



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. 36 of 1946.

L. D.—O. 46/44.

An Ordinance to amend the Medical Wants Ordinance.

Chapter 176.
(Vol. IV. p. 405).

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 Medical Wants (Amendment) Ordinance, No. 36 of 1946.

Short title.

2. Section 12 of the Medical Wants Ordinance is hereby amended, in sub-section (1) thereof, as follows:—

Amendment of section 12 of Chapter 176.

(1) in paragraph (f), by the substitution, for the words "with sufficient food and lodging", of the words "with such food and lodging as may be prescribed by rules made under section 32 of this Ordinance,";

(2) by the addition, at the end of that sub-section, of the following proviso:—

"Provided that such superintendent shall be exempt from the obligation, imposed on him by paragraph (f), of supplying food to such female labourer for one month, if such labourer is granted under the Maternity Benefits Ordinance, the maternity benefit referred to in sub-section (1) of section 5 of that Ordinance, or the alternative maternity benefits referred to in sub-section (3) of that section, in respect of that confinement."

No. 32 of 1939

Passed in Council the Twenty-fifth day of April, 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-sixth day of August, One thousand Nine hundred and Forty-six.

C. H. HARTWELL,
Secretary to the Governor.

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

No. 37 of 1946.

An Ordinance to amend and consolidate the law
relating to Weights and Measures.

J. C. HOWARD.

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L. D.—O. 62/30.

An Ordinance to amend and consolidate the law relating to Weights and Measures.

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 Weights and Measures Ordinance, No. 37 of 1946, and shall come into operation, on such dates as the Governor may appoint by Proclamation published in the *Gazette*.

Short title and date of operation.

PART I.

Appointments, Administration, etc.

2. (1) The Governor may, for the purposes of this Ordinance, appoint—

- (a) any person, by name or by office, to be or to act as Warden of the Standards ;
- (b) any person, by name or by office, to be or to act as Deputy Warden of the Standards ;
- (c) any person, by name or by office, to be or to act as Examiner of the Standards ;
- (d) any person, by name or by office, to be or to act as Superintendent of Weights and Measures for any specified District or area.

Appointment of Warden of the Standards, Deputy Warden of the Standards, Examiner of Standards and Superintendent of Weights and Measures.

- (2) The Deputy Warden of the Standards appointed under sub-section (1) may, subject to the general direction and control of the Warden of the Standards, exercise, perform or discharge all or any of the powers, duties or functions, conferred or imposed on or assigned to the Warden by or under this Ordinance.
- Local authorities.** 3. The Governor, on the joint recommendation of the Executive Committee of Labour, Industry and Commerce, and the Executive Committee of Local Administration, may, by Proclamation published in the *Gazette*,—
- (a) declare that any Municipal Council, Urban Council, Town Council, Local Board, Sanitary Board, or Village Committee shall be the local authority for the purposes of the administration of the Ordinance in the area within the administrative limits of such Council, Board, or Committee, as the case may be; and
- (b) where any Council, Board or Committee so declared to be a local authority has failed or is unable to exercise or perform the powers or duties conferred or imposed on a local authority by this Ordinance, declare that such Council, Board, or Committee shall cease to be a local authority for the purposes of this Ordinance.
- Appointment of Inspectors.** 4. (1) The Warden shall appoint such number of Inspectors of Weights and Measures and other officers and servants as may be necessary for the administration of this Ordinance in all areas other than areas within the administrative limits of local authorities, and shall assign to every such Inspector an area (hereinafter referred to as a "Division") in which he shall exercise the powers and discharge the duties conferred or imposed on an Inspector by or under this Ordinance.
- (2) Every local authority shall appoint not less than one Inspector of Weights and Measures for the area within the administrative limits of that authority, and may appoint such other Inspectors, officers and servants as may be necessary for the administration of this Ordinance in that area.
- (3) No person shall be appointed under this section to be an Inspector unless he holds a certificate in the prescribed form under the hand of the Warden to the effect that he is competent to be an Inspector; no such certificate shall be issued to any person unless he has been examined by, and passed the prescribed tests to the satisfaction of the Warden.
- (4) A Superintendent shall have and may exercise within the District or area for which he is appointed, all the powers conferred on an Inspector by or under this Ordinance.
- PART II.
- Authorised Weights and Measures.*
- Avoirdupois weight.** 5. (1) A pound avoirdupois shall be the primary weight in Ceylon.
- First Schedule.** (2) The weights specified in the first column of the First Schedule (in this Ordinance referred to as "avoirdupois weight"), are hereby declared to be such parts or multiples of a pound avoirdupois as are respectively specified in the second column of that Schedule.
- Apothecaries' weight. Second Schedule.** 6. The weights specified in the first column of the Second Schedule (in this Ordinance referred to as "apothecaries' weight"), are hereby declared to be such parts of a pound avoirdupois as are respectively specified in the second column of that Schedule.
- Troy weight. Third Schedule.** 7. The weights specified in the first column of the Third Schedule (in this Ordinance referred to as "troy weight"), are hereby declared to be such parts or multiples of a pound avoirdupois as are respectively specified in the second column of that Schedule.
- Jewellers' weight.** 8. (1) The carat is hereby declared to be a weight equivalent to 3·08646974 grains of avoirdupois weight.
- Fourth Schedule.** (2) The weights specified in the first column of the Fourth Schedule (in this Ordinance referred to as "Jewellers' weight") are hereby declared to be such parts or multiples of a carat as are respectively specified in the second column of that Schedule.
- Measures of length.** 9. (1) A yard shall be the primary measure of length in Ceylon.

(2) The measures specified in the first column of the Fifth Schedule (in this Ordinance referred to as "measure of length"), are hereby declared to be such parts or multiples of a yard as are respectively specified in the second column of that Schedule.

Fifth Schedule.

10. (1) A square yard shall be the primary measure of surface in Ceylon.

Measures of surface.

(2) The measures of surface specified in the first column of the Sixth Schedule are hereby declared to be such parts or multiples of a square yard as are respectively specified in the second column of that Schedule.

Sixth Schedule.

11. (1) A gallon shall be the primary measure of capacity in Ceylon.

Measure of Capacity.

(2) The measures specified in the first column of the Seventh Schedule (in this Ordinance referred to as "measures of capacity"), are hereby declared to be such parts or multiples of a gallon as are specified respectively in the second column of that Schedule.

Seventh Schedule.

12. The apothecaries measures specified in the first column of the Eighth Schedule are hereby declared to be such parts of a gallon as are respectively specified in the second column of that Schedule.

Eighth Schedule.

13. (1) All weights and measures specified in the Schedules to this Ordinance are hereby declared to be, and are referred to in this Ordinance as, authorised weights and authorised measures, respectively; and every denomination of weight or measure specified in any such Schedule is hereby declared to be, and is referred to in this Ordinance as, an authorised denomination of weight or measure, as the case may be.

Authorised weight and measures.

(2) The Governor may from time to time with the advice of the Executive Committee, by Proclamation published in the *Gazette*, declare either generally or for the purpose of any specified trade or class of trades—

- (a) new denominations of the weights and measures specified in any Schedule to this Ordinance;
- (b) new weights and measures in addition to the weights and measures specified in the Schedules to this Ordinance.

(3) Every new denomination of weight or measure and every new weight or measure declared by Proclamation under sub-section (1) shall, to the extent specified in such Proclamation, be an authorised denomination of weight or measure or an authorised weight or measure, as the case may be, for the purpose of this Ordinance.

PART III.

Standards of Weight and Measure.

14. (1) For the purposes of this Ordinance, the Governor may from time to time procure such standards of weight and measure as he may consider necessary.

Ceylon standards.

(2) Every standard of weight or measure procured under sub-section (1) shall be the equivalent of an authorised denomination of weight or measure, and shall be made of such materials and in such manner as to be, as far as practicable, proof against mechanical and atmospheric agencies and other sources of error.

(3) Every standard of weight or measure procured under sub-section (1) shall be verified and stamped at the Standards Department of the Board of Trade in England before such standard is brought into use in Ceylon.

(4) The Governor may by notification in the *Gazette* declare that any standard of weight or measure, which has been procured and verified under this section, shall be brought into use in Ceylon and such standard shall upon such notification become a Ceylon standard and shall for all purposes whatsoever be conclusively presumed to be true and accurate.

15. (1) Every Ceylon standard shall be kept and preserved in such manner as may be prescribed at the office and in the custody of the Warden.

Custody and verification of Ceylon standards.

(2) The Governor shall, once at least in each period of fifteen years, cause every Ceylon standard to be verified and if necessary, adjusted or renewed, at the Standards Department of the Board of Trade in England:

Provided, however, that before any Ceylon standard of any weight or measure is sent out of Ceylon for such purpose, the Governor may cause a secondary standard of that weight or measure to be verified by comparison with such Ceylon standard and to be authenticated in such manner as the Governor may direct and to be placed in the custody of the Warden, and such secondary standard shall, during such time as the Ceylon standard is out of Ceylon, be deemed to be a Ceylon standard.

Secondary standards.

16. (1) The Governor may, for the purposes of this Ordinance, cause such copies as he may consider necessary of any Ceylon standards to be made in such manner and of such material, weight, length, form and specifications, as may be prescribed.

(2) Every such copy of a Ceylon standard shall, unless otherwise prescribed, be verified at the Standards Department of the Board of Trade in England, and shall be authenticated in the prescribed manner before it is brought into use in Ceylon.

(3) The Governor may, by notification published in the *Gazette*, declare that any copy of a Ceylon standard, which has been verified and authenticated in accordance with the provisions of sub-section (2), shall be brought into use in Ceylon; and such copy shall upon such notification become a secondary standard of weight or measure, as the case may be, and shall be deemed, until the contrary is proved, to be true and accurate.

(4) Every secondary standard of any weight or measure shall be kept and preserved in such manner as may be prescribed at the office and in the custody of the Warden, who shall, once at least in each period of five years, cause such standard to be compared with the Ceylon standard of that weight or measure and, if necessary, to be corrected or adjusted.

(5) The Governor may at any time by notification published in the *Gazette* cancel any secondary standard and any standard so cancelled shall thereupon cease to be, and to be used as, a secondary standard.

Working standards.

17. (1) The Warden or any local authority may from time to time for the purposes of this Ordinance procure such copies as may be necessary of the secondary standards of weight and measure; every such copy shall be made in such manner and of such materials, form and specifications as may be prescribed.

(2) The Warden shall cause every such copy of a secondary standard to be verified, and if found to be correct, to be authenticated, in the prescribed manner; every copy so authenticated shall be a working standard for the purposes of this Ordinance, and shall be deemed, until the contrary is proved, to be true and accurate.

Revision of working standards for the use of Inspectors.

18. (1) The Warden shall provide, for use by Inspectors appointed by him, such number of working standards as he may consider necessary; and such standards shall be kept at every Kachcheri in Ceylon and at such other places as the Warden may direct, in the custody of the Government Agent of the Province or the Assistant Government Agent of the District, or, in the case of a place other than a Kachcheri, in the custody of the Superintendent of the District or area in which that place is situated.

(2) Every local authority shall provide, for use by Inspectors appointed by that authority, such working standards as the Warden may from time to time direct; and such standards shall be kept at the office and in the custody of the authority and at such other places in the area of that authority as the Warden may direct.

Periodical verification of working standards.

19. (1) Every local authority and every Government Agent or Assistant Government Agent having the custody of any working standard, shall once at least in every period of two years send that standard to the Warden for the purpose of examination.

(2) The Examiner shall examine every working standard of weight or measure which is sent to the Warden under sub-section (1) and shall compare it with the secondary standard of that weight or measure, and if such working standard is, after such correction or adjustment as may be necessary, found to be true and accurate, shall in such manner as may be prescribed, stamp it as correct.

Provision of weighing and measuring instruments for use by Inspectors.

20. (1) The Warden shall provide, for use by Inspectors appointed by him, such weighing and measuring instruments as he may consider necessary; and such instruments shall be kept at every Kachcheri in Ceylon and at every other place at which working standards are, under section 18 (1), required to be kept.

(2) Every local authority shall keep and maintain such weighing and measuring instruments as the Warden may direct at the office of the authority and at every other place in the area of that authority at which working standards are, under section 18 (2), required to be kept.

(3) Every weighing or measuring instrument which is provided and kept under this section, shall be verified by the Superintendent at such times and in such manner as may be prescribed.

Judicial notice of standards.

21. Every Court shall take judicial notice of every Ceylon standard and of every secondary or working standard.

PART IV.

Use of Weights and Measures, etc.

22. (1) Save as is otherwise provided in section 54, every contract, bargain, sale or dealing made or had in Ceylon whereby any work, goods, wares, merchandise or other thing is or are to be done, sold, delivered, carried, measured, computed, paid for, or agreed for by weight or measure, shall be made and had according to one of the authorised weights and measures.

All contracts sales, etc., and collection of fees or duties to be in terms of authorised weights or measures.

(2) All fees and duties whatsoever charged or collected in Ceylon according to weight or measure shall be charged and collected according to one of the authorised weights or measures.

