



# THE CEYLON GOVERNMENT GAZETTE

No. 10,177 — FRIDAY, NOVEMBER 24, 1950

Published by Authority

## PART II — LEGAL

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

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### 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)

#### January, 1951

|      |          |           |
|------|----------|-----------|
| 5th  | Friday   | Balangoda |
| 6th  | Saturday | Balangoda |
| 12th | Friday   | Rakwana   |
| 18th | Saturday | Rakwana   |
| 19th | Friday   | Balangoda |
| 20th | Saturday | Balangoda |
| 26th | Friday   | Rakwana   |
| 27th | Saturday | Rakwana   |

#### February, 1951

|      |          |           |
|------|----------|-----------|
| 2nd  | Friday   | Balangoda |
| 8rd  | Saturday | Balangoda |
| 9th  | Friday   | Rakwana   |
| 10th | Saturday | Rakwana   |
| 16th | Friday   | Balangoda |
| 17th | Saturday | Balangoda |
| 23rd | Friday   | Rakwana   |
| 24th | Saturday | Rakwana   |

#### March, 1951

|      |          |           |
|------|----------|-----------|
| 2nd  | Friday   | Balangoda |
| 3rd  | Saturday | Balangoda |
| 9th  | Friday   | Rakwana   |
| 10th | Saturday | Rakwana   |
| 16th | Friday   | Balangoda |
| 17th | Saturday | Balangoda |
| 30th | Friday   | Rakwana   |
| 31st | Saturday | Rakwana   |

#### April, 1951

|      |          |           |
|------|----------|-----------|
| 6th  | Friday   | Balangoda |
| 7th  | Saturday | Balangoda |
| 12th | Thursday | Rakwana   |
| 13th | Friday   | Rakwana   |
| 20th | Friday   | Balangoda |
| 21st | Saturday | Balangoda |
| 27th | Friday   | Rakwana   |
| 28th | Saturday | Rakwana   |

#### May, 1951

|      |          |           |
|------|----------|-----------|
| 4th  | Friday   | Balangoda |
| 5th  | Saturday | Balangoda |
| 11th | Friday   | Rakwana   |
| 12th | Saturday | Rakwana   |
| 18th | Friday   | Balangoda |
| 19th | Saturday | Balangoda |
| 25th | Friday   | Rakwana   |
| 26th | Saturday | Rakwana   |

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June, 1951

|      |          |           |
|------|----------|-----------|
| 1st  | Friday   | Balangoda |
| 2nd  | Saturday | Balangoda |
| 8th  | Friday   | Rakwana   |
| 9th  | Saturday | Rakwana   |
| 15th | Friday   | Balangoda |
| 16th | Saturday | Balangoda |
| 22nd | Friday   | Rakwana   |
| 23rd | Saturday | Rakwana   |
| 29th | Friday   | Balangoda |
| 30th | Saturday | Balangoda |

A. W. NADARAJAH,  
Magistrate and Additional Commissioner  
of Requests.

Magistrate's Court,  
Ratnapura, November 16, 1950.

### Notices of Insolvency

In the District Court of Colombo  
Insolvency In the matter of the insolvency of F. L. Goone-  
No. 5,827 sekefa of Ceylon Gold Stores, Ltd., 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, on December 19, 1950, at 10.45 a.m., to declare a dividend.

By order of court, C. F. A. PALLIYGURU,  
November 18, 1950. Secretary.

In the District Court of Colombo  
Insolvency. In the matter of the insolvency of K. Muthiah of  
No. 5,875. 8, Fisher's Lane, Pettah, Colombo, 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, on December 19, 1950, at 10.45 a.m. to consider the granting of a certificate of conformity to the above-named insolvent.

By order of court, C. F. A. PALLIYGURU,  
November 15, 1950. Secretary.

In the District Court of Kandy  
Insolvency. In the matter of the insolvency of Punchi Banda Rana-  
No I 155 wera of Peradeniya Road, Kandy

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court, on November 28, 1950, for the purpose of examining the insolvent.

By order of court, M. G. ARIYASENA,  
Secretary.

## Notices of Fiscals' Sales

### WESTERN PROVINCE

In the District Court of Badulla

Brahamana Mantilleke Mudiaselage Appuhamy of Dambagahapitiyekade in Dambagahapitiya in Mahagama Wasama, Palwatta Korale ..... Plaintiff,  
No. 9,226. Vs.

(1) Don Jahannas Mudali Mahipala, Notary Public of Badulla, presently of Anuradhapura, and (2) Atukoralalage Peduru of Ekala, Ja-ela, ..... Defendants.

NOTICE is hereby given that on Saturday, December 16, 1950, at 2 o'clock in the afternoon, will be sold by public auction at the premises the property mortgaged by the 1st defendant with the plaintiff by bond No. 1,118, dated November 1, 1942, attested by D. J. Hordagoda, Notary Public, for the recovery of a sum of Rs. 1,136 being the aggregate amount of the principal and interest due in respect of the mortgaged bond No. 1,118 dated November 1, 1942, attested by D. J. Hordagoda, Notary Public, with interest thereon at the legal rate from June 7, 1949, till payment in full and the costs of this action as taxed by the officer of court, against the 1st defendant above named, viz.:—

