



# 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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### NOTIFICATIONS OF CRIMINAL SESSIONS.

BY virtue of a mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said court for the Districts of Jaffna, Mullaitivu and Mannar, will be holden at the court-house at the Town Hall, Jaffna, on Monday, February 24, 1947, at 11 o'clock of the morning of the said day.

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

Fiscal's Office,  
Jaffna, January 28, 1947.

C. DURAISINGHE,  
for Fiscal.

annum from September 12, 1946, till date of decree (December 2, 1946) and thereafter with legal interest on the aggregate amount till payment in full, viz. :—

- 1 She-buffalo, white (Thorati)
- 1 She-buffalo, pale colour (Thorati)
- 1 She-buffalo bearing brand marks C. P. (Thorati)

Fiscal's Office,  
Colombo, February 3, 1947.

G. M. CHINNATAMBY,  
Deputy Fiscal.

### North-Western Province.

In the District Court of Kurunegala.

Handunpathirennahelage Herat Singho of Tabbomulla .. Plaintiff.

No. 1,408.

Vs.

(3) S. P. Menikhamy of Tabbomulla, (4) N. P. Baronchi Appuhamy, (5) S. A. Hendrick Singho Appuhamy, both of Tabbomulla .. .. . Defendants.

NOTICE is hereby given that on Thursday, March 6, 1947, at 3 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, viz. :—

All that land called Galmoratugahumulawatta of about three acres in extent, situate at Tabbomulla in Katugampola korale south of Katugampola hatpattu in the District of Kurunegala, North-Western Province; and bounded on the north by Tabbomulle cemetery and Lokuru Dalpothe Agare, east by Etambagahumulawatta, south by Dambugahumulawatta, west by the land of Saiappu with all the buildings and everything thereon. Valued at Rs 1,500. Amount to be recovered Rs. 227.06 and poundage.

Fiscal's Office,  
Kurunegala, February 1, 1947.

W. D. M. PERRERA,  
Deputy Fiscal.

### Province of Uva.

In the District Court of Badulla.

Albert A. Abeykoon of Bandarawela .. . . . Plaintiff.

No. 7,399.

Vs.

D. P. Jayasinghe of Udukumbalwela korale, legal representative over the estate of J. A. Hendrick Appuhamy, deceased .. . . . Substituted-defendant.

NOTICE is hereby given that on Tuesday, March 4, 1947, commencing at 11 o'clock in the forenoon, will be sold by public auction at respective premises the right, title, and interest of the said substituted-defendant in the following property for the recovery of Rs. 290.05 being costs and damages at Rs. 25 per year from March, 1942, till July 25, 1946, viz. :—

1. All that field called and known as Galketiye-kumbura containing in extent about three pelias of paddy sowing, situated at Udukumbalwelagama in Kumbalwela korale, Yatikinda division, Badulla District of the Province of Uva; and bounded on the north by Dimbulkumbure Hewaliya, east by Otumbekumbure-ima, south by Pallegedara arawe-ela, and west by Metigala and Dimbulkumbureyayekandura.

2. All that field called and known as Otumbekumbura containing in extent about three pelias of paddy sowing, situated at Udukumbalwelagama aforesaid; and bounded on the north by Yatiture Hewaliya, east by Gendaganulpothe Hewaliya and Kirigalpothe-ela, south by Ulpotha-arawekumbure-ela, and west by Dimbulkumbureyaye Hewaliya.

Fiscal's Office,  
Badulla, January 29, 1947.

T. KANDIAH,  
Additional Deputy Fiscal.

### NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 5,658. In the matter of the insolvency of Imbulana Badalge Insolvent. Carolishamy of Embaraluwa in Medapattu of Siyane korale, insolvent.

NOTICE is hereby given that the order of adjudication made in the above case was annulled on January 13, 1947.

February 3, 1947.

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

In the District Court of Colombo.

Insolvency. In the Matter of the insolvency of Joseph Perera No. 5,703. Sandanayake of 617, Mirihana, insolvent.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at a sitting of this court at 10.45 in the forenoon on February 28, 1947, to consider the grant of a certificate of conformity to the above-named insolvent.

February 3, 1947.

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

In the District Court of Colombo.