(3) Every contract, bargain, sale or dealing which is not made or had in accordance with the provision of sub-section (1) shall be void :

Provided, however, that notwithstanding anything in this section, a court may, in any case where any person has derived or received any advantage from or under any such contract, bargain, sale or dealing, make such order as the court may deem expedient for the purpose of compensating the person from whom or on account of whose act such advantage was derived or received.

23. Save as is otherwise provided in section 54, no weight or measure of any denomination other than an authorised denomination shall be used for the purpose of any trade.

Only authorised denominations to be used for trade.

24. Subject as hereinafter provided, every article which is sold by weight shall be sold by avoirdupois weight, and every computation of the weight of any article for the purpose of trade shall be made by avoirdupois weight :

Use of authorised weights for sale of articles.

Provided, however, that—

- (a) drugs, when sold by retail, may be sold by apothecaries' weight ;
- (b) troy weight or jewellers' weight may be used for the sale or for the computation of the weight—
 - (i) of gold and silver or any article made thereof including gold or silver thread, lace and fringe ;
 - (ii) of platinum, diamonds, or any other precious metal or stone :

Provided, further, that nothing in this section shall be deemed to prohibit the use of any new weight declared by Proclamation under section 13 to such extent as may be specified in such Proclamation.

25. No person shall use for the purpose of any trade, or have in his possession for use in any trade—

Use of weight or measure the denomination of which is not stamped thereon.

- (a) any weight which purports to be of a denomination equivalent to an authorised denomination, unless the denomination is stamped on the top or side thereof in legible figures and letters ; or
- (b) any measure of length or capacity which purports to be of a denomination equivalent to an authorised denomination, unless the denomination is stamped on the outside thereof in legible figures and letters ;
- (c) any striker which does not comply with the requirements of section 30 (a) :

Provided that nothing in this section shall be deemed to require the stamping of a denomination of any weight, if the small size of such weight renders such stamping impracticable.

26. No person shall use for the purpose of any trade, or have in his possession for use in any trade any weighing or measuring instrument which does not bear a stamp indicating the maximum weight or measure, as the case may be, which may be weighed or measured by means of such instrument.

Use of weighing or measuring instrument the capacity of which is not stamped thereon.

27. Every person who in any shop, warehouse, store, market, or public place sells any article by weight or measure, whether on his own behalf or on behalf of the owner of such article, shall on demand made by the person to whom the article is to be delivered—

Seller to weigh or measure article if required.

- (a) if the article is sold by weight, weigh the article in a weighing instrument in the presence of that person or
- (b) if the article is sold by measure, measure the article in a measure of capacity in the presence of that person.

28. No person shall sell or expose for sale any weight or measure or weighing or measuring instrument which has not been verified and stamped by an Inspector with the prescribed mark of verification.

Prohibition on sale of weight, etc., not stamped by Inspectors.

Prohibition of use of weights, measures, or instruments not stamped by Inspectors.

29. Where the Governor is satisfied that sufficient facilities are provided under this Ordinance for the verification and stamping by Inspectors of all weights and measures and weighing and measuring instruments which are in use in any place or area in Ceylon, the Governor may by Proclamation published in the *Gazette* prohibit the use, for the purpose of any trade in that place or area, of any weight or measure or weighing or measuring instrument which has not been stamped by an Inspector with the prescribed mark of verification; every such Proclamation shall be in force in such place or area on and after such date as may be specified therein, not being earlier than three months after the date on which the Proclamation is published in the *Gazette*.

Use of measures of capacity.

30. Where any authorised measure of capacity is used for the purpose of any trade, such measure shall not be heaped but shall—

- (a) be stricken with a round striker which must be straight and of the same diameter from end to end; or
- (b) where the article measured cannot conveniently be stricken by reason of its shape or size, be filled in all parts as nearly to the level of the brim as the shape and size of the article will permit.

Prohibition of sale, manufacture or repair of weights, measures, etc., except under licence

31. (1) No person shall sell, manufacture or repair any authorised weight or measure or any weighing or measuring instrument or any striker except under the authority of a licence issued by the Warden under this section.

(2) No licence to manufacture or repair weights, measures, strikers, and weighing and measuring instruments shall be issued to any person except upon payment of the prescribed fee.

(3) Every licence issued by the Warden under this section shall be in the prescribed form, shall be subject to such conditions as may be prescribed, and shall be in force until such date as may be specified in the licence.

(4) Regulations may be made prohibiting persons licensed under this section from demanding or accepting, in respect of the repair or adjustment of weights, measures, and weighing and measuring instruments, fees in excess of such maximum fees as may be prescribed by such regulations.

PART V.

Inspection, stamping and verification of Weights and Measures.

Periodical examination of weights, measures and instruments.

32. (1) The Superintendent for each District or area shall fix the times and the places within such District or area at which each Inspector appointed by the Warden shall examine and verify weights and measures and weighing and measuring instruments.

(2) The Chairman of every local authority shall fix the times and the places within the area of that authority at which each Inspector appointed by that authority shall examine and verify weights and measures and strikers and weighing and measuring instruments.

(3) Public notice of the time and place fixed under sub-section (1) or sub-section (2) for the examination and verification of weights and measures and strikers and weighing and measuring instruments shall be given by the Superintendent for the District or area or the Chairman of the local authority, as the case may be, in such manner and at such times as may be prescribed.

(4) Every Inspector shall at the time and place fixed under this section for examination by him, attend with the working standards provided for his use and shall—

- (a) examine in the prescribed manner every weight or measure which is produced to him for the purpose and compare it with a working standard of that weight or measure; and
- (b) examine and test in the prescribed manner every weighing or measuring instrument and any striker which is produced to him for the purpose.

(5) Nothing in sub-section (1) or sub-section (2) shall be deemed to prevent an Inspector from examining, comparing or testing any weight or measure or striker or weighing or measuring instrument which is produced to him for examination at any time or place other than a time or place fixed under this section.

(6) No Inspector shall examine any weight or measure or weighing or measuring instrument under this section, except upon payment of the prescribed fee for such examination

Stamping of mark of verification.

33. (1) An Inspector who, upon examination under section 32, finds any weight or measure or weighing or measuring instrument to be just, and otherwise in all respects to comply

with the provisions of this Ordinance and of the regulations made thereunder, shall stamp such weight, measure or instrument in the prescribed manner with the prescribed mark of verification.

(2) No Inspector shall stamp with a mark of verification any weight or measure or weighing or measuring instrument which is not just or which does not comply with any provisions of this Ordinance or any regulation which is applicable in the case of such weight, measure or instrument, as the case may be.

(3) No Inspector shall stamp any weight or measure with a mark of verification—

- (a) unless such weight or measure is of an authorised denomination ; or
- (b) unless he has tested it by comparison with a working standard of that weight or measure.

34. Every weight or measure or weighing or measuring instrument which has been duly stamped by an Inspector under this Ordinance with the prescribed mark of verification shall unless it is found thereafter to be false or unjust, be a legal weight measure or instrument, as the case may be, in any part, of Ceylon.

Weights, etc., stamped by Inspectors to be legal weights, etc., in Ceylon.

35. Any Inspector may at any reasonable time enter any factory, shop, store, godown, shed, land or premises which is in his division or in the area of the local authority by which he was appointed, as the case may be, and in which any weight or measure or striker or weighing or measuring instrument is or is suspected to be kept or used for the purpose of any trade, and may—

Power of Inspectors to enter premises and inspect weights, etc.

- (a) search for, or require the person for the time being in charge thereof to produce for inspection, all or any of the weights and measures and strikers and weighing and measuring instruments kept therein ;
- (b) inspect any weight or measure which is found therein or produced for examination, and compare it with a working standard of that weight or measure ;
- (c) inspect and test any weighing or measuring instrument or any striker which is found therein or produced for examination ; and
- (d) seize and detain for the purpose of a prosecution for an offence under this Ordinance, any weight or measure or striker or weighing or measuring instrument which is found upon such comparison or test to be unjust, or which appears to the Inspector to have been or to be likely to be used in contravention of any provision of this Ordinance.

36. (1) No Inspector shall use any working standard for the purposes of testing any weight or measure at any time after the expiry of a period of two years from the date on which that standard was last stamped as correct by the Examiner under section 19.

Use of unstamped standards, etc., by Inspectors.

(2) No Inspector shall use for the purposes of this Ordinance any weighing or measuring instrument which is provided for his use unless that instrument has been verified in the prescribed manner by the Examiner.

37. (1) No Inspector shall derive any profit from or be employed in the making or selling of weights or measures or weighing or measuring instruments.

Inspectors not to derive profit from making or selling weights, etc.

(2) Subject as hereinafter provided, no Inspector shall repair, alter or adjust any weight or measure or weighing or measuring instrument :

Provided, however, that where the Warden is satisfied that it is desirable that an Inspector should be allowed to adjust weights and measures and weighing and measuring instruments within the area of any local authority or in his division as the case may be, the Warden may, if he thinks fit, authorise that Inspector to act in that area as an adjuster of weights and measures and weighing and measuring instruments.

(3) No Inspector who is authorised under sub-section (2) to act as an adjuster of weights and measures and weighing and measuring instruments shall adjust any weight or measure or weighing or measuring instrument except upon payment of the prescribed fee for such adjustment.

38. (1) All fees paid under this Part to any Inspector appointed by the Warden shall be credited to general revenue.

Disposal of fees.

(2) All fees paid under this Part to any Inspector appointed by a local authority shall be credited to the funds of that authority.

39. Every Inspector shall keep a register in the prescribed form in which he shall enter such particulars as may be prescribed relating to the performance of his duties under this Ordinance, and shall at such times as may be prescribed transmit the register to the Warden for examination :

Registers to be kept by Inspectors.

Provided that in the case of an Inspector appointed by a local authority such register shall be submitted to the Chairman of that authority for transmission to the Warden in accordance with the provisions of this section.

Inspectors to give security.

40. (1) Every person appointed to be an Inspector shall forthwith on his appointment give security in such sum as may be prescribed for the due discharge of the duties of his office, for the due payment of all fees received by him under this Ordinance and for the safety of the working standards and stamps and other appliances entrusted to him for the purposes of this Ordinance.

Cap. 251.

(2) Where an Inspector is appointed by the Warden, the security required under sub-section (1) to be given by that Inspector shall be given under the Public Officers (Security) Ordinance, and the provisions of that Ordinance shall apply accordingly.

(3) Where an Inspector is appointed by a local authority, the security required under sub-section (1) to be given by that Inspector shall be given to the local authority, and shall be of such nature or description, and subject to such terms and conditions, as may be prescribed.

PART VI.

Offences and Penalties, etc.

Sale, use and possession of unstamped weights, etc.

41. Any person who—

- (a) sells or exposes for sale any weight or measure or weighing or measuring instrument which has not been stamped by an Inspector with the prescribed mark of verification ; or
- (b) in any place or area in which a Proclamation under section 29 is in force, at any time uses for the purpose of any trade or has in his possession for use in any trade, any weight or measure or weighing or measuring instrument which has not, in the period of twelve months immediately preceding such time, been stamped by an Inspector with the prescribed mark of verification,

shall be guilty of an offence and shall be liable to a fine not exceeding one hundred rupees and to imprisonment of either description for a term not exceeding three months or to both such fine and imprisonment.

Forgery of stamp or mark used by Inspectors.

42. Any person who—

- (a) forges or counterfeits any stamp or mark provided under this Ordinance for the use of Inspectors in stamping weights or measures or weighing or measuring instruments ; or
- (b) uses, sells, exposes for sale, utters or otherwise disposes of any weight or measure or weighing or measuring instrument bearing any stamp or mark which he knows to be forged or counterfeited ; or
- (c) removes any mark which has been stamped by an Inspector on any weight or measure or weighing or measuring instrument and inserts such mark on any other weight, measure or instrument ; or
- (d) wilfully increases or diminishes a weight or measure which has been stamped by an Inspector under this Ordinance, or uses, sells, exposes for sale, utters or otherwise disposes of any weight or measure which he knows to be so increased or diminished,

shall be guilty of an offence and shall be liable on conviction after summary trial before a Magistrate to a fine not exceeding five hundred rupees or to imprisonment of either description for a term not exceeding one year or to both such fine and imprisonment.

Manufacture of weights, etc., without licence

43. Any person who—

- (a) except under the authority of a licence issued in that behalf under this Ordinance, manufactures or repairs any weight or measure or striker or weighing or measuring instrument ; or
- (b) being the holder of such licence, commits a breach of any condition lawfully inserted in the licence,

shall be guilty of an offence and shall on conviction after summary trial before a Magistrate be liable to a fine not exceeding five hundred rupees or to imprisonment of either description for a term which may extend to six months or to both fine and imprisonment.

Refusal to produce weights etc., for inspection.

44. Any person who refuses to produce any weight or measure or striker or weighing or measuring instrument when required to do so by an Inspector under section 35, or who resists or obstructs an Inspector in the exercise of the powers conferred upon him by that section shall be guilty of an offence and shall on conviction after summary trial before a Magistrate

be liable to a fine not exceeding five hundred rupees or to imprisonment of either description for a term not exceeding six months, or to both such fine and imprisonment.

45. Any Inspector who commits a breach of any provision of Part V., or of any regulation relating to the examination, verification or stamping of weights or measures or striker or weighing or measuring instruments, shall be guilty of an offence and shall, on conviction after summary trial before a Magistrate be liable to a fine not exceeding five hundred rupees or to imprisonment of either description for a term not exceeding one year or to both such fine and imprisonment.

