



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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PART V published with this Issue contains List of Applications for Public Carriers' Permits for use of Lorries, &c.

Notifications of Criminal Sessions of the Supreme Court

BY virtue of a mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said court for the Western Circuit will be holden at the court-house at Colombo, on Monday, January 12, 1953, at 11 o'clock of the morning of the said day.

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

Fiscal's Office,
Ratnapura December 18, 1952.

N. Q. DIAS,
Fiscal

described as follows:—All that allotment of land with the buildings thereon bearing assessment No. 251, situated along Layards Broadway within the Municipality and District of Colombo aforesaid; bounded on the north-east by 1st lane, south-east by Layards Broadway, south-west by property belonging to S. L. M. Mohideen bearing assessment No. 249, and on the north-west by property belonging to A. M. M. Nizar bearing assessment No. 23; and containing in extent nine perches and thirteen one hundredths of a perch, according to figure of survey bearing No. 2,268 dated May 15, 1941, made by M. I. L. Marikar, Licensed Surveyor; registered under A 274/76 Colombo

Fiscal's Office,
Colombo, December 22, 1952.

S. K. SADA SHIVAM,
Deputy Fiscal

Notices of Fiscals' Sales

WESTERN PROVINCE

In the District Court of Colombo

(1) L. H. Perera, (2) K. P. Kalimuthan, (3) A. T. K. Kalimuthan, all carrying on business in partnership under the name, style and firm of R. M. K. at 121, Sea Street, Colombo Plaintiffs.

No. 13,189/S.

Vs.

(2) A. H. Binthe Fathuma and (3) Noordeen Abdul Hassan, both of 251, Layards Broadway, Colombo Defendants.

NOTICE is hereby given that on Tuesday, January 20, 1953, at 2.30 p.m., will be sold by public auction at the premises the right, title, and interest of the said 2nd and 3rd defendants in the following property for the recovery of the sum of Rs. 1,524 together with interest on Rs. 1,500 at 18 per centum per annum from March 7, 1952, till May 12, 1952, and thereafter legal interest on the aggregate amount of the decree till payment in full, less Rs. 400, viz.:—

All that portion of land with the buildings and plantations standing thereon formerly bearing assessment No. 50 and presently bearing assessment No. 251 from and out of three contiguous parts of lands, situated at Vandermejdens Polder in Meddeduwa now called Layards Broadway within the Municipality and District of Colombo, Western Province; and which said portion of land is bounded on the north-east by a road six feet wide, south-east by Layards Broadway, south-west by a part of the same garden bearing assessment No. 49 belonging to Zavia Umma, wife of Oedema Lebbe Marikar, and north-west by the garden of P. T. Uduma Lebbe Marikar, containing in extent ten and forty-nine one hundredths square perches OA. OR. 10.59/100P, according to plan dated November 30, 1900, made by F. Bartholomaeus, Licensed Surveyor, which, according to a recent figure of survey, are

395—J N B 22662-1,353 (12/52)

Fiscal's Office,
Colombo, December 22, 1952.

S. K. SADA SHIVAM,
Deputy Fiscal

In the District Court of Colombo

(1) A. M. Mohideen and (2) M. I. M. Hadji Nahceem, both carrying on business under the name, style and firm of M. I. M. Kalid Bros. at No 110, Messenger Street, in Colombo Plaintiffs.

No. 26,823/M.

Vs.

Oceanic Traders Limited of 2nd Floor, Millers Buildings, Fort, in Colombo Defendant.

NOTICE is hereby given that on Monday, January 19, 1953, at 2 p.m., will be sold by public auction at Oceanic Traders Limited, 2nd Floor, Millers Buildings, Fort, Colombo, the following movable property for the recovery of the sum of Rs. 409.57 with interest thereon at 5 per centum per annum from July 17, 1952, till November 10, 1952, and thereafter on the aggregate amount at 5 per centum per annum till payment in full, viz.:—

Seven writing tables, 6 arm chairs, 2 G. O. H. chairs, 8 ordinary chairs, 1 table with drawer, 1 rack, 2 sideboards, 1 almirah, 1 pigeon hole, 6 paper trays, 1 Imperial type writer, 1 LC Smith type writer, 2 call bells, 4 ink stands, 1 teapoy and 1 ash tray.

Fiscal's Office,
Colombo, December 22, 1952.

S. K. SADA SHIVAM,
Deputy Fiscal

In the District Court of Colombo

V. Navaratnam Rajah of New Chetty Street, Colombo Plaintiff.

No. 6,431/S.

Vs.