Insolvency. In the Matter of the insolvency of Edgar Jayaweera No. 5,706. Gansabawa road, Nugegoda, insolvent.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court at 10.45 in the forenoon on February 14, 1947, for the examination of the insolvent.

January 27, 1947.

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

### NOTICES OF FISCALS' SALES.

#### Western Province.

In the District Court of Colombo.

Gurusamy, son of Karuppen of 23, Nagalagam street, Grandpass, Colombo .. . . . Plaintiff.  
No. 17,260/M. Vs.

S. Siththerathavan of "Muthulethimi" Registered Dairy, No. 38, Stace road, Grandpass .. . . . Defendant.

NOTICE is hereby given that on Friday, February 28, 1947, at 11 A.M., will be sold by public auction at 119, Skinner's road south, Colombo, the following movable property, for the recovery of the sum of Rs. 888.25 with interest on Rs. 850 at 18 per cent. per

## NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

*Order Nisi declaring Will proved.*

Testamentary In the Matter of the Last Will of the late Don No. 12,147. Leonora Wijemanne of Warakagoda. deceased.

Don Martinus Athulathmudali of Gampaha ..... Petitioner.  
Athulathmudalige Don Pedrick Appuhamy of Warakagoda in Pasdun korale east ..... Respondent.

THIS matter coming on for disposal before N. Sinnetamby, Esq., Additional District Judge of Colombo, on October 4, 1946, in the presence of Mr. D. P. Samarajeewa, Proctor, on the part of the petitioner; and the affidavit of the above-named petitioner dated September 13, 1946, having been read.

It is ordered that the last will of Dona Leonora Wijemanne of Warakagoda, deceased dated September 28, 1912, and numbered 2555 be and the same is hereby declared proved, unless the respondent above named or any person or persons entitled shall, on or before November 21, 1946, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioner be and he is hereby declared entitled to have letters of administration with the will annexed and that he is entitled to have probate issued to him accordingly, unless the respondents above named or any person or persons interested shall, on or before November 21, 1946, show sufficient cause to the contrary.

November 2, 1946.

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

The date of showing cause against the foregoing *Order Nisi* is extended to February 13, 1947.

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

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of Induruwe Jurisdiction. Wadumestrige Arthur Indatissa of Kalubowila, No. 12,184. deceased.

Induruwe Wadumestrige Walter Indatissa of Kalubowila ..... Petitioner.

(1) Mrs. Swarnalatha Indatissa of Kandy, (2) Upali Indatissa of Kalubowila, (3) Mrs. Maheswarie Weerawardena of Lunawa, (4) Sujata Indatissa, (5) Chandra Indatissa and (6) Nandawera Indatissa (minors) all of Kalubowila by their guardian *ad litem* (7) I. W. Edward Indatissa of Quarry road, Kalubowila ..... Respondents.

THIS matter coming on for disposal before V. L. St. Clair Swan, Esq., Additional District Judge of Colombo, on October 24, 1946, in the presence of Mr. D. G. R. Gunawardena, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated October 14, 1946, having been read:

It is ordered that the 7th respondent above named be and he is hereby declared appointed guardian *ad litem* over the minors, the 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 February 13, 1947, show sufficient cause to the satisfaction of this court to the contrary.

January 8, 1947.

S. C. SWAN,  
Additional District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Patabendige Robert de Silva of 64, Jawatta No. 12,242. road, Havelock Town in Colombo, deceased.

Solomon Lambert de Silva of the Central Y. M. C. A., Colombo ..... Petitioner.

Vs.

(1) Patabendige Cecil Eric de Silva Kulatilake, (2) Patabendige Suciil Edward de Silva Kulatilake, both of 64, Jawatta road, Havelock Town, Colombo, minors, appearing by their guardian *ad litem* (3) Hendahewa Charles de Silva of 64, Jawatta road, Havelock Town, Colombo ..... Respondents.

THIS matter coming on for disposal before V. L. St. Clair Swan, Esq., Additional District Judge of Colombo, on November 29, 1946, in the presence of Mr. M. P. P. Samarasingha, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated November 28, 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 he is hereby declared entitled, as the nephew 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 February 13, 1947, show sufficient cause to the satisfaction of this court to the contrary.

February 5, 1947.

S. C. SWAN,  
Additional District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. Tammittage Moses Perera of Galle road, Dehwala, No. 12,252. deceased.

