



# 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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### DRAFT ORDINANCES.

#### MINUTE.

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

L. D.—O. 30/46.

#### An Ordinance to amend the Marriage Registration Ordinance.

Chapter 95.  
(Vol. III, p. 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 Marriage Registration (Amendment) Ordinance, No. of 1947.

Short title.

2. Section 23 of the Marriage Registration Ordinance (hereinafter referred to as the "principal Ordinance"), is hereby amended, in sub-section (1), by the substitution, in paragraph (a), for the word "nationality," of the word "race,".

Amendment of section 23 (1) of Chapter 95.

3. Section 32 of the principal Ordinance is hereby amended, in sub-section (4), by the substitution, for the word "nationality," of the word "race".

Amendment of section 32 (4) of the principal Ordinance.

#### Objects and Reasons.

For the purposes of the Marriage Registration Ordinance, the parties to a marriage supply particulars about their race. Although the information provided is information relating to race, the word occurring in sections 23 (1) and 32 (4) of the Marriage Registration Ordinance as well as in certain Forms set out in the Schedule to the Ordinance is "nationality". It is, therefore, necessary to amend those sections and Forms. The alterations in the Forms can be made by way of subsidiary legislation. The object of this Bill is to make the necessary alterations in the aforesaid sections.

RAJAH HEWAVITARNE,

Minister for Labour, Industry and Commerce.

Colombo, April 11, 1947.

#### MINUTE.

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

L. D.—O. 40/39.

M. L. A.—BA 703

#### An Ordinance to amend the law relating to butchers.

(Chapter 201  
Vol. V., p. 496).

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 Butchers (Amendment) Ordinance, No. of 1947.

Short title.

Amendment of section 2 of Chapter 201.

2. Section 2 of the Butchers Ordinance (hereinafter referred to as "the principal Ordinance") is hereby amended as follows :—

(1) by the insertion, immediately before the definition of "animals", of the following new definitions :—

"administrative region" means an administrative region defined by Order made under section 2 of the Local Government (Administrative Regions) Ordinance, No. 57 of 1946 ;

"Assistant Commissioner of Local Government" means the Assistant Commissioner of Local Government for any administrative region ;

(2) by the omission of the definition of "Government Agent" ;

(3) in the definition of "licensed butcher", by the substitution, for the words "this Ordinance.", of the words "this Ordinance ;" ; and

(4) by the insertion, immediately after that definition, of the following new definition :—

"Minister" means the Minister for Local Administration.

Replacement of section 3 of the principal Ordinance.

Proper authority.

3. Section 3 of the principal Ordinance is hereby repealed, and the following new section substituted therefor :—

3. Save as otherwise expressly provided in section 22 (2) for the purposes of this Ordinance, the expression "proper authority"—

(a) in relation to any area within the administrative limits of a Municipal Council, means the Mayor of the Council or any person authorised by him in writing in that behalf ;

(b) in relation to any area within the administrative limits of any Urban Council, Town Council, Local Board of Health and Improvement or Village Committee, means the Chairman of the Council, Board or Committee, as the case may be, or any person authorised by him in writing in that behalf ;

(c) in relation to any other area, means the Assistant Commissioner of Local Government for the administrative region within which such area is situated or any person authorised by him in writing in that behalf.

Replacement of section 4 of the principal Ordinance.

Licence for butchers.

4. Section 4 of the principal Ordinance is hereby repealed, and the following new section substituted therefor :—

4. (1) No person shall carry on the trade of a butcher except under the authority of an annual licence in that behalf issued by the proper authority.

(2) Every person who, not being the holder of a licence issued by the proper authority in that behalf and for the time being in force, carries on the trade of a butcher, shall be guilty of an offence and shall on conviction be liable to a fine not exceeding one hundred rupees or in default of payment to imprisonment of either description for a term not exceeding six months.

Amendment of section 5 of the principal Ordinance.

5. Section 5 of the principal Ordinance is hereby amended, by the substitution, for the words "shall cease to be in force", of the words "shall, unless previously revoked as hereinafter provided, cease to be in force".

Replacement of section 7 of the principal Ordinance.

Applications for licences

6. Section 7 of the principal Ordinance is hereby repealed and the following new section substituted therefor :—

7. (1) Every person who desires to obtain a licence to carry on the trade of a butcher shall make an application in writing in that behalf to the proper authority. The application shall be signed by the applicant and shall state his name and the premises at which he intends to carry on such trade.

(2) Upon the receipt of an application for a licence, the proper authority shall publish a notice in the *Gazette*—

(a) stating that the application has been made and specifying the name of the applicant and the premises at which he intends to carry on the trade ; and

(b) calling upon every person residing within the limits of the area of such authority, who desires to object to the issue of such licence, to furnish to the proper authority in duplicate, within such time as may be specified in the notice, a written statement of the grounds of his objection.

(3) (a) The proper authority shall cause a copy of every statement of objections furnished to him in respect of any application to be served on the person by whom the application has been made.

(b) The proper authority shall, after giving the applicant, and each person by whom a statement of objections is furnished (hereinafter referred to as an "objector"), an opportunity of being heard, make order allowing or disallowing the application. The order shall contain a statement of the grounds upon which it is made and the proper authority shall cause a copy thereof to be served on the applicant and each objector.

(4) Any applicant for a licence or any objector to the issue of such licence, if he is aggrieved by the order of the proper authority, may, within ten days from the date of the service on him of the order, appeal against the order to the Minister in the manner set out in section 7B.

(5) Effect shall not be given to any order allowing an application for a licence in any case where any statement of objections to the issue thereof has been furnished, until—

(a) the time limit for appeals expires; or

(b) where an appeal is preferred, until the Minister confirms the order.