#### Description of Property

An undivided six hundred and fifty-nine upon one thousand seven hundred and ninety-two shares (659/1,792) all of those contiguous lands called Kongahawatta and Nahagawattadekenpanguwa, Naga-hawatta, Kongahawatta and Kajugaswattebella, situated at Maipalagoda in Aluthgama in the Meda Pattu of Siyane Korale of the District of Colombo, Western Province, and together bounded on the north by the remaining half share of Kongahawatta and Nagahawatta; east by the land belonging to Mudali Mahipala, Simon Appuhamy and others, south by land belonging to Keenawinne Appuhamillage Podi Nona Hamine and a portion of Kajugahawatta belonging to Karnis Appuhamy, and west by dewatapara and the land belonging to Mudali Mahipala Haramanis Appuhamy and others, and on the north-west by wela; and containing in extent about eight acres together with all the trees, plantations and buildings standing thereon; and registered in E 801/216 at the Rajagiriya Land Registry, and all the right, title, interest and claim whatsoever of the 1st defendant in, to, upon or out of the said several premises.

Deputy Fiscal's Office,  
Gampaha, November 16, 1950.

D. G. WIRATUNGA,  
Deputy Fiscal.

### CENTRAL PROVINCE

In the District Court of Colombo

M. H. S. Cooray of Udumwela Estate, Kandy ..... Plaintiff,  
No. 16,733/M. Vs.

W. J. G. S. Teemon Fernando of 509, Malwatta Road, Hill Street, Dehiwala, in the Colombo District, now of 287/1, Galle Road, Mount-Lavinia ..... Defendant

NOTICE is hereby given that on Tuesday, December 19, 1950, at 2 p.m., will be sold by public auction at the respective premises commencing from the 1st and the right, title, and interest of the said defendant in the following property for the recovery of a sum of Rs. 6,500, and costs and poundage, viz.:—

1. The field called Aswedduma of one amunam paddy sowing extent and the high land of about three amunams paddy sowing, together forming one property of the aggregate extent of four amunams paddy sowing, situated at Denike in Kohoka Korale in Udahaweheta in the District of Nuwara Eliya, Central Province, the entire being bounded on the north by the limit of the ditch of Punchirala's garden and fence and the limitary ridge of Pitakotuwe Mudiyanselage's field, on the east by kandura, on the south by limit of Mahagedarawatta, and on the west by weilla, together with everything standing thereon; registered under title R. 100/281 in the Nuwara Eliya District Land Registry Office.

2. All that field called Bowaka, situated at Tumpalahapuwu Ehelamalpe in Kohoka Korale aforesaid; the entire field being bounded on the north by Mudanayaka Appuhamy's field and the field of Peris Dias, on the east by Karunatilake's field and Mudanayake Appuhamy's field, on the south by the house of the overseer and the limit of Tikiri Appu's field, and on the west by the limitary ridge of Peris Dias, together with everything standing thereon; registered under title R. 27/164 in the Nuwara Eliya District Land Registry Office.

Fiscal's Office,  
(Kandy) November 20, 1950.

A. B. KARALLIAPPE,  
Deputy Fiscal.

### SOUTHERN PROVINCE

In the District Court of Galle

(1) Mena Muttappa Chettiar, (2) Mena Letchumanan Chettiar, (3) Mena Palaniappa Chettiar, all of presently in India, carrying on business at 42, Kaluwella in Galle, under the name, firm, style and business of M. M. L. Letchumanan Chettiar, by their attorney, Shooma Pana Arunasalam Pillai of Kaluwella, Galle ..... Plaintiffs.  
No. S-644. Vs.

Jayasiri Amarawansa Boralessa of Kiyanduwa, Akurressa ..... Defendant.

NOTICE is hereby given that on Wednesday, December 20, 1950, at 3 p.m., will be sold by public auction at the premises the right,

title, and interest of the said defendant in the following property for the recovery of a sum of Rs. 1,081.62, together with legal interest thereon at 5 per centum per annum from September 2, 1949, till payment in full and Rs. 76.98 being costs of suit, less Rs. 860, viz.:—

All that the soil and plantations including tea, registered under No. T. P. 54 at the Tea Controller's Office, and the Calicut-tiled modern bungalow together with the outhouses appertaining to the same and everything appertaining thereto and standing thereon of the contiguous lands called Dintiyakanatta being lot No. 4,419, Dintoyakanatta being lot No. 4,420, Medagahadeniyegoda and Maniragoda, situated at Kiyanduwa in Weligam Korale aforesaid; and bounded on the north by land claimed by Mr. F. Wickremasinghe and Messrs. D. D. S. Boralessa and A. G. Godevithana, east by land claimed by Messrs. D. D. S. Boralessa and A. G. Godevithana or Halielakumbura and land claimed by M. Babappu, south by road from Galle to Deniyaya and land claimed by Babunappu and Halielakumbura, and west by land claimed by Mr. F. Wickremasinghe and Mr. D. D. S. Boralessa; and containing in extent 3 acres 2 roods and 25 perches; and registered in D 504/204.

Deputy Fiscal's Office,  
Matara, November 18, 1950.

D. L. P. KARAWITA,  
Additional Deputy Fiscal.

In the District Court of Matara

Malduwa Co-operative Stores Society, Limited ..... Plaintiff,  
No. 21,012. Vs.

Liyaganawardana Carlis of Kilittuwa ..... Defendant.