Breach by
Inspectors.

46. Any person who commits a breach of any provision of this Ordinance or of any regulation shall, where no punishment is expressly provided for such breach, be guilty of an offence and liable to a fine not exceeding one hundred rupees.

General
penalty.

47. Any court may on the conviction of any person of an offence under this Ordinance relating to any weight or measure or striker or weighing or measuring instrument, make order declaring that such weight or measure or striker or weighing or measuring instrument shall be forfeited to His Majesty; and every weight or measure or striker or weighing or measuring instrument which is so forfeited shall be disposed of in such manner as may be prescribed.

Forfeiture of
weights, etc.,

48. For the purposes of this Ordinance, any weight or measure or striker or weighing or measuring instrument which is found in the possession of any person who carries on any trade, or on any premises used by any person for the purposes of any trade, shall be deemed, until the contrary is proved, to be in the possession of that person for use in trade.

Evidence of
possession.

49. No prosecution shall be instituted against any person for any offence under this Ordinance except by or with the written sanction of the Superintendent for the District or area within which such offence is alleged to have been committed:

Sanction for
prosecution.

Provided, however, that any prosecution in respect of any offence alleged to have been committed in the area within the administrative limits of any local authority may be instituted with the written sanction of the Chairman of that authority.

50. Where any person is convicted of any offence under this Ordinance committed within the administrative limits of a local authority, the court convicting such person may direct that the whole or part of any fine imposed for that offence shall be paid to that authority; and any sum so paid shall be credited to the funds of that authority.

Payment of
fines to local
authorities.

51. The provisions of this Part shall be in addition to and not in substitution of the provisions of Chapter XIII of the Penal Code.

Saving for Chapter
XIII. of the Penal
Code. Cap. 15.

PART VII.

Supplementary.

52. (1) The Warden may from time to time direct any Superintendent to hold an inquiry with respect to the administration of this Ordinance in any area in Ceylon.

Local inquiries
by Superinten-
dent.

(2) Where any Superintendent is under sub-section (1) directed to hold an inquiry in any area, he shall—

- (a) inspect the working standards and weighing and measuring instruments provided for use by the Inspectors appointed for such area or for any division forming part thereof;
- (b) inquire into the procedure observed in the inspection and verification of weights and measures and strikers and weighing and measuring instruments in that area; and
- (c) make such other investigations as the Warden may direct.

(3) For the purposes of any inquiry authorised to be held in any area, the Superintendent who is directed under sub-section (1) to hold such inquiry shall have and may exercise all the powers conferred on an Inspector by or under this Ordinance.

53. If any dispute arises between an Inspector and any other person as to the meaning or construction of any regulation or as to the methods to be adopted in testing any weight, measure or striker or weighing or measuring instrument, such dispute shall, at the request of such Inspector or of such other person, be determined by the Warden, and the decision of the Warden on any such dispute shall be final and conclusive.

Settlement of
disputes.

54. (1) The Governor may by Proclamation published in the *Gazette* authorise the use in any place or area specified in the Proclamation of any local measure either generally or for the purpose of trade in any article so specified.

Use of local
measures.

(2) Where the use of any local measure in any place or area is authorised by Proclamation under sub-section (1) no person shall be deemed to have acted in contravention of any provision of this Ordinance by reason only of—

- (a) the possession, in that place or area, of any such local measure ; or
- (b) the use, in that place or area, of any such measure for any purpose authorised by such Proclamation.

(3) Nothing in this Ordinance shall be deemed to require any local measure to be stamped or verified by an Inspector, or to have its denomination stamped thereon.

(4) Nothing in this Ordinance shall be deemed to prohibit or restrict the use of any measure other than an authorised measure for the purpose of the measurement of the length or extent of any land.

(5) Nothing in this section shall be deemed to restrict the power of the Governor, under section 13, to declare any local measure to be an authorised measure for the purposes of this Ordinance.

Regulations.

55. (1) The Executive Committee of Labour, Industry and Commerce may, after consultation with the Executive Committee of Local Administration, make regulations for the purpose of 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 be made for or in respect of all or any of the following matters :—

- (a) all matters stated or required in this Ordinance to be prescribed or for which it is provided in this Ordinance that regulations may be made ;
- (b) the tests required to be passed by applicants for certificates under section 4 (3) ;
- (c) the custody and preservation of the Ceylon standards and the secondary standards ;
- (d) the manner in which secondary standards shall be authenticated and verified ;
- (e) the composition, weight, length, form and specification of working standards and the manner in which such standards shall be kept and preserved ;
- (f) the procedure for the examination and stamping of working standards, and the periodical verification of weighing and measuring instruments provided for use by Inspectors ;
- (g) the requirements as to the composition, weight, length, form and specification of weights and measures and strikers and the prohibition of the manufacture or use of weights and measures and strikers which do not conform to such requirements ;
- (h) the inspection, verification and stamping by Inspectors of weights, of measures and strikers and weighing and measuring instruments, the tests to be applied for the purpose of ascertaining the accuracy and efficiency of weights and measures and strikers the form and design of stamps to be used by Inspectors, the manner in which such stamps shall be used and the circumstances in which such stamping shall be prohibited ;
- (i) the limits of error to be allowed on verification and to be tolerated on inspection of weights, measures and weighing and measuring instruments, either generally or as respects any trade ;
- (j) the circumstances and conditions under which, the persons by whom, and the manner in which, marks of verification may be obliterated or defaced ;
- (k) the fees to be charged by Inspectors for the examination, verification and adjustment of weights, measures and weighing and measuring instruments and the manner in which such fees shall be paid ;
- (l) the amount of the security to be given by Inspectors, and, in the case of Inspectors appointed by local authorities, the manner in which, and the terms and conditions upon which, such security shall be given ;
- (m) the form of registers to be kept by Inspectors, the particulars to be entered therein and the times at which such registers shall be transmitted to the Warden for inspection ;
- (n) the form of licences under section 31, the fees payable therefor and the conditions subject to which such licences shall be issued ;
- (o) the disposal of weights, measures, strikers and weighing and measuring instruments declared to be forfeited under this Ordinance ; and
- (p) all matters incidental to or connected with the matters or subjects specifically referred to in this sub-section.

(3) No regulation shall have effect unless it is approved by the State Council and ratified by the Governor, and until notification of such approval and ratification has been published in the *Gazette*.

(4) Upon the publication in the *Gazette* of a notification to the effect that a regulation has been approved by the State Council and ratified by the Governor, that regulation shall be as valid and effectual as if it were herein enacted.

56. (1) In this Ordinance, unless the context otherwise admits—

Interpretation.

- “ Division ” means the area assigned to an Inspector under section 4 ;
- “ Examiner ” means the Examiner of the Standards appointed under section 2 ;
- “ Executive Committee ” means the Executive Committee of Labour, Industry and Commerce ;
- “ gallon ” means a measure of capacity equal to the gallon as defined in the Weights and Measures Act, 1878, of the Imperial Parliament ;
- “ Inspector ” means an Inspector of Weights and Measures appointed under section 4 ;
- “ local authority ” means any Municipal Council, Urban Council, Town Council, Local Board, Sanitary Board, or Village Committee which has been declared by a Proclamation under section 3 for the time being in force to be a local authority for the purposes of this Ordinance, the village area for which such Village Committee is established being deemed for this purpose to be the area within the administrative limits of such Committee ;
- “ measuring instrument ” includes any instrument for the measurement of length, capacity, surface or volume ;
- “ pound avoirdupois ” means a weight equal to the imperial standard pound as defined in the Weights and Measures Act, 1878, of the Imperial Parliament ;
- “ prescribed ” means prescribed by regulation ;
- “ regulation ” means a regulation made by the Executive Committee under this Ordinance ;
- “ square yard ” means an area equal to the area contained in a square, each of the sides of which is one yard in length ;
- “ Superintendent ” means a Superintendent of Weights and Measures appointed under section 2 ;
- “ trade ” means any contract, bargain, sale or dealing referred to in section 22 (1) ;
- “ Urban Council ” means an Urban Council constituted under the Urban Councils Ordinance, No. 61 of 1939 ;
- “ Warden ” means the Warden of the Standards appointed under section 2 ;
- “ weighing instrument ” includes scales with the weights belonging thereto, scale beams, balances, spring balances, steelyards, weighing machines, instruments constructed to calculate the price in money of articles weighed thereon, and other instruments for weighing ;
- “ yard ” means a measure of length equivalent to the imperial standard yard as defined in the Weights and Measures Act, 1878, of the Imperial Parliament.

(2) For the purposes of this Ordinance, a weight or measure shall be deemed to be just—

- (a) upon verification, if it is in accordance with a working standard of that weight or measure or has not a greater limit of error than the prescribed limit of error to be allowed on verification ; or
- (b) upon inspection, if it is in accordance with a working standard of that weight or measure or has not a greater limit of error than the prescribed limit of error to be tolerated on inspection.

(3) Any reference in this Ordinance to the Chairman of a local authority shall, in the case of a local authority which is a Municipal Council, be deemed to be a reference to the person for the time being appointed by that Council to be or to act as Municipal Commissioner.

57. Nothing in this Ordinance shall apply—

Application of Ordinance.

- (a) to any gas meter or any other machine used for measuring gas ; or
- (b) to any instrument used for the measurement or determination of electrical quantities.

58. The Weights and Measures Ordinance is hereby repealed.

Repeal of Chapter 127.

Savings.

59. Notwithstanding the repeal of the Weights and Measures Ordinance—

(a) every copy of a standard weight or measure which, having been provided by Government under section 3 of that Ordinance, is on the day immediately preceding the appointed date, preserved at any office or Kachcheri in accordance with the provision of that section, shall on and after the appointed date, be deemed to be a working standard of that weight or measure, and the provisions of this Ordinance shall apply accordingly in like manner as if such standard were a working standard procured and provided under this Ordinance.

(b) every weight or measure which has before the appointed date been stamped by an examiner or other authorised person in accordance with the provisions of section 12 of that Ordinance, shall be deemed for a period of one year from the appointed date to be a weight or measure, as the case may be, duly stamped with the prescribed mark of verification by an Inspector appointed under this Ordinance, and the provisions of this Ordinance shall apply accordingly.

Amendments
of other written
law. Ninth
Schedule.

60. The Ordinances mentioned in the first column of the Ninth Schedule are hereby amended in the manner and to the extent specified in the corresponding entries in the second column of that Schedule.

FIRST SCHEDULE.

(Section 5.)

Avoirdupois Weight

First Column. Denomination.	Second Column. Multiple or part of a pound avoirdupois.
Ton	2240
Hundred-weight	112
Quarter	28
Stone	14
Pound	1
Ounce	$\frac{1}{16}$
Dram	$\frac{1}{256}$
Penny-weight	$\frac{24}{7000}$
Grain	$\frac{1}{7000}$

SECOND SCHEDULE.

(Section 6.)

Apothecaries' Weight.

First Column. Denomination,	Second Column. Multiple or part of a pound avoirdupois.
Ounce	$\frac{480}{7000}$
Drachm	$\frac{60}{7000}$
Scruple	$\frac{20}{7000}$
Grain	$\frac{1}{7000}$

THIRD SCHEDULE.

(Section 7.)

Troy Weight.

First Column. Denomination.	Second Column. Multiple or part of a pound avoirdupois.
Ounce troy	$\frac{480}{7000}$

FOURTH SCHEDULE.

(Section 8.)

Jewellers Weight.

First Column. Denomination.	Second Column. Multiple or part of a carat.
Carat	1
Point	$\frac{1}{100}$

FIFTH SCHEDULE.

(Section 9.)

Measures of Length.

First Column. Denomination.	Second Column. Multiple or part of a yard.
Mile	1760
Furlong	220
Line	100
Chain of 100 links	$\frac{3}{2}$
Rod, pole or perch	$\frac{11}{2}$
Yard	1
Foot	$\frac{1}{3}$
Inch	$\frac{1}{36}$

SIXTH SCHEDULE.

(Section 10.)

Measures of Surface.

First Column. Denomination.	Second Column. Multiple or part of a square yard.
Acre	4840
Rood	1210
Square pole, rod or perch	121
Square	$\frac{100}{9}$
Square yard	1
Square foot	$\frac{1}{9}$
Square inch	$\frac{1}{1296}$

SEVENTH SCHEDULE.

(Section 11.)

Measures of Capacity.

First Column. Denomination.	Second Column. Multiple or part of a gallon.
<i>1.—Dry Measures.</i>	
Cube	622·884
Cubic yard	168·179
Cubic foot	6·22884
Cubic inch	·0036047
Bushel	8
Peck	2
Gallon	1
Quart	$\frac{1}{4}$
Pint	$\frac{1}{8}$
Gill	$\frac{1}{32}$
<i>2.—Liquid Measures.</i>	
Gallon	1
Quart	$\frac{1}{4}$
Bottle	$\frac{1}{8}$
Pint	$\frac{1}{16}$
Gill	$\frac{1}{32}$

EIGHTH SCHEDULE.

(Section 12.)

Apothecaries Measures.