7. The following new sections are hereby inserted immediately after section 7 of the principal Ordinance and shall have effect as sections 7A and 7B of that Ordinance:—

Insertion of new sections 7A and 7B in the principal Ordinance.

7A. (1) The proper authority may, upon just and reasonable grounds, make order revoking the licence granted to any person to carry on the trade of a butcher. The order shall contain a statement of the grounds upon which it is made and the proper authority shall cause a copy thereof to be served on such person.

Revocation of licences.

(2) Any person on whom an order revoking a licence is served under sub-section (1) may, within ten days from the date of the service on him of the order, appeal against the order to the Minister in the manner set out in section 7B.

(3) An order revoking a licence shall have no force or effect until—

(a) the time limit for appeals expires; or

(b) where an appeal is preferred, until the Minister confirms the order.

7B. (1) Every appeal under section 7 or section 7A shall be preferred by a written statement setting out the grounds of such appeal. Every such statement shall bear a stamp or stamps of the value of one rupee.

Appeals.

(2) Every appeal shall be forwarded to the Minister through the proper authority.

(3) The decision of the Minister on any appeal, whether confirming or setting aside the order of the proper authority, shall be final and conclusive and shall not be subject to question or review in any court of law.

(4) The Minister may, when he disposes of any appeal, make order for the refund of the value of the stamp or stamps affixed to the statement of appeal, and where such order is made the amount shall be refunded to the appellant by the proper authority.

8. The principal Ordinance is hereby amended, by the substitution, for the heading occurring immediately above section 14, of the following new heading:—

Amendment of heading occurring above section 14 of the principal Ordinance.

"Permits To Slaughter Cattle".

9. Section 14 of the principal Ordinance is hereby amended as follows:—

Amendment of section 14 of the principal Ordinance.

(1) by the re-numbering of that section as sub-section (1) of section 14;

(2) in re-numbered sub-section (1), by the substitution, for all the words from "unless" to the end of that sub-section, of the words "without a permit from the proper authority";

(3) by the insertion, immediately after re-numbered sub-section (1), of the following new sub-sections:—

"(2) Every person who desires to obtain a permit shall make an application in writing in that behalf to the proper authority. The application shall be signed by the applicant and shall state his name, the number of cattle to be slaughtered and the place where such slaughter is to take place.

(3) The proper authority may, in his discretion, issue or refuse to issue a permit to any applicant therefor.

(4) Every permit shall be substantially in the Form D set out in the Schedule and shall bear a stamp or stamps of the value of twenty-five cents. Such stamp or stamps shall be supplied by the person to whom the permit is to be issued.”; and

(4) by the substitution, for the marginal note thereto, of the following new marginal note :—

“ Permits ”.

Amendment of section 15 of the principal Ordinance.

10. Section 15 of the principal Ordinance is hereby amended as follows :—

- (1) by the substitution, for the words “ special licence ”, of the word “ permit ”;
- (2) by the substitution, for the word “ licensed ”, of the word “ permit ”; and
- (3) in the marginal note thereto, by the substitution, for the words “ special licence ”, of the word “ permit ”.

Amendment of section 16 of the principal Ordinance.

11. Section 16 of the principal Ordinance is hereby amended as follows :—

- (1) by the substitution, for the words “ special licence ” wherever they occur collectively in that section, of the word “ permit ”; and
- (2) by the substitution, for the words “ such licence ”, of the words “ such permit ”.

Insertion of new section 20A in the principal Ordinance.

12. The following new section is hereby inserted immediately after section 20 of the principal Ordinance, and shall have effect as section 20A of that Ordinance :—

Application of this Chapter to animals other than cattle.

20A. The Governor may by Proclamation published in the *Gazette* declare that the provisions of sections 14 to 20 of this Ordinance shall, in such area as may be specified in the Proclamation, and on and after such date, or during such period, as may be so specified, apply in relation to any specified animals (other than cattle) in like manner as those provisions apply in relation to cattle; and for the purposes of the application of those provisions in such area—

- (a) every reference in any of those provisions to “ cattle ” shall be deemed to include a reference to the animals so specified; and
- (b) the reference in section 20 to “ beef ” shall be deemed to include reference to the flesh of such animals.

Amendment of section 22 of the principal Ordinance.

13. Section 22 of the principal Ordinance is hereby amended, by the substitution, for sub-section (2), of the following new sub-section :—

“(2) For the purposes of this section, the expression “ proper authority ”—

- (a) in relation to any area within the administrative limits of a Municipal Council, Urban Council, Town Council, Local Board of Health and Improvement or Village Committee, means such Council, Board or Committee, as the case may be;
- (b) in relation to any other area, means the Assistant Commissioner of Local Government for the administrative region within which such area is situated”.

Replacement of section 25 of the principal Ordinance.

14. Section 25 of the principal Ordinance is hereby repealed, and the following new section is hereby substituted therefor :—

Application of sums recovered by way of fees and stamp duties.

25. All sums recovered under this Ordinance by way of fees and stamp duties from the inhabitants of any area within the administrative limits of a Municipal Council, Urban Council, Town Council, Local Board of Health and Improvement or Village Committee, shall be paid into the fund of such Council, Board of Committee, as the case may be.

Amendment of Schedule to the principal Ordinance.

15. The Schedule to the principal Ordinance is hereby amended in Form D, by the substitution, for the word “ Licence ”, of the word “ Permit ”.

Amendment of section 49 of the Village Communities Ordinance (Chapter 198).

16. Section 49 of the Village Communities Ordinance is hereby amended, in paragraph (x) of sub-section (2), by the omission of sub-paragraph (a).

Savings.