NOTICE is hereby given that on Tuesday, December 19, 1950, 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 for the recovery of a sum of Rs. 1,890.46, viz.:—

All that the land called Paragahadeniya planted with rubber, situated at Kilittuwa in Weligam Korale of Matara District; and bounded on the north by Nakandegodakurunduhena previously described as Crown Jungle, east by Wekadadeniyewatta and Nakandegodakurunduhena, south by Wekadadeniya, and west by Batalawatta; and containing in extent about 16 kurunies of paddy sowing or 1 acre and 10 perches; and registered in D 359/248.

Deputy Fiscal's Office,  
Matara, November 18, 1950.

D. L. P. KARAWITA,  
Additional Deputy Fiscal.

### EASTERN PROVINCE

In the Court of Requests, Trincomalee

Tampalakamam Agricultural Co-operative Society ..... Plaintiff,  
No. A49/1,568. Vs.

(1) A. Kanagasabapathy, (2) G. Palpody, (3) P. Markandu of Tamblegam ..... Defendants.

NOTICE is hereby given that on Saturday, December 16, 1950, at 11 o'clock in the forenoon, will be sold by public auction at the spot the following property of the 3rd defendant for the recovery of the sum of Rs. 200 and costs Rs. 4.25, Fiscal's fees and charges and poundage, viz.:—

A piece of land situated at Kumbalai, Tampagampattu, Trincomalee District, Eastern Province, together with a tiled house of three rooms, coconut trees and other plantations and all other rights relating thereto. Boundaries: north by Peraru, east by land of Vallipuiam Ratnasabapathy, south by road, and west by land of Marimuttu Rasiah; extent 1 rood.

Deputy Fiscal's Office,  
Trincomalee, November 3, 1950.

V. T. RAJADURAI,  
Additional Deputy Fiscal.

### NORTH-WESTERN PROVINCE

In the District Court of Kurunegala

Herat Mudiyanselage Punchi Banda of Nakkawatta ..... Plaintiff,  
No. 4,473. Vs.

(2) Herat Mudiyanselage Appuhamy of Nakkawatta and others ..... Defendants.

NOTICE is hereby given that on Thursday, December 21, 1950, at 1 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said 2nd defendant in the following property, viz.:—

That lot marked A in plan No. 1,714 dated November 18, 1949, and made by Mr. F. F. Schoorman, Licensed Surveyor, of the land called Kandewatta; and containing in extent A0. R3. P00 5/8, situated at Nakkawatta in Yatkaha Korale of Katugampola Hatpattu in the District of Kurunegala, North-Western Province; and bounded on the north, by garden of Ukku Menika and garden of Dingiri Menika, east by road, south by lot D of the said plan, and west by road with everything thereon.

Amount to be recovered: Rs. 115.86 and poundage.

Fiscal's Office,  
Kurunegala, November 20, 1950.

K. L. SILVA,  
for Fiscal.

(23)

In the District Court of Kurunegala  
Mohamed Salam Bhai of Parada Street, Kurunegala ..... Plaintiff.  
No. 6,709.

(1) S. A. Herat, (2) Seeta Herat both of Wanduragala ... Defendants.

NOTICE is hereby given that on Monday, January 8, 1951, at 2.30 p.m., will be sold by public auction at the premises the right, title, and interest of the said defendants jointly and severally in the following property, viz. —

All that land called Medawatta alias Walawewatta of two lahas kurakkan sowing in extent situate at Wanduragala in Tiragandaha Korale of Weuda Willi Hatpattu in the District of Kurunegala, North-Western Province, and bounded on the north by fence of land of Wanduragala Temple, east by high road leading to Colombo, south by limit of other portion of the land belonging to Mrs. L. H. Ilangantilleke, and west by Welipilawa, now garden of Banda and others together with old walawwa and other houses and plantations standing thereon; and registered in A514/133.

Amount to be recovered Rs. 612 50 with further interest on Rs. 500 at 18 per cent. per annum from August 9, 1950, to date hereof (September 19, 1950), and thereafter with legal interest on the aggregate amount till payment in full and poundage.

Fiscal's Office,  
Kurunegala, November 20, 1950

K. L. SILVA,  
for Fiscal

of Colombo, under the British Courts Probates (Re-sealing) Ordinance (Chapter 84), for the sealing of letters of administration (with will annexed) in respect of the estate in England of James Macara Vokes of 19, Lynton Avenue, Northampton, England, and care of Harrison & Crofield, Limited, Colombo, deceased, granted by the principal Probate Registry of His Majesty's High Court of Justice in England, on the 10th day of February, One thousand nine hundred and fifty.

V. GNANARATNAM COOKE,  
Proctor for James Frederick van Langenberg of Messrs. F. J. & G. de Saram, Colombo, the attorney of Sidney Benson Vokes and Elizabeth Rachel Vokes of 19, Lynton Avenue, aforesaid, the administrators (with will annexed) of the estate in England of James Macara Vokes, deceased.

Colombo, November 24, 1950

In the District Court of Colombo

Notice of Application

Testamentary In the Matter of the Last Will and Testament or Jurisdiction. Trust Disposition and Settlement (with three Codicils) of Sir Alexander Walker, K.B.E., sometime of John Walker & Sons, Limited, and The Distillers' Company, Limited, of Kilmarnock, Edinburgh and London, and late of Piersland, Ayr, in the County of Ayr, Scotland, deceased.

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 confirmation of the last will and testament or trust disposition and settlement (with three codicils) of the above-named Sir Alexander Walker, K.B.E., deceased, granted by the Commissariat of Ayrshire, Scotland, on the 22nd day of June, One thousand nine hundred and fifty.