First Column. Denomination.	Second Column. Multiple or part of a gallon.
Fluid ounce	$\frac{1}{160}$
Fluid drachm	$\frac{1}{1280}$
Minim	$\frac{1}{76800}$

NINTH SCHEDULE.

(Section 60.)

Amendments of other written law.

First Column.	Second Column.
Ordinance.	Manner and extent of amendment.
1. The Penal Code (Cap. 15).	In sections 257, 259, and 260 for the words "instrument for weighing" where they occur collectively in each of those sections, there shall be substituted the words "weighing or measuring instrument".
2. The Criminal Procedure Code (Cap. 16) Assistance to Inspectors of Weights and Measures.	For section 119 there shall be substituted the following section :— "119. It shall be the duty of every peace officer to give immediate information to an Inspector of Weights and Measures of any breach of any provision of any Ordinance for the time being in force relating to Weights and Measures, and at the request of any such Inspector to assist him in carrying out the provisions of any such Ordinance."
3. The Municipal Councils Ordinance (Cap. 193)	Sub-section (8) (a) of section 110 shall be omitted.
4. The Local Boards Ordinance (Cap. 196)	Paragraph (d) of section 56 shall be omitted.
5. The Urban Councils Ordinance, No. 61 of 1939.	Sub-section (15) of section 170 shall be omitted.

Passed in Council the Sixth day of August, 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-seventh day of August, One thousand Nine hundred and Forty-six.

C. H. HARTWELL,
Secretary to the Governor.

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

No. 38 of 1946.

An Ordinance to Incorporate the Muslim Hospital Association.

J. C. HOWARD.

Whereas the Muslim Hospital Association, which has been established in Colombo, has applied to be incorporated and it will be for the public advantage to grant the application :

Be it therefore 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 Muslim Hospital Association Incorporation Ordinance, No. 38 of 1946.

Incorporation of the Muslim Hospital Association.

2. With effect from the date on which this Ordinance comes into operation, the persons who for the time being are the members of the Muslim Hospitals Association are hereby constituted and established a body corporate with perpetual succession under the name of the Muslim Hospital Association (hereinafter referred to as the "Association") and by such name shall and may sue and be sued in all Courts in Ceylon and may have and use a common seal and alter the same at their pleasure.

General objects of the Association.

3. The general objects for which the Association is constituted are hereby declared to be :—

- (1) to maintain the Muslim Hospital in Colombo ;
- (2) to establish, maintain and support maternity homes in Ceylon wherever they are needed ; and
- (3) to do everything that may be required to promote the health of Muslims in the Island.

4. (1) The affairs of the Association shall, subject to the rules for the time being in force under this Ordinance, be administered by a Board of Directors (hereinafter referred to as "the Board") consisting of not less than twenty-four and not more than forty members.

Board of
Directors.

(2) The first Board of Directors under this Ordinance shall consist of the members of the Association whose names are enumerated in Schedule I.

(3) The tenure of office of, and the election of successors to, the Board or any individual Director shall be in accordance with the rules for the time being in force under this Ordinance.

5. The Association shall be able and capable in law—

Power to hold
property.

- (a) to acquire at any time hereafter any property, movable or immovable, whether by purchase, gift, devise or legacy;
- (b) to invest the funds of the Association;
- (c) to erect any buildings on any land vested in or acquired or held by the Association; and
- (d) to sell, grant, convey, assign or otherwise dispose of any of its properties.

6. (1) The rules set out in Schedule II. shall for all purposes be deemed to be the rules of the Association in force at the date on which the Ordinance comes into operation.

Rules.

(2) The Association shall have power at all times hereafter to make new rules whether in addition to or in substitution for the rules set out in Schedule II., and to amend or add to or rescind any of the rules set out in Schedule II. or any new rule so made; and the rules in force under this Ordinance at any time shall be the rules as so added to, replaced or amended up to that time.

7. All debts, liabilities and obligations, which at the date on which this Ordinance comes into operation are due to be paid, fulfilled or performed by the Muslim Hospital Association, shall be paid, fulfilled or performed by, and all debts, subscriptions and contributions which at that date are due or payable to that Association shall be paid to, the Association incorporated by this Ordinance.

Debts and
liabilities.

8. Except so far as is provided in this Ordinance or in any rules for the time being in force thereunder any dispute or doubt as to any matter or question affecting or relating to the principles or policy of the Association, shall be referred to the Board whose decision thereon shall be final.

Decision of
disputes, &c.,
as to principles
or policy.

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

Saving of the
rights of the
Crown and
other rights.

SCHEDULE I.

(1) Sir Mohamed Macan Markar, (2) Mr. A. R. A. Razik, M.S.C., J.P. and U.M., (3) Mr. T. B. Jayah, M.S.C., (4) Dr. M. C. M. Kaleel, M.S.C., (5) Mr. A. M. A. Azeez, C.C.S., (6) Mr. S. Halim Deen, M.M.C., (7) Mr. A. I. H. Abdul Wahab (Mayor, Galle), (8) Mr. Y. M. Naina Marikar, J.P., (9) Mr. W. M. Hassim, J.P., (10) Gate Mudaliyar M. S. Kariapper, J.P., (11) Mr. K. Adamaly, J.P., (12) Mr. N. M. Abul Cassim Marikar, J.P., (13) Mr. M. Mahroof, (14) Dr. S. M. M. Jabir, (15) Dr. H. J. Hazari, (16) Dr. C. Ismail, (17) Dr. A. C. M. Sulaiman, (18) Dr. A. R. M. Waffarn, (19) Dr. M. M. Hassan, (20) Mr. A. M. M. Abdul Cader, (21) Mr. Mohideen Abdul Cader, (22) Mr. M. Adamjee, (23) Mr. W. M. Abdul Jabbar, (24) Mr. A. H. A. Aziz (Advocate), (25) Mr. Jabir A. Cader, (26) Mr. Mohideen A. Cader, (27) Mr. Faleel Caffoor, (28) Mr. Haji Mohamed Ghany, (29) Mr. M. L. M. Ghouse, (30) Mr. A. H. M. Ismail, (31) Mr. Ebrahim Jafferjee, (32) Mr. I. L. M. Mahamoodu, (33) Mr. M. S. Marikar Bawa, (34) Mr. U. L. M. M. Mohideen, (35) Mr. S. H. Moosajee, (36) Mr. S. T. R. Salay Mohamed, (37) Mr. H. M. Naina Marikar (Barrister-at-Law), (38) Mr. Mathang Ismail, (39) Mr. A. R. M. Thassim, (40) Mr. M. I. Abdul Rassool.

SCHEDULE II.

1. In these rules, unless the context otherwise requires—
"the Association" means the Association incorporated by the Ordinance;
"the Board" means the Board of Directors of the Association;
"the Ordinance" means the Muslim Hospital Association Incorporation Ordinance.

2. The general administration and control of the hospitals and maternity homes established under the Ordinance, and all affairs pertaining thereto shall be vested in the Board.

3. Each of the Directors shall pay a sum of Rs. 1,000 (one thousand rupees) or an annual subscription of Rs. 50 (fifty rupees); and if anyone fails to pay his subscription before the next annual meeting he shall cease to be a Director and another shall be elected in his place.

4. All persons who profess the Islamic faith and who pay a sum of Rs. 100 or an annual subscription of Rs. 10 to the Association and whose names appear in the register of electors to be kept for the purpose, shall be entitled to vote at any election of the Board or of individual Directors.

5. A Board to succeed the Board of Directors whose names are enumerated in Schedule I, shall be elected at the annual general meeting of the Association next following the expiry of a period of two years from the date on which the Ordinance comes into operation. Each successive Board thereafter shall be elected at intervals of two years at an annual general meeting of the Association.

Each Board so elected shall hold office for a period of two years. A retiring Board or the individual Directors constituting such Board shall be eligible for re-election.

6. At any election of the Board or of individual Directors every person who is a member of the Association and who shall then be resident in the Island shall be eligible for election. No person convicted of any infamous crime shall be eligible as a Director.

7. Where the office of a Director is rendered vacant under rule 3 or rule 16 or by his resignation, death, or illness, the remaining Directors may elect as a substitute, for such Director, any person who is eligible under the rules; and such person shall hold office as Director until the Board to which he belongs shall retire from office.

8. The annual general meeting of the Association shall be held in the month of February of each year and at such time and place as the Board or the standing committee constituted under rule 14 shall determine; seven days' notice in writing of such meeting shall be posted or given by the Secretary to each member of the Association. At each such meeting the Secretary shall present a full report of the work and state of the Association and the Treasurer shall present a statement of accounts properly audited by an auditor appointed by the Board showing all moneys received and disposed during the year immediately preceding.

9. Ordinary meetings of the Board shall be held at least four times a year on such dates as may be determined by the Board. Special meetings of the Board may be held upon a requisition signed by seven Directors or at the instance of the standing committee.

10. At any meeting of the Board duly called nine Directors shall form a quorum.

11. The office-bearers of the Board shall consist of a President, Vice-President, Secretary and Treasurer all of whom shall be elected at a meeting of the Directors held immediately after the election of a new Board of Directors or within a week after the meeting, and shall continue to hold office until the next election of the Board. Should any office be vacated at any other time, the Directors may at any meeting appoint another Director to fill the place so vacated.

12. All moneys received by the Treasurer shall be deposited at the Bank of Ceylon or in any other Bank nominated by the Board of Directors to the account of the Muslim Hospital Association and all cheques drawn on this account shall be signed by the Treasurer and by one of any two Directors nominated by the Board in that behalf.

13. The Board may from time to time make standing orders defining the duties of its several officers and regulating the manner in which its meetings may be commenced, held, adjourned and recorded. Such standing orders when made shall not be revoked or altered save at a meeting of the Board after due notice to all Directors of the proposed alteration.

14. At the meeting for the election of office-bearers the Board shall appoint a standing committee which shall consist of nine members. The Board may make standing orders for the conduct of the business of the standing committee and subject to the provisions herein contained define the duties to be discharged by it.

15. The standing committee shall have power to consider and decide all questions appertaining to the work of the Board, subject to the right of the Board to cancel or disallow any decision of such committee.

16. Any Director who fails to attend three consecutive meetings of the Board, or of the standing committee if he is a member of such Committee, without submitting a written explanation which the Board accepts as satisfactory shall cease to be a Director.

Provided however that no such amendment, rescission, addition or alteration shall have effect unless it has been duly notified to all Directors and shall have been passed by not less than two-thirds of the Directors for the time being present at the meeting convened for the purpose.

Passed in Council the Seventh day of August, 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-eighth day of August, One thousand Nine hundred and Forty-six.

C. H. HARTWELL,
Secretary to the Governor.

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

No. 40 of 1946.

**An Ordinance to amend the Ceylon Railway
Benefit Association Ordinance.**

Chapter 208
(Volume V.,
page 560.)

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 Ceylon Railway Benefit Association Amendment Ordinance, No. 40 of 1946.

Short title.

2. Section 15 of the Ceylon Railway Benefit Association Ordinance hereinafter referred to as the principal Ordinance is hereby amended by the substitution, for the words "transaction of business," of the words "transaction of business, for the establishment and regulation of a provident fund for the benefit of the employees of the corporation or any of them and for all matters incidental thereto, including the determination of the amounts from time to time to be paid into such provident fund, whether by such employees or by the corporation from its funds, on account of contributions, bonus, interest, or otherwise, and the manner and conditions of making payments from such provident fund, for the payment of gratuities from the funds of the corporation to specified employees of the corporation upon the retirement of such employees from the service of the corporation or for the benefit of the dependants of the specified employees who have died on or after January 1, 1945, while in the service of the corporation and for all matters incidental thereto, including the method of calculation and the conditions of payment of such gratuities."

Amendment of
Section 15
of Chapter
208.

3. The following new section is hereby inserted immediately after section 22 of the principal Ordinance and shall have effect as section 22A of that Ordinance:

Insertion of
new Section 22A
in the principal
Ordinance.

22A. Subject to and in accordance with rules made under section 15, it shall be lawful for the corporation out of its funds to contribute to any provident fund duly established for the benefit of its employees and to pay gratuities to its employees upon their retirement and to the dependants of employees dying on or after January 1, 1945, while in the service of the corporation.

Power to
contribute
to provident
fund and to
pay gratuities.

4. 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.

Saving of
rights of
the Crown.

Passed in Council the Seventh day of August, 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 Third day of September, One thousand Nine hundred and Forty-six.

C. H. HARTWELL,
Secretary to the Governor.

NOTIFICATIONS OF CRIMINAL SESSIONS.

BY virtue of a mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said Court for the District of Tangalla will be holden 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,
Hambantota, August 30, 1946

C. J. OORLOFF,
Deputy Fiscal.

NOTICES OF INSOLVENCY.

In the District Court of Panadura.

No. 1. In the matter of the insolvency of Kumarawattage Achiltus Daniel Fernando of Sarikkalimulla.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the second sittings of this court on September 11, 1946, for the examination of the above-named insolvent.

By order of court, L. F. ROSA,
August 14, 1946. Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

T. Rudra of Norris road, Colombo Plaintiff.

No. 6,661/S. Vs.

(1) S. E. Boteju of De Silva road, Kalubowila Defendant.

