



# THE CEYLON GOVