shall be at all times binding upon the members for the time being of the corporation.

(3) Pending the making of rules under this section, the affairs of the corporation shall be administered, as nearly as may be, in accordance with the rules of the Association in force at the date of its incorporation.

5. All debts and liabilities of the Association existing at the date of the coming into operation of the Ordinance shall be paid by the corporation hereby constituted, and all debts due to, and subscriptions, contributions and fines payable to the Association at the aforesaid date shall be paid to the said corporation for the purposes of this Ordinance.

Debts due by and payable to the corporation.

Preamble. Short Title. Incorporation of the Association.

> General objects of the corporation.

> > · Power to make rules.

6. The seal of the corporation shall not be affixed to any instrument whatsoever except in the presence of two members of the General Committee, who shall sign their names to the instrument in token of their presence, and signing shall be independent of the signing of any person as a witness.

7. The corporation shall at all times hereafter be able and capable in law to receive and hold propoerty, both movable and immovable, which may be vested in it by virtue of any purchase, grant, gift, testamentary disposition or otherwise, and all such property shall be held by the corporation for the purposes of this Ordinance and subject to the rules for the time being of the said corporation, with full power (subject to any trust attaching to any such property and to the law regulating such trusts) to sell, mortgage, lease, exchange or otherwise dispose of the same.

8. The liability of each member of the Association shall be limited to the transactions of the Association which shall have occurred during the period of his membership, and shall in no case exceed the sum of twenty-five rupees over and above such annual subscriptions as may be due from such member to the Association; and such limitation of liability shall include any contribution that such member may be called upon to make under the rules of the Association to meet any deficit in the annual expenses of the Association.

9. Nothing in this Ordinance contained shall affect or be deemed to affect the rights of His Majesty the King, His Heirs and Successors, or of any body politic or corporate, or of any other persons except such as are mentioned in this Ordinance and those claiming by, from or under them.

Statement of Objects and Reasons.

This Bill is designed for the purpose of incorporating the Ceylon Low-Country Products Association. By the Bill the incorporated Association is given the power to hold, manage, control and administer its property, and to make rules for the accomplishment of its objects and the management of its affairs.

> THOMAS AMARASURIYA Mover of the Bill.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 5,688. In the matter of the insolvency of George Anthony Insolvency. de Waas of 65/18, Wasala road, Kotahena.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on August 23, 1946, to consider the grant of a certificate of conformity to the above-named insolvent.

July 27, 1946.

By order of court, M. N. PIERIS, Secretary.

In the District Court of Colombo.

In the matter of the insolvency of Magamage Cosmas Cyprian Perera of 123/50, Silversmith street, Hulftsdorp, insolvent. No. 5.698. Insolvency. 幽

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on September 13, 1946, to consider the grant of a certificate of conformity to the above-named insolvent.

> By order of court, M. N. PIERIS, Secretary.

July 26, 1946.

In the District Court of Colombo.

No. 5,711. In the matter of the insolvency of L. C. Misso of Insolvency. Kandana, insolvent. Insolvency.

Insolvency. Kandana, insolvent. WHEREAS the above-named L. C. Misso has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by J. F. de Zilva of Kandana under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said L. C. Misso insolvent accordingly; and that two public sittings of the court, to wit, on September 6, 1946, and on September 20, 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.

July 26, 1946.

NOTICES OF FISCALS' SALES. 2 Western Province.

In the District Court of Colombo. P. R. A. R. N. Nadaraja Pillai of 138, Sea street, Colombo . . Plaintiff. Vs.

No. 6,546-S. (2) Mrs. H. G. Fernando of 41, Galle road, Mount Lavinia. Defendant. NOTICE is hereby given that on Tuesday, August 27, 1946, at 3 P.M., will be sold by public auction, at the premises the right title, and interest of the said second defendant in the following property, for the recovery of the sum of Rs. 670.50. together with interest thereon at 18 per cent. per annum from September 6, 1945, to the date of decree (October 8, 1945) and thereafter legal interest on the aggregate amount of the decree till payment in full, viz. :--

aggregate amount of the decree till payment in full, viz. :---All that allotment of land called Delgahawatta marked lot B situated at Galkissa in the Palle pattu of Salpiti korale in the District of Colombo, Western Province together with the buildings standing thereon bearing assessment Nos. 12, 12a and 12B, Station avenue, Mount Lavina, with all the plantations thereon; and bounded on the north by a road leading from Mount Lavinia Station to the road from Colombo to Galle, on the east by garden of P. A. Fernando and others and H. Lochi Fernando and others, on the south by the gardens of H. Raphael Fernando, H. Coranis Fernando and H. Simon Fernando, on the west by the other part of the land marked A of H. Simon Fernando; containing in extent 2 roods and 22 perches. Registered Colombo M 462/230.

Fiscal's Office, Colombo, July 30, 1946.

G. M. CHINNATAMBY, Deputy Fiscal.

Central Province.

In the Court of Requests of Kandy.