NOTICE is hereby given that on Saturday, September 28, 1946, at 2.30 P.M., will be sold by public auction at 244, De Silva road, Kalubowila, the following movable property belonging to the 1st defendant for the recovery of the sum of Rs. 1,000 and costs of suit as follows:—Rs. 90.52 as incurred costs and Rs. 95.20 as prospective costs, viz.:—

1 red white spotted cape cow with horns bent forward, 1 red white spotted cape cow with horns bent forward, 1 white red spotted cape cow with horns bent forward, 1 white red spotted cape cow, 1 she buffalo (Thorati) with horns bent downwards tail white, 1 Batticaloa she buffalo bearing brand marks T. A. P. on the right side.

Fiscal's Office,
Colombo, September 3, 1946.

G. M. CHINNATAMBY,
Deputy Fiscal.

Central Province.

In the District Court of Nuwara Eliya.

The Attorney-General of the Island of Ceylon Plaintiff.
 No. 2,535. Vs.
 M. C. Abraham Appuhamy of Ramboda Defendant

NOTICE is hereby given that on Saturday, September 28, 1946 at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant, for the recovery of Rs. 12 per mensem from January 1, 1943, till the Crown is restored to possession of the land described in the schedule to the plaint and costs Rs. 250-03 being the taxed costs payable by the defendant, in the following property, viz. —

All that land called and known as Ensalkadewatta together with the building standing thereon containing in extent about $\frac{1}{2}$ an acre situate at Sangilpalama, Ramboda korale, Kotmale division, Nuwara Eliya District Central Province; and bounded on the north by Ellamalakumbura, south by cart road and the boundary of the land belonging to W. B. D. Piyasena, east by Ellamalakumbura and boutique lines belonging to Manjal Tamby, west by land belonging to Norishamy.

2. This land was also seized in execution of writs in C R., Nuwara Eliya, Cases Nos. 16,469, 16,470 and 16,471.

Fiscal's Office, S. J. WALPITA,
 Nuwara Eliya, August 28, 1946. Additional Deputy Fiscal.

Province of Sabaragamuwa.

In the District Court of Ratnapura.

Viyalagoda Vidanalage Missi Nona of Meneripitiya of Panawal korale Plaintiff.
 No. 7,655. Vs.

(1) Pigeru Angodage Podiappuhamy and (2) Pigeru Angodage alias Moratota Kankanamalage Podimahatmaya, both of Kandangoda in Kuruwita Defendants.

NOTICE is hereby given that on Thursday, September 26, 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 plaintiff in the following property for the recovery of Rs. 528 73 and poundage, viz. —

All the right, title and interest of the judgment-debtors in and to the land called Gallokehewatta with the rubber plantation thereon situate at Lellagoda in Uda pattu of Kuruwita korale in the District of Ratnapura of the Province of Sabaragamuwa, and bounded on the north by Polwatta, east by ela and agala, south by Teppanawe Gamuna, and west by Alutrubberwagawa, in extent about 8 acres.

Fiscal's Office, A. B. KARALLIADDE,
 Ratnapura, August 26, 1946. Additional Deputy Fiscal.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Walmundewage Arnolis Fernando of Ketawalamulla, Dematagoda, deceased.
 No. 11,851.

Jayamanne Vedage Soido Fernando of Ketawalamulla in Dematagoda, Colombo Petitioner.

And

(1) Walmundewage Jillam Fernando, (2) ditto Ammie Fernando, (3) ditto Rosaline Fernando, (4) ditto Ensy Fernando, (5) ditto Maggie Fernando, all of Ketawalamulla aforesaid Respondents.

THIS matter coming on for disposal before V. E. Rajakarier, Esq., Additional District Judge of Colombo, on April 8, 1946, in the presence of Mr. D. F. J. Perera, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated April 1, 1946, having been read:

It is ordered that the petitioner above named be and she is hereby declared entitled, as the widow of the deceased, to have letters of administration to the estate of the said deceased issued to her accordingly, unless the respondents above named or any person or persons interested shall, on or before July 4, 1946, show sufficient cause to the satisfaction of this court to the contrary.

S. C. SWAN,
 May 8, 1946. Additional District Judge.

The date of showing cause against the foregoing Order Nisi is extended to July 25, 1946.

S. C. SWAN,
 July 16, 1946. Additional District Judge.

The date of showing cause against the foregoing Order Nisi is extended to September 12, 1946.

S. C. SWAN,
 July 25, 1946. Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Kaluarachige Jurisdiction. Stephen Perera of Vedamulla in the Adicari pattu of Siyano korale, deceased.
 No. 11,932.

Kaluarachige Carols Perera of Vedamulla aforesaid Petitioner.

THIS matter coming on for disposal before V. E. Rajakarier, Esq., Additional District Judge of Courts, on May 30, 1946, in the presence of Mr. D. F. J. Perera, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner above named and the affidavit of the said petitioner dated May 28, 1946, having been read:

It is ordered that the petitioner above named be and he is hereby declared entitled, as the brother of the deceased, to have letters of administration to the estate of the said deceased issued to him accordingly, unless any person or persons interested shall, on or before July 25, 1946, show sufficient cause to the satisfaction of this court to the contrary.

S. C. SWAN,
 July 16, 1946. Additional District Judge.

The date of showing cause against the foregoing Order Nisi is extended to September 12, 1946.

S. C. SWAN,
 July 25, 1946. Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Munantrige alias Munasinghe Aratchige Rosa Perera Hamme of Wedamulla, deceased.
 No. 11,933.

Katuarachige Carols Perera of Wedamulla in the Adicari pattu of Siyano korale Petitioner.

THIS matter coming on for disposal before V. E. Rajakarier, Esq., Additional District Judge of Colombo, on May 30, 1946, in the presence of Mr. D. F. J. Perera, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated May 28, 1946, having been read:

It is ordered that the petitioner above named be and he is hereby declared entitled, as the sole heir of the deceased, to have letters of administration to the estate of the said deceased issued to him accordingly, unless any person or persons interested shall, on or before July 25, 1946, show sufficient cause to the satisfaction of this court to the contrary.

S. C. SWAN,
 July 16, 1946. Additional District Judge.

The date of showing cause against the foregoing Order Nisi is extended to September 12, 1946.

S. C. SWAN,
 July 25, 1946. Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Wijesinghe Arachchige Don Cornelis Wijeyesinghe of Ratmalana, deceased.
 No. 11,934.

Don Francisuge Juseline Perera of Ratmalana Petitioner.

And

(1) Dona Iranè Chandra Wijeyesinghe, (2) Dona Garvin Silva Parakkarma Wijesinghe, both of Ratmalana appearing by their guardian ad litem, (3) Don Joseph Perera Balasuriya of Ratmalana Respondents.

THIS matter coming on for disposal before V. E. Rajakarier, Esq., Additional District Judge of Courts, Colombo, on May 30, 1946, in the presence of Mr. D. F. J. Perera, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated May 20, 1946, having been read:

It is ordered that the 3rd respondent above named be and he is hereby declared appointed guardian ad litem over the minors, the 1st and 2nd respondents above named, and the petitioner above named be and she is hereby declared entitled to have letters of administration to the estate of the said deceased issued to her accordingly, unless the respondents above named or any person or persons interested shall, on or before July 25, 1946, show sufficient cause to the satisfaction of this court to the contrary.

S. C. SWAN,
 July 10, 1946. Additional District Judge.

The date of showing cause against the foregoing Order Nisi is extended to September 12, 1946.

S. C. SWAN,
 July 25, 1946. Additional District Judge.

In the District Court of Colombo

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction. Wannachchige Baba Nona Fonseka of Kalu-
No. 11,975. bowila in the Palle pattu of Salpiti korale,
deceased.

Weerasekara Don Kamel de Alwis, of Kalubowila in the Palle
pattu of Salpiti korale Petitioner

Vs.

(1) Weerasekarage Nancia de Alwis, wife of (2) Dawamullage
Gabriel Perera, (3) Weerasekarage Josseline de Alwis, (4)
Weerasekarage Siripala de Alwis, minor by his guardian *ad*
litam, the 2nd respondent, all of Kalubowila afore-
said Respondents.

THIS matter coming on for disposal before V. L. St. Clair Swan,
Esq., Additional District Judge of Colombo, on June 21, 1946, in
the presence of Mr. E. W. Seneviratne, Proctor, on the part of the
petitioner above named; and the affidavit of the said petitioner
dated March 31, 1946, having been read:

It is ordered that the 2nd respondent above named be and he is
herby declared appointed guardian *ad litam* over the minor, the
4th respondent above named, and the petitioner above named be and
he is hereby declared entitled, as the widower of the deceased, to have
letters of administration to the estate of the said deceased issued
to him accordingly, unless the respondents above named or any
person or persons interested shall, on or before September 5, 1946,
show sufficient cause to the satisfaction of this court to the contrary.

July 4, 1946.

S. C. SWAN,
Additional District Judge.

The date of showing cause against the foregoing Order Nisi is
extended to September 19, 1946.

August 26, 1946.

N. SINNATAMBY,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction. Buddhaseena Premachandra of Talawatuhenpita.
No. 12,002. deceased.

Florence Beatrice Premachandra of Talawatuhenpita Petitioner.

Vs.

(1) Wickremearatchige Daya Premachandra, (2) ditto Nimal
Premachandra, (3) ditto Lalini Premachandra, (4) ditto
Ranjit Premachandra, (5) ditto Indram Premachandra, (6)
ditto Sudarma Premachandra, (7) ditto Ramaya Prema-
chandra, (8) ditto Sudansa Premachandra, (9) ditto Kamala
Premachandra the 2nd, 3rd, 4th, 5th, 6th, 7th, 8th and
9th respondents, minors by their guardian *ad litam*,
10) Wickremearatchige Lewis Premachandra of
Nedungomuwa Respondents.

THIS matter coming on for disposal before V. L. St. Clair Swan,
Esq., Additional District Judge of Colombo, on July 5, 1946, in
the presence of Mr. D. F. J. Perera, Proctor, on the part of the petitioner
above named; and the affidavit of the said petitioner, dated June
17, 1946, having been read:

It is ordered that the respondents above named be and he is
herby declared appointed guardian *ad litam* over the minors the
2nd, 3rd, 4th, 5th, 6th, 7th, 8th and 9th respondents above named
and the petitioner above named be and she is hereby declared
entitled, as the widow of the deceased, to have letters of adminis-
tration 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 September 12, 1946, show sufficient
cause to the satisfaction of this court to the contrary.

July 23, 1946.

S. C. SWAN,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the
Jurisdiction. late Senamuni James Rajapakse, Retired Village
No. 12,025. Headman of Horagalla in the Ragam pattu of
Alutkuru korale, deceased.

Senasige Carols Silva of Thibbotugoda in the Ragam pattu
aforesaid Petitioner.

And

(1) Sonamuni Rokin Rajapakse of Horagolla aforesaid, (2)
Andige Steven Silva of Thibbotugoda aforesaid Respondents.

THIS matter coming on for disposal before V. L. St. Clair Swan,
Esq., Additional District Judge of Colombo, on July 19, 1946, in
the presence of Messrs. Jayasekera & Jayasekera, Proctors, on the part
of the petitioner, above named; and the affidavit of the said
petitioner dated July 9, 1946, having been read:

It is ordered that the 2nd respondent above named be and he is
herby appointed guardian *ad litam* over the Lunatic, the 1st
respondent above named, and the petitioner above named be and he is
herby declared entitled, as a cousin of the said deceased, to have
letters of administration to the estate of the said deceased issued to

him accordingly, unless the respondents above named or any person
interested shall, on or before September 26, 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 Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Hetti-
Jurisdiction. aratchige Stephen Lobus Dharmaratne, of
No. 12,013. Potiyngoda in Adikari pattu of Siyano korale,
deceased.

Hettiaratchige Joseph Ladis Lays Dharmaratne of Thulhiriya,
Alawwa Petitioner.

(1) Hettiaratchige Grace Winifred Dharmaratne of Nuwara
Eliya, (2) Hettiaratchige Lily Florence Dharmaratne of
Akurussa, (3) Hettiaratchige Roy Anthony Dharmaratne of
Kogalla, for himself and as guardian *ad litam* of 7th respondent,
(4) Hettiaratchige Stella Brona Dharmaratne, (5) Hetti-
aratchige Claud Joseph Dharmaratne, (6) Hettiaratchige
Janet Theresa Dharmaratne, all of Kogalla, (7) Hetti-
aratchige Kathleen Dharmaratne of Kogalla, minor, appearing
by her guardian *ad litam*, the 3rd respondent, (8) Bastian
Koralalago Joseph Rodrigo of Kondala, (9) Gertrude Alexandra
Perera Aboysinghe, (10) Tharsis Griella Perera Aboysinghe,
(11) Cecilia Matilda Perera Aboysinghe, all of Potiyngoda, (12)
Hettiaratchige Thomas Shelton Dharmaratne of Kotahona,
minor, appearing by his guardian *ad litam* the 10th re-
spondent, (13) Hettiaratchige Rosalino Dharmaratne of
Weliganpitiya, Ja-ola, (14) Hettiaratchige Cecilia Ellice
Dharmaratne of Kiribathgoda, (15) Gardi Hettiaratchige
Joseph Anton Rossin Logus of Wattala, (16) Gardi Hetti-
aratchige Schubert Floris Maximian Logus of Kondala, (17)
Hettiaratchige Gratiaen Dharmaratne of Alawwa, (18) Hetti-
aratchige Daniel Dharmaratne of Potiyngoda, (19) Margart
Rupasinghe of Kotahona as guardian *ad litam* of 12th
Respondent Respondents.