F. J. & G. DE SARAM,  
Proctors for Cecil Albert Knowles of the Imperial Bank of India, Colombo, the attorney of Major James Borland Walker, Jocelyn Walker, Alexander Walker, Junior, and George Taylor Adam, the surviving executors.

Colombo, November 24, 1950.

In the District Court of Colombo

Notice of Application

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. Dora Spencer of the White House, Barrowby, near Grantham, Lincolnshire, England, deceased.

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 last will and testament of the above-named Dora Spencer, deceased, granted by the Principal Probate Registry of His Majesty's High Court of Justice in England, on the 2nd day of May. One thousand nine hundred and forty-nine.

F. J. & G. DE SARAM,  
Proctors for Norman Dru Drury of Forbes & Walker, Limited, Colombo, the attorney of Colonel Francis Alfred Spencer of the White House, Barrowby, near Grantham, Lincolnshire, England, executor.

Colombo, November 24, 1950.

In the District Court of Colombo

Notice of Application

Testamentary In the Matter of the Last Will and Testament (with Jurisdiction. Codicil) of James Arthur Ford of Pengreep No. 14, 228, Ponsnooth Cornwall England, a Major, retired in His Majesty's Army, deceased.

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 last will and testament and codicil of the above-named James Arthur Ford, deceased, granted by the District Probate Registry at Bodmin of His Majesty's High Court of Justice in England, on the 8th day of June, One thousand nine hundred and fifty.

V. GNANARATNAM COOKE,  
Proctor for James Frederick van Langenberg of Messrs. F. J. & G. de Saram, Colombo, the Attorney of Pamela Mary Mead, Sheila Kathleen Croft and Horace Andre Visick, the executors.

Colombo, November 24, 1950.

PROVINCE OF SABARAGAMUWA

In the District Court of Ratnapura

(1) Deegahagoda Vidanelage Podmenike, (2) Jayaweera Mudiyansele Heen Nilame, both of Batugedera, Ratnapura ..... Plaintiffs.

No 8,836.

V.

Jayaweera Mudiyansele Palupe Dingirumahatmaya of Marapona, Ratnapura ..... Defendant.

NOTICE is hereby given that on Tuesday, December 19, 1950, at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of Rs 642 50 and legal interest thereon from March 16, 1949, till payment in full and cost Rs 139 82½, less the sum of Rs. 142 50 paid on account of interest, viz. :—

An undivided 1/3 share of the tiled house, thirty-three and a half feet and thirty-one feet in breadth standing on the land called Ganga-gawa-palupewatta, situate at Marapona in Meda Pattu of Nawadun Korale in the District of Ratnapura of the Province of Sabaragamuwa; and bounded on the north by Ratanagewatta, east by Weganga, south by Pelapowatta, west by dewata; and containing in extent about 15 seers of kurakkan sowing

Fiscal's Office,  
Ratnapura, November 15, 1950.

T. A. L. RATNASINHA  
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 Jurisdiction. the late Weerasingham Thangamma of Manipay, No 14, 151, Jaffna, deceased.

Weerasingham Ethirmaningham of 6, Kensington Gardens, Bambalapitiya, Colombo ..... Petitioner.

THIS matter coming on for disposal before N. Sinnatamby, Esq., Additional District Judge of Colombo, on October 4, 1950, in the presence of Mr. S. Ramakrishna, Proctor, on the part of the petitioner above named, and the affidavit of the petitioner above named dated June 23, 1950, having been read:

It is ordered that the last will and testament No. 742, made by the deceased above named, and attested by Mr. K. Namasivayam, Notary Public, on December 7, 1936, the original of which has been produced and now deposited in this court, be and the same is hereby declared proved, and that the petitioner above named is the executor named therein, and he is hereby declared entitled to have the probate thereof issued to him accordingly, unless any other person or persons interested shall, on or before November 16, 1950, show sufficient cause to the satisfaction of this court to the contrary.

N. SINNETAMBY,  
Additional District Judge.

October 6, 1950.

The date of showing cause against the foregoing Order Nisi is extended to November 30, 1950.

N. SINNETAMBY,  
Additional District Judge.

November 17, 1950.

In the District Court of Colombo

Notice of Application

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. James Macara Vokes of 19, Lynton Avenue, Northampton, England, and care of Harrison & Crofield, Limited, Colombo, Lieutenant, Indian Army, 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

In the District Court of Colombo

Order Nisi

Testamentary. In the Matter of the Last Will and Testament of No. 14,233. Tevaratantrige Ebert Fernando of Digarolla in Moratuwa, deceased.

Tevaratantrige Solomon Fernando of Panadure ..... Petitioner.

Vs.

Tevaratantrige Jayasiri Manjulae Fernando of Castle Street in Colombo ..... Respondent.

THIS matter coming on for disposal before N. Sinnatamby, Esq., Additional District Judge of Colombo, on November 13, 1950, in presence of Mr. T. Terence Fernando, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner above named dated October 23, 1950, and the affidavit of the attesting notary dated October 31, 1950, having been read:

It is ordered that the last will and testament No. 1,576, made by the deceased above named and attested by Mr. V. T. Fernando, Notary Public, on May 11, 1947, the original of which has been produced and now deposited in this court, be and the same is hereby declared proved, and that the petitioner above named is the executor named therein, and he is hereby declared entitled to have the probate thereof issued to him accordingly, unless the respondent above named or any other person or persons interested shall, on or before December 7, 1950, show sufficient cause to the satisfaction of this court to the contrary.

