



THE CEYLON GOVERNMENT GAZETTE

No. 9,592 — FRIDAY, AUGUST 23, 1946.

Published by Authority.

PART II.—LEGAL.

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

	PAGE		PAGE
Governor's Ordinances ..	—	Council of Legal Education Notices ..	—
Supreme Court Notices ..	—	Notices in Insolvency Cases ..	—
Passed Ordinances ..	—	Notices of Fiscals' Sales ..	785
Draft Ordinances ..	729	Notices in Testamentary Actions ..	735
Notifications of Criminal Sessions of the Supreme Court ..	735	List of Notaries ..	—
District and Minor Courts Notices ..	—	Miscellaneous ..	—

DRAFT ORDINANCES.

MINUTE.

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

L. D.—O. 6/46

An Ordinance to provide for the establishment, management and control of an Agricultural Corps and for other matters connected therewith or incidental thereto.

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 Agricultural Corps Ordinance, No. of 1946. Short title.

2. There shall be established a body to be called and known as the Agricultural Corps. Establishment of the Agricultural Corps.

3. The Corps shall consist of— Constitution of the Corps.

(a) a Supervising Staff, and
(b) officers and men not exceeding such numbers as the Governor may from time to time determine.

4. The Supervising Staff shall consist of a Commissioner and such number of Assistant Commissioners and Accountant Officers as the Governor may from time to time determine. Supervising Staff.

5. Every appointment to the Supervising Staff shall be made by the Governor. Appointment of members of the Supervising Staff.

(2) Every member of the Supervising Staff shall be deemed to be a public servant for all purposes and shall be paid such salary out of the general revenue as the Governor may determine.

6. (1) Subject to the general direction and control of the Minister, the Commissioner shall be responsible for the administration and management of the Corps. Functions of members of the Supervising Staff.

(2) The Assistant Commissioners and Accountant Officers shall exercise, perform or discharge such powers, duties or functions as may, subject to any direction of the Minister, be assigned to them by the Commissioner.

7. (1) The Corps shall consist of such number of units as the Commissioner may from time to time determine. Units of the Corps to consist of officers and other ranks.

(2) Every unit shall consist of officers and other ranks of the several grades specified in the Schedule to this Ordinance, the strength of each such grade not exceeding such number as may be prescribed.

(3) The power to appoint the officers and to select and enrol other ranks of each unit shall, subject to such regulations as may be made in that behalf, be vested in the Commissioner.

- Members of Units to receive pay, uniform, badges and rations of food.
Duties of a member of a unit.
8. Every member of a unit shall be entitled to receive the prescribed pay and allowances and the prescribed uniforms, badges and rations of food. All such payments and the cost of the uniforms, badges and rations of food shall be met out of funds provided for the purpose by the State Council.
9. It shall be the duty of every member of a unit to perform such duties and discharge such functions as may be prescribed by regulation or be assigned to him by or under the authority of the Commissioner in any case where no such regulation has been made.
- Disbanding of the Corps or reduction of the numbers of the Corps.
Resignation of members of units.
10. The Governor may by Order published in the *Gazette*—
- (a) disband the Corps, or
 - (b) reduce the numbers of the Corps.
11. Except with the special permission of the Commissioner, no member of a unit shall be entitled to resign from the Corps unless he has given, not less than one month before the date on which he desires to resign, notice in writing to the Commissioner of his intention to resign.
- Discharge or dismissal of members.
12. (1) The Commissioner may, after giving to any member such notice as may be prescribed, discharge that member from the Corps in any case where—
- (a) effect has to be given to any Order of the Governor whereby the numbers of the Corps are reduced ;
 - or
 - (b) the Commissioner is satisfied that the member has become unfit for services by reason of ill-health or any physical disability.
- (2) The Commissioner may dismiss any member from the Corps, after an inquiry in accordance with the provisions of the Public Service Regulations applicable to public officers of the same class or grade as that member or in receipt of a salary equal to the pay of that member, if in the opinion of the Commissioner or the person so authorised—
- (a) that member—
 - (i) fails to discharge his duties satisfactorily, or
 - (ii) acts or conducts himself in a manner likely to be detrimental to good order or discipline in the Corps ; or
 - (b) it is not desirable that that member should continue to be a member of the Corps.
- Offences and penalties.
13. Every member of a unit who—
- (a) neglects or refuses to obey any order or direction given or issued to him by or under the authority of the Commissioner for the purposes of this Ordinance or any regulation made thereunder ;
 - (b) causes or creates any disorder within the Corps ;
 - (c) deserts service in the Corps ; or
 - (d) on leaving the Corps fails or refuses to return the uniforms and badges issued to him,
- shall be guilty of an offence, and shall on conviction after summary trial before a Magistrate be liable to a fine not exceeding one hundred rupees or to imprisonment of either description for a period not exceeding six months or to both such fine and imprisonment.
- Power of Commissioner to make standing Orders and inflict punishments.
14. (1) The Commissioner may, with the approval of the Minister, make such standing orders as he may deem necessary for the administration and management of, and for the maintenance of discipline within, the Corps.
- (2) Where any member of a unit contravenes a standing order made by the Commissioner for the maintenance of discipline within the Corps, the Commissioner, or any person authorised by him in writing, may direct that the pay of that member for a period not exceeding seven days commencing on the day of the sentence shall be forfeited.
- Regulations.
15. (1) The Executive Committee of Agriculture and Lands may make regulations for carrying out or giving effect to the principles and provisions of this Ordinance.
- (2) In particular and without prejudice to the generality of the powers conferred by sub-section (1) such regulations may—
- (a) provide for any matter which is in this Ordinance stated or required to be prescribed ;
 - (b) prescribe the conditions relating to the appointment, enlistment, service and discharge of the members of a unit ;
 - (c) prescribe the functions and duties of such members ;
 - (d) prescribe the conditions relating to the grant of leave to such members ;

(e) prescribe the kinds of uniforms and badges to be worn by the Supervising Staff, and the officers and members of the units, and provide for the use, care and return of such uniforms or badges.