S. Naim Bai of Colombo street, Kandy Plaintiff. No. 495. Vs.

NOTICE is hereby given that on Tuesday, September 10, 1946, at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said 1st defendant in and to the following property, for the recovery of the sum of Rs. 70 52 with legal interest thereon from June 2, 1945, till payment in full and poundage, viz. :--

The land called Panwattedeniyekumbura of eighteen lahas paddy sowing in extent, situate at Lagamuwa in Kandupalata of Udunuwara in the District of Kandy, Central Province; and

Procedure in affixing the seal of the corporation.

Corporation may hold property movable and immovable.

Lumit of liablity of members.

Saving of the rights of the Crown.

bounded on the east by Udagederawatto Ella, south by Talagaha-wattegederakumbura, west by water-course, and on the north by the ella of the land called Panwattedeniya altas the ella of Udagederawatto, (The above property will be sold without prejudice to the right of claumants Arambegedera Wimalawathie of Lagamuwa for herself and for her children Udagedera Gunawardena, Udagedera Leolawathie and Udagedera Gunesunghe to the land transferred upon deed No. 1,360 of May 7, 1939). Valuation : Rs. 1,500. Valuation : Rs. 1,500.

Fiscal's Office, Kandy, July 24, 1946. H. F. RATWATTE, Deputy Fiscal.

In the District Court of Kandy.

Hettikande Gamarallage Podisingho of Mudunhinno in Kohel-gamuwa in Ambagamuwa korale of Uda Bulatgama Plaintiff. Vs.

No. M. B. 995.

Yaddebigedera Podimahatmaya of Kalaweldeniya in Kehel-gamawa in Ambagamuwa korale, Uda Bulatgama....Defendant-

NOTICE is hreby given that on Friday, September 6, 1946, at 20'clock in the afternoon, will be sold by public auction, at the premises the right, title, and interest of the said defendant, in the following property mortgaged with the plaintiff by bond No. 714 dated April 8, 1941, and attested by D. K. K. Wijayatilaka, Notary Public, for the recovery of the sum of Rs. 592 with further interest on Rs. 400 at the rate of 12 per cent. per annum from April 8, 1945, up to July 18, 1945, and thereafter legal interest on the aggregate amount till payment in full and costs taxed at Rs. 96 ·15' and poundage,viz: --

An undivided one half share from and out of all that remaining undivided portion moxtont about 7 acres 2 roods and 8 porches towards the north abd of the tea and other plantations and the buildings and everything thereon oxcluding the undivided portion towards the south in extent about 1 acro from and out of all that land called Gurulandiyahena, situate at Kehelgamuwa in Ambegamu korale of Uda Bulatgana in the Kandy District, Central Province ; bounded on the north and east by the reservation along Hunugaloya, on the south by the land belonging to the reservation along Humgaloya, on the south by the land belonging to the Crown, and on the west by the Crown land and the reservation along Ambarilla-ela: and containing S acres and 2 roods and 8 perches in extent, and registered in L 48/76.

Fiscal's valuation : Rs. 2,500.

Fiscal's Office Kandy, July 24, 1946. H. F. RATWATTF, Deputy Fiscal.

In the District Court of Kandy.

N. R. M. Palaniappa Chettiyar of 43, Trincomaliee street, Plaintiff. Kandy

Vs.

No. M. S. 1.344.

Bathgoda Mahalekama Paindakaragedera M. P. Sumanasıri of Danture in Yatinuwara Defendant.

NOTICE is hereby given that on Tuesday, August 27, 1946, commoncing at 2 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the sold defendant without prejudice to the rights of the clamants Sakkarapedigedera Pinchn Ukku of Danture and Mrs. Ango Soma-wathie Gunesekera of Mawatura, Ulapano, in terms of court order dated July 18, 1946, in the following property for the recovery of the sum of Rs. 4,585–50 with interest on Rs. 4,500 at 18 per centum per annum from January 22, 1946, till February 21, 1946, and thereafter with legal interest on the aggregate of the decree till payment in full and poundage, viz. : payment in full and poundage, viz. :-

1. All that land called Viharegedera-arambe of 5 pelas in paddy sowing extent, situate at Danture in Medapalata of Yatinuwara in the District of Kandy, Central Province; and bounded on the east-by the ditch of the land of Yatinuwera Dissamahatmaya, south by the three feet road, west by the ela, and north by the stone and fence of Bilinda's land together with the tiled house and everything standing thereon, registered in B 133/147.

2. All that land called Gonnagahakotuwewatta of 12 lahas in paddy sowing extant, situate at Danture aforesaid : and bounded on the east by the ditch, south by ella *alias* three-foot road, west by fence and ella of Viharegederawatta, and north by the ditch of Polgaskotuwa, together with everything thereon, registered in B 128/21.

3. All that land called Ayanganarambo alias Viharegederawatta of 12 lahas in paddy sowing extent, stuate at Danture aforesaid; and bounded on the east by the fence alias the ella of Gonnagaha kotuwa, south by the three-foot road, west by the fence of Lagungederawatta, and north by the fence of Hompolakotuwa, registered in B 128/22. All that land called Ayanganarambe alas Viharegederawatta

4. All that land called Ponnaduregedera Konagowatta of 6 lahas in paddy sowing extent, situate at Munwatugoda in Medapalata aforesaid; and bounded on the east by the fence of Yatunwara. Ratemahatmaya's land and a part of the jak tree, south by this side of Viharegederawatta, west by above the ela, and north by above the ella of Girisakanthiwelakumbura belonging to Nispolagoda Vihare, registered in B 163/275.