November 14, 1950.

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. John Hunter Armitage of Rosemount, Wellington No. 14,236. Road, St. Saviour, Jersey, Channel Islands, 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 last will and testament of John Hunter Armitage, deceased, granted by the Probate Division of the Royal Court of the Island of Jersey aforesaid, on the 8th day of December, 1949.

V GNANARATNAM COOKE,

Proctor for James Frederick van Langenberg of Colombo, the attorney of Kathleen Irene Armitage (nee Ogier) of Redmayes, The Ridings, Iver, Bucks, England, the sole executrix.

Colombo, November 24, 1950.

In the District Court of Colombo

Notice of Application

Testamentary. In the Matter of the Last Will and Testament of Jurisdiction. Ethel Mary Marriott of 4, Holmefield Court, No. 14,240. Belsize Grove, Hampstead, in the County of London, 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 twenty-one days from the date hereof, application will be made to the District Court of Colombo, under the British Courts Probates (Re-sealing) Ordinance (Chapter 84) for the sealing of a certified copy of probate of the last will and testament of Ethel Mary Marriott of 4, Holmefield Court, Belsize Grove, Hampstead, in the County of London, widow, deceased, granted by the Principal Probate Registry of His Majesty's High Court of Justice in England on the 8th day of February, 1950.

JULIUS & CREASY,

Proctors for John Dermot McClatchie, Attorney for Westminster Bank Limited, the sole executor of the last will and testament of Ethel Mary Marriott, deceased.

Colombo, October 31, 1950.

In the District Court of Kalutara

Order Nisi

Testamentary. In the Matter of the Intestate Estate of Tamba-Jurisdiction. vitamaddumage Don Suwaris Appuhamy of No. 3,401. Halwala, Ittapana, deceased.

Tambavitamaddumage Don Simon Appuhamy, Registrar of Marriages of Halwala, Ittapana ..... Petitioner.

Vs.

(1) Kukulekankanange Embilshetty, (2) Tambavitamaddumage Don William Appuhamy, native physician, both of Halwala, Ittapana, (3) Tambavitamaddumage Don Kalenis Appuhamy of Ittapana, (4) ditto Don Bunjy Appuhamy of Halwala, Ittapana, (5) ditto Dona Sopynona of Malamulla, Panadure, (6) ditto Dona Sampy Nona of Palayangoda, Paliyagala ..... Respondents.

THIS matter coming on for disposal before G. M. de Silva, Esq., District Judge of Kalutara, on September 27, 1950, in the presence of Mr. S. Matugama, Proctor, on the part of the petitioner; and the affidavit of the petitioner above named dated July 19, 1950, having been read:

It is ordered that the petitioner above named be declared entitled, as son of the deceased, to claim letters of administration, and that the same be issued to him, unless the respondents or other person or persons interested on the said estate shall, on or before December 1, 1950 show sufficient cause to the satisfaction of this court to the contrary.

September 27, 1950.

G. M. DE SILVA, District Judge.

In the District Court of Negombo

Order Nisi

No. 3,555/T. In the Matter of the Intestate Estate of Liyanage Girigoris Fernando of Kudahakapola.

Liyanage Victoria Perera Jayawardene of Dambadura ... Petitioner.

Vs.

Liyanage David Fernando of Kudahakapola ..... Respondent.

THIS matter coming on for disposal before Arthur Jayaratne, Esq., District Judge of Negombo, on September 11, 1950, in the presence of Mr. D. C. E. V. Karunaratne, Proctor, on the part of the petitioner and the affidavit of the petitioner dated August 4, 1950, having been read:

It is ordered and decreed that the petitioner be and she is hereby declared entitled, as the elder daughter of the deceased above named, to have letters of administration issued to her accordingly, unless the respondent or any other person or persons interested shall, on or before November 10, 1950, show sufficient cause to the satisfaction of this court to the contrary

September 11, 1950.

A. JAYARATNE, District Judge.

Time for showing cause against this Order Nisi is extended for December 8, 1950.

November 10, 1950.

A. JAYARATNE, District Judge.

In the District Court of Negombo

Order Nisi

No. 3,556/T. In the Matter of the Last Will and Testament of Hettiaratchige Don Benedict of Pamunugama, deceased.

Gamamedalyanage Ana Perera of Pamunugama ..... Petitioner.

Vs.

(1) Hettiaratchige Ana Hamine of Mahawatta, Pamunugama, (2) Jayadanna Mshottige Don Benjamin of Benedict Dissanayake & Co., Yakkala, (3) Hettiaratchige Don Henry Julien of Benedict Dissanayake & Co., Yakkala ..... Respondents.

THIS matter coming on for disposal before Arthur Jayaratne, Esq., District Judge of Negombo, on September 19, 1950, in the presence of Mr. D. A. P. Ranasinghe, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated July 6, 1950, and the affidavit of the attesting notary and witnesses dated August 1, 1950, having been read:

It is ordered that the last will and testament of the deceased above named bearing No. 14,797 attested by Mr. P. P. Jayawardane, Proctor S. C. and Notary Public, the original of which has been produced and is now deposited in this court, be and the same is hereby declared proved, and the petitioner is the executor 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 the respondents or any other person or persons interested shall, on or before December 8, 1950, show sufficient cause to the satisfaction of this court to the contrary.

September 19, 1950.

A. JAYARATNE, District Judge.

In the District Court of Kandy holden at Gampola

Order Nisi

Testamentary. In the Matter of the Intestate Estate of Ephraim Jurisdiction. Moses of Blairlmonde Estate, Uda Pussellawa, No. 14/465 deceased.