(3) Every regulation made under sub-section (1) shall be published in the *Gazette*, and shall come into operation upon such publication.

(4) Every regulation made under sub-section (1) shall be brought before the State Council within a period of one month from the date of publication of that regulation under sub-section (3), or if no meeting of the State Council is held within that period, at the first meeting of the State Council after the expiry of that period by a motion that such regulation shall be approved, and, if so approved, shall be submitted to the Governor for ratification.

(5) Any regulation which the State Council refuses to approve or which the Governor refuses to ratify shall be deemed to be rescinded but without prejudice to the validity of anything previously done thereunder or to the making of any new regulation. The date on which a regulation shall so be deemed to be rescinded shall be the date on which the State Council refuses to approve or the date on which the Governor refuses to ratify the regulation, as the case may be.

16. In this Ordinance, unless the context otherwise requires—

Interpretation.

“Commissioner” means the Commissioner for the time being in charge of the Agricultural Corps;

“Corps” means the Agricultural Corps established under section 2;

“Minister” means the Minister for Agriculture and Lands;

“Unit” means a unit of the Corps.

17 (1) The Agricultural Corps established under the provisions of the Defence Agricultural Corps Regulations, 1945, shall be deemed to have been established under the provisions of this Ordinance in like manner as if this Ordinance was in force on the date on which the Corps was established.

Transitional provisions.

(2) Every appointment made under the aforesaid Regulations, whether of the Commissioner, Assistant Commissioners, Accountant Officers, or members of the Corps holding office or serving on the date immediately preceding the date on which this Ordinance comes into operation, shall be deemed to have been made under the provisions of this Ordinance in like manner as if this Ordinance was in force on the date on which such appointment was made.

18. This Ordinance shall be deemed to have come into operation on the twenty-fourth day of February, One thousand Nine hundred and forty-six.

Retrospective operation of Ordinance.

Schedule.

The officers and other ranks constituting a unit shall be of the following grades:—

1. Officers—
 - Superintendent,
 - Officer-in-Charge,
 - Chief Inspector,
 - Senior Inspector,
 - Inspector.
2. Other ranks—
 - Overseer
 - Sevaka.

Objects and Reasons.

The Agricultural Corps was constituted under the provisions of the Defence Agricultural Corps Regulations, 1945, which ceased to be in operation on the date on which the Emergency Powers (Colonial Defence) Orders in Council expired.

The object of this Bill is to provide legal authority for the continuance of the Corps. Provision is made in the Bill for the administration and control of the Corps, and for all connected and ancillary matters.

D. S. SENANAYAKE,
Minister for Agriculture and Lands.

Colombo, August 15, 1946.

MINUTE.

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

M. H. A.—D. 284/44.

L. D.—O. 19/44

An Ordinance to amend the Orphanages Ordinance,
No. 22 of 1941.

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

- Short title. 1. This Ordinance may be cited as the Orphanages (Amendment) Ordinance, No. of 1946.
- Amendment of section 16 of Ordinance No. 22 of 1941. 2. Section 16 of the Orphanages Ordinance, No. 22 of 1941, (hereinafter referred to as "the principal Ordinance") is hereby amended as follows :—
- (1) in sub-section (1) of that section, by the substitution, for the words "the orphanage," of the following :—
- "the orphanage and, where any other children are also maintained in the orphanage, a maintenance grant in respect of such of those children as are proved to have been admitted to the orphanage before the appointed date." ;
- (2) in sub-section (2) of that section, by the substitution for paragraph (b) of that sub-section, of the following paragraph :—
- "(b) fixing the amount to be paid as a maintenance grant in respect of each child or each class or description of children." ;
- and
- (3) by the addition, immediately after sub-section (3) of that section, of the following new sub-section :—
- "(4) For the purposes of this section, such of the deaf, dumb, or blind persons maintained in the school for the Deaf and Blind (whether on its original premises at Mount Lavinia or elsewhere) as are proved to have been admitted to that School before the appointed date shall, notwithstanding anything in section 19 (1), be deemed to be children until they attain the age of twenty-one years."
- Amendment of section 19 (1) of the principal Ordinance. 3. Section 19 of the principal Ordinance is hereby amended in sub-section (1) thereof by the substitution, in the definition of "orphanage", for the word "solely", of the word "mainly."

Objects and Reasons.

Under Section 19 (1) of the Orphanages Ordinance, No. 22 of 1941, only institutions for the maintenance *solely* of orphans or deserted children are included in the category of orphanages. Consequently there is some doubt as to whether institutions which are for the maintenance not only of orphans or deserted children but also of other children can be treated as orphanages for the purposes of the Ordinance. Clause 3 of this Bill will remove this doubt by amending the definition of "orphanage" contained in the aforesaid section.