Fiscal's Office Kandy, July 24, 1946. H. F. RATWATTE. Deputy Fiscal.

Province of Sabaragamuwa.

In the District Court of Kegalla.

Slema Lebbe Colonda alias Slema Lebbe Colonda Marikkar,

Gampola .. No. 1,724. Vs.

(1) Sawanna Sheriff of Mawanella Defendant.

Notice is break given that on Wednesday, August 28, 1946, at 11 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interst of the said defendents in the following property for the recovery of Rs. 3,825 with further damages at Rs, 75 from April 1, 1946, till substituted (2nd) plaintiff is restored to possession of the decreed property, viz.:—

The land called Bomaluwe Hena now watta of one acre in extent The land called Bomaluwe Hena now watta of one acre in extent together with the buildings and everything standing thereon, situated at Mawanella about $\frac{1}{4}$ mile on Mawanella—Rambukkana road in Tanipperu pattu of Galboda korale in the District of Kegalla of the Province of Sabaragamuwa; and bounded on the north by the fence of the remaining portion, on the east by Rambukkana road, on the west by the land belonging to Ana Umma, on the south by Kuppathambigewatta and Henayewatta.

Deputy Fiscal's Office,	М.	D.	J.	Dissanayaka,
Kogalla, July 24, 1946.				Deputy Fiscal.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Notice of Application.

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Testamontary In the Matter of the Intestate Estate of John Scott Anderson of 2, Syers road, Kuala Lumpur, m the Federated Malay States, deceased. Jurisdiction No. 11,993.

And in the Matter of the British Courts Probates (Re-sealing) Ordinance (Chapter 84).

NOTICE is hereby given that after the expiry of twenty-one days from the date hereof, application will be made to the District Court of Colombo, under the British Courts Probates (Re-sealing) Ordinance (Chaptor 84) for the scaling of a certified copy of the limited grant of lotters of administration to the intestate estate of John Scott Anderson of 2 Syers road, Kuala Lumpur, in the Federated Malay States, deceased, granted by the District Probate Registry of His Majesty's High Court of Justice at Oxford on March 26, 1945.

F. C. Rowan, Attorney for Olive Lucy Anderson, and Dame Winifred Ethel Dunbar Anderson, the English Administratrices of the Intestate Estate of John Scott Anderson, deceased. Colombo, July 1, 1946.

In the District Court of Colombo.

Notice of Application.

Testamentary In the Matter of the Last Will and Testament of the Jurisdiction Honourable Gwendolen Hallıburton Lewis of The Hill, Abergavenny in the County of Monmouth, spinster, deceased. No. 11,994.

And in the Matter of the British Courts Probates (Re-sealing) Ordinance (Chapter 84).

NOTICE is hereby given that after the expiry of twenty-one days from the date hereof, application will be made to the District Court of Colombo undor the British Courts Probates (Re-sealing) Ordinance (Chapter 34) for the sealing of a certified copy of the grant of letters of administration with will annoxed of the Honour-able Gwendolen Hallburton Lewis of The Hill, Abergavenny in the County of Monmouth, spinster, deceased. granted by the Principal Probate Registry of His Majosty's High Court of Justice at Llandudno ón May 1, 1944. F. C. ROWAN,

Attorney for Charles Jocelyn Parry de Winton and Francis Lewis Parry de Winton, the Executors of the Last Will and Testament of the Honourable Gwendolen Hallburton Lowis, deceased.

Colombo, July 1, 1946.

In the District Court of Colombo.

Notice of Application.

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. No. 12,007. Sin Nevile Rodwell Wilkinson, K.C.V.O., of Shelton Abbey, Arklow, in the County of Wicklow, Euro, formerly of 6, Duchess street, Portland place, London, W. I, deceased. And in the Matter of the British Courts Probates (Re-sealing) Ordinance (Chapter 84).

NOTICE is hereby green that after the expiry of twenty-one days from the date hereof, application will be made to the District Court of Colombo under the British Courts Probates (Re-sealing) Ordinance (Chapter 84) for the sealing of a certified copy of probate of the last will and testament of Sir Neville Rodwell Wilkinson, K.C. V.O., of Shelton Abbey, Arklow, in the County of Wicklow, Eire, formerly of 6, Duchess street, Portland place, London, W.I, deceased, granted by the Principal Probate Registry of His Majesty's High Court of Justice at Llandudno on March 2, 1942.

F. C. ROWAN.

Attorney for the Right Honourable Beatrix Frances Gertrude, Countess of Wicklow, the sole Executrix of the Last Will and Testament of Sir Nevile Rodwel Wilkinson, deceased. Colombo, July 5, 1946.

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In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. No. 12,014. In the District of Nilgiris, India, widgw, deceased.