Lakmana Aratchige Dona Luchamy of Galle road, Dehwala ..... Petitioner.

THIS matter coming on for disposal before V. L. St. Clair Swan, Esq., Additional District Judge of Colombo, on December 5, 1946, in the presence of Mr. D. G. R. Gunawardena, Proctor, on the part of the petitioner above named; and the affidavit of the above-named petitioner dated June 28, 1946, and the affidavit of the notary attesting the will and the witnesses dated November 8, 1946, having been read:

It is ordered that the last will and testament of Tammittage Moses Perera, the deceased above named the original of which has been produced and is now deposited in this court be and the same is hereby declared proved, and the petitioner above named is the executrix named in the said will and the said petitioner be and she is hereby declared entitled to have probate of the said will issued to her accordingly, unless any person or persons interested shall, on or before February 20, 1947, show sufficient cause to the satisfaction of this court to the contrary.

January 8, 1947.

S. C. SWAN,  
Additional District Judge.

In the District Court of Colombo

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Thakurartha Devadithya Gardiyawasan Linda- No. 12,262. mulage John Damasenu de Silva of Reglan, 174, Moratuwella in Moratuwa, deceased.

Weerawarna Kurukulasuriya Boosabaduge Mary Cecilia de Silva of Reglan, Moratuwella in Moratuwa ..... Petitioner.

Vs.

(1) Thakurartha Devadithya Gardiyawasan Lindamulage Felicia Jane de Silva of Idama in Moratuwa, (2) ditto Gregory Michael de Silva, (3) ditto Andrew Gabriel de Silva, (4) ditto Felix Wilbrod de Silva, a minor, appearing by his guardian *ad litem* the 3rd respondent, all of Reglan, 174, Moratuwella ..... Respondents.

THIS matter coming on for disposal before V. E. Rajakarier, Esq., Additional District Judge of Colombo, on December 11, 1946, in the presence of Mr. C. W. de Silva, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated December 5, 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 February 20, 1947, show sufficient cause to the satisfaction of this court to the contrary.

January 21, 1947.

ST C. SWAN,  
Additional District Judge.

In the District Court of Kalutara.

*Order Nisi.*

Testamentary In the Matter of the Estate of the Late Kam- Jurisdiction. burawalakankanange Dona Joshn Ranaweera, No. 3,293. deceased, of Dodangoda in Kalutara

Don Brampy de Alwis Munasinghe of Beruwala in Kalutara District ..... Petitioner.

Vs.

(1) Sirima Kamalawathie Munasinghe of Induruwa, (2) Seetha Piyaseeli Munasinghe, (3) Padma Rohini Munasinghe, both of Dodangoda, (4) Don Hendrick Munasinghe of Induruwa (1st, 2nd, 3rd respondents being minors by their guardian *ad litem* the 4th respondent) ..... Respondents.

THIS matter coming on for disposal before J. H. V. S. Jayawickrema, Esq., District Judge Kalutara, on January 3, 1947, in the presence of Arthur de Silva, Proctor, on the part of the petitioner; and the affidavit of the above-mentioned petitioner dated July 18, 1946, having been read:

It is ordered that the petitioner be declared entitled to claim letters of administration, as husband of the deceased, and that the same be issued to him, unless the respondents or any person or persons interested in the estate shall, on or before February 14, 1947, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said 4th respondent be appointed guardian *ad litem* over 1st to 3rd minor respondents and that the said petitioner is entitled to have letters of administration issued to him accordingly, unless the respondents or others interested in the estate shall, on or before February 14, 1947, show sufficient cause to the satisfaction of this court to the contrary.

January 3, 1947.

J. H. V. S. JAYAWICKREMA,  
District Judge.

In the District Court of Kalutara.

*Order Nisi declaring Will proved.*

Testamentary In the Matter of the Estate of the late Mahallam  
Jurisdiction. Mohamed Ismail Mohamed Hassan Lebbe, deceased,  
No. 3,294. of Maggona.

Mahallam Mohamed Ismail Lebbe Mohamed Saheed Lebbe  
of Maggona ..... Petitioner.

Vs.

(1) Ismail Marikar Pathumma, (2) Mohamed Hassan Mohamed  
Masood, (3) ditto Junaid, (4) ditto Napeesa, (5) ditto Ayesha,  
(6) ditto Muzina; 5th and 6th respondents by their guardian  
*ad litem* the 3rd respondent, (7) Mohamed Saheed Mohamed  
Pathumma, all of Maggona ..... Respondents.