THIS matter coming on for disposal before V. L. St. Clair Swan,
Esq., Additional District Judge of Colombo, on July 12, 1946, in
the presence of Mr. D. S. Ganegoda, Proctor, on the part of the petitioner
above named; and the affidavit of the said petitioner dated July 3,
1946, having been read:

It is ordered that the 3rd respondent above named be and he is
herby declared appointed guardian *ad litam* over the minor the
7th respondent above named and 10th respondent above named
guardian *ad litam* over the 12th respondent above named and
the petitioner above named be and he is hereby declared entitled, as the
brother of the deceased, to have letters of administration to the estate
of the deceased issued to him accordingly, unless the respondents
above named or any person or persons interested shall, on or before
September 19, 1946, show sufficient cause to the satisfaction of
this court to the contrary.

August 19, 1946.

W. SANSONI,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction. Velupillai Nagalingam of Fullerton estate,
No. 12,040. Kalutara, deceased.

Visalatchi Ammal Nagalingam, presently of 10, Chemmani
road, Jaffna Petitioner.

Vs.

(1) Thilakawathis Nagalingam, presently of 119, Chemmani
road, Jaffna, minor, appearing by her guardian *ad litam*,
(2) S. E. Nadesu, presently of 119, Chemmani road,
Jaffna Respondents.

THIS matter coming on for disposal before V. L. St. Clair Swan,
Esq., Additional District Judge of Colombo, on July 30, 1946, in
the presence of Mr. T. Thambirathnam, Proctor, on the part of the
petitioner above named; and the affidavit of the said petitioner
dated July 30, 1946, having been read:

It is ordered that the 2nd respondent above named be and he is
herby declared and appointed guardian *ad litam* over the minor,
the 1st respondent above named, and the petitioner above named
be and she is hereby declared entitled, as the widow of the deceased,
to have letters of administration to the estate of the said deceased
issued to her accordingly, unless the respondents above named or
any person or persons interested shall, on or before October 3, 1946,
show sufficient cause to the satisfaction of the court to the contrary.

August 7, 1946.

V. L. ST. CLAIR SWAN,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction. Emily Helen Vanderwert of Vanderwert place,
No. 12,035. Dehiwala, deceased.

Alaric Frederick Vanderwert of Kandana Petitioner.

THIS matter coming on for disposal before S. C. Swan, Esq.,
Additional District Judge of Colombo, on August 3, 1946, in the

presence of Mr. H. E. V. de Silva, Proctor, on the part of the petitioner above named; and the affidavit of (1) the petitioner dated July 18, 1946, and (2) the attesting notary and the witnesses dated June 20, 1946, having been read:

It is ordered that the last will and testament No. 516 made by Emily Helena Vanderwert, the deceased above named, and attested by D. G. R. Gunawardena, Notary Public, on March 30, 1944, the original of which has been produced and is now deposited in this court be and the same is hereby declared proved.

It is further ordered that the petitioner above named is the executor named in the said will and he is hereby declared entitled, to have probate thereof issued to him accordingly, unless any person or persons interested shall, on or before September 12, 1946, show sufficient cause to the satisfaction of this court to the contrary.

August 23, 1946.

N. SINNETAMBY,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction. the late Duwage Alfred Edwin Alwis Wanigasekera of Boralesgomuwa in Palle pattu of
No. 12,055. Salpiti korale, deceased.

Duwage Reginald Stanley Alwis Wanigasekera of Boralesgomuwa Petitioner.

Vs.

(1) Emily Elizabeth Alwis Wanigasekera nee de Alwis, (2) Percy Felix Alwis Wanigasekera, (3) Leslie Clement Alwis Wanigasekera, (4) Mercy Laura Alwis Wanigasekera, wife of Victor Albert de Alwis, all of Boralesgomuwa . . . Respondents.

THIS matter coming on for disposal before Waldo Sansoni, Esq., District Judge of Colombo, on August 7, 1946, in the presence of Mr. P. S. P. Kalpage, Proctor, on the part of the petitioner above named, and the affidavit of the said petitioner dated July 30, 1946, and the affidavit of the attesting notary and witnesses dated August 7, 1946, having been read:

It is ordered that the last will and testament of Duwage Alfred Edwin Alwis Wanigasekera, 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 declared entitled, to have probate of the said will issued to him accordingly, unless the respondents above named or any person or persons interested shall, on or before October 3, 1946, show sufficient cause to the satisfaction of this court to the contrary.

August 19, 1946

N. SINNETAMBY,
Additional District Judge.

In the District Court of Colombo.

Notice of Application.

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction. Arthur Seymour of 5, Priestlands, Park road,
No. 12,061. Sidcup, Kent, England, deceased.

And

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

NOTICE is hereby given that after the expiry of fourteen days from the date hereof, application will be made to the District Court of Colombo, under the British Courts Probates (Re-sealing) Ordinance (Chapter 84), for the sealing of Probate of the will of Arthur Seymour of 5, Priestlands, Park road, Sidcup, Kent, England, deceased granted by the Principal Probate Registry at Llandudno of His Majesty's High Court of Justice in England, on February 20, 1945.

V. GNANARATNAM COOKE,

Proctor for Martins Bank Limited, the executor of the will of Arthur Seymour, deceased, care of Messrs. F. J. & G. de Saram, Proctors, Colombo.
Colombo, September 6, 1946.

In the District Court of Colombo.

Notice of Application.

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction. Janet Stronach, late of the corner of Elin and
No. 12,065. Mowbray streets, East Brisbane in the State of Queensland, Australia, widow, deceased.

And

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

NOTICE is hereby given that after the expiry of fourteen days from the date hereof, application will be made to the District Court of Colombo, under the British Courts Probates (Re-sealing) Ordinance (Chapter 84), for the sealing of the order to administer with the will the real and personal estate of Janet Stronach, late of the corner of Elin and Mowbray streets, East Brisbane in the State of Queensland, Australia, widow, deceased, granted by the Supreme Court of Queensland on March 6, 1946.

V. GNANARATNAM COOKE,

Proctor for the Public Curator of Queensland, Australia, the sole executor of the will of Janet Stronach, deceased, c/o Messrs. F. J. & G. de Saram, Proctors, Colombo.
Colombo, September 6, 1946.

In the District Court of Colombo.

Notice of Application.

Testamentary In the Matter of the Last Will and Testament and
Jurisdiction. Codicil of Charles Edward Douglas, care of Glyn
No. 12,071. Mills & Company, Holt's Branch, 3, Whitehall place, London, deceased.

And

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

NOTICE is hereby given that after the expiry of twenty-one days from the date hereof, application will be made to the District Court of Colombo, under the British Courts Probates (Re-sealing) Ordinance (Chapter 84), for the sealing of the Scotch confirmation of the last will and testament and codicil of Charles Edward Douglas, care of Glyn Mills & Company, Holt's Branch, 3, Whitehall place, London, deceased, granted by the Sheriff Court of Fife, on March 16, 1944.

F. C. ROWAN,

Attorney for Mary Katherine Dorothy Douglas and David Macquorn Rankine Crichton, the executors of the Last Will and Testament and codicil of Charles Edward Douglas, deceased.

Colombo, August 14, 1946

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction. Liyanage Robert de Silva of Dehiwala, deceased.
No. 12,084.

Thomas de Silva Liyanage of 691, Subodharama road, Dehiwala Petitioner.

Vs.

(1) Hewagodage Dona Litty Nona, (2) Sumanawathie de Silva Liyanage, (3) Lionel de Silva Liyanage, (4) Hilda de Silva Liyanage, (5) Rohini de Silva Liyanage, (6) Malini de Silva Liyanage, all of Dehiwala; the 3rd, 4th, 5th and 6th respondents, minors, by their guardian *ad litem* the 1st respondent Respondents.

THIS matter coming on for disposal before N. Sinnetamby, Esq., Additional District Judge of Colombo, on August 26, 1946, in the presence of Mr. Cyril Reginald de Alwis, Proctor, on the part of the petitioner above named, and the affidavit of the said petitioner dated August 22, 1946, having been read:

It is ordered that the 1st respondent above named be and she is hereby declared appointed guardian *ad litem* over the minors, the 2nd, 3rd, 4th, 5th and 6th respondents above named, and the petitioner above named be and he is hereby declared entitled, as the brother of the deceased, to have letters of administration to the estate of the said deceased issued to him accordingly, unless the respondents above named or any person or persons interested shall, on or before October 17, 1946, show sufficient cause to the satisfaction of this court to the contrary.

August 28, 1946.

N. SINNETAMBY,
Additional District Judge.

In the District Court of Colombo.

Notice of Application.

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction. Patience Phyllis Anderson, late of Chatswood,
No. 12,087. near Sydney in the State of New South Wales, Commonwealth of Australia, formerly resident, in England, also in the Crown Colony of Ceylon, widow, deceased.

And

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

NOTICE is hereby given that after the expiry of fourteen days from the date hereof, application will be made to the District Court of Colombo, under the British Courts Probates (Re-sealing) Ordinance (Chapter 84), for the sealing of the exemplification of the probate of the will of Patience Phyllis Anderson, late of Chatswood near Sydney in the State of New South Wales, Commonwealth of Australia, formerly resident in England, also in the Crown Colony of Ceylon, widow, deceased, granted by the Supreme Court of New South Wales, on July 6, 1945.

F. J. & G. DE SARAM,

Proctors for The Perpetual Trustee Company (Limited), the executor named in the Will.
Colombo, September 6, 1946.

In the District Court of Panadura.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction. Malawige William Fernando, Retired Post
No. 29. Master of Medaduwa estate, Badanagoda, Beruwala, deceased.

Dumidipala Chandrawansa Malawige of Wadduwa Petitioner.

Vs.

(1) Manawaduge Susan Fernando nee de Silva of Medaduwa estate aforesaid, (2) Malawige Somawathie Salgado nee Fernando of Wekada, Panadura, (3) ditto Edwin Fernando, (4) ditto Arthur Fernando, (5) ditto Milly Fonseka nee Fernando, all of Wadduwa, (6) ditto Justin Aelien Fernando of Ward place, Colombo Respondents.

THIS matter coming on for disposal before N. Sinnetamby, Esq., District Judge of Panadura, on April 17, 1946, in the presence

of Mr. P. D. B. Gunetilleke, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated October 11, 1945, having been read.

It is ordered that the petitioner above named be and he is hereby declared entitled, as son of the deceased, to administer the above estate and to have letters of administration issued to him accordingly, unless the respondents above named or any other person or persons interested therein shall, on or before August 13, 1946, show sufficient cause to the satisfaction of this court to the contrary.

April 17, 1946.

N. SINNETAMBY,
District Judge.

This *Order Nisi* is extended till September 10, 1946.

August 13, 1946.

N. SINNETAMBY,
District Judge.

In the District Court of Panadura.

Order Nisi.

Testamentary In the Matter of the Estate of the late Kalapuge No. 40. Albert Jayatilleke, deceased, late of 140, Galle road, Bambalapitiya.

Kalapuge Albert Jayatilleke, late of 140, Galle road, Bambalapitiya, deceased.

Kalapuge Dorris Jayatilleke of 140, Bambalapitiya Petitioner.

(1) Elangage Kechinona Perera, (2) Kalapuge Dona Misinona Jayatilleke, (3) Kalapuge Dona Jimmo Nona Jayatilleke, (4) Kalapuge Dona Podinona Jayatilleke, (5) Kalapuge Don Julius Jayatilleke, (6) Kalapuge Don Jinasoma Jayatilleke, (7) Kalapuge Don Jononis Jayatilleke, all of 140, Galle road, Bambalapitiya Respondents.

THIS matter coming on for disposal before N. Sinnetamby, Esq., District Judge of Panadura, on July 15, 1946, in the presence of Mr. H. N. H. Soysa, Proctor, on the part of petitioner; and the affidavit of the petitioner dated July 5, 1946, having been read.

It is ordered that the petitioner be declared entitled to, as brother of the deceased, to have letters of administration issued, unless the respondents or any other person or persons entitled shall, on or before September 26, 1946, show sufficient cause to the satisfaction of this court to the contrary.

August 22, 1946.

N. SINNETAMBY,
District Judge.

In the District Court of Negombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Sextus Peter Goonawardane of Tammita, No. 3,380. Negombo, deceased.

Mrs. Winifrida Goonawardane of Ja-ela Petitioner.

Vs.

(1) Mrs. Barbara Goonawardane of Villa Barbara, Tammita, Negombo, (2) Dona Eva Basilica Goonawardane, (3) Dona Jasmine Guandoline Goonawardane, (4) Dona Mary Hyacintha Goonawardane, (5) Dona Noeline Bianca Goonawardane, (6) Don Malcolm Lawrence Goonawardane, all of Villa Barbara, Tammita, Negombo, the 3rd to 6th respondents being minors by their guardian *ad litem*, the 1st respondent Respondents.