2. Besides orphans and deserted children, there will be other children maintained in institutions which in consequence of the foregoing amendment will be regarded as orphanages for the purpose of the Ordinance. But maintenance grants under the Ordinance cannot be paid in respect of such other children. It is proposed that power should be taken to pay maintenance grants in respect of such of those other children maintained in a registered orphanage as are proved to have been admitted to the orphanage before the date appointed under section 2 of the Ordinance. Effect will be given to this proposal by paragraphs (1) and (2) of Clause 2 of the Bill.

3. Maintenance grants are payable in respect of children only. A child is defined in the Ordinance as a person under the age of 18 years. It is considered necessary that, in regard to the payment of maintenance grants, the age limit should be extended to 21 years in the case of such of the deaf, dumb, or blind persons maintained in the School for the Deaf and Blind (whether on its original premises at Mount Lavinia or elsewhere) as are proved to have been admitted to that School before the date appointed under section 2 of the Ordinance. Provision will be made for this purpose by paragraph (3) of Clause 2 of the Bill.

Colombo, 19 August, 1946.

A. MAHADEVA,
Minister for Home Affairs.

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

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 generally to safeguard the interests of its members.

4. (1) It shall be lawful for the corporation from time to time, at any general meeting of 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 or 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 to settlement or of 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. With effect from the date on which this Ordinance comes into operation, property belonging to the Association, both movable or immovable whether held in the name of the Association or in the name or names of any person or persons in trust for the Association, shall be and is hereby vested in the corporation hereby constituted, and such property together with all after-acquired property, both movable or immovable, and all subscriptions, contributions, donations, loans and other moneys received or to be received, shall be held by the said corporation for the purposes of this Ordinance and subject to the rules for the time being of the corporation.

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

7. The seal of the corporation shall 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 such signing shall be independent of the signing of any person as a witness.

Preamble.

Short Title.

Incorporation of the Association.

General objects of the corporation.

Power to make rules.

Property vested in the corporation.

Debts due by and payable to the corporation.

Procedure in affixing the seal of the corporation.

Corporation may hold property movable and immovable.

8. The corporation shall be capable in law to receive and hold property, both movable or 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.

Limit of liability of members.

9. 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.

Saving of the rights of the Crown.

10. 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 the power to make rules for the accomplishment of its objects and the management of its affairs.

November 5, 1945.

THOMAS AMARASURIYA,
M. S. C.

MINUTE.

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

L. D.—O. 34/36.
M. L. A.—B A 261.

An Ordinance to extend the operation of Section 2 (1) of the Galle Municipal Council (Differential Rates) Ordinance, No. 31 of 1938.

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

Short title.

1. This Ordinance may be cited as the Galle Municipal Council (Differential Rates) (Fifth Extension) Ordinance, No. of 1946.

Continuation of the operation of section 2 (1) of Ordinance No. 31 of 1938.

2. Notwithstanding anything contained in sub-section (2) of section 2 of the Galle Municipal Council (Differential Rates) Ordinance, No. 31 of 1938, sub-section (1) of that section shall continue in operation until the thirty-first day of December, 1947.

Objects and Reasons.

There is still a certain area of the town of Galle which is not benefited by the electric lighting service provided by the Galle Municipal Council. It is not possible to make that service available to that area by the end of the year 1946. The power to make and assess different rates in different parts of the town of Galle will therefore be necessary for another period of one year. The object of this Bill is to extend the operation of section 2 (1) of the Galle Municipal Council (Differential Rates) Ordinance, No. 31 of 1938, till December 31, 1947.

S. W. R. D. BANDARANAIKE,
Minister for Local Administration,
Colombo, August 9, 1946.

NOTIFICATIONS OF CRIMINAL SESSIONS.

BY virtue of a Mandate to me directed by the Honourable the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said Court for the District of Matara, will be held at the Court-house at Galle on Monday, September 16, 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.

Deputy Fiscal's Office,
Matara, August 19, 1946.

M. RAJENDRA,
Deputy Fiscal.

NOTICES OF FISCALS' SALES.

Southern Province.

In the District Court of Kandy.

- (1) S. E. Segu Abdul Cader, (2) Saied Ismail's daughter Kadija Umma, (3) ditto Abdul Cader Umma, (4) ditto Rahamath Umma, (5) ditto widow Jainambu Natchiya, all of Matale Plaintiffs.

No. M. R. 1,502 Vs.

S. E. Kiduru Mohammad of Aluwihare, Matale Defendant.

NOTE is hereby given that on Tuesday, September 24, 1946, commencing at 10 o'clock in the forenoon, will be sold by public auction at Aluwihare, the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 2,634 50 with further damages at the rate of Rs. 824 per annum from July 1, 1946, till possession is yielded to the plaintiffs and poundage, viz. :—

1. An undivided 86/144 shares out of all that divided southern half share of about 3 pelas paddy sowing extent out of all that land called Weewananagalayawatta situated at Aluwihare in Gampahasiya pattu of Matale South in the District of Matale, Central Province; and bounded on the east by high road from Kandy to Trincomalee, south by fence of Malgakandewatta belonging to Muttiah, west by the fence of the garden belonging to Medduma Banda Aratchy and Tikiri Banda or Tikiri Kumarihamy, and north by the limit of the remaining portion of this land belonging to Tikiri Banda Aluwihare Rate Mahatmaya and others; containing in extent by survey 2 acres and 3 roods and more fully described in survey plan dated July 5, 1921, made by Messrs. Jonklaas & Wright, Surveyors.