No. 12,014. In the District of Nilgurs, India, widew, deceased. THIS matter coming on for disposal before V. L. St. Clair Swan, Esq., Additional District Judge of Colombo, on July 13,2946, in the presence of Beram Kaikhushroo Billimona of Colombo, Proetor, on the part of the petitioner, Frederick Claude Rowan of Colombo; and the affidavit of the said petitioner dated July 12, 1946, a certified copy of probate of the last will and testament of the above-named deceased, power of attorney in favour of the petitioner, and Supreme Court's order dated July S, 1946, having been read: It is ordered that the will of the said deceased dated November 30, 1943, of which a certified copy 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 petitioner, is one of the attorneys of the sole executor named in the said will and that he is 'entitled to have letters of administration with a copy of the said will annexed issued to him accordingly, unless any person or persons interested shall, on or before August 8, 1946, show sufficient cause to the satisfaction of this court to the contrary. Unly 16, 1946

V. L. ST. CLAIR SWAN, Additional District Judge. July 16, 1946. In the District Court of Colombo. Notice of Application.

Testamentary Jurisdiction. No. 12,017. In the Matter of the Last Will, and Testament of Mary Costobadie of 1, Gloucester Mansions, Glou-cester place, Brighton, in the County of Sussex, England, widow, deceased.

(Re-sealing) Ordinance (Chapter 84).

(Re-sealing) Ordinance (Chapter S4). NOTICE is hereby given that after the expiry of twenty-one days from the date hereof, application will be made to the District Court of Colombo under the British Courts Probates (Re-sealing) Ordinance (Chapter S4) for the sealing of a certified copy of probate of the last will and testament of Mary Costobadie of 1, Gloucester Mansions, Gloucester place, Brighton, in the Courty of Sussex, England, widow, deceased, granted by the Principal Probate Registry of His Majesty's High Court of Justice at Llandudno on March 8, 1946

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F: C. ROWAN, Attorney for Dorothy Charlton Jones, the sole Executrix of the Last Will and Testament of Mary Costobadie, deceased. by 15 1046

Colombo, July 15, 1946.

`.. * ۰. پ . . In the District Court of Colombo. Order Nin declaring Will proved.

Testamentary Jurisdiction No. 12,032.

In the Matter of the Last, Will and Testament of Marion Elizabeth Tilly of Galkandewatte estate, Talawakelle, in the Island of Ceylon, spinster, deceased.

THIS matter coming on for disposal before V. L. Sty Clair Swan, Esq., Additional District Judge of Colombo, on July 23, 1946, in the presence of Messrs. F. J. & G. de Saram, on the part of the petitioner, William James Tilly ; and (1) the affidavit of the said petitioner dated July 14, 1946, (2) renunciation No. 10 dated April 29, 1946, and attested by (Percival Neville Bartholomaeusz, Notary Public) by John Tilly and (3) the affidavit of the attesting witnesses dated July 5, 1946, having been read : It is ordered that the last will and testament of the said Marion Elizabeth Tilly, deceased, bearing No. 989 dated January 17, 1945, and attested by Percival Stephen Martensz of Colombo, 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 William James Tilly is the proving executor of the said last will and testament issued to him accordingly, unless any person or persons interested shall, on or before August 22, 1946, show sufficient cause to the satisfaction of this court to the contrary.

July 24, 1946.

S. C. SWAN. Additional District' Judge.

In the District Court of Kandy.

Order Nisi declaring will proved, dec.

In the Matter of the Last Will and Testament of Don William Senéviratne of Kandy, déceased. Testamentary Jurisdiction. No. T: 597.

No. T: 597. THIS matter coming on for disposal before H. A. de Silva, Esq., District Judge, Kandy, on May 31, 1946, in the presence of Messra. Beven & Beven, Proctors, on the part of the petitioner, Meera Saibo's son, Kader Mohideen of 23, Koombiyangoda, Matale; and the affidavits of the said petitioner dated May 23, 1946, and of the attesting witnesses dated May 27, 1946, having been read. It is ordered that the last will of the above named deceased dated March 22, 1946, and now deposited in this court be and the same is hereby declared proved, unless the respondents or any other person or persons interested shall, on or before August 12, 1946, abow sufficient cause to the satisfaction of this court to the contrary.

show sufficient cause to the satisfaction of this court to the contrary. It is further ordered that the said 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 any person or persons interested shall, on or before the said date, show sufficient cause to the satis-faction of this court to the contrary.

H. A. DE SILVA District Judge. In the District Court of Kandy. Order Nisi.

In the Matter of the Estate and Effects of the late K. H. Karunatilake of Anandagiri, Ampitiya, Testamentary Jurisduction. No. T-602. Kandy, deceased.

No. T-602. Kandy, deceased. THIS matter coming on for disposal before H. A. de Silya, Esq., District Judge, Kandy, ou June 24, 1946, in the presence of Messrs. Lieshing & Lee, Proctors, on the part of the potitioner, Jayasumana Karunatilake of Hataraliyadde; and the affidavit of the said petitioner dated June 21, 1946, having been read: It is ordered that the petitioner be and sho is hereby declared entitled, as the widow of the above named deceased, to have lotters of administration of the estate of the said deceased issuel to her, unless the respondents—(1) Talata Ratunatilake, (3) Gajakosera Gerald Karunatilake, (4) Padma Karunatilake, and (5) Rajapakse Ariya-ratne, all of Ampitiya, Kandy—or any other person or persons interested shall, on or before. August 22, 1946, show sufficient cause to the satisfaction of this court to the contrary. It is further ordered that the 5th respondent be appointed guardian ad lifem over the munors, the 1st to 4th respondents, unless the respondents or any other person or persons interested shall, on or before August 22, 1946, show sufficient cause to the satisfaction of this court to the contrary. H. A. DE SILVA,

June 24, 1946.