(2) Mrs. Catherine Mary Theodora Dias of 412, Wattala Defendant.

NOTICE is hereby given that on Wednesday, January 21, 1953, at 2.30 p.m. will be sold by public auction at the premises the right, title, and interest of the said 2nd defendant in the following property for the recovery of the sum of Rs. 408.62 less Rs. out of the amount due under the decree, viz.:—

All that lot 2 out of the two contiguous allotments of Kahatagahawatta and Kaluhabaralegahawatta, situated within the limits of the Urban Council, Wattala, in

of Alutkuru Korale in the District of Colombo, Western Province; which said lot 2 with trees and buildings standing thereon bears assessment No. 412A, Wattala, aforesaid, and is bounded on the north by the land belonging to Mathes Silva, now of Philip Fonseka, on the east by paddy field (church property), on the south by the church property, and on the west by the high road; containing in extent 36.95 perches subject to mortgage created by bond No. 311 dated February 23, 1949, attested by D. L. Salgadoe, Notary Public, for Rs. 10,000; and registered at the Colombo Land Registry, Volume B 416, folio 121.

Fiscal's Office,
Colombo, December 22, 1952.

S. K. SADA SHIVAM,
Deputy Fiscal.

SOUTHERN PROVINCE

In the District Court of Galle

Madana Gamachchi Doni Nilas Chandrasekera of Dikkumbura
Plaintiff.
No. P 169. Vs.

Dona Gunata Senanayaka of Dikkumbura and others Defendants.

NOTICE is hereby given that on Tuesday, January 20, 1953, at 10 o'clock in the forenoon, will be sold by public auction at the premises under the Partition Act No. 16 of 1951, the following property, viz. —

The field called the defined portion of Pitabokale Kumbura, situated at Dikkumbura in the Palpe Pattu of Galle District, Southern Province; and bounded on the north by Horanamala alias Indigaha Kumbura, east by a portion of the same land, south by P. W. D. road from Angulgaha to Dikkumbura and Pitabokalewatta, and west by Pitabokalewatta; and containing in extent three roods and twenty-eight perches and more fully described in plan of survey No. 973 dated May 2, 1952, made by M. G. H. A. de Silva, Licensed Surveyor of Galle, and filed of record in the above case.

Fiscal's Office,
Galle, December 19, 1952

N. G. DE SILVA,
Deputy Fiscal.

In the District Court of Galle

M. T. T. K. M. Kathiresan Chettiar of Kaluwella, Galle, by his attorney P. R. Kalumuttu Pillai of Kaluwella, Galle
Plaintiff.
No. S 789. Vs.

J. A. Boralessa of Kiyanduwa, Akuressa Defendant.

NOTICE is hereby given that on Saturday, January 24, 1953, 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. 19.02, viz. —

All the soil and trees together with the tea plantation duly registered in the Tea Controller's Office, under No. TM 54, and Calcut tile modern bungalow together with the outhouses appertaining thereto and everything else appertaining thereto, and standing in, on, and of the contiguous lands called Dintiyakanatta marked lot No. 4419, Dintiyakanatta marked lot No. 4420, Medagahadeniyegoda and Manragoda, situated at Kiyanduwa in Weligam Korale of Matara District, Southern Province; and bounded on the north by land claimed by Mr. F. Wickremasinghe and Messrs. D. D. S. Boralessa, and A. G. Godavitana, east by land claimed by Messrs. D. D. S. Boralessa and A. G. Godavitana and Hali-ela Kumbura and land claimed by M. Babunappu, south by road from Galle to Deniyaya, land claimed by M. Babunappu and Hali-ela Kumbura, and west by land claimed by Mr. F. Wickremasinghe and D. D. S. Boralessa, containing in extent 3 acres 2 roods 25 perches, registered in D 492/280, Matara

Deputy Fiscal's Office,
Matara, December 20, 1952

ALBERT WICKREMASINGHE
Additional Deputy Fiscal.

NORTH-WESTERN PROVINCE

In the District Court of Kurunegala

(1) Herat Mudiyanselage Punchi Banda Herat, (2) ditto Gunatileke Herat, (3) ditto Kirithiraine, all of Siyambalangamuwa, being minors by their duly appointed next friend (A4) Weerasinghe Aratchillage Kaw Amma of Siyambalangamuwa
Plaintiffs.
No. 4,010. Vs.