17. (1) Notwithstanding the omission of sub-paragraph (a) of paragraph (x) of section 49 (2) of the Village Communities Ordinance, every licence to keep or maintain

a slaughter-house, issued under any by-law made under that sub-paragraph and in force at the date of the commencement of this Ordinance, shall be deemed to be a licence to carry on the trade of a butcher issued under the principal Ordinance, and the provisions of that Ordinance and of any regulations made thereunder shall apply accordingly.

(2) Every slaughter-house within a village area, established by the Village Committee of that area and in existence at the date of the commencement of this Ordinance, shall be deemed to be a public slaughter-house declared and proclaimed under the principal Ordinance, and the provisions of that Ordinance and of any regulations made thereunder shall apply accordingly.

(3) Every regulation, made under the principal Ordinance and in force in the area within the administrative limits of any Town Council or Village Committee at the date of the commencement of this Ordinance, shall be deemed to be a regulation made by such Council or Committee in its capacity as proper authority for that area under the principal Ordinance and shall have effect accordingly, and may be amended, replaced or repealed by regulations made by such Council or Committee, as the case may be, under the principal Ordinance.

#### *Objects and Reasons.*

Under the Butchers Ordinance (Chapter 201) licences to carry on the trade of a butcher or to slaughter cattle in any area not administered by a Municipal Council, Urban Council or Local Board of Health and Improvement are issued, and regulations in respect of slaughter-houses within such area are made, by the Government Agent in his capacity as proper authority for that area. It is felt that in future in the case of any area administered by a Town Council or Village Committee such licences should be issued by the Chairman of the Council or Committee of that area and such regulations should be made by the Council or Committee and in the case of any area not administered by any local authority such licences should be issued, and such regulations made, by the Assistant Commissioner of Local Government for the administrative region within which such area is situated. Sections 3 and 22 (2) of the Ordinance are therefore to be repealed and re-enacted with such amendments as are necessary for that purpose (Clauses 3 and 13).

2. The opportunity has also been taken to redraft and rearrange the provisions of section 4 of the Ordinance (Clause 4).

3. The Ordinance does not confer any right to make representations against the issue of a licence to carry on the trade of a butcher or any right of appeal against the grant, refusal or withdrawal of such licence. The object of clauses 6 and 7 of the Bill is to make provision in the Ordinance in respect of such matters.

4. The authorisations granted under the Ordinance to persons (other than licensed butchers) to slaughter cattle are to be called permits and not special licences as hitherto. This is being done with a view to clearly distinguishing such authorisations from the licences required by the Ordinance to carry on the trade of a butcher (Clauses 8 to 11):

5. Sections 14 to 20 of the Ordinance impose certain restrictions upon the slaughtering of *cattle* by persons other than licensed butchers. It is considered desirable that power should be taken to extend the application of those sections to the slaughtering of other animals such as sheep, goats or pigs, in cases where such extension is necessary in consequence of epidemics or for other reasons. The object of Clause 12 of the Bill is to insert in the principal Ordinance a new section which will empower the Governor by Proclamation to declare that the provisions of section 14 to 20 will apply in relation to any specified animals. Any such Proclamation can be limited to any specified area and be made applicable either absolutely or for a prescribed period.

6. The Ordinance provides that all sums recovered by way of fees or stamp duties from the inhabitants of the area within the administrative limits of a Municipal Council, Urban Council or Local Board of Health and Improvement must be paid into the fund of the Council or Committee. The object of clause 14 is to make similar provision in respect of areas administered by Town Councils and Village Committees.

7. As Village Committees are to be empowered to make regulations under the Butchers Ordinance in respect of slaughter-houses, it is proposed to divest such Committees of the power vested in them by the Village Communities Ordinance (Chapter 198) to make by-laws relating to slaughter-houses (Clause 16).

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

Colombo, April 10, 1947.

## DISTRICT AND MINOR COURTS NOTICES.

## Circuit Courts, Ratnapura District.

NOTICE is hereby given that the Circuit Courts at Balangoda and Rakwana will be held by me on the dates given below:—

(The dates are subject to alteration.)		
1947.	Balangoda.	Rakwana.
July	4, 5 and 18, 19	11 and 25
August	1, 2 and 14, 15	8 and 22
September	5, 6 and 19, 20	12 and 26
October	3, 4 and 17, 18	10 and 24
November	7, 8 and 21, 22	14 and 28
December	5, 6 and 19, 20	12 and 22

T. C. P. FERNANDO,  
Magistrate and Additional Commissioner of  
Requests.  
Magistrate's Court,  
Ratnapura, April 8, 1947.

## Province of Sabaragamuwa.

In the District Court of Kegalla.

Gallathralage Pabijis Sinno of Niyadurupola . . . . . Plaintiff.  
No. 3,482. Vs.

(1) Garumunige Thomis Appu of Ethnawala . . . . . Defendant.

NOTICE is hereby given that on Saturday, May 24, 1947, at 11 o'clock, in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said 1st defendant in the following property, viz:—

All that land called Sudawelekumbura containing in extent two pelas paddy sowing in extent and situated at Ethnawala in Kiraweli pattu west in Belgal korale in the District of Kegalla, of Sabaragamuwa Province; and bounded on the north by Assadumenniyyara, south by Niwatuwegamma-inniyyara, east Sudawele waturabasna-ela, and west by liminary dam of the other Sudawela.

To recover Rs. 470.75.

Deputy Fiscal's Office,  
Kegalla, April 12, 1947.

M. D. J. DISSANAYAKA,  
for Deputy Fiscal.

## NOTICES OF FISCALS' SALES.

## North-Western Province.

In the District Court of Kandy.