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H. A. DE SILVA, District Judge.

In the District Court of Kandy.

Order Nisi declaring Will proved, &c.

In the Matter of the Last Will and Tostumont of the late Stephen Wilhelm de Silva, deceased, of Trincomalee street, Kandy. Teståmentary Jurisdiction. No. T-603.

(1) Hazel Rode, and (2) Evan St. C. Rode, both of Trincomalee

street, Kandy Petitioners. THIS matter coming on for disposal before H. A. de Silva, Esq.

THIS matter coming on for disposal before H. A. de Silva, Esq., District Judge, Kandy, on June 26, 1946, in the presence of Messrs. Liesching & Lee, Proctors, on the part of the petitioners ; and the affidavit of the above named petitioners dated June 22, 1946, and the affidavit of the notary who attested the said will dated May 23, 1946, having been read It is ordered that the will of the late Stephen Wilhelm de Silva of Trincomalee street, Kandy, deceased, dated December 2, 1944, and numbéred 4796 be and the same is hereby declared proved, unless any person or persons interested shall, on or before August 22, 1946, show sufficient cause to the satisfaction of this court to the

1946, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the said (1) Hazel Rode and (2) Evan St. C. Rode are the executors named in the said will and that they are entitled to have probate of the same issued to them accordingly, unless any person or persons interested shall, on or before August 22, 1946, show sufficient cause to the satisfaction of this court to the contrary.

H. A. DE SILVA, District Judge. June 26, 1946. , •

In the District Court of Kandy.

Order Nisi declaring Will proved, &c. Testamentary In the Matter of the Last Will and Testament of Jurisdiction. Seena Palaniyandy Pilla, decensed, of Kiribowa No. T-608. Estate in Dulmure of Pata Howaheta. THIS matter coming on for disposal before H. A. de Silva, Esq. District Judge, Kandy, on July 19, 1946, in the presence of Messrs. Liesching & Lee, Proctors, on the part of the presence of Messrs. Liesching & Lee, Proctors, on the part of the presence of Messrs. Liesching & Lee, Proctors, on the part of the presence of Maganmal of Kiribowa Estate, Dulmure; and the atfidavity of the said petitioner dated July 15, 1946, and the attesting industry dated July 18, 1946, having been read: It is ordered that the last will of above named deceased dated July 17, 1945, and now deposited in this court be and same is hereby declared proved, unless any person or persons interested shall, on or before September 12, 1946, show sufficient cause to the satisfaction of this court to the contrafy. It is further declared that the said petitioner is the executor named in the said will and that she 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. H. A. DE Sirvà

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•		H. A. DE SILVA,
July 19, 1946.	* e 1	District Judge.
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	In the District Co	ourt of Galle.

Order Ness declaring Will proved.

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Testamentary In the Matter of the Last Will and Testament of Jurisduction. Pasquial Yaman Arnolis, late. of Imbulegoda No. 8,169. Ratgama, deceased.

THIS matter coming on for disposal before T. F. C. Rospondents, District Judge of Galle, on February 9, 1916, in the presence of Mr. A. T. P. Kurukulasurya, Proctor, on the part of the petitioner; and the affidavit of the petitioner and of A. T. P. Kurukulasuriya, attesting notary, and of Mukadange Penis de Silva and Mukadange

Peeris de Silva, both of Imbulegoda, Ratgama, the subscribing witnesses, all dated Fobruary 7, 1946, having been read : It is ordered that the will of Pasqual Yaman Arnolis of Imbulegoda, Ratgama, that the will of Pasqual Yaman Arnolis of Imbulegoda, Ratgama, bearing No. 5623 dated September 2, 1945, attested by A. T. P. Kurukulasuriya, Notary Publio, now deposited in this court be and the same is hereby declared proved, and that the said peritioner is the executor named in the said will and that he is entitled to have probate of the sume issued to him accordingly, and that 4th re-spondent be and he is horoby appointed guardian *ad litem* over the 6th respondent, unless the respondents above named or any person interested therour shall show sufficient cause to the satisfaction of this court to the contrary on or before March 15, 1946.

S. J. C. SCHORMAN, District Judge. February 9, 1946.

The date for showing cause is extended to May 14, 1946.

JULIUS PRILIPS, District Judge.

The date for showing cause is extended to July 5, 1946.

P. M. JAYAWARDENA, May 14, 1946. District Judge.

The date for showing cause is extended to July 5, 1946.

S. J. C. SCHOKMAN, District Judge. July 5, 1946.

The date for showing cause 1s extended to August 2, 1946.

S. J. C. SCHORMAN,

July 5, 1946. District Judge

In the District Court of Galle.

Order Nisi.