THIS matter coming on for disposal before Leonard B. de Silva, Esq., District Judge of Negombo, on July 24, 1946, in the presence of Mr. Hector J. Fernando, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner dated July 22, 1946, having been read:

It is ordered that the 1st respondent above named, be appointed guardian *ad litem* over the 2nd to 6th respondents above named, minors, to represent them for all the purposes of this action, and that the petitioner above named, be and she is hereby declared entitled, as widow of the deceased above named, to have letters of administration to the above estate issued to her accordingly, unless the respondents above named, or any other person or persons interested shall, on or before August 19, 1946, show sufficient cause to the satisfaction of this court to the contrary.

July 24, 1946.

LEONARD B. DE SILVA,
District Judge.

Time for showing cause against this *Order Nisi* is extended to September 23, 1946.

August 19, 1946.

LEONARD B. DE SILVA,
District Judge.

In the District Court of Kalutara.

Order Nisi.

Testamentary In the Matter of the Estate of the late Liyanage Jurisdiction. Don Leoris Veda Appuhamy, deceased, of No. 3,275. Koholana.

(1) Liyanage Don Bartin Veda Appuhamy of Koholana Petitioner.

Vs.

(1) R. D. Amarawathie Wijewardena Hamine, (2) Liyanage Dona Sally Nona of Koholana Respondents.

THIS matter coming on for disposal before J. H. V. S. Jayawickrema, Esq., District Judge, Kalutara, on June 19, 1946, in the presence of Mr. H. O. W. Obeyesekere, Proctor, on the part of the petitioner; and the affidavit of the above-named petitioner dated May 13, 1946, having been read:

It is ordered that the will of Liyanage Don Leoris Veda Appuhamy, deceased, dated January 11, 1938, and numbered—be and the same

is hereby declared proved unless the respondents or person or persons interested in the estate shall, on or before August 16, 1946, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared 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 the respondents or others interested in the estate shall, on or before August 16, 1946, show sufficient cause to the satisfaction of this court to the contrary.

June 19, 1946.

V. S. JAYAWICKREMA,
District Judge.

This *Order Nisi* is extended till September 20, 1946.

V. S. JAYAWICKREMA,
District Judge.

In the District Court of Kalutara.

Order Nisi.

Testamentary In the Matter of the Estate of the late Witanage Jurisdiction. Don Kalenis Wijegoonewardena, Mudaliyar, No. 3,282. deceased, of Owitigala Waluwa, Matugama.

(1) Eton Sirisoma Wijegoonewardena of Owitigala Waluwa, Matugama Petitioner.

Vs.

(1) Mary Muriel Senoviratne *nee* Wijegoonewardena of Homugama, (2) Maud Perera *nee* Wijegoonewardena, presently of Hatton, (3) Cecily Numalauriya *nee* Wijegoonewardena of Hikkaduwa, (4) Richmond Albert Wijegoonewardena, (5) Wijeseno Wijegoonewardena, (6) Abrahama Wijegoonewardena, all of Owitigala Waluwa, Matugama Respondents.

THIS matter coming on for disposal before G. M. de Silva, Esq., Additional District Judge, Kalutara, on August 8, 1946, in the presence of Mr. H. O. W. Obeyesekere, Proctor, on the part of the petitioner; and the affidavit of the above-mentioned petitioner dated August 7, 1946, having been read:

It is ordered that the petitioner above named, as the oldest son of the deceased be appointed administrator of the estate of the said deceased, and that letters of administration be issued to the said petitioner, unless the respondents or any person or persons interested in the said estate shall, on or before October 4, 1946, show sufficient cause to the satisfaction of this court to the contrary.

August 8, 1946.

G. M. DE SILVA,
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate and Effects of the late Jurisdiction. Bogahattoniyegodora Samol Fernando of Mahara No. T. 577. in Udapalatu, deceased.

THIS matter coming on for disposal before H. A. de Silva, Esq., District Judge, Kandy, on January 21, 1946, in the presence of Mr. S. B. Yatawara, Proctor, on the part of the petitioner, Waruwanage Sestunahamy of Mahara in Gampola; and the affidavit of the petitioner dated January 21, 1946, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as the widow of the above-named deceased, to have letters of administration to the estate of the said deceased issued to her, unless the respondents—(1) Bogahattoniyegodora Soolawathie, (2) ditto Dharinasona, (3) ditto Dharinadasa, (4) ditto Sumanawathe and (5) W. Podisingho, all of Mahara aforesaid, shall, on or before March 21, 1946, show sufficient cause to the contrary.

It is further ordered that the 5th respondent by appointed guardian *ad litem* over the 1st to 4th respondents, unless the respondents or any other person or persons interested shall, on or before March 21, 1946, show sufficient cause to the satisfaction of this court to the contrary.

January 21, 1946.

H. A. DE SILVA,
District Judge.

The date for showing cause is extended for May 27, 1946.

March 21, 1946.

H. A. DE SILVA,
District Judge.

The date for showing cause is extended for July 22, 1946.

May 27, 1946.

W. R. DE SILVA,
Additional District Judge.

The date for showing cause is extended for September 9, 1946.

July 22, 1946.

W. R. DE SILVA,
Additional District Judge.

In the District Court of Kandy.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. Vyanna Kalimuttu *alias* Vedamuttu, Head No. T. 609. Kangany's daughter, Anbu Mariyal, Daniel of Pussellawa, deceased.

THIS matter coming on for disposal before H. A. de Silva, Esq., District Judge, Kandy, on July 19, 1946, in the presence of Mr. M. J. Taylor, on the part of the petitioner. Agathan Kuppen Puthingam Daniel of Pussellawa; and the affidavit of the said petitioner dated July 16, 1946, and of the attesting witness dated July 16, 1946, having been read: It is ordered that the last will of the above-named deceased, dated August 28, 1940, and now deposited in this

court be and the 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 contrary.

It is further declared 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 satisfaction of this court to the contrary.

July 19, 1946.

H. A. DE SILVA,
District Judge.

In the District Court of Balapitiya.

Order Absolute declaring Will proved.

Testamentary In the Matter of the Last Will and Testament of the Jurisdiction. late Gustinnawadu Carlmahamy of Kaluwadumulla in Ambalangoda, deceased.

Naiduwahandi Somadasa de Silva of Kaluwadumulla in Ambalangoda Petitioner.

THIS matter coming on for disposal before W. Talgodapitiya, Esq., District Judge of Balapitiya, on May 31, 1946, in the presence of Mr. P. K. de Silva, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner dated May 31, 1946, and the affidavit of the attesting Notary and one of the witnesses dated May 30, 1946, having been read:

It is ordered that the last will and testament of Gustinnawadu Carlmahamy, 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 sole executor named in the said will and he is hereby declared entitled to have probate of the said will issued to him accordingly, unless any person or persons interested shall, on or before August 7, 1946, show sufficient cause to the satisfaction of this court to the contrary.

Balapitiya, June 27, 1946.

W. TALGODAPITIYA,
District Judge.

Time extended till September 11, 1946.

W. TALGODAPITIYA,
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Udu- Jurisdiction. kumburage Danny de Silva, late of Hatuwagama, deceased.

Kotudura Aratchige Baby alias Piyaseeli, of Hatuwapiadigama Petitioner.

And

(1) Udukumburage Ariyadasa, (2) Udukumburage Grace, (3) Udukumburage Somadasa, (4) Udukumburage Roslus alias Grete, (5) Udukumburage Ratna Piyaseeli, all of Hatuwapiadigama, (6) Kotudura Aratchige Awdias de Silva of Pelena Respondents.

THIS matter coming on for disposal before S. J. C. Sohokman, Esq., District Judge of Galle, on July 30, 1946, in the presence of Messrs. D. & R. Amarasingha, Proctors, on the part of the petitioner above named; and on reading the petition and the affidavit of the said petitioner dated July 26 and July 24, 1946, respectively and the motion of the said proctors:

It is ordered that the 6th respondent above named be and he is hereby appointed guardian *ad litem* over the 1st to 5th minor respondents, and that the petitioner above named be and she is hereby declared entitled, as the widow of the said deceased, to have letters of administration issued to her accordingly, unless the respondents above named or any person or persons interested shall, on or before September 16, 1946, show sufficient cause to the satisfaction of the court to the contrary.

July 30, 1946.

S. J. C. SOHOKMAN,
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Galle Jurisdiction. Charles Santis Samarawickrama, late of Hatuwagama, deceased.

Jayaweera Muhandiramge Simona of Hatuwapiadigama Petitioner.

And

(1) Charles Munasinghe Samarawickrama, (2) Charles Lumath Samarawickrama, (3) Charles Piyaseeli Violet Samarawickrama, (4) Charles Pathmaseeli Charlotte Samarawickrama, (5) Charles Kusuma Margret Samarawickrama, (6) Charles Grute Kamala Samarawickrama, (7) Bertie Samarawickrama, all of Hatuwapiadigama, (8) Jayaweera Muhandiramge Piyadasa of Heenatigala Respondents.

THIS matter coming on for disposal before V. Manikavasagar, Esq., Additional District Judge of Galle, on August 6, 1946, in the presence of Messrs. D. & R. Amarasingha, Proctors, on the part of the petitioner above named; and the affidavit of the said petitioner dated, July 18, 1946, having been read:

It is ordered and decreed that the 8th respondent be and he is hereby declared appointed guardian *ad litem* over the 1st to 7th minor respondents, and the petitioner be and she is hereby declared entitled, as the widow of the deceased, to have letters of administration to the estate of the above-named deceased issued to her accordingly

unless the respondents above named or any person or persons interested shall, on or before September 17, 1946, show sufficient cause to the satisfaction of this court to the contrary.

August 6, 1946.

S. J. C. SOHOKMAN,
Additional District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Punchihewage Babun Appu of Tittagalla, No. 8,196, deceased.

THIS matter coming on for disposal before V. Manikavasagar, Esq., District Judge of Galle, on August 6, 1946, in the presence of Messrs. Gonetilleke & Pandita Gunewardene, Proctors, on the part of the petitioner, Punchihewage Premadasa of Tittagalla; and the affidavit of the said petitioner dated July 30, 1946, having been read:

It is ordered that the 8th respondent be appointed guardian *ad litem* over the 11th minor respondent, unless the respondents viz.—(1) Punchihewage Charlin Nona of Ahangama, (2) ditto Missie Nona of Denuwala, (3) ditto Seelawathie of Kapparatota, (4) ditto Dharinadasa of Bopaththalawa, (5) ditto Somawathie of Ahangama, (6) ditto Alice Nona, of Welhengoda, (7) ditto Premawathie of Tittagalla, (8) Hettitantiari Baby Nona, (9) Punchihewage Sumathipala, both of Katalugoda, (10) ditto Nanawathie of Welhgama and (11) ditto Sumanaseely of Katalugoda, shall, on or before September 17, 1946, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioner, as son of the deceased above named, is entitled to have letters of administration issued to him accordingly, unless the respondents shall, on or before September 17, 1946, show sufficient cause to the satisfaction of this court to the contrary.

It is also ordered that the 8th respondent should produce the 11th minor respondent before this court on September 17, 1946.

Galle, August 6, 1946.

S. J. C. SOHOKMAN,
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Estate of the late Anayak- Jurisdiction. karawassan Jagodage James, Fiscal's Aratchi, No. 8,197, deceased, of Suduwelipotha, Baddegama.

Cornelia Mary Hapugoda of Suduwelipotha, Baddegama Petitioner.

Vs.

(1) Nanayakkarawassan Jagodage Wilmot, Surveyor, of Anuradhapura, (2) Nanayakkarawassan Jagodage Dharmasena, C. G. R., Kandy, (3) Nanayakkarawassan Jagodage Karunasena, (4) Nanayakkarawassan Jagodage Dayawathie, (5) Nanayakkarawassan Jagodage Seelawathie, (6) Nanayakkarawassan Jagodage Kularatne, (7) Nanayakkarawassan Jagodage Hendrick, all of Baddegama Respondents.

THIS matter coming on for disposal before S. J. C. Sohokman, Esq., District Judge of Galle, on August 19, 1946, in the presence of Mr. C. R. Wickramanayaka on the part of the petitioner; and the affidavit of the petitioner above named dated August 15, 1946, having been read:

It is ordered that the petitioner above named be and she is hereby declared entitled, as widow of the deceased above named, 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 September 30, 1946, at 10 o'clock in the forenoon show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered and declared that the 1st respondent above named be appointed guardian *ad litem* over the above-named 3rd, 4th, 5th, and 6th respondents, minors, unless the respondents above named or any person or persons interested shall, on or before September 30, 1946, at 10 o'clock in the forenoon show sufficient cause to the satisfaction of the court to the contrary.

August 19, 1946.

S. J. C. SOHOKMAN,
District Judge.

In the District Court of Matara.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. Don Carolis Rajapaksa, Retired Fiscal's Aratchi of Pallawela, deceased.

Abeywickrama de Silva Jayasingha of Pallawela Petitioner.

Vs.

(1) Amarawansa Jayasingha, (2) Ariyawansa Jayasingha, (3) Piyasena Jayasingha, (4) Yasawathie Jayasingha, all of Pallawela Respondents.