Geraldine Moses of 22, Soysakelle Road, Nawalapitiya ... Petitioner.

Vs.

(1) Stella Moses, (2) Mary Moses, (3) Solomon Moses, (4) Ephraim Moses, and (5) David Moses, all of 22, Soysakelle Road, Nawalapitiya, by their guardian ad litem John Benjamin of 3/2, Permedumulla Road, Nawalapitiya ..... Respondents.

THIS action coming on for disposal before V. T. Pandita Goonewardane, Esq., District Judge of Nuwara Eliya at Nuwara Eliya, on August 23, 1950, in the presence of Mr. T. A. Shahabdeen, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner having been read:

It is ordered and decreed that the above-named John Benjamin be and he is hereby appointed guardian ad litem over the respondents above named, minors, for the purpose of these proceedings and that the petitioner above named be and she is hereby declared entitled, as widow and one of the heirs and next-of-kin of the deceased, to have letters of administration in respect of the estate of the said deceased issued to her accordingly, unless the above-named respondents or any other person or persons interested shall, on or before September 29, 1950, show sufficient cause to the satisfaction of this court to the contrary.

August 23, 1950.

M. B. E. SENEVIRATNE, Additional District Judge.

The date for showing cause is extended for December 1, 1950.

M. B. E. SENEVIRATNE, Additional District Judge.

In the District Court of Galle

## Order Nisi

Testamentary In the Matter of the Estate of the late Hewawassan  
Jurisdiction. Gurukandege Porolis of Dangedara, deceased.  
No. T-8,388.

Between

Matarage Maggathana of Galle ..... Petitioner.

And

(1) H. G. Kamalawathie, (2) H. G. Chandaradasa, (3) H. G. Wimaladasa, (4) H. G. Karunatileke, all of Galle, minors, by their guardian *ad litem*, (5) Balage Podinona of Kataluwa ..... Respondents.

THIS matter coming on for disposal before Paul Mayor Jayawardena, Esq., Additional District Judge of Galle, on October 6, 1950, in the presence of Mr. F. W. E. de Vos, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner above named dated July 20, 1950, having been read:

It is ordered that the 5th respondent above named be and she is hereby declared appointed the guardian *ad litem* over the 1st to 4th respondents above named, and that the petitioner above named be and she is hereby declared entitled, as widow of the deceased, Hewawassan Gurukandege Porolis above named, to have letters of administration to the estate of Hewawassan Gurukandege Porolis, deceased above named, issued to her accordingly, unless the respondents above named or any other person or persons interested in the said estate shall, on or before November 10, 1950, show sufficient cause to the satisfaction of this court to the contrary.

October 6, 1950.

V. E. RAJAKARIER,  
District Judge.

Date for showing cause is extended to December 1, 1950.

V. E. RAJAKARIER,  
District Judge.

In the District Court of Balapitiya

## Order Nisi

Testamentary In the Matter of the Intestate Estate of Munasinghe  
Jurisdiction. Tharalis de Silva of Beratuduwa in Balapitiya,  
No 92 deceased.

Dr. James Munasinghe of Beratuduwa in Balapitiya .. Petitioner.

(1) Pettagam Seneviratne de Silva, (2) Piyasoma de Silva Munasinghe, both of Beratuduwa in Balapitiya ..... Respondents.

THIS matter coming on for disposal before D. E. Wijeyewardene, Esq., District Judge of Balapitiya, on August 16, 1950, in the presence of Mr. R. M. S. Karunaratne, Proctor, on the part of the petitioner, and the affidavit of the said petitioner dated August 1, 1950, having been read:

It is ordered that the said petitioner be and he is hereby declared entitled, as son of the deceased, to have letters of administration to the estate of the said deceased issued to him, unless the above-named respondents or any person or persons interested shall, on or before October 18, 1950, show sufficient cause to the contrary.

August 16, 1950.

D. E. WIJEYWARDENE,  
District Judge.

Time for showing cause is extended to November 29, 1950.

October 18, 1950.

D. E. WIJEYWARDENE,  
District Judge.

In the District Court of Jaffna

## Order Nisi

Testamentary In the Matter of the Intestate Estate of the late  
Jurisdiction. Ambalavanar Sivasambo of Kantarodai, deceased.  
No. 1,218.

Sivakamasunthary, widow of Ambalavanar Sivasambo of Karukampanai in Tellipala ..... Petitioner.

Vs.

(1) Ambalavanar Visvanathar of Kopay South, (2) Ambalavanar Muttukumaru of Kantarodai, (3) Ambalavanar Kumaraswamy of Kantarodai ..... Respondents.

THIS matter coming on for disposal before William Gunam Spencer, Esq., Acting District Judge, Jaffna, on August 3, 1950, in the presence of Mr. W. Muttukumaraswamy, Proctor, on the part of the petitioner; and the affidavit of the petitioner having been read, and filed of record from which it appears that the above-named deceased died intestate and issueless leaving behind as his heirs the respondents above named:

It is ordered that the above-named petitioner, Sivakamasunthary, be declared entitled to the grant of letters of administration over the estate of the deceased above named, and that she be appointed administratrix of the aforesaid estate, unless the respondents above named or any other person show sufficient cause to the satisfaction of this court to the contrary, on or before November 29, 1950.

August 3, 1950.