TestamentaryIn the Matter of the Last Will and Testament ofJurisdiction.SeguNo. 8,191.Fort, Galle, deceased.

(1) Mohamed Salih Magdon Ismail, (2) Ahamed Hussan Kuhafa, both of Fort, Galle Petitioners. Vs.

Mohamed Samsdeen Kuhafa, (2) Sithey Kadija Magdon Ismail, (3) Sithey Halima Kuhafa, (4) Mohamed Thowfik Kuhafa, all of Fort, Galle Respondents.

court to the contrary.

July 27, 1946.

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S. J. C. Schokman, District Judge.

In the District Court of Balapatiya.

Order Nisi in an action of Summary Procedure.

Testamentary In the Matter of the Intestate Estate of Gange Mary Nona of Patabendimulla in Ambalangoda. Gustinna Liyana Daniel de Silva also of Pata-bendimulla in Ambalangoda presently of Alutgama, Petitioner. No. 12.

And

to the contrary.

Belapitiya, July, 1946.

W. TALGODAPITIYA District Judge. In the District Court of Matara

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Hettintchi Gamage Don Simonappuhamy late of Pategama, deceased. Jurisdiction No. 4,309.

Hettiatchi Gamage Don Mathes of Pategama. Petitioner. Vs.

THIS matter coming on for disposal before K. D. de Silva, Esq., District Judge of Matara, on June 21, 1946, in the presence of Messre. 8 and 8 Dias, Proctors, on the part of the petitioner and the affidavit of the above-named petitioner dated May 28, 1946, having been read :

It is ordered that the petitioner be declared entitled, as eldest son of the deceased to claim letters of administration and that the same be issued to him, unless the respondents above named or any other person or persons interested in the estate shall, on or before August 12, 1946, show sufficient cause to the satisfaction of this court to the contrury

It is further ordered that the said 1st respondent be appointed guardian ad litem over the 6th respondent minor unless the respondents or any other person or persons interested in the estate shall. on or before August 12, 1946, show sufficient cause to the satisfaction of this court to the contrary.

K. D. DE SILVA District Judge June 21, 1946.

In the District Court of Jaffna

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the Late-Jurisdiction. Sunaddiyar Chellappah of Changanai, west, No. 557. deceased.

Vs. \$.

Achchimuttu, widow of Challappah of Changanai west. . Respondent.

THIS matter coming on for disposal before R. R. Selvadurai, Esq., District Judge, Jaffna, on May 31, 1946, in the presence of Mr. T. Sangarappilla, Proctor, for petitioner; and the affidavit of the above-named petitioner dated May 30, 1946, having been read: It is ordered that the petitioner be declared entitled to have letters of administration to the estate of the said deceased as his daughter and as ale heir and that letter he issued to him accordingly.

and as sole heir and that letters be issued to him accordingly; unless the respondents or any other person shall appear before this court on July 26, 1946, and show sufficient cause to the satisfaction of this court to the contrary.

R. R. SELVADURAI, District Judge. . June 12, 1946.

Time to show cause extended to August 23, 1946.

July 26, 1946.

R. R. SELVADURAL. District Judge.

In the District Court of Jaffna.

Order Nisi declaring Will proved, &c.

In the Matter of the Last Will and Testament of the late Thewanaipillai, wife of Velauther Karthegesu, deceased of Karainagar East. Testamentary Jurisdiction. No. 567.

Velauther Karthegesu of Karainagar East Petitioner. Vs. Ť Ë

THIS matter coming on for disposal before R. R. Selvadurai, Esq., District Judge, Jaffna, on June 25, 1940, in the presence of Mr. A. Kanagasabai, Proctor, on the part of the petituoner; and the affidavit of the above-mentioned petitioner and of the witnesses to the last will dated June 17, 1946, having been read: It is ordered that the will of the above named deceased dated October 20, 1944, and numbered 9,716 te and the same is hereby declared updes the segmendant on structure declared

declared proved, unless the respondents or others interested shall, on or before August 13, 1946, show sufficient cause to the satisfaction

on or before August 13, 1940, show sufficient cause to the satisfaction of this court to the contrary. It is further declared that the said 1st respondent, be appointed guardian ad litem over the minors, the 5th and 6th respondents and that the said Velauther Karthegesu the petitioner, is the executor named in the said Will and that he is entitled to have probate of the same issued to him accordingly, unless the respondents or others interested shall, on or before August 13, 1946, show sufficient the same the satisficience the contrary. cause to the satisfaction of this court to the contrary.

June 25, 1946.

R. R. SELVADURAL, District Judge.

Testamontary Jurisdiction.

In the District Court of Jaffna. Order Nisi declaring Will proved, &c. In the Matter of the Last Will and Testament of Sellam, wife of Murugesu Nagalingam of Karai-nagar, Jaffna, Ceylon, late of Worthengton road, Kaola Lepis, in the Federated Malay States. No. 570. Murugesu Nagalingam of Karainagar East

Vs.