THIS matter on coming for disposal before J. H. V. S. Jaya-  
wickrema, Esq., District Judge of Kalutara, on December 6, 1946, in  
the presence of Mr. D. E. de Almeida, Proctor, on the part of the  
petitioner; and the affidavit of the above-named petitioner and  
notary dated December 3, 1946, having been read along with  
the last will No. 130 of September 8, 1944, and filed of record:

It is ordered that the will of Mahallam Mohamed Ismail Lebbe  
Mohamed Hassan Lebbe, deceased dated September 8, 1944, and  
numbered 130, be and the same is hereby declared proved, unless  
the respondents or any person or persons interested in the estate  
shall, on or before February 14, 1947, show sufficient cause to the  
satisfaction of this court to the contrary.

It is further declared that the 3rd respondent be appointed  
guardian *ad litem* over the 5th and 6th respondents and that  
the said petitioner be appointed as 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 February 14, 1947, show sufficient  
cause to the satisfaction of this court to the contrary.

J. H. V. S. JAYAWICKREMA,  
District Judge.

December 6, 1946.

In the District Court of Kalutara.

*Order Nisi declaring Will proved.*

Testamentary In the Matter of the Estate of the late Gomarage  
Jurisdiction. Don Carolis Jayawardane, deceased, of Palyagala.  
No. 3,295.

Don Jimonis Jayawardane of Palyagala ..... Petitioner.

Vs.

(1) Dona Adelne Meegoda Hamme of Palyagala, (2) Dona  
Adelne Peplina Jayawardane of Wellawatta, (3) Dona  
Cornelia Eugene Jayawardane of Makewita in Ja-  
ela ..... Respondents.

THIS matter coming on for disposal before J. H. V. S. Jayawick-  
rema, Esq., District Judge, Kalutara, on December 4, 1946, in the  
presence of Messrs. Cooray & Pearis, Proctors, on the part of the  
petitioner; and the affidavits of the above-mentioned petitioner,  
notary and witnesses dated December 4, 1946, having been read  
along with last will No. 2389 dated August 27, 1940, and codicil  
filed of record:

It is ordered that the will of Gomarage Don Carolis Jayawardane,  
deceased dated August 27, 1940, and numbered 2389 be and the  
same is hereby declared proved, unless the respondents or any  
person or persons interested in the case shall, on or before February  
21, 1947, show sufficient cause to the satisfaction of this court to the  
contrary.

It is further declared that the said Don Jimonis Jayawardane,  
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 case shall, on or  
before February 21, 1947, show sufficient cause to the satisfaction  
of this court to the contrary.

V. S. JAYAWICKREMA,  
District Judge.

December 4, 1946.

In the District Court of Kandy.

*Order Absolute in the First Instance.*

Testamentary In the Matter of the Last Will and Testament  
Jurisdiction. of the late Hugh Grenier Jansz, deceased, of  
No. T. 647. Matara.

(1) Eleanor Constance Jansz of Sunnyside Gardens, Kandy,  
and (2) Hugh David Walbeoff Jansz of the General Hospital,  
Colombo ..... Petitioners.

THIS matter coming on for disposal before H. A. de Silva,  
Esq., District Judge, Kandy, on January 10, 1947, in the presence  
of Messrs. Liesching & Lee, Proctors, on the part of the petitioners;  
and the affidavit of the above-named petitioners dated January  
8 and 9, 1947, having been read:

It is ordered that the will of Hugh Grenier Jansz dated May 17,  
1946, and numbered 3032 be and the same is hereby proved, unless  
any person or persons interested shall, on or before February 20,  
1947, show sufficient cause to the satisfaction of this court to the  
contrary.

H. A. DE SILVA,  
District Judge.

January 10, 1947.

In the District Court of Kandy.

*Order Nisi.*

Testamentary In the Matter of the Estate of the late Muttusamy  
Jurisdiction. Rengasamy Ramiyah of 43, Peradeniya road,  
No. T. 648. Kandy, deceased.

Muttusamy Rengasamy Seetha Letchimi of 43, Peradeniya  
road, Kandy ..... Petitioner.