M. A. M. Abdul Gany Marikar by his attorney M. A. M. Abdul Rahiman Marikar of Colombo street, Kandy . . . . . Plaintiff.  
No. M. R. 2,030. Vs.

M. A. M. Ahamadu Abdul Cader of Colombo street, Kandy . . . . . Defendant.

NOTICE is hereby given that on Wednesday, May 28, 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 defendant in the following property, viz:—

The defendant's right, title, and interest in and to the land called Godawela Kumbura now garden situate at Epakanda in Udapola-Otota korale of Dambadeni hatpattu in the District of Kurumegala, North-Western Province; and bounded on the north by ela presently ela that separated the property belonging to Denagamawa Walawwa, east and south by the field of Ausadahamy, and west by Government high road, containing in extent four kurunies paddy sowing together with two boutique rooms bearing assessment Nos. 343 and 344 and everything standing thereon. Valued at Rs. 6,000.

Amount to be recovered Rs. 1,732.75 together with further rent at the rate of Rs. 50 per mensem from March 1, 1947, till delivery of possession of the plaintiff's share of the premises described in the plaint and stamp costs and poundage.

Fiscal's Office,  
Kurunegala, April 11, 1947.

W. D. M. PERERA,  
Deputy Fiscal.

## Province of Uva.

In the District Court of Badulla.

Mohamed Mohdeem of Buhari Hotel, Bandarawela . . . . . Plaintiff.  
No. 7,962. Vs.

Kodituwakku Kankanamage Punchihamine of Ella, (2) Appukuttu Aratchuge Don William Perera of Ella, (3) ditto Dona Podihamine of Ella, (4) ditto Don Wijesinghe of Ella and 3 others . . . . . Defendants.

NOTICE is hereby given that on Thursday, May 15, 1947, commencing at 11 o'clock in the forenoon, will be sold by public auction at the respective premises the right, title, and interest of the said first, second, third, and fourth defendants in the following property, pro-rata costs Rs. 172.26 from the 1st defendant, Rs. 43.06 from the 2nd defendant, Rs. 43.06 from the 3rd defendant, and Rs. 43.06 from the 4th defendant, viz:—

1. Right, title, and interest of the first defendant in and to the land called Ambagollekumbura depicted as lot No. 1 in plan No. 300a made by Mr. W. B. W. Welgolle, Licensed Surveyor and Commissioner and filed of record in this case; and containing in extent 1 acre 2 roods and 28 perches, situated at Pattiyakumburegama in Kumbalwela korale, Yatikinda division, Badulla District of the Province of Uva; and bounded on the north by bank, east by bank, south by ela, and west by lot No. 2.

2. Right, title, and interest of the 2nd defendant in and to the land called Ambagollekumbura depicted as lot No. 3 in the aforesaid plan and situated at Pattiyakumburegama aforesaid; and bounded on the north by bank, east by lot No. 2, south by ela, and on the west by lot No. 4; and containing in extent 1 rood and 27 perches.

3. Right, title, and interest of the 3rd defendant in and to the land called Ambagollekumbura depicted as lot No. 4 in the aforesaid plan; and containing in extent 1 rood and 27 perches, situated at Pattiyakumburegama aforesaid; and bounded on the north by bank, east by lot No. 3, south by ela, and west by lot No. 5.

4. Right, title, and interest of the 4th defendant in and to the land called Ambagollekumbura depicted as lot No. 2 in the aforesaid plan; and containing in extent 1 rood and 27 perches situated at Pattiyakumburegama aforesaid; and bounded on the north by bank, east by lot No. 1, south by ela, and on the west by lot No. 3.

Fiscal's Office,  
Badulla, April 8, 1947.

T. KANDIAH,  
Additional Deputy Fiscal.

## NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

## Order Nisi.

Testamentary In the Matter of the Last Will and Testament of the Jurisdiction. late Joseph Gabriel de Silva Wijeyeratne of No. 11,283. 8, Anderson road, Havelock Town in Colombo, deceased.

Daisy Mary Margaret de Silva Wijeyeratne of 8, Anderson road, Havelock Town in Colombo (now deceased) . . . . . Original Petitioner.

Joseph Gabriel Charles de Silva Wijeyeratne of 8, Anderson road, Havelock Town in Colombo . . . . . Petitioner.

Vs.

Cecil Marion Wilfred de Silva Wijeyeratne of 8, Anderson road, Havelock Town in Colombo . . . . . Respondent.

THIS matter coming on for disposal before N. Sinnetamby, Esq., Additional District Judge of Colombo, on March 7, 1947, in the presence of Messrs. De Silva & Mendis, Proctors, on the part of the petitioner, and the affidavit of the petitioner dated January 27, 1947, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as the eldest son of the deceased, to have letters of administration, with will annexed, limited to the property not already administered, issued to him accordingly, unless the respondent or any other person interested shall, on or before May 1, 1947, show sufficient cause to the satisfaction of this court to the contrary.

March 25, 1947.

N. SINNETAMBY,  
Additional District Judge.

In the District Court of Colombo.

## Order Absolute.

Testamentary In the Matter of the Last Will and Codicil of Jurisdiction. Wilfred Olkie Edema of 73/1, Greenlands No. 12,329. road, Havelock Town, Colombo, deceased

Winifrieda Margaret Wells of "Fair View", Kottawa, Pannipitiya . . . . . Petitioner.