2. An undivided 86/216 out of all that land called Hapugahamulayaya *alias* Hapugahakotuwa *alias* Weewananagalayaya containing in extent about 5 seers kurakkan sowing, situate at Aluwihare aforesaid, and bounded on the east by the high road to Trincomalee, south by the limit of Weewananagalayayehena belonging to Halgahawatte Banda, west by the limit of Pallege Banda's hena, now field, and on the north by the limit of Kanawadi Mason's garden now the property of Ismail, together with the tiled houses, plantations and everything thereon.

3. An undivided 14/144 shares out of all those two properties, viz. —Moragahakotuwa described as of about 5 nellies kurakkan sowing extent or 1 acre and 16 perches in extent; bounded on the east by Trincomalee road, south by sooriya fence of Dinesappu's garden, west by the Akulweta of Kumburukotuwa, and north by the limit of Thailamma's garden or Nalugala-ela and Hapugaskotuwa-watta described as of about 10 seers kurakkan sowing extent or 1 acre 3 roods and 20 perches in extent; and bounded on the east by the high road, south by the fence of Weewananagalayaya, west by road of Kumburukotuwa and Nalugala-ela and lying adjacent to one another and now forming one property called Hapugahamulakotuwa *alias* Moragahamulawatta in extent 2 acres 1 rood and 15 perches; bounded on the north by ela, south by the property called Weewananagalayawatta, east by the road to Trincomalee, and west by fields claimed by natives and is more fully depicted in plan No. 26 dated January 16, 1914, made by S. S. Kandasamy, Licensed Surveyor of Matale, situated at Aluwihare aforesaid, together with the six tiled houses, plantations and everything else standing thereon.

4. An undivided 14/144 shares out of all that field called Kumburukotuwa Meda Ata Laha containing in extent 8 lahas in paddy sowing, situate at Aluwihare aforesaid, and bounded on the east by the fence of Hapugas Koutwa, south by Heendenduwailla, west by the liminary ridge of Pallewalawwe Tikiri Banda's field, and north by the liminary ridge of Narangahamula Atalahakumbura.

5. An undivided 14/144 parts or shares out of all those contiguous lands called (1) Moragahamula Kotuwewatta, (2) an allotment of land, (3) Galkotuwayaya *alias* Gonakotuweyaya portion of and (4) Gonakotuweyayewatta now forming one property of the extent of 24 seers kurakkan sowing extent, situate at Aluwihare aforesaid; and together bounded on the east by Nikakotuwa estate, south by Mr. L. B. Aluwihare's land, west by high road to Trincomalee, and north by Mr. L. B. Aluwihare's garden, together with the buildings standing thereon bearing assessment Nos. 26, 28, 30, 32, 34, 36, 38 and 40, containing in extent 4 acres and 27 perches as per plan dated March 28, 1893, made by Mr. S. W. Spencer, Licensed Surveyor.

6. An undivided 86/216 parts or shares out of all that allotment of land 5 perches in extent, situate at Gongawela, Matale Town, within the limit of Matale Urban Council, Kohonsiya pattu of Matale South aforesaid; and bounded on the east by Gongawela Galweta, south by the wall of the house of Packeer Thamby Nagari Mapulle and fence of the garden, west by the road leading to Trincomalee, and north by the wall of the house of Mohammadu Mohothar and fence and the garden together with the two tiled houses standing thereon which formerly bore assessment No. 112 and now bearing assessment No. 114, and everything else standing thereon.

Deputy Fiscal's Office,
Matale, August 19, 1946.

D. E. M. WIJESURIYA,
Additional Deputy Fiscal.

I, Richard Aluwihare, Fiscal for the Central Province, do hereby appoint Mr. D. M. B. Madawala to be my Marshal for the Judicial Division of Hattton, with effect from September 1, 1946, under Ordinance No. 4 of 1867, and authorise him to perform the duties and exercise the authority of Marshal, for which this shall be his warrant.

Fiscal's Office,
Kandy, August 16, 1946.

R. ALUWIHARE,
Fiscal, C.P.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Joint Last Will and Testament Jurisdiction. of Sinne Lebbe Marikkar Mohamood Hadjar, No. 11,845, deceased.

Mahamood Hadjar Mohamed Yousuf of Salamet, Dickman's road, Havelock Town, Colombo Petitioner.

THIS matter coming on for disposal before Waldo Sansoni, Esq., District Judge of Colombo, on August 14, 1946, in the presence of Mr. H. C. J. Rustomjee, Proctor, on the part of the petitioner above named, and the affidavit of the said petitioner dated November 20, 1945, and the affidavit of one of the attesting witnesses dated April 4, 1941, having been read :

It is ordered that the last will and testament of Sinne Lebbe Marikkar Mohamood Hadjar, 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 he is hereby declared entitled, as the son and sole heir of the deceased, to have letters of administration with the will annexed issued to him accordingly, unless any person or persons interested shall, on or before September 5, 1946, show sufficient cause to the satisfaction of this court to the contrary.

August 14, 1946.

WALDO SANSONI,
District Judge.

In the District Court of Panadura.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Undugodage Seemon Perera of Malamulla, No. 13, deceased.

Kotalawalage Selestinahamy of Malamulla Petitioner.

Vs.