THIS matter coming on for disposal before H. A. de Silva, Esq.,  
District Judge of Kandy, on January 15, 1947, in the presence of

Messrs. Coomaraswamy & Vijayarathnam, Proctors for the peti-  
tioner above named; and the affidavit of the said petitioner dated  
January 7, 1947, having been read:

It is ordered that the said petitioner be and she is hereby declared  
entitled, as the sister and the surviving heir of the above-named  
deceased, to have letters of administration to the said estate be  
issued to her, unless any other person or persons interested shall,  
on or before February 24, 1947, show sufficient cause to the  
satisfaction of this court to the contrary.

January 15, 1947.

H. A. DE SILVA,  
District Judge.

In the District Court of Galle.

*Order Nisi.*

Testamentary In the Matter of the Estate of the late Juwan de  
Jurisdiction. Silva Patabendige Simon de Silva of Ketatenna  
No. 8,220. in Ratnapura, deceased.

Between

Lional Godwin Wijekulasuriya of Magalle ..... Petitioner.

And

(1) Violet Leela Wijekulasuriya nee de Silva of Magalle, (2)  
J. D. S. P. Sirimathie Mallika de Silva of "Silver Niwasa",  
Weligama, (3) J. de S. P. Karunalata de Silva of Moraketiye  
Yare Nakulugamuwa, (4) A. H. T. Leela de Silva, (5) J. de  
S. P. Amara de Silva, (6) D. C. Ediriweera of Moraketiye Yare  
Nakulugamuwa, (7) Premachandra Bandara of "Silva  
Niwasa", Weligama ..... Respondents.

THIS matter coming on for disposal before S. J. C. Schockman, Esq.,  
District Judge, Galle, on January 10, 1947, in the presence of  
Messrs. Wijekulasuriya & Nimal Kulasoorya, Proctors, on the  
part of the petitioner; and the petition and affidavit of the petitioner  
above named dated October 21, 1946, having been read: It is  
ordered that Lional Godwin Wijekulasuriya of Magalle, the  
petitioner above named, as the son-in-law of the late Juwan de Silva  
Patabendige Simon de Silva of Ketatenna in Ratnapura, the deceased  
above named, is entitled to have letters of administration to the  
estate of the deceased above named issued to him accordingly,  
unless the respondents above named or any other person or persons  
interested shall show sufficient cause to the satisfaction of this court  
to the contrary on or before March 14, 1947.

It is further ordered that D. C. Ediriweera of Moraketiye Yare  
Nakulugamuwa, the 6th respondent above named, be appointed  
guardian *ad litem* over the minors, J. D. S. P. Sirimathie  
Mallika de Silva and J. D. S. P. Karunalata de Silva, the 2nd and  
3rd respondents above named, and Premachandra Bandara of  
"Silva Niwasa", Weligama, the 7th respondent above named be  
appointed guardian *ad litem* over the minor J. D. S. P. Amara de  
Silva, the 5th respondent above named, unless the respondents  
above named or any other person or persons interested shall, on or  
before March 14, 1947, show sufficient cause to the satisfaction of  
this court to the contrary.

S. J. C. SCHOCKMAN,  
District Judge.

January 10, 1947.

In the District Court of Anuradhapura.

*Order Nisi.*

Testamentary. In the Matter of the Intestate Estate of San-  
No. 532. garappillai Subramaniam of Anuradhapura,  
deceased.

Ramasamy Rasamma of Anuradhapura ..... Petitioner.

Vs.

(1) Wambeek Sinnathamby, (2) Subramaniam Selvarathnam  
and (3) Subramaniam Thiagarajah, all of Anuradhapura;  
the last two are minors by their guardian *ad litem* the 1st  
respondent ..... Respondents.

THIS action coming on for disposal before N. Krishnadasan,  
Esq., District Judge of Anuradhapura, on January 22, 1947,  
in the presence of Mr. K. Subramaniam, Proctor, on the part of  
the petitioner; and the affidavit of the petitioner having been read:  
It is hereby ordered and decreed that the petitioner be and is  
appointed administratrix of the estate of the said deceased above  
named, unless sufficient cause is shown to the satisfaction of this  
court to the contrary on or before February 28, 1947.

January 22, 1947.

N. KRISHNADASAN,  
District Judge.

In the District Court of Jaffna.