(3) H. M. Appahamy of Pumburuwellegama in Kudagaloboda Korale and others Defendants

NOTICE is hereby given that on Tuesday, January 20, 1953, at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said 3rd defendant in the following property, viz. —

All that field called Weboda Kumbura of three pelas paddy sowing in extent, situated at Siyambalangamuwa in Kudagaloboda Korale of Weuda With Hat Pattu in the District of Kurunegala, North-Western Province; and bounded on the north by the limitary ridge of the field of Mrs. Wickremasinghe and others, east by the limitary ridge of the field belonging to the priest of pothuhera temple, south by tank bund, and west by Pin Ela.

Fiscal's Office,
December 19, 1952.

T. KANDIAH,
for Fiscal.

PROVINCE OF UVA

In the District Court of Badulla

V. Karalan of Bandaravela
Plaintiff.
No. 10,396/81/52. Vs.

S. Thiagarajah of Bandaravela Defendant.

NOTICE is hereby given that on Tuesday, January 20, 1953, 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 the sum of Rs. 2,387 50 with interest on Rs. 2,000 at 9 per cent. per annum from January 9, 1952, till May 20, 1952, and thereafter with legal interest on aggregate full payment in full less Rs. 200 paid by defendant to plaintiff and costs Rs. 125, viz. —

The land called Katuwelwatta together with the plantations and everything appertaining thereto, situated at Palperuwogama in Kumbalwela Korale, Yalukinda Division, Badulla District of the Province of Uva; and bounded on the north by Gansabhawa road, east by eia, south by live fence of the land belonging to Heen Appahamy, and west by again separating the Crown Patana; and containing in extent 12 seers of kurakkan sowing together with the tea plantations standing thereon being small holding No. SW-457; and registered in B 142/111 at the Badulla Land Registry.

Fiscal's Office,
Badulla, December 19, 1952.

OSCAR J. FERNANDO,
for Fiscal.

Notices in Testamentary Actions

In the District Court of Colombo

Order Nisi

Testamentary In the Matter of an application for letters of administration *de bonis non* to the intestate estate of Felix Lionel de Alwis of de Fonseka Road, Havelock Town in Colombo, deceased.

Augusta Marjorie Lydia de Saran nee de Alwis of de Fonseka Road, Havelock Town in Colombo
Petitioner.

Vs.

(1) Sylvia Adeline Perera nee de Alwis of Rosmead Place in Colombo, (2) Olivia Constance de Alwis, (3) Neliya Lynette de Alwis, both of de Fonseka Road, aforesaid
Respondents.

THIS matter coming on for disposal before G. M. de Silva, Esq., Additional District Judge of Colombo, on November 19, 1952, in the presence of Mr. H. A. Abeyewardene, Proctor, on the part of the petitioner above named, and the affidavit of the petitioner above named dated November 18, 1952, having been read.

It is ordered that the petitioner above named be and she is hereby declared entitled, as daughter of the deceased above named, to have letters of administration *de bonis non* to the estate of the deceased above named issued to her accordingly, unless the respondents above named or any other person or persons interested shall on or before February 8, 1953, show sufficient cause to the satisfaction of this court to the contrary.

August 15, 1952.

G. M. DE SILVA,
Additional District Judge

In the District Court of Colombo

Order Nisi

No. 15,285/1952. In the Matter of the Intestate Estate of Late Liyanapeditige Kiri Ukkuwa of Abbowa in Dambadeni Udugaha Korale South in Kurunegala, deceased.

Between

Horatalpedige Pinn of Abbowa aforesaid
Petitioner.

And

(1) Liyanapeditige Leisa of Idangapola in Dambadeni Uducaha Korale East, (2) Liyanapeditige Jena of Abbowa in Dambadeni Uducaha Korale South, (3) Liyanapeditige Mary, (4) Liyanapeditige Ariyadasa, (5) Liyanapeditige Lily, (6) Liyanapeditige Jinadasa, (7) Liyanapeditige Wimaladasa, and (8) Liyanapeditige Pemawathic, all of Abbowa aforesaid
Respondents.

THIS matter coming on for disposal before G. M. de Silva, Esq., Additional District Judge of Colombo on December 8, 1952, in the presence of Messrs. De Kretser & De Kretser, Proctors on the part of the petitioner above named; and the affidavit of the petitioner above named dated December 5, 1952, having been read.

It is ordered that the 4th respondent above named be and she is hereby declared appointed guardian *ad item* over the 5th, 6th, 7th, and 8th respondents above named minors, and that the petitioner above named be and she is hereby declared entitled, as widow of the deceased above named to have letters of administration to the estate of the deceased above named issued to her, unless the respondents above named or any other person or persons interested shall on or before February 5, 1953, show sufficient cause to the satisfaction of this court to the contrary.

December 15, 1952.

G. M. DE SILVA,
Additional District Judge.