- (1) Undugodage Seedin Perera, (2) ditto, Wilton Perera, and (3) ditto Edwin Perera, all of Malamulla; (the 3rd respondent being a minor appearing by his guardian *ad litem* the 1st respondent Respondents.

THIS matter coming on for disposal before N. Sinnetamby, Esq., District Judge, Panadura, on January 28, 1946, in the presence of Mr. C. L. E. Perera, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated January 23, 1946, having been read :

It is ordered that the 1st respondent above named be and he is hereby declared appointed guardian *ad litem* over the minor, the 3rd respondent above named, and the petitioner above named be and she is hereby declared entitled, as the widow of the said 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 March 8, 1946, show sufficient cause to the satisfaction of this court to the contrary.

January 28, 1946.

N. SINNETAMBY,
District Judge.

The date to show cause is extended for August 26, 1946.

N. SINNETAMBY,
District Judge.

In the District Court of Panadura.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. Goniamaalmige Bastian Aponso, deceased, of No. 24, Walana in Panadura.

- (1) Mutatantrige Thoshun Agnes Dilly Aponso *nee* Cooray of Walana in Panadura Petitioner.

Vs.

- (1) Gallage Christina Fernando of Moratuwa, (2) Goniamaalmige Andris Aponso of Panadura, (3) ditto Carolis Aponso of Katunayake, (4) ditto Martin Aponso of Panadura, (5) ditto Chartin Aponso of Moratuwa, (6) ditto Carlina Aponso of Kalutara North, (7) ditto Mislin Aponso of Panadura Respondents.

THIS matter coming on for disposal before N. Sinnetamby, Esq., District Judge, Panadura, on June 28, 1946, in the presence of Mr. H. Leo Perera, Proctor, on the part of the petitioner; and the petition of the petitioner dated June 2, 1946 and the affidavit of the above-mentioned petitioner dated March 9, 1946, and the affidavit of the attesting notary dated February 13, 1946, and the affidavits of the attesting witnesses dated December 19, 1946, and February 7, 1946, having been read :

It is ordered that the last will and testament of the said deceased dated February 18, 1942, and numbered 1971 and attested by Mr. D. R. de Silva, Notary Public be and the same is hereby declared proved, unless the respondents above named or any other person or persons interested shall, on or before August 1, 1946, show sufficient cause to the satisfaction of the court to the contrary.

It is further declared that the said petitioner is the executrix named in the said will and that she is entitled to have probate of the same issued to her accordingly, unless the said respondents or any other person or persons interested shall, on or before August 1, 1946, show sufficient cause to the satisfaction of this court to the contrary.

June 28, 1946.

Time for showing cause against the *Order Nisi* is extended to September 5, 1946.

August 1, 1946.

N. SINNETAMBY,
District Judge.

N. SINNETAMBY,
District Judge.

In the District Court of Avissawella.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction. Karthigesu Vaithyalngam late of Padukka
No. 369 Group, Padukka, deceased.

Vaithyalngam Thamotheeram Pillay of Padukka Group,
Padukka Petitioner.

Vs.

(1) Vaithyalngam Chellamma, (2) Vaithyalngam Chellah,
(3) Mrs. Ponnamma Gnanasekeram, (4) Vaithyalngam
Channuganathan, all of Padukka Group, Padukka . . . Respondents.

THIS matter coming on for disposal before A. E. R. Corea, Additional District Judge of Avissawella, on August 8, 1946, in the presence of Mr. P. G. de Silva, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner dated August 7, 1946, and the petition dated August 8, 1946, having been read:

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

August 8, 1946.

A. E. R. COREA,
District Judge.

In the District Court of Negombo.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Joint Last Will and Testament
Jurisdiction. of Arthur Edwin Geddes (and Millicent Ada
No. 3,383. Geddes) formerly of Talwatte, Kandy, and late
of Carlsbaad, 44, Lewis place, Negombo, in the
Island of Ceylon, retired planter, deceased.

THIS matter coming on for disposal before Leonard B. de Silva, Esq., District Judge of Negombo, on August 14, 1946, in the presence of Mr. T. Penry C. Carron, Proctor, on the part of the petitioner, Millicent Ada Geddes of the Vicarage, Hotel road, Mount Lavinia, and (1) the affidavit of the said petitioner dated August 7, 1946, (2) the renunciation by Cecil Norman Dunbar Jonklaas dated April 8, 1946, and (3) the affidavit of the attesting notary of the said joint last will and testament dated July 18, 1946, having been read: It is ordered that the said joint last will and testament of the said Arthur Edwin Geddes, deceased bearing No. 17 dated September 9, 1941, and attested by Francis Bertram Malcolm Van Reyk 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 Millicent Ada Geddes is the widow and beneficiary named in the said joint last will and testament and that she is entitled to have letters of administration (with the said joint last will and testament annexed) issued to her accordingly, unless any person or persons interested shall, on or before August 30, 1946, show sufficient cause to the satisfaction of this court to the contrary.

August 14, 1946.

LEONARD B. DE SILVA,
District Judge.

In the District Court of Nuwara Eliya.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction. Nekathgedera Wijesekera Mudiyansele
No. 408. Dnguri Banda of Ukkutule, deceased.

Between

Nekathgedera Wijesekera Mudiyansele Ukku Banda of
Ukkutule in Maturata Petitioner.

Vs.