*Order Nisi.*

Testamentary In the Matter of the Estate of the late Tharmar  
Jurisdiction. Nagamany of Atchuveley, deceased.  
No. 645.

Sinnathangam widow of Thamar Nagamany of Achuveley. Petitioner.

Vs.

Kanapathy Thamar of Atchuveley ..... Respondent.

THIS matter coming on for disposal before R. R. Selvadurai,  
Esq., District Judge of Jaffna, on December 18, 1946, in the  
presence of Mr. R. Kanagarathnam, Proctor, on the part of the  
petitioner; and the affidavit of the above-named petitioner dated  
December 18, 1946, having been read:

It is declared that the said Sinnathangam widow of Thamar  
Nagamany, the petitioner, is declared entitled to have letters of  
administration over the estate of the said intestate and the same  
issued to her accordingly, unless the respondent or others shall,  
on or before January 27, 1947, show sufficient cause to the  
satisfaction of this court to the contrary.

December 18, 1946.

R. R. SELVADURAI,  
District Judge.

Time to show cause is extended to February 24, 1947.

R. R. SELVADURAI,  
District Judge.

In the District Court of Jaffna.

*Order Nisi.*

No. 650T. In the Matter of the Estate of the late N. Nallatamby of Nallur, deceased.

Nallatamby Canagaratnam of Nallur . . . . . Petitioner.

And

Amirthavally Amma, widow of Nallatamby of ditto . . Respondent.

THIS matter of the petition of the above-named petitioner praying that letters of administration to the estate of the above-named deceased, coming on for disposal before R. R. Selvadurai, Esq., District Judge, Jaffna, in the presence of Mr. C. T. Kumaraswamy, Proctor for the petitioner it is ordered that the petitioner, as the sole heir of the deceased, is entitled to letters of administration, unless the respondent shall show sufficient cause to the contrary on February 12, 1947.

January 27, 1947.

R. R. SELVADURAI,  
District Judge.

In the District Court of Jaffna.

*Order Nisi.*

Testamentary In the Matter of the Estate and Effects of the late Jurisdiction. Sellammah, wife of Kanagasabai Thirunavukarasu of Karainagar East, deceased.

No. 652. Kanagasabai Thirunavukarasu Karainagar East . . . . . Petitioner.

Vs.

(1) Manonmani, daughter of Thirunavukarasu, (2) Rajamani ditto, (3) Thavamani ditto, (4) Thirunavukarasu Sivasubramaniam, minor, (5) Sinnakuddy, widow of Ampalavanar, Karainagar North . . . . . Respondents.

THIS matter coming on for disposal before R. R. Selvadurai, Esq., District Judge, Jaffna, on January 9, 1947, in the presence of Mr. P. Sabaratnam, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated December 8, 1946, having been read:

It is ordered that the 5th respondent be and she is hereby appointed guardian *ad litem* over the 1st to 4th respondents who are minors, and that letters of administration to the estate of the deceased above named be issued to the petitioner, as the legal widower of the said deceased, unless the respondents or any other person interested shall, on or before February 26, 1947, show sufficient cause to the satisfaction of this court to the contrary.

January 20, 1947.

R. R. SELVADURAI,  
District Judge.

In the District Court of Jaffna.

*Order Nisi.*

No. 655T. In the Matter of the Estate of the late Kamadehiamma widow of Somasunderakkurukkal of Kopay North, deceased.

Somasunderakkurukkal Thangasamykkurukkal of Kopay North . . . . . Petitioner.

And

Somasunderakkurukkal Ratnasabapathy Iyer of Kopay North . . . . . Respondent.

THIS matter coming on for disposal before R. R. Selvadurai, Esq., District Judge of Jaffna, on January 15, 1947, in the presence of Mr. M. Ehampara Nathan, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated January 15, 1947, having been read:

It is ordered that Somasunderakkurukkal Thangasamykkurukkal of Kopay North, the petitioner above named, is declared, as heir, entitled to have letters of administration to the estate of the above named deceased issued to him, unless the above-named respondent or any other person shall, on or before February 10, 1947, show sufficient cause to the satisfaction of this court to the contrary.

January 15, 1947.

R. R. SELVADURAI,  
District Judge.

In the District Court of Mannar.