THIS matter coming on for final determination before N. Sinnetamby, Esq., Additional District Judge of Colombo, on February 12, 1947, in the presence of Mr. L. L. Fonseka, Proctor, on the part of the petitioner above named, and the affidavit of (1) the petitioner dated December 20, 1946, (2) the attesting Notary Public and the witnesses to the last will and dated January 27, 1947, and January 24, 1947, and (3) the attesting Notary Public and witnesses to the codicil and dated January 27, 1947, and December 20, 1946, having been read:

It is ordered that the last will No. 3265 and the codicil No. 3282, made by Wilfred Olkie Edema, the deceased above named, and attested by J. M. Pereira, Notary Public, on June 18, 1946, and August 3, 1946, respectively, the originals of which have been produced and are now deposited in this court be and the same are hereby declared proved.

It is further ordered that the petitioner above named is the executrix named in the said will and she is hereby declared entitled to have probate thereof issued to her accordingly on her taking the oath and tendering security

March 31, 1947.

N. SINNETAMBY,  
Additional District Judge.

In the District Court of Colombo.

## Notice of Application.

Testamentary In the Matter of the Intestate Estate of Marcia Victoria Akers Douglas of Rosehill Penzance in the County of Cornwall, England, widow, deceased.  
No. 12,381.

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 letters of administration in respect of the estate of Marcia Victoria Akers Douglas of Rosehill Penzance in the County of Cornwall, England, widow, deceased, granted by the District Probate Registry of His Majesty's High Court of Justice in England at Wakefield on March 11, 1946.

F. J. & G. DE SARAM,  
Proctors for Jane Robinet Brace, the  
Administratrix.

April 18, 1947.

In the District Court of Colombo.  
*Order Nisi.*

Testamentary In the Matter of the Intestate Estate and Effects  
Jurisdiction. of Mary Magdeline Alles, widow of Doctor  
No. 12,331. Emmanuel Caitan Alles of 46, Campbell place,  
Maradana, in Colombo, deceased.

Herman Chrysanthus Francis Emmanuel Alles of 46, Campbell  
place, Maradana, in Colombo . . . . . Petitioner.

And

(1) Julie Iris Joan Alles, (2) Clare Rosemary Doris Alles,  
(3) Francis Leonard Cuthbert Alles, (4) Marjorie Clotilda  
Alles and (5) Terrence Noel Joseph Alles, all of 46, Campbell  
place, Maradana, in Colombo . . . . . Respondents.

THIS matter coming on for disposal before N. Sinnetamby,  
Esq., Additional District Judge of Colombo, on February 13, 1947,  
in the presence of Mr. S. Somasundaram, Proctor, on the part of  
the petitioner above named; and the affidavit of the said petitioner  
dated February 12, 1947, having been read:

It is ordered that the 5th respondent above named be and he is  
hereby declared appointed guardian *ad litem* over the minors, the  
1st, 2nd, 3rd, and 4th respondents above named, and the petitioner  
above named be and he is hereby declared entitled, as the step-son  
of the deceased, to have letters of administration to the estate  
of the said deceased issued to him accordingly, unless the respondents  
above named or any person or persons interested shall, on or before  
May 15, 1947, show sufficient cause to the satisfaction of this court  
to the contrary.

February 18, 1947.

N. SINNETAMBY,  
Additional District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of Peter  
Jurisdiction. Terence de Silva of 64, Rosmead place in  
No. 12,348. Colombo, deceased.

John Walter, de Silva of 64, Rosmead place in Colombo . . . . . Petitioner.  
Vs.

(1) Mary Laura de Silva, (2) Anthony Patrick de Silva, both of  
64, Rosmead place, Colombo . . . . . Respondents.

THIS matter coming on for disposal before N. Sinnetamby,  
Esq., Additional District Judge of Colombo, on February 25, 1947,  
in the presence of Mr. Prosper Abraham, Proctor, on the part of the  
petitioner; and the affidavit of the said petitioner dated February  
15, 1947, having been read:

It is ordered that the 1st respondent be and she is hereby appointed  
guardian *ad litem* over the 2nd respondent, minor, and that the  
petitioner be and he is hereby declared entitled, as the father of the  
deceased, to have letters of administration to the estate of the  
deceased issued to him accordingly, unless the respondents or any  
other person or persons interested shall, on or before May 15, 1947,  
show sufficient cause to the satisfaction of this court to the contrary.

March 31, 1947.

N. SINNETAMBY,  
Additional District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of the late  
Jurisdiction. Kariapperuma Atukoralalage Don Herath Appu-  
No. 12,352. hamy of Siyambalape in the Adikari pattu of  
Siyane korale, deceased.

Madan Aratchige Don Maria Hamine of Siyambalape afore-  
said . . . . . Petitioner.

Vs.

(1) Kariapperuma Atukoralalage Don Daniel Appuhamy of  
Siyambalape aforesaid, (2) Rajapaksa Senadira Aratchige  
Don Thomas Rajapaksa of Ihala Biyanwila, (3) Rajapaksa  
Senadira Aratchige Carline Rajapaksa of Ihala Biyanwila  
aforesaid, (4) Rajapaksa Senadira Aratchige Leelawathie  
Rajapaksa of Palugama in the Adikari pattu of Siyane korale,  
(5) Ponweera Aratchige Alexander Perera Appuhamy,  
(6) Ponweera Aratchige Leelawathie Perera Hamine, both of  
Kerawalapitiya in Hendala . . . . . Respondents.

THIS matter coming on for disposal before N. Sinnetamby,  
Esq., Additional District Judge of Colombo, on February 27, 1947,  
in the presence of Mr. A. Clive Abeyewardene, Proctor, on the part  
of the petitioner; and the affidavit of the said petitioner dated  
February 24, 1947, having been read:

It is ordered that the petitioner be and she is hereby declared  
entitled, as the widow of the deceased, to have letters of adminis-  
tration to the estate of the deceased issued to her accordingly,  
unless the respondents or any other person or persons interested  
shall, on or before May 15, 1947, show sufficient cause to the satis-  
faction of this court to the contrary.