(1) Nekathgedera Wijesekera Mudiyansele Punchi Menika,
(2) Nekathgedera Wijesekera Mudiyansele Ran Banda,
(3) Nekathgedera Wijesekera Mudiyansele Palingu Menika,
(4) Nekathgedera Wijesekera Mudiyansele Heen Banda,
(5) Nekathgedera Wijesekera Mudiyansele Muthu Banda;
the 3rd, 4th and 5th respondents, minors by their guardian
ad litem (6) Nekathgedera Wijesekera Mudiyansele Ran
Banda all of Ukkutule, Maturata Respondents.

THIS matter coming on for disposal before T. P. P. Goonetilleke, Esq., District Judge of Nuwara Eliya, on April 2, 1946, in the presence of Mr. C. M. L. de Silva, Proctor, on the part of the petitioner; and the petition and affidavit of the petitioner dated April 2, 1946, and March 11, 1946, respectively, having been read

and considered: It is ordered that the petitioner be and he is hereby declared entitled, as the eldest son of the deceased, to have letters of administration issued to him. It is further ordered and decreed that the 6th respondent be and he is hereby appointed guardian *ad litem* of the 3rd, 4th and 5th respondents for all purposes in connection with the administration of the estate of the deceased, unless the respondents above named or any other persons do show sufficient cause to the contrary on or before May 24, 1946.

April 2, 1946.

M. M. MAHAROOF,
District Judge.

The date for showing cause against this *Order Nisi* is extended for June 28, 1946.

May 24, 1946.

M. M. MAHAROOF,
District Judge.

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

June 28, 1946.

M. M. MAHAROOF,
District Judge.

The date for showing cause against this *Order Nisi* is extended for September 6, 1946.

August 2, 1946.

M. M. MAHAROOF,
District Judge.

In the District Court of Balapitiya.

Order Nisi.

No. T. 13. In the Matter of the Intestate Estate and Effects
Testy. of Munasingha Esalan de Zoysa, Siriwardana of
Value Mohottiwatta, Balapitiya, deceased.

Rs. 3,961.08.

Munasingha Joseph de Zoysa Siriwardana of Dadalla Galle, Petitioner.

Vs.

(1) Munasingha Selohamy of Nawaratnagoda, (2) ditto
Eyarishamy of Mohottiwatta, (3) ditto Elmis de Zoysa,
Bingiriya, Chulaw, (4) ditto Pabalyses de Zoysa of Mohottiwatta,
(5) ditto Montishamy, (6) ditto Sentishamy, (7) ditto
Saidinhamy, all of Gorukagoda, (8) Liyana Arachchige
Regishamy of Madampe, (9) ditto Salmshamy, (10) ditto
Hondamanis, (11) ditto Selinhamy, all of Balapitiya, (12)
Kodikara Garushamy of Rupiewela, Ratgama, (13) ditto
Saralsheshamy, Kapumulla, Ratgama, (14) ditto Girty
Mendis, Walagedera, (15) ditto Sera Mendis, Nugaduwa,
Galle, (16) Mammeldura Tallis Appu, (17) ditto Charls Appu,
(18) ditto Johnhamy, all of Boossa, (19) ditto Seetin Mendis,
(20) Nellie Fonseka, both of Kapumulla, Ratgama, (21)
M. M. Mendis, Police Station, Matara Respondents.

THIS matter coming on for disposal before W. Thalagodapitiya, Esq., District Judge of Balapitiya, on March 13, 1946, after reading the petition and affidavit of the petitioner above named and the motion of Mr. R. de Z. Gunawardana his proctor:

It is ordered that the above named petitioner be and he is hereby declared entitled, as the brother and as an heir of the above named deceased, to have letters of administration to the above estate issued to him accordingly, unless the respondents or any other person interested shall, on or before September 4, 1946, show sufficient cause to the contrary.

July 23, 1946.

W. THALGODAPITIYA,
District Judge.

In the District Court of Tangalla.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction. Madawan Achchige Mendiyaappu, late of
No. 1,403. Tawaluwila, deceased.

Madawan Arachchige Charles Silva of Polwatumodera in
Mirissa Petitioner.

THIS matter coming on for disposal before R. de Soysa, Esq., District Judge of Tangalla, on June 24, 1946, in the presence of Mr. D. P. Atapattu, Proctor, on the part of the Petitioner; and the affidavits of the said petitioner dated May 13, 1946, and of the attesting notary dated May 24, 1946, and of the two attesting witnesses Jotipala Manukularatna of Nuwara Eliya and Piyadigamage Samuel Silva of Polwatumodera dated May 24, 1946, having been read:

It is ordered that the last will of Madawan Achchige Mendiyaappu late of Tawaluwila deceased of which the original has been produced and is now deposited in court be and the same is hereby proved, unless any person or persons interested in the said last will shall on or before July 24, 1946, show sufficient cause to the satisfaction of the court to the contrary.

It is further ordered that the petitioner is the executor named in the said last will and that he is entitled to have probate thereof issued to him accordingly, unless any person or persons interested in the said last will shall, on or before July 24, 1946, show sufficient cause to the satisfaction of the court to the contrary.

June 24, 1946.

R. DE SOYSA,
District Judge.

The above *Order Nisi* extended to August 26, 1946.

July 24, 1946.

R. DE SOYSA,
District Judge.

In the District Court of Jaffna.

Order Nisi. 3

Testamentary In the Matter of the Last Will and Testament of the late Solomon Mather of Jaffna town, deceased. No. 431.