*Order Nisi.*

Testamentary In the Matter of the Estate of the late Mastankani Jurisdiction. Sahulhamid of Moor street, Mannar, deceased.

No. 693. Mastankani Kachchumohamado of Moor street, Mannar . . . . . Petitioner.

Vs.

(1) Sahulhamid Pattumuttu Sohara, (2) Sahulhamid Mohamed Jiffry, (3) Sahulhamid Mohamed Raseith, (4) Sahulhamid Mohamed Muhisin, (5) Sahulhamid Lily Subaitha, (6) Sahulhamid Mohamed Farook, (7) Sahulhamid Abdul Aseeb and (8) Asiaumama widow of Sahulhamid, all of Moor street, Mannar . . . . . Respondents.

THIS matter of the petition of Mastankani Kachchumohamado of Moor street, Mannar, praying for letters of administration to the estate of the above-named deceased, Mastankani Sahulhamid of Moor street, Mannar, coming on for disposal before V. S. Gunawardana, Esq., District Judge, Mannar, on January 30, 1947, in the presence of Mr. V. Albert Alegacone, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated January 27, 1947, having been read: It is declared that the petitioner is the brother of the said intestate and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondents or any other person shall, on or before February 28, 1947, show sufficient cause to the satisfaction of this court to the contrary.

And it is further ordered that the 8th respondent be appointed guardian *ad litem* of the 1st, 2nd, 3rd, 4th, 5th, 6th, and 7th

respondents for the purpose of representing them in these proceedings, unless the respondents above named or any other person shall, on or before the said date, show sufficient cause to the satisfaction of this court to the contrary.

January 30, 1947.

V. S. GUNAWARDANA,  
District Judge.

In the District Court of Kegalla.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of late Jurisdiction. Martin Marasinghe, Teacher of Hewadiwela, deceased.

No. 1,726. Justina Rajapaksa of Hangawela . . . . . Petitioner.

Vs.

(1) Edward Harold Marasinghe, (2) Theresa Malani Chitrathatha Marasinghe, both being minors by their guardian *ad litem* the 3rd respondent, (3) Stephen Lawrence Marasinghe, all of Hewadiwela . . . . . Respondents.

THIS matter coming on for disposal before M. C. Sansoni, Esq., District Judge of Kegalla, on December 13, 1946, in the presence of Mr. Victor Rajapaksa, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner dated December 13, 1946, having been read:

It is ordered that the above named 3rd respondent be and he is hereby declared appointed guardian *ad litem* over the 1st and 2nd respondents above named and the petitioner above named be and she is hereby declared entitled, as the widow of the deceased, to have letters of administration to the estate of the said deceased issued to her accordingly, unless the respondents above named or any person or persons interested shall, on or before February 18, 1947, show sufficient cause to the satisfaction of this court to the contrary.

December 13, 1946.

L. W. DE SILVA,  
District Judge.

In the District Court of Badulla.

*Order Nisi.*

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. the late Wijekoon Bandara Mudanselage Muttu Banda, Gamarala of Hamparawa in Obodaellegama, deceased.

No. B/1,146. Lazarous Annamary of Hamparawa aforesaid . . . . . Petitioner.

THIS matter coming on for disposal before Spencer Rajaratnam, Esq., District Judge of Badulla, on November 12, 1946, in the presence of Messrs. Nadarajah & Nambhai, Proctors, on the part of the petitioner; and the affidavit of the said petitioner dated October 23, 1946, and that of the two witnesses to the last will dated November 9, 1946, having been read:

It is ordered that the last will of the deceased above named bearing No. 1387 dated May 22, 1944, attested by K. V. Nadarajah, Notary Public, and now deposited in court be and the same is hereby declared proved, unless any person or persons lawfully interested therein shall, on or before February 13, 1947, show sufficient cause to the satisfaction of this court to the contrary.

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

November 12, 1946.

SPENCER RAJARATNAM,  
District Judge.

In the District Court of Ratnapura.

*Order Nisi.*

Testamentary In the Matter of the Estate of the Late Wipulasena Sirwardena Seneviratne Wickremasinghe, Notary Public of Ratnapura, deceased.

No. 1,212. Lily Elsie Wickremasinghe of 11, Pattiyaowita lane, Ratnapura . . . . . Petitioner.