S. S. J. GOONESEKERE,  
District Judge.

In the District Court of Jaffna

## Order Nisi

Testamentary In the Matter of the Estate of the late Mathu-  
Jurisdiction. rammah, wife of E. S. Sinniah Arunasalam of  
No. 1,223. Kokuvil East, Jaffna, deceased.

E. S. Sinniah Arunasalam of Kokuvil East, Jaffna ..... Petitioner.

Vs.

(1) Arunasalam Mappalveyan, (2) S. Senathirajah and wife, (3) Vijayaledchumy, (4) S. Sivapragasam and wife, (5) Santhiravathana, (6) Arunasalam Suntharakantha, (7) ditto Vamadewan, (8) ditto Ranjithamalar, (9) ditto Balachanthiram, (10) ditto Balasavunthari, (11) ditto Ranjanayagi, minors, all of Kokuvil East, Jaffna ..... Respondents.

THIS matter coming on for disposal before W. G. Spencer, Esq., District Judge, Jaffna, on August 29, 1950, in the presence of Mr. C. Arulampalam, Proctor, on the part of the petitioner; and the affidavit of the above-mentioned petitioner dated August 29, 1950, having been read:

It is ordered that the said 1st respondent be appointed guardian *ad litem* over the minors, 6th to 11th respondents, and that the said petitioner be declared entitled to have letters of administration to the estate of the said intestate, as the husband of the deceased, and that such letters of administration be issued to him accordingly, unless the respondents or others interested shall, on or before November 29, 1950, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the petitioner do produce the minors before this court on the said date.

August 29, 1950.

S. S. J. GOONESEKERE,  
District Judge.

In the District Court of Kurunegala

## Order Nisi

Testamentary In the Matter of the Intestate Estate of the late  
Jurisdiction. P. S. Peramuttu Nadar of Hunuwila, deceased.  
No. 4,860

Between

Paruwathie Ammal of Hunuwila ..... Petitioner.

Vs.

(1) P. Kandasamy Nadar of Hunuwila (minor), (2) P. Soosa Nadar of Ettaga, Kanchikade ..... Respondents.

THIS matter coming on for disposal before A. S. Ponnambalam, Esq., Additional District Judge of Kurunegala, on July 12, 1950, in the presence of Mr. J. C. Perera, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated June 25, 1950, having been read:

It is ordered that the 2nd respondent be and he is hereby appointed guardian *ad litem* over the 1st minor respondent for the purpose of these proceedings, unless the respondents shall, on or before August 18, 1950, show sufficient cause to the satisfaction of this court to the contrary.

It is ordered that the said petitioner be and he is hereby declared entitled, as widow of the above-named deceased, to have letters of administration to his estate issued to her, unless the respondents or any other person or persons interested shall, on or before August 18, 1950, show sufficient cause to the satisfaction of this court to the contrary.

July 12, 1950.

A. S. PONNAMBALAM,  
Additional District Judge.

The date for showing cause is extended to December 1, 1950.

November 10, 1950.

A. S. PONNAMBALAM,  
Additional District Judge.

In the District Court of Kurunegala

## Order Nisi

Testamentary In the Matter of the Intestate Estate of the late  
Jurisdiction. Banneka Mudiyanseelage Mutu Banda, of Ninda-  
No. 4,878. pella, deceased.

Ekanayake Mudiyanseelage Mudiyanse of Nindapella ... Petitioner.

And

(1) Ekanayake Mudiyanseelage Dingiri Amma, (2) Banneka Mudiyanseelage Bandara Manika, (3) do. Jayatillake Banda, (4) do. Samarakoon Banda, (5) do. Nimal Senerat Banda, all of Nindapella in Hetahaye Korale ..... Respondents.

THIS matter coming on for disposal before Spencer Rajaratnam, Esq., District Judge of Kurunegala, on October 24, 1950, in the presence of Messrs. Perera & Ranasinghe, Proctors, on the part of the petitioner above named; and the affidavit of the said petitioner dated October 16, 1950, having been read:

It is ordered that the 1st respondent be and she is hereby appointed guardian *ad litem* over 2nd to 5th minor respondents for the purpose of these proceedings, unless the respondents shall, on or before December 1, 1950, show sufficient cause to the satisfaction of this court to the contrary.

It is ordered that the said petitioner be and he is hereby declared, as the father-in-law of the above-named deceased, to have letters of administration to his estate issued to him, unless the respondents or any other person or persons interested shall, on or before December 1, 1950, show sufficient cause to the satisfaction of this court to the contrary.

October 24, 1950.

S. RAJARATNAM,  
District Judge.

In the District Court of Chilaw

No. T/2,457. In the Matter of the Intestate Estate of Jayasinghe Mudiyanseleage Seenchi Nona, deceased.

Herath Mudiyanseleage Kiru Mudiyanse of Yakdessa, Chilaw District ..... Petitioner.

Vs.

(1) Herath Mudiyanseleage Gunatillake, (2) Herath Mudiyanseleage Karunaratne, (3) Herath Mudiyanseleage Seelawathie, all of Yakdessa, minors, by their guardian *ad litem* Jayasinghe Mudiyanseleage Purni Nilama Appuhamy of Pillak-tumulla ..... Respondents.