Violet Kanmany Mather of Jaffna town. Petitioner.
Vs.

(1) Margaret R. Mather of Manipay, (2) Julius Mather of Colombo, (3) Nesadurai Mather of Middle East, (4) Victor R Mather of Colombo, (5) Jeyarayan Mather of Manipay, (6) Alexandra Kulamany, wife of (7) S. Saravanamuttu of Jaffna town, (8) Isabella Kirupamani Mather, wife of (9) Edwin Samuel of Manipay, (10) Lily Selvamany Mather of Manipay, (11) Mary Pommany Mather, wife of (12) Dr. A. J. S. Baxter of Jaffna town, and (13) the 7th day Adventist Mission represented by Rev. A. F. Jessen, Nugegoda. Respondents.

THIS matter of the petition of the petitioner praying for letters of administration with a copy of the will annexed to the estate of the above named deceased, Solombon Mather, coming for disposal before S. J. C. Schokman, Esq., District Judge, Jaffna, on July 17, 1945, in the presence of Mr. M. R. Karalasingham, Proctor, on the part of the petitioner; and the affidavit of the petitioner having been read:

It is declared that the petitioner is entitled to have letters of administration with a copy of the will annexed to the estate of the above named deceased and that letters of administration with a copy of the will annexed to the estate of the above named deceased be issued to her, unless the respondents or any other person or persons shall, on or before August 27, 1945, show sufficient cause to the satisfaction of this court to the contrary.

July 17, 1945.

S. J. C. SCHOKMAN,
District Judge.

Time to show cause extended till August 28, 1946.

R. R. S.
D. J.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of the late S. Ramanather Sinnappu of Chulipuram, deceased. No. 562.

Kanthavanam Suntharampillai of Chulipuram. Petitioner.
Vs.

(1) Nagamuttu widow of S. Ramanather Sinnappu and (2) Sinnappu Nadanasanmugam, both of Chulipuram. Respondents.

THIS matter coming on for disposal before R. R. Selvadurai, Esq., District Judge, Jaffna, on July 18, 1946, in the presence of Mr. R. Candiah, Proctor, on the part of the petitioner; and the affidavits of the petitioner, notary and witnesses and the petition of the petitioner having been read:

It is ordered that the last will of the said deceased dated November 10, 1945, and attested by R. Candiah, Notary Public, under No. 14475 be declared proved and that probate be issued to the petitioner as the executor named in the said will, unless the said respondents or any other persons shall appear before this court on August 30, 1946, and show sufficient cause to the satisfaction of this court to the contrary.

July 31, 1946.

R. R. SELVADURAI,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Siva Kamipillai widow of Ampalavanar Paramanather, deceased, of Vaddukoddai, Jaffna. No. 574.

Paramanather Rajaratnam of Vaddukoddai, Jaffna, now of Colombo. Petitioner.

Vs.

(1) Paramanather Balasundrampillai and (2) Sathiapama, daughter of Paramanather of Vaddukoddai, Jaffna. Respondents.

THIS matter coming on for disposal before R. R. Selvadurai, Esq., District Judge, Jaffna, on July 4, 1946; in the presence of Mr. S. Patanjali, Proctor, on the part of the petitioner; and the affidavit of the above-mentioned petitioner dated June 23, 1946, having been read:

It is ordered that the petitioner be declared entitled to have letters of administration to the estate of the said intestate, as her son and one of the heirs, unless the respondents or others interested shall, on or before August 30, 1946, show sufficient cause to the satisfaction of this court to the contrary.

July 4, 1946.

R. R. SELVADURAI,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Thanammah wife of Kandiah Navaratnam, deceased, of Karamagar West. No. 576.

Kandiah Navaratnam of Karamagar West. Petitioner.
Vs.

(1) Annammah daughter of Navaratnam of Karamagar West and (2) Kanapatipillai Vaitilingam of ditto; the 1st respondent is a minor appearing by her guardian *ad litem* the 2nd respondent. Respondents.

THIS matter coming on for disposal before R. R. Selvadurai, Esq., District Judge, Jaffna, on July 8, 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 28, 1946, having been read:

It is further declared that the said second respondent be appointed guardian *ad litem* over the minor, the 1st respondent, and that the said petitioner be declared entitled to have letters of administration to the estate of the said intestate, as her husband, and that such letters be issued to him accordingly, unless the respondents or others interested shall, on or before August 30, 1946, show sufficient cause to the satisfaction of this court to the contrary.

July 8, 1946.

R. R. SELVADURAI,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Rasurathnam wife of Kandiah Anandarajah of Vaddukoddai West, deceased. No. 582.

Kandiah Anandarajah of Vaddukoddai West, presently of Werellagama. Petitioner.

Vs.

(1) Selvarani, daughter of Anandarajah, (2) Anandarajah Rajaratnam, and (3) Packiam widow of Arumugam Chollappah, all of Vaddukoddai West. Respondents.

THIS matter of the petition of the above-named petitioner coming on for disposal before R. R. Selvadurai, Esq., District Judge, Jaffna, on July 19, 1946, in the presence of Mr. N. Ehamparam, Proctor, on the part of the petitioner; and the affidavit and petition of the petitioner having been read:

It is ordered that the above-named 3rd respondent be appointed guardian *ad litem* over the minors, 1st and 2nd respondents, for the purpose of watching their interest in this administration proceedings and that letters of administration in respect of the estate of the said deceased be issued to the petitioner as her legal husband, unless the said respondents or any other person shall appear before this court on August 28, 1946, and show sufficient cause to the satisfaction of this court to the contrary.