April 9, 1947.

V. E. RAJAKARIER,  
District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of Claude  
Jurisdiction. Stanley Ganegoda, deceased.  
No. 12,363.

Reverend Cornelius Ganegoda of Tummodera, Nattan-  
diya . . . . . Petitioner.

Vs.

(1) Ernest Walter Ganegoda of De Vos avenue, Bambalapitiya  
in Colombo, (2) Cyril Vincent Ganegoda of Nildandahena,  
Nuwara Eliya, (3) Sidney Percy Ganegoda and (4) Sylvia  
Ganegoda, both of Tummodera, Nattandiya . . . . . Respondents.

THIS matter coming on for disposal before N. Sinnetamby,  
Esq., Additional District Judge of Colombo, on March 7, 1947, in the  
presence of Mr. C. H. de Silva, Proctor, on the part of the petitioner;  
and the affidavit of the petitioner dated February 4, 1947, having  
been read:

It is ordered that the petitioner be and he is hereby declared  
entitled, as the father of the deceased, to have letters of adminis-  
tration to the estate of the deceased issued to him accordingly,  
unless the respondents or any other person or persons interested  
shall, on or before May 22, 1947, show sufficient cause to the satis-  
faction of this court to the contrary.

March 27, 1947.

N. SINNETAMBY,  
Additional District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of Joscelyn  
Jurisdiction. Winslow St. John Stayner of Dalkeith (Ceylon)  
No. 12,395. Rubber Estates, Limited, Dalkeith Group,  
Latpandura, in the Island of Ceylon, deceased.

THIS matter coming on for disposal before N. Sinnetamby,  
Esq., Additional District Judge of Colombo, on March 25, 1947,  
in the presence of Beram Kalkhushroo Billimoria of Colombo,  
Proctor, on the part of the petitioner, Geoffrey Thomas Hale of  
Colombo; and the affidavit of the said petitioner dated March 21,  
1947, certificate of death of the above-named deceased and power  
of attorney in favour of the petitioner having been read: It is  
ordered and declared that the said petitioner is one of the attorneys  
of the sole heir and next-of-kin of the said deceased, and that he is  
entitled to have letters of administration to the intestate estate of  
the said deceased issued to him accordingly, unless any person or  
persons interested shall, on or before May 8, 1947, show sufficient  
cause to the satisfaction of this court to the contrary.

March 27, 1947.

N. SINNETAMBY,  
Additional District Judge.

In the District Court of Panadura.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of Gallage  
Jurisdiction. No. 70. Hector de Silva of Panadura, deceased.

Kurukulasooriyage Sheva Seelawathie de Silva nee Perera of  
Panadura . . . . . Petitioner.

Vs.

(1) Gallage Chandra Kumara de Silva of Panadura (minor),  
(2) K. Felix Perera of Panadura . . . . . Respondents.

THIS matter coming on for disposal before K. D. de Silva, Esq.,  
District Judge of Panadura, on February 22, 1947, in the presence  
of Mr. E. C. S. Karunaratne, Proctor, on the part of the petitioner  
above named; and the affidavit of the petitioner dated February  
18, 1947, and the petition dated February 22, 1947, having been  
read:

It is ordered that the petitioner be and she is hereby declared  
entitled, as the widow of the deceased above named, to administer  
his intestate estate and to have letters of administration issued to  
her accordingly, unless the respondents above named or any person  
lawfully interested therein shall, on or before April 23, 1947, show  
sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the 2nd respondent above named be  
and he is hereby appointed guardian *ad litem* over the minor, 1st  
respondent, for the purpose of this application.

March 19, 1947.

K. D. DE SILVA,  
District Judge.

In the District Court of Kalutara.

No. 3,309. In the Matter of the Estate of the late Koruwa-  
kankanange Dona Ana Jayawardena, deceased, of  
Alutgama.

Alfred de Silva Weerasuriya of Alutgama . . . . . Petitioner.

Vs.

(1) Lionel Silva Weerasuriya, (2) Eugene Silva Weerasuriya,  
both of Alutgama . . . . . Respondents.

THIS matter coming on for disposal before M. C. Sansom, Esq.,  
District Judge, Kalutara, on March 20, 1947, in the presence of Mr.  
Arthur de Silva, Proctor, on the part of the petitioner; and the  
affidavits of the above-mentioned petitioner and of the Notary  
dated March 15, 1947, having been read along with last will No. 2040  
of November 17, 1946, and filed of record:

It is ordered that the will of Koruwakankanange Dona Ana  
Jayawardena, deceased, dated November 17, 1946, and numbered  
2040 be and the same is hereby declared proved, unless the re-  
spondents or person or persons interested in the case shall, on or  
before May 2, 1947, 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 May 2, 1947, show sufficient cause to the satisfaction of this court to the contrary.

M. C. SANSONI,  
District Judge.

March 20, 1947.

In the District Court of Kandy.

*Order Nisi.*

Testamentary In the Matter of the Estate of the late Harispattuwe Jurisdiction. Muhandramalagodara Abdul Rahiman Lebbe's No. T. 650. son Yooosuff Lebbo, deceased, of Munwatugoda in Medapalata of Yatinuwera.

Kahatapitiyegurunnaholegedara Ebrahim Lebbe's son Abdul Careem of Munwatugoda in Medapalata of Yatinuwera . . . . . Petitioner.

(1) Kahatapitiye Gurunnaholegedara Abdul Careem's daughter Pathuma Beebe, (2) Harispattuwe Muhandramalagodara Yooosuff Lebbe's daughter Ummu Naeema, (3) ditto Ummu Naeema, (4) ditto Mohammed Naward, (5) ditto Ummu Jazemma, all of Munwatugoda aforesaid . . . . . Respondents.