THIS matter coming on for disposal before R. R. Selvadurai, Esq., District Judge, Jaffna, on July 3, 1946, in the presence of Mr. A. Kanagasabai, Proctor, on the part of the petitioner; and the affidavit of the above-mentioned petitioner dated June 26, 1946, and of the affidavit of the witnesses to the last will dated June 26, 1946, having been read: It is ordered that the will of the above named deccased dated

May 4,1939, and numbered 638 and attested by Paramu Sabaratnam, Notary Public, be and the same is hereby declared proved, unless the respondents or others interested shall, on or before August 14, 1946, show sufficient cause to the satisfaction of this court to the contrary.

contrary. It is further declared that the said 10th respondent, be appointed gyardian *ad litem* over the minors, the 8th and 9th respondents, and that the said Murugesu Nagalingam, the petitioner, is the executor named in the said will and that he is antiled to have probate of the same issued to him accordingly, unless the respondents or others interested shall, on or before August 14, 1946, show sufficient cause to the satisfaction of this court to the contrary.

July 3, 1946.

R. R. SELVADUBAI, District Judge.

In the District Court of Jaffna.

Order Niss. Testamentary In the Matter of the Intestate Estate of the late No. 571. Sellappa Kathuravelu of Manipay, deceased.

Manickam, widow of Sellappa Kathıravelu, Manıpay .. Petitioner. Vs.

(1) Kathıravelu Nadarajah, (2) Kathıravelu Somasundaram of

Manıpay and (3) Kathıresu Sellappa of Suthumalar. . Respondents. THIS matter coming on for disposal before R. R. Sélvadurai, Esq., District Judge, on July I, 1946, in the presence of Mr. E. M. Mathiaparanam, Proctor, on the part of the petitioner, and the affidavit and petition of the petitioner having been read: It is ordered that the 3rd respondent be appointed guardian *ad litem* over the minors, 1st and 2nd respondents, for watching their interests and representing them in these proceedings and that letters of administration to the estate of the said deceased be issued to the petitioner, unless the respondents shall annear before thus to the petitioner, unless the respondents shall appear before this court on August 30, 1946, and state objection to the contrary.

R. R. SELVADURAI, District Judge. July 1, 1946.

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

Order Nisı. No. 317/P.T. In the Matter of the Intestate Estate of Arumugam Kandavanam of Polikandy, deceased.

Kandavanam Vedivelu of Polikandy Petitioner. ; Vs.

(1) Kandavanam Chelliah of ditto, (2) Kandavanam Kanda-samy of ditto Respondents.

THIS matter coming on for disposal before E. Wijeyawardene, Esq., Additional District Judge, Jaffna, on July 12, 1946, in the presence of Messrs. Rajaratnam & Nadarajasundram, Proctors, on the part of the petitioner, and the affidavit and petition of the petitioner dated July 12, 1946, having been read: It is ordered that the petitioner as heres of the deceased is entitled to have letters of administration issued to him accordingly unless the respondents or any other person shall, on or before August 16, 1946, show sufficient cause to the satisfaction of this court to the contrarv.

contrary.

July 12, 1946.

E. WIJEYAWARDENE. Additional District Judge.

In the District Court of Batticaloa.

Order Nisi.

Testamentary In the Matter of the Intestate Estate and Effects of Jurisdiction. the late Mahumoothulev*e Salihulevve of Kattankudy Division 3, deceased. No. 553.

- Mohaideenbawa Vathaviaumma of Kattankudy Division 3..... Petitioner. And
- Salihulevve Mohamadu Cassim of Katankudy Division 4,
 Salihulevve Kathisaumma of ditto Division 3, (3) Salihulevve Asiaumma of ditto, (4) Salihulevve Mohamadu Ussan of ditto, (5) Salihulevve Athamlevve of ditto, minors;
 Esmalevve Mohamadu Yoosuppu of ditto Respondents.

THIS matter coming on for disposal before G. C. T. A. de Silva, Esq., District Judge of Batticaloa, on June 26, 1946, in the presence

of Mr. N. S. Rasiah, Proctor, on the part of the petitioner above-named; and the affidavit of the petitioner dated June 26, 1946, having been read:

It is ordered that the 6th respondent above named be and he is hereby appointed guardian *ad litem* of the minors, the 3rd, 4th and 5th respondents, unless the respondents above named or any other person or persons interested shall, on or before August 6, 1946, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the said petitioner be and she is hereby declared entitled, as surviving widow of the said deceased, to have letters of administration to he estate issued to her, unless the respondents above named or any person or persons interested shall, on or before August 6, 1946, show sufficient cause to the satisfaction of this court to the contrary.

June 26, 1946.

G. C. T. A. DE SILVA, District Judge.

In the District Court of Batticaloa.

Order Nusi.

Testamentary In the Matter of the Estate and Effects of the late Jurisdiction. No. 554. In the Matter of the Estate and Effects of the late Elyathamby Udayar Kathıramathamby Udayar of Sittandy, decensed.

Supramaniam Udayar Nesaretnammah of Sittandy . . . Petitioner.

Vs.

Kathiramathamby Udayar Karunaiammah, (2) Kathirama-thamby Udayar Seevaratham, (3) Kathiramathamby Udayar Kunanayagam, (4) Kathiramathamby Udayar Rajaretham, (5) Kathiramathamby Udayar Selvaretham, (6) Kathirama-thamby Udayar Mangayatkarasy, (7) Kathiramathamby Udayar Puvanespary, (8) Kathiramathamby Udayar Ariya-retham, (9) Kathiramathamby Udayar Vijayaretham, (10) Supramaniam Udayar Sivagnanam, all of Sittandy · Respondents.