July 19, 1946.

R. R. SELVADURAI,
District Judge.

In the District Court of Batticaloa.

Testamentary In the Matter of the Estate of the late Arumugam Chellammah of Koddamunai, deceased. No. 555.

Periyathamby Nadarajah of Koddamunai. Petitioner.

Vs.

(1) Nadarajah Selvarajah of Koddamunai, (2) Periyathamby Thevarajah of Puhantivu. Respondents.

THIS matter coming on for disposal before G. C. T. A. de Silva, Esq., District Judge of Batticaloa, on August 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 August 8, 1946, having been read:

It is ordered that the 2nd respondent above named be and he is hereby appointed guardian *ad litem* over the minor, the 1st respondent above named, unless the respondents above named or any other person or persons interested shall, on or before September 12, 1946, show sufficient cause to the satisfaction of this court to the contrary.

And it is further ordered that the petitioner be and he is hereby declared entitled, as the husband of the deceased, to have letters of administration to the deceased's estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before September 12, 1946, show sufficient cause to the satisfaction of this court to the contrary.

August 8, 1946.

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

In the District Court of Chilaw.

Order Nisi.

No. 2,362. In the Matter of the Intestate Estate of Warnakulasuriya Ponnakuttigo Sebastian Fernando of Alut-tota, deceased.

Warnakulasuriya Emaronchia Rodrigo of Alut-tota . . . Petitioner.
Vs.

(1) W. P. Ebbett Fernando, (2) W. P. Mary Margaret Fernando,
(3) W. P. Quintoenu Fernando, (4) W. P. Aloysius Fernando,
(5) W. P. Anastasia Fernando, (6) W. P. Bridget Fernando,
(7) W. P. Nikulas Fernando, all of Alut-tota, (8) W. Francis Peres of Kamunala Respondents.

THIS matter coming on for disposal before V. H. Wijeyaratna, Esq., District Judge of Chilaw, on May 17, 1946, in the presence of Mr. W. P. Ranasinghe, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated May 17, 1946, having been read:

It is ordered that the 8th respondent above named be and he is hereby appointed guardian *ad litem* over the minors, the 1st to 7th respondents above named, for all the purposes of this action, and that the petitioner above named, as the widow of the said deceased, be and she is hereby declared entitled to have letters of administration to the estate of the said deceased, unless the said respondents or any other person or persons interested in the said estate shall, on or before June 12, 1946, show sufficient cause to the satisfaction of this court to the contrary.

May 17, 1946. V. H. WIJAYARATNA,
District Judge.

Time for showing cause is extended to July 5, 1946.

June 12, 1946. V. H. WIJAYARATNA,
District Judge.

Time for showing cause is extended to August 2, 1946.

July 5, 1946. V. H. WIJAYARATNA,
District Judge.

Time for showing cause is extended to August 28, 1946.

August 19, 1946. V. H. WIJAYARATNA,
District Judge.

In the District Court of Anuradhapura.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Kowry Jurisdiction. Ammah, wife of Thambippillai Kanapathayppillai of No. 527, Vaddukoddai West, late of Anuradhapura, deceased.

Thambippillai Kanapathayppillai of Vaddukoddai West, presently of Anuradhapura Petitioner.

(1) Mahalochumy, daughter of T. Kanapathayppillai of Anuradhapura, aged one year, and (2) Murugesu Kandagnany of Vaddukoddai East Respondents.

THIS matter coming on for disposal before N. Kirishnadasan Esq., District Judge, Anuradhapura, on July 30, 1946, in the presence of Mr. M. K. Subramaniam, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner dated July 10, 1946, having been read:

It is ordered that the 2nd respondent above named be and he is hereby appointed guardian *ad litem* over the minor, the 1st respondent above named, and the petitioner above named be and he is hereby declared entitled, as the husband 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 August 30, 1946, show sufficient cause to the satisfaction of this court to the contrary.

July 30, 1946.

N. KRISHNADASAN,
District Judge.

In the District Court of Ratnapura.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. Sarguna Suppiah Nadar of Balangoda. No. 1,204.

Mrs. Sandanam Lily Nehemiah of Balangoda Petitioner.

And

Muttiah Nadar of Horakaraivala in Balangoda Respondent.

THIS matter coming on for disposal before Spencer Rajaratnam, Esq., District Judge, Ratnapura, on July 30, 1946, in the presence of Mr. H. R. Peeris, Proctor, on the part of the petitioner; and the affidavit dated April 16, 1946, of the said petitioner and the affidavits of the attesting witnesses of the last will dated February 4, 1941, having been read: It is ordered that the last will of Sarguna Suppiah Nadar of Balangoda, deceased, dated February 4, 1941, and now deposited in this court, be and the same is hereby declared proved, unless the respondent above named or any other person or persons interested shall, on or before September 10, 1946, show sufficient cause to the satisfaction of this court to the contrary.

And it is further ordered that the said petitioner above named is the executor mentioned in the said last will and that she is entitled to have probate of the same issued to her accordingly, unless the respondent or any other person or persons interested shall, on or before September 10, 1946, show sufficient cause to the satisfaction of this court to the contrary.

July 30, 1946.

S. RAJARATNAM,
District Judge.