THIS matter coming on for disposal before H. A. de Silva, Esq., District Judge, Kandy, on February 5, 1947, in the presence of Mr. A. R. M. Shariff, Proctor, on the part of the petitioner; and the affidavit of the above-named petitioner dated December 19, 1946, having been read:

It is ordered that the petitioner, as the father-in-law of the aforesaid deceased, be declared entitled to letters of administration to the estate of the said deceased, unless the respondents or any other person or persons interested shall, on or before March 10, 1947, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the 1st respondent be appointed guardian *ad litem* over the 2nd to 5th respondents, minors, unless the respondents or any other person or persons shall, on or before March 10, 1947, show sufficient cause to the satisfaction of this court to the contrary.

H. A. DE SILVA,  
District Judge.

February 5, 1947.

The showing cause is extended and re-issued to April 28, 1947.

W. RICHARD DE SILVA,  
Additional District Judge.

In the District Court of Kandy.

*Order Nisi.*

Testamentary In the Matter of the Estate of the late Dasanayake Jurisdiction. Liyanage Don David Gunasekera, deceased, of No. T 652. Civil Hospital, Colombo.

Florence Letitia Premawathie Gunasekera of Gampola . . . . . Petitioner.  
And

(1) Dharmasiri Ranjit Gunasekera, (2) Padmasiri Swarnajit Gunasekera, (3) Sarath Chandrasiri Premakumara Gunasekera, (4) Deepthi Jayasiri Gunasekera, (5) Dasanayake Liyanage Don Edwin Gunasekera, all of Gampola . . . . . Respondents.

THIS matter coming on for disposal before H. A. de Silva, Esq., District Judge, Kandy, on March 6, 1947, in the presence of Messrs. De Silva & Karunaratne, Proctors, on the part of the petitioner, and the affidavit of the above-named petitioner dated October 7, 1946, having been read:

It is ordered that the petitioner, as the widow of the above-named deceased, be declared entitled to letters of administration, unless the respondents above named or any other person or persons interested shall, on or before April 21, 1947, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said 5th respondent be appointed guardian *ad litem* over the 1st to 4th respondents, minors, unless the respondents or any other person or persons interested shall, on or before April 21, 1947, show sufficient cause to the satisfaction of this court to the contrary.

H. A. DE SILVA,  
District Judge.

March 6, 1947.

In the District Court of Matale.

*Order Nisi.*

Testamentary In the Matter of the Estate of the late Omer Lebbe's Jurisdiction. son Mahamoor, deceased, of Matale. No. T 3.

Ahamadu Lebbe's daughter Jamilla Umma of 306, Trincomalee street, Matale . . . . . Petitioner.

Vs.

(1) ~~Ahamadu~~ Mohamed Rakiem of 306, Trincomalee street, Matale, (2) Omer Lebbe's son Samsadeen of 306, Trincomalee street, Matale . . . . . Respondents.

THIS matter coming on for disposal before P. R. Gunasekera, Esq., District Judge, Matale, on March 14, 1947, in the presence of Mr. C. S. Rajaratnam, Proctor, on the part of the petitioner; and the affidavit of the above-named petitioner dated February 26, 1947, having been read:

It is ordered that the petitioner above named be and she is hereby declared entitled, as widow of Omer Lebbe's son Mahamoor, deceased, to have letters of administration to his estate issued to her,

unless the respondents above named or any other person or persons interested shall, on or before April 29, 1947, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the 2nd respondent above named be appointed guardian *ad litem* over the 1st respondent, minor, unless the respondents above named or any other person or persons interested shall, on or before April 29, 1947, show sufficient cause to the satisfaction of this court to the contrary.

P. R. GUNASEKERA,  
District Judge.

April 1, 1947.

In the District Court of Galle.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Edwin Jayawardene of Kataluwa, deceased. No. 8,228.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., District Judge of Galle, on March 7, 1947, in the presence of Messrs. Goonetilleke & Pandita Gunewardene, Proctors, on the part of the petitioner, Hewa Gajaman Paththunge Ellensina of Kataluwa; and the affidavit of the said petitioner dated February 11, 1947, having been read:

It is ordered that the 2nd respondent be appointed guardian *ad litem* over the 1st minor respondent, unless the respondents, viz., (1) Kularatne Jayawardene of Kataluwa and (2) Hewa Gajaman Paththunge Wimaladasa of Weligama shall, on or before April 25, 1947, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioner, as widow of the deceased above named, is entitled to have letters of administration issued to her accordingly, unless the respondents shall, on or before April 25, 1947, show sufficient cause to the satisfaction of this court to the contrary.

It is also ordered that the 2nd respondent do produce the 1st minor respondent before this court on April 25, 1947.

S. J. C. SCHOKMAN,  
District Judge.

March 7, 1947.

In the District Court of Jaffna.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Annapillai, wife of Kandiah Perampalam of No. 493. Veemankamam Pallai, deceased.

Kandiah Perampalam of Veemankamam Pallai . . . . . Petitioner.  
Vs.

(1) Perampalam Sanmugasamy, (2) ditto Sivasamy, (3) Pushpakanthi, daughter of Perampalam, (4) Parameswary, daughter of Perampalam, all of Veemankamam Pallai, (5) Nagamuttu Chellappah and wife (6) Tevathipillai, both of Kopay . . . . . Respondents.