THIS matter coming on for disposal before O. L. de Kretser, Esq., District Judge of Chilaw, on September 7, 1950, in the presence of Mr. J. S. Rajapakse, Proctor, S. C., on the part of the petitioner above named, and the affidavit of the said petitioner dated September 7, 1950, having been read:

It is ordered that the said petitioner, the husband of the deceased, be and he is hereby declared entitled to have letters of administration to the said estate, and the 4th respondent be and he is hereby appointed guardian *ad litem* over the 1st, 2nd and 3rd respondents above named, who are minors, for the purpose of proceeding on with this action, unless the said respondents or any person or persons interested in the said estate shall, on or before October 12, 1950, show sufficient cause to the satisfaction of this court to the contrary.

O. L. DE KRETSEK,  
District Judge.

September 7, 1950.

The above *Order Nisi* is extended for November 15, 1950.

O. L. DE KRETSEK,  
District Judge.

October 12, 1950

The above *Order Nisi* is extended for January 9, 1951.

O. L. DE KRETSEK,  
District Judge.

November 15, 1950.

In the District Court of Chilaw

*Order Absolute in the First Instance*

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. Walter Thomas Kelaart, formerly of Nuwara Eliya, and late of Marawila, retired Government Servant, deceased.

THIS matter coming on for final determination before O. L. de Kretser, Esq., District Judge, Chilaw, on October 24, 1950, in the presence of Mr. S. C. Shirley Corea, Proctor, on the part of the petitioners, Thomas Hubert Kelaart of Panadura, and Thomas Leonard Kelaart of Nuwara Eliya; and (1) the affidavit of the said petitioners dated September 27, and October 3, 1950, (2) the affidavit of the attesting notary of the said last will and testament dated October 2, 1950, (3) the affidavit of the attesting witnesses of the said last will and testament dated September 27, and October 12, 1950, having been read:

It is ordered that the said last will and testament of the said Walter Thomas Kelaart, deceased, bearing No. 1,293 dated November 24, 1949, and attested, by George Neil Stewart de Saram of Colombo, Notary Public, the original of which has been produced and is now deposited in this court, be and same is hereby declared proved.

And it is further declared that the said Thomas Hubert Kelaart and Thomas Leonard Kelaart are the executors named in the said last will and testament, and that they are entitled to have probate thereof issued to them accordingly, subject to their tendering the usual oath.

O. L. DE KRETSEK,  
District Judge.

October 24, 1950.

In the District Court of Badulla

*Order Nisi*

Testamentary In the Matter of the Intestate Estate of Joseph Morrison Rette, late of Narangala Estate in No. B-853. Badulla, deceased.

And

In the Matter of the Civil Procedure Code (Cap. 86), Chapter XXXVIII.

William Henry Edwin Ludovici of Messrs. F. J. & G. de Saram, Colombo ..... Petitioner.

And

(1) Grace Isabella Gatehouse *nee* Rette of Coppins Hotel, Trebovir Road, Earls Court, London S. W. 5, England, (2) Dorothy Margaret Cary *nee* Rette of Green Hedges, Finckneys Green, Maidenhead, Berkshire, England, (3) Marjorie Kennedy *Mc* Rette of White Cottage, Sandy Lane, Watersfield near Pulborough, Sussex, England, (4) Wilfred John Rette of Selsdon Park, Sanderstead, Surrey, England, (5) John Whitson Scott, executor and trustee of the will of Ethel Kate Scott, deceased of Seal Chase, Seal Seven-oaks, Kent, England ..... Respondents.

THIS matter coming on for disposal before A. L. S. Srimanne, Esq., District Judge of Badulla, on November 7, 1950, in the presence of Messrs. H. J. & W. L. Pinto, Proctors, on the part of the petitioner William Henry Edwin Ludovici of Messrs. F. J. & G. de Saram, Colombo; and the affidavit of the petitioner dated October 31, 1950, having been read:

It is declared that the petitioner is the attorney in Ceylon of the respondents above named, and that he is entitled to have letters of administration *de bonis non* in respect of the unadministered property estate and effects of the said Joseph Morrison Rette, deceased, issued to him accordingly, unless any person or persons interested shall, on or before December 14, 1950, show sufficient cause to the satisfaction of this court to the contrary.

November 7, 1950.

A. L. S. SRIMANNE,  
District Judge.

## Miscellaneous

In the District Court of Colombo

No. 899 In the Matter of Austin de Mel, Limited. Special. And

In the Matter of the Companies Ordinance, No. 51 of 1938.

K. W. Perera & Sons, Ltd., of Grandpass, Colombo.... Petitioner.

Vs.

Austin de Mel, Ltd., of Colombo ..... Respondents.

NOTICE is hereby given that a petition for the winding up of the above named Company by the District Court of Colombo was, on September 22, 1950, presented to the said court by K. W. Perera & Sons Ltd. of Grandpass, Colombo, and that the said petition is directed to be heard before this court on December 12, 1950, and any creditors or contributory of the said Company desiring to support or oppose the making of an order on the said petition, may appear at the time of hearing in person or by counsel or proctor for that purpose, and a copy of the petition will be furnished to any creditor or contributory of the said Company requiring the same by undersigned on payment of the prescribed charges for the same.

SOMAWIRA GUNASEKERA,  
Proctor for petitioner.

12, Ferry Street, Colombo 12.

Note.—Any person who intends to appear on the hearing of the said petition must serve on or send by post to the above-named Somawira Gunasekera notice in writing of his intention so to do. The notice must state the name and address of person or of firm or his or their proctor (if any) and must be served or if posted must be sent by post in sufficient time to reach the above named not later than 10 o'clock in the forenoon of December 10, 1950.