THIS matter coming on for final disposal before K. D. de Silva, Esq., District Judge of Matara, on April 12, 1946, in the presence of Mr. D. N. J. Weerasuriya, Proctor, on the part of the petitioner above named; and the affidavits of the above-named petitioner dated November 9, 1945, and the affidavits of the attesting Notary and the subscribing witnesses dated November 30, 1945, having been read:

It is ordered that the last will and testament of Don Carolis Rajapaksa, deceased, the original of which has been deposited in this court be and the same is hereby declared proved, and that the

petitioner above named is the executor named in the will and he is hereby declared entitled to have probate thereof issued to him accordingly, unless any person or persons interested shall, on or before June 3, 1946, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the said 1st respondent be and he is hereby appointed guardian *ad litem* over the 2nd, 3rd and 4th minor respondents above named, unless the respondents or any others interested in the estate shall, on or before June 3, 1946, show sufficient cause to the satisfaction of this court to the contrary.

April 12, 1946.

K. D. DE SILVA,
District Judge.

Order *Nisi* extended for September 9, 1946.

August 8, 1946.

K. D. DE SILVA,
District Judge.

In the District Court of Matara.

Order *Nisi*.

Testamentary In the Matter of the Intestate Estate of Wickrema
Jurisdiction. Hewa Rosnahamy of Wattegama in Dickwella,
No. 4,315. deceased.

Naurunnege Karadias de Silva of Wattegama in Dickwella Petitioner.

Vs.

(1) Naurunnege Pemawathie of Bathagama, (2) ditto; Nimalawathie of Dickwella, (3) ditto Sumanawathie of Wattegama, (4) ditto Amarasinghe, teacher, Hammehya School, Hammehya, Baddegama, (5) E. S. de Silva of Wattegama, (6) Handun Netti Ranule Piyaseeli of Malana, guardian *ad litem* of the minors, (7) H. R. Ariyadasa of Wattegama, (8) H. R. Wimalaseeli of the General Hospital, Colombo, (9) H. R. Jayaseeli of Wattegama, (10) H. R. Ariyasena of Wattegama; the 7th to 10th respondents, minors, by their guardian *ad litem* the 6th respondent, (11) H. R. Alfred also of Wattegama Respondents.

THIS matter coming on for disposal before K. D. de Silva, Esq., District Judge of Matara, on August 2, 1946, in the presence of Mr. A. M. Ismail, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated July 16, 1946, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as eldest son of the deceased, to have letters of administration issued to him, unless the respondents or any other person or persons interested in the estate shall, on or before September 9, 1946, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the said 6th respondent be appointed guardian *ad litem* over the 7th to 10th minor respondents, unless the respondents or others interested in the estate shall, on or before September 9, 1946, show sufficient cause to the satisfaction of this court to the contrary.

August 2, 1946.

K. D. DE SILVA,
District Judge.

In the District Court of Jaffna.

Order *Nisi*.

Testy. In the Matter of the Last Will and Testament
No. 507. of the late Kanthappu Appathurai of Araly South, deceased.

Muttukumaru Subramaniam of Araly South Petitioner.

Vs.

(1) Parameswari, daughter of Sampanthar of Araly, (2) Sampanthar Mahalingam of ditto, (3) Sivansan, daughter of Sampanthar of ditto appearing by their guardian *ad litem* the 4th respondent, (4) Volanther Muttukumaru of ditto, (5) Nagarathnam, daughter of Sithamparapillai, (6) Sivapackiam,

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daughter of Sithamparapillai, (7) Kanthappu Tharmalingam of ditto, the 5th and 6th respondents are minors appearing by their guardian *ad litem*, the 7th respondent, (8) Kanthappu Nagalingam of ditto, (9) Ponnammah, wife of Subramaniam of ditto, (10) Nagamuttu, widow of Kanthappu of ditto . Respondents.

THIS matter of the petition of the petitioner praying that the 4th respondent be appointed guardian *ad litem* over the 1st, 2nd and 3rd respondents and the 7th respondent be appointed guardian *ad litem* over the 5th and 6th respondents, that the last will filed of record be declared proved and that the petitioner be as executor named therein declared entitled to probate, coming on for disposal before R. R. Selvadurai, Esq., District Judge, Jaffna, on January 5, 1946, in the presence of Mr. V. Navaratna Rajah, Proctor, on the part of the petitioner and on reading the affidavit and petition of the petitioner.

It is ordered that the 4th and 7th respondents be appointed guardian *ad litem* over the 1st, 2nd and 3rd and 5th and 6th respondents respectively, that the last will filed of record be declared proved and that the petitioner be as executor named therein declared entitled to probate, unless the above-named respondents shall show sufficient cause to the satisfaction of this court to the contrary on February 11, 1946, at 10 A.M.

February 5, 1946.

R. R. SELVADURAI,
District Judge.

Extended to September 12, 1946.

R. R. SELVADURAI,
District Judge.

In the District Court of Jaffna.

Order *Nisi*.

Testamentary In the Matter of the Last Will and Testament of the
No. 546. late Aiyadurai Sundarampillai of Vannarponnai East, deceased.

Chelliah Velauthapillai of Vannarponnai East Petitioner.

Vs.

(1) Annapooranam, widow of Sundarampillai, (2) Sunderampillai Pasupathy, (3) Sunderampillai Balambiga, (4) Sunderampillai Karunambikai, (5) Sunderampillai Satkunanandarajah, (6) Sunderampillai Jeyanandarajah, all of Vannarponnai East. The 2nd to 6th respondents are minors appearing by their guardian *ad litem* the 1st respondent Respondents.

THIS matter of the petition of the petitioner above named praying that the 1st respondent be appointed guardian *ad litem* over the 2nd to 6th respondents and that probate be granted to the petitioner coming on for disposal before Earle Wijewardene, Esq., District Judge, on April 17, 1946, in the presence of Mr. V. Navaratna Rajah, Proctor, on the part of the petitioner; and the affidavit of the petitioner having been read:

It is declared that the 1st respondent be appointed guardian *ad litem* over the 2nd to 6th respondents and that the last will and testament be and is hereby declared proved and that probate be issued to him, unless the respondents or any other person interested shall, on or before August 27, 1946, show sufficient cause to the satisfaction of this court to the contrary.

July 23, 1946.

R. R. SELVADURAI,
District Judge.

Time to show cause extended till October 1, 1946.

R. R. SELVADURAI,
District Judge.

court be and the 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 contrary.

It is further declared 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 satisfaction of this court to the contrary.

H. A. DE SILVA.

unless the respondents above named or any person or persons interested shall, on or before September 17, 1946, show sufficient cause to the satisfaction of this court to the contrary.

August 6, 1946.

S. J. C. SHOKMAN,
Additional District Judge

In the District Court of Galle

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PART II. (LEGAL) — CEYLON GOVERNMENT GAZETTE — SEPT. 6, 1946

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. the late Veluppillai Sivapragasam of Araly No. 575. East, deceased.

Chellammah, widow of Veluppillai Sivapragasam of Araly East Petitioner.

Vs.

(1) Sivapragasam Tharma, (2) Sivapragasam Ganeshan, (3) Sivayogamalar, daughter of Sivapragasam, (4) Thanaledchumy, daughter of Sivapragasam, all of ditto, (5) Mankaiyatarasi, wife of (6) Thampu Ratnasingham of ditto, and presently of F.M.S. Respondents.

THIS matter coming on for disposal before R. R. Selvadurai, Esq., District Judge, Jaffna, on July 5, 1946, in the presence of Mr. C. C. Somasegaram, Proctor, on the part of the petitioner, and on reading the affidavit and petition of the petitioner :

It is ordered that the above-named 1st respondent be appointed guardian *ad litem* over the minors, the above-named 3rd and 4th respondents and that the last will and testament of the above-named deceased dated November 12, 1945, and attested by C. C. Somasegaram, Notary Public, under No. 2757 and filed of record in this case be declared proved and probate thereof issued to the petitioner as the executrix named in the said will, unless the respondents above named appear before this court on or before August 21, 1946, and show sufficient cause to the satisfaction of this court to the contrary.

July 5, 1946.

R. R. SELVADURAI,
District Judge.

The above *Order Nisi* extended for September 12, 1946.

R. R. SELVADURAI,
District Judge.

In the District Court of Batticaloa.

Order Nisi.

Testamentary In the Matter of the Estate and Effects of the late Jurisdiction. Mrs. G. A. Barthelot (*nee* Enid Elizabeth No. 556. Pietersz) of Batu Pahat in the State of Johore in Malaya, deceased.

Marianas Charles Pietersz of Koddamunai Petitioner.

Vs.

(1) Oswin J. Pietersz of Sinna Uppodai, (2) Girtie Pietersz of Kalmunai, (3) Bopsy Pietersz of ditto, (4) A. M. R. Balthazer of Sinna Uppodai, (5) Annella Sellar of ditto, (6) Joseph Ragel of Puliadiadah, (7) Mary Blossom Outschoorn of ditto, (8) Milfred Ragel of ditto, (9) Malitus Ragel of ditto, (10) Theophilus Ragel of ditto, (11) Mary Joana Ragel of ditto, (12) Kingsley Pietersz of Wattugama Police Station, (13) Emington Pietersz of Karadiyanar, (14) F. A. Pietersz of Mullaitivu, (15) Bernadine Pietersz of Sinna Uppodai, (16) Hugh Pietersz of Uppuveh, Trincomalee, (17) Fits Roy Pietersz of Court road, Trincomalee, (18) Stella Thomas of Puliadiadah, (19) Pearly Outschoorn of ditto, (20) Christie Ragel of Baseline road, Dematigoda, (20) Ursella Vincent of Puliantive, (22) Violet Ragel of ditto, (23) Olive Baultgens of Nivitigalakela, Wattugama, (24) Miss Jonna Barthelot of Civil Hospital, Kandy Respondents.

THIS matter coming on for disposal before G. C. T. A. de Silva, Esq., District Judge of Batticaloa, on August 13, 1946, in the presence of Mr. K. W. Devanayagam, Proctor, on the part of the petitioner; and the affidavit and petition of the petitioner dated August 10 and 13, 1946, respectively, having been read :

It is ordered that the 6th respondent above named be and he is hereby appointed guardian *ad litem* over the minors, the 9th, 10th and 11th respondents 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 eldest brother 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 13, 1946.

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

In the District Court of Chilaw.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Ran- Jurisdiction. demkoralalage Punchedimmo Appuhamy of Kuda- No. 2,368. wewa, deceased.

Gunarathne Adikari Mudiyansele Punchedimmo of Kuda- wewa Petitioner.

And

(1) Randemkoralalage Punchedimmo, (2) ditto Charles Appuhamy, (3) ditto Tilake Menike, (4) ditto Sugathadasa Appuhamy, (5) ditto Dharmadawaja, all of Kudawewa. Respondents.

THIS matter coming on for disposal before V. H. Wijeyaratne, Esq., District Judge of Chilaw, on August 6, 1946, in the presence of Mr. C. A. L. Corea, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated July 18, 1946, and her petition dated August 6, 1946, having been read: It is ordered that the petitioner be and she is hereby declared entitled, as the widow of the above-named deceased to administer the estate of the said deceased and that letters of administration do issue to her accordingly, unless the respondents above named or any other person or persons interested shall, on or before August 21, 1946, show sufficient cause to the satisfaction of this court to the contrary.

August 6, 1946.

V. H. WIJAYARATNE,
District Judge.

The date for showing cause is extended to September 13, 1946.

August 21, 1946.

H. H. A. JAYEWARDENE,
District Judge.

In the District Court of Badulla.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Ayna-Ul- Jurisdiction. No. B/1,142. Marlin, deceased, of Badulla.

Mohamed Thahir Shaik Mohideen of Mahadawa estate, Madul- soma in Badulla District Petitioner.

And

(1) Mohamed Saleem of Lower street, Badulla. (2) Mohamed Samsudeen, presently of Port Commission, Colombo. (3) Sitti Safiya, a minor, aged 20½ years, (4) Sitti Naseema, a minor, aged 19 years, (5) Mohamed Rafi-Ud-Din, a minor, aged 17 years, (6) Mohamed Abdul Haleem, a minor, aged 14 years, (7) Mohamed Masood, a minor, aged 11 years, all of Lower street, Badulla, by their guardian *ad litem* (8) Abdul Cureem Abdul Jabbar of Lower street, Badulla Respondents.

THIS matter coming on for disposal before Lionel Wilmot de Silva, Esq., District Judge of Badulla, on August 9, 1946, in the presence of Messrs. Balasingham & Taldona, Proctors, S. C., on the part of the petitioner above named; and his petition dated August 8, 1946, and affidavit dated July 15, 1946, filed of record having been read :

It is ordered that the 8th respondent above named be and he is declared appointed guardian *ad litem* over the 3rd, 4th, 5th, 6th and 7th minors, respondents, above named, to represent them for all purposes of these proceedings and the petitioner above named be and he is hereby declared entitled, as the widower of the deceased, to have letters of administration to the estate of the said deceased issued to him accordingly, unless the respondents above named or any person or persons interested therein shall, on or before September 12, 1946, show sufficient cause to the satisfaction of this court to the contrary.

August 9, 1946.

L. W. DE SILVA,
District Judge.