THIS matter coming on for disposal before R. R. Selvadurai, Esq., District Judge, Jaffna, on November 19, 1945, in the presence of Mr. V. S. Nadarajah, Proctor, on the part of the petitioner; and the affidavit of the petitioner filed of record having been read:

It is ordered that the 5th and 6th respondents be appointed guardian *ad litem* over the minors, the 1st, 2nd, 3rd, and 4th respondents for the purpose of watching their interest and representing them in this testamentary proceedings, and that the above-named petitioner is entitled to have letters of administration over the estate of the deceased above named, and that the same be issued to him accordingly, unless the respondents or others shall, on or before December 13, 1945, show sufficient cause to the satisfaction of this court to the contrary.

R. R. SELVADURAI,  
District Judge.

November 19, 1945.

Time to show cause is extended to May 2, 1947.

R. R. SELVADURAI,  
District Judge.

In the District Court of Jaffna.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Ponnampalam Veluppillai of Thirunelvely East, deceased. No. 682.

Annipooranam widow of Ponnampalam Veluppillai of Thirunelvely East . . . . . Petitioner.

Vs.

(1) Veluppillai Mathiappararam, (2) Veluppillai Parameswary and (3) Veluppillai Kunabalasingham and (4) Sinnathamby Sellathurai, all of Thirunelvely East . . . . . Respondents.

THIS matter of the petition of the petitioner coming on for disposal before R. R. Selvadurai, Esq., District Judge, Jaffna, on March 19, 1947, in the presence of Mr. S. Visuvalingam, Proctor for the petitioner; and the affidavit of the petitioner having been read:

It is ordered that letters of administration to the estate of the said deceased be granted to the petitioner, as his lawful widow, and that the said 4th respondent be appointed guardian *ad litem* over the minor, 1st to 3rd respondents, unless the respondents or any other person appear before this court on April 23, 1947, and state objection to the contrary.

R. R. SELVADURAI,  
District Judge.

March 19, 1947.



In the District Court of Jaffna.

*Order Nisi.*

Testamentary In the Matter of the Estate of the late Sivaguru-Jurisdiction. nather Ponnuswamy of Vannarponnai East, No. 685. Jaffna, deceased.

Rasammal, widow of Sivagurunather Ponnuswamy of Vannarponnai East . . . . . Petitioner.

And

(1) Ponnuswamy Balasubramaniam, (2) Ponnuswamy Rajasundaram, (3) Ponnuswamy Kamalambikai, (4) Ponnuswamy Ramachandran, (5) Ponnuswamy Nadanssegaram, (6) Ponnuswamy Karunakaran; 2nd to 6th respondents appearing by (7) Cathiraser Sivagurunather Rajaratnam, all of Vannarponnai East, Jaffna . . . . . Respondents.

THIS matter coming on for disposal before R. R. Selvadurai Esq., District Judge, Jaffna, on March 27, 1947, in the presence of Mr. A. Thanabalasingam, Proctor, on the part of the petitioner; and on reading the affidavit and petition of the petitioner:

It is ordered that the above-named 7th respondent be appointed guardian *ad litem* over the minors, the above-named 2nd to 6th respondents, and that the above-named petitioner be granted letters of administration to the estate of the above-named deceased, unless the respondents or any others shall show sufficient cause to the contrary on or before April 28, 1947, at 10 A.M. It is further ordered that the said minors be produced on the same date.

March 27, 1947.

R. R. SELVADURAI,  
District Judge.

In the District Court of Badulla.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of the late No. B 1,150. Warusa Hennedige Manuel Soysa of Badulla.

Modera Acharigo Dona Adaline, widow of W. H. Manuel Soysa of Race Course road, Badulla . . . . . Petitioner.

And

(1) Lilian Soysa, a minor of the age of 7 years, (2) Heriat Soysa, a minor of the age of 6 years by their guardian *ad litem* (3) W. H. Hendrick Soysa of Race Course road, Badulla . . . . . Respondents.

THIS matter coming on for disposal before Spencer Rajaratnam, Esq., District Judge of Badulla, on February 26, 1947, in the

presence of Messrs. Balasingham & Taldena, Proctors, on the part of the petitioner, and her petition and affidavit filed of record having been read: It is ordered (a) that the 3rd respondent being the grandfather of the said minors be and he is hereby appointed guardian *ad litem* over the said minors to represent them for all purposes of these proceedings and (b) that the letters of administration in respect of the estate of the said deceased be issued to the petitioner, as the widow of the said deceased accordingly, unless the respondents or any other person or persons lawfully interested therein shall, on or before March 27, 1947, show sufficient cause to the court to the contrary.

February 26, 1947.

SPENCER RAJARATNAM,  
District Judge.

Time to show cause against this *Order Nisi* is extended till April 24, 1947.

March 27, 1947.

SPENCER RAJARATNAM,  
District Judge.

In the District Court of Badulla.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of the late No. B/1,151. Bodinagoda Pattiyage Charles of Welimada.

Bodinagoda Pattiyage David Perera *alias* B. P. Dhanapala of Welimada . . . . . Petitioner.

And

R. M. Robert of Bandarawela . . . . . Respondent.

THIS matter coming on for disposal before Spencer Rajaratnam, Esq., District Judge of Badulla, on February 26, 1947, in the presence of Messrs. Balasingham & Taldena, Proctors, on the part of the petitioner; and his petition and affidavit filed of record having been read: It is ordered that the letters of administration in respect of the above estate be issued to the petitioner, as the only son and sole heir of the said deceased accordingly, unless any other person or persons lawfully interested therein shall, on or before March 27, 1947, show sufficient cause to the court to the contrary.

February 26, 1947.

SPENCER RAJARATNAM,  
District Judge.

Time to show cause against this *Order Nisi* is extended till April 24, 1947.

March 27, 1947.

SPENCER RAJARATNAM,  
District Judge.