And

(1) Sarath Sirwardena Seneviratne Wickremasinghe, (2) Mallika Sirwardena Seneviratne Wickremasinghe, (3) Malathie Sirwardena Seneviratne Wickremasinghe, minors, by their guardian *ad litem* (4) Saparamadu Heeralu Pathirrennehelage Richard Perera Jayawardena, all of 11, Pattiyaowita lane, Ratnapura . . . . . Respondents.

THIS matter coming on for disposal before M. A. W. Goonesekera, Esq., Acting District Judge, Ratnapura, on January 17, 1947, in the presence of Mr. H. Richard Peeris, Proctor on the part of the petitioner; and on reading the petition and affidavit of the petitioner above named dated January 12, 1947: It is ordered that Lily Elsie Wickremasinghe of 11, Pattiyaowita lane, Ratnapura, the petitioner above named, as the widow of the deceased above named, is entitled to have letters of administration to the estate of the deceased above named issued to her accordingly, unless the respondents above named or any other person or persons interested shall, on or before February 20, 1947, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that Saparamadu Heeralu Pathirrennehelage Richard Perera Jayawardena of 11, Pattiyaowita lane, Ratnapura, be and he is hereby appointed guardian *ad litem* over (1) Sarath Sirwardena Seneviratne Wickremasinghe, (2) Mallika Sirwardena Seneviratne Wickremasinghe, (3) Malathie Sirwardena Seneviratne Wickremasinghe, the 1st, 2nd, and 3rd respondents above named, unless the respondents above named or any other person or persons interested shall, on or before February 20, 1947, show sufficient cause to the satisfaction of this Court to the contrary.

January 17, 1947.

V. H. WIJERATNE,  
District Judge.

## DRAFT ORDINANCES.

## MINUTE.

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

L. D.—O. 7/47

M. L. A.—G 27

**An Ordinance to amend the Village Communities Ordinance.**

(Chapter 198, Supplement Vol. I., page 122).

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 Village Communities (Amendment) Ordinance, No.        of 1947. Short title
2. Section 5 of the Village Communities Ordinance (hereinafter referred to as "the principal Ordinance") is hereby amended, as follows:— Amendment of section 5 of Chapter 198.
  - (1) in paragraph (b) (i) of sub-section (1) thereof, by the omission of the word and figures "section 44,"; and
  - (2) in paragraph (b) (i) of sub-section (2) thereof, by the omission of the word and figures "section 44,".
3. Section 44 of the principal Ordinance is hereby repealed. Repeal of section 44 of the principal Ordinance.
4. Section 45 of the principal Ordinance is hereby amended as follows:— Amendment of section 45 of the principal Ordinance.
  - (1) in sub-section (1), by the substitution, for all the words from "In addition" to "a land tax", of the words "A land tax";
  - (2) by the repeal of sub-section (2);
  - (3) in sub-section (7), by the omission of the words and figure "in the manner required by sub-section (2)"; and

- (4) by the substitution, for the marginal note thereto, of the following new marginal note :—  
“ Authority to levy land tax. ”

Amendment of section 48 of the principal Ordinance.

5. Section 48 of the principal Ordinance is hereby amended, in paragraph (b) thereof, by the substitution, for the word and figures “ sections 44, 45, ”, of the word and figures “ sections 45, ”.

Amendment of section 49 of the principal Ordinance.

6. Section 49 of the principal Ordinance is hereby amended, in sub-section (2) thereof, by the omission of paragraph (iii) of that sub-section.

Amendment of section 55 of the principal Ordinance.

7. Section 55 of the principal Ordinance is hereby amended, in sub-section (1) thereof, by the substitution, for all the words from “ receipt thereof, ” to the end of that sub-section, of the words “ receipt thereof. ”.

Amendment of section 59 of the principal Ordinance.

8. Section 59 of the principal Ordinance is hereby amended, in sub-section (1) thereof, by the omission of paragraph (f) of that sub-section.

*Objects and Reasons.*

Village Committees are empowered by the Village Communities Ordinance (Chapter 198) to impose each year a capitation tax. In view of a recent decision of the Executive Committee of Local Administration that in future no such tax should be imposed by Village Committees, it is proposed in this Bill to make such amendments in the Ordinance as are necessary to divest the Committees of the power to impose the tax.

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

Colombo, February 7, 1947.