THIS matter coming on for disposal before G. C. T. A. de Silva, Esq., District Judge of Batticaloa, on July 8, 1946, in the presence of Mr. K. W. Devanayagam, Proctor, on the part of the petitioner; and the affidavit and petition of the petitioner above named dated July 3 and 8, 1946, respectively, having been read :

It is ordered that the 10th respondent above named be and he is hereby appointed guardian *ad litem* of the minors, 1 to to 9th respondents above named, unless the respondents above named or any other person or persons interested shall, on or before August 13, 1946, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the petitioner be and she is hereby declared entitled, as widow of the deceased, to have letters of administration to the deceased's estate issued to her, unless the respondents above named or any other person or persons interested shall, on or before August 13, 1946, show sufficient cause to the satisfaction of this court to the contrary.

July 8, 1946.

G. C. T. A. DE SILVA District Judge.

In the District Court of Kurunegala.

Testamentary Jurisdiction. In the Matter of the Estate of the late Kandappa Charavanamuttu, deceased. 2.1 No. 4,638.

Mrs. Vesalatchi Chellappah, widow of Ratnasingam Chellappah of Manipay. Petitioner.

> ¥ 1 Vs. うじ

THIS matter coming on for disposal before T. P.P. Goonetilleke, Esq., District Judge, of Kurunegala, on July 5, 1946, in the presence of Mr. R. Jeremiah; Proctor, for the petitioner above named; and the affidavit of Chellappah Nageindra of Colombo, attorney of Mrs. Vesaltch Chellappah of Manipay, dated July 4, 1946, having been read: been read :

It is ordered that the 6th respondent be and he is hereby appointed guardian *ad lutem* over the 5th minor-respondent for the purpose of these proceedings, unless the respondents shall, on or before August 16, 1946, show sufficient cause to the satisfaction of this court to the contrary.

It is ordered that the said petitioner be and she is hereby declared Lt is ordered that the said petitioner be and she is hereby declared entitled, as niece of the above-named deceased, to have letters of administration to his estate issued to her, unless the respondents or any other person or persons interested shall, on or before August 16, 1946, show sufficient cause to the satisfaction of this court to the contrary.

July 5, 1946.

In the District Court of Chilaw.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testamont of the Late Mendis Marasinghe of Walahapitiya in Chilaw District, deceased. Jurisdiction No. 2,348 T.

Bempy Sampson Marasinghe Registrar of Walahapitiya afore said Petitioner.

£**5**..... Vs.

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Punofihamy all of Walahapitiya atoresaid Hespondents. THIS matter coming on for disposal before V. H. Wijeratne, Esq., District Judge of Chilaw, on June 7, 1946, in the presence of Mr. M. L. Marasinghe, Proctor. on the part of the petitioner above named; and the affidavit of the said petitioner dated May 28, 1946, the affidavit of the attesting Notary dated September 20, 1945, and the affidavit of the attesting witnesses dated September 20, 1945, and the petitioner dated June 6, 1946, having been

Tead : It is ordered that the last will and testament of Mendis Marasinghe, It is ordered that the americal of which has been produced It is ordered that the last will and testament of Mendis Marasinghe, 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 is the executor named in the said will and the said petitioner be and he is hereby doclared entitled to havo probate of the said will issued to him accordingly; and that the 3rd respondent be and he is hereby apointed guardian *ad litem* of the last and 2rd minors respondents unless the respondents or any other person for persons interested shall on or before July 10, 1046, show let and 2nd minors respondents unless the respondents of any owner person or persons interested shall, on or before July 10, 1946, show sufficient cause to the satisfaction of this court to the contrary.

July 18, 1946. --- .

This is extended for August 2, 1946.

V. H. WIJERATNE. District Judge.

V. H. WIJERATNE. District Judge. In the District Court of Badulla.

Testy. Case No. B. 1,139. In the Matter of the Intestate (Estate of the late Roslin Katugaha of Mucaldeniya Estate in Koslanda, deceased.

Emalin Katugaha Alles of Ratnapura Petitioner. Va.

THIS action coming on for final disposal before L. W. de Silva, Esq., District Judge of Badulla, on June 20, 1946, in the presence of Mr. D. J. Hordagoda, Protor, on the part of the petitioner ; and the affidavit of the petitioner above-named dated May 15, 1946, horizon beam graduated to the petitioner is a second to the petitioner is a second to the petitioner above-named dated May 15, 1946, having been read :

It is ordered that the above named petitioner be and she is hereby declared, as the older sister of the deceased, entitled to administer the above estate and that letters of administration be issued to her accordingly, unless the respondents above-named or any other person or persons interested shall, show sufficient cause to the-contrary to the satisfaction of this court on or before June 26, 1946.

Time to show cause is extended till July 25, 1946.

L. W. DE SILVA, District Judge.

Time to show cause is extended till August 22, 1946.

L. W. DE SILVA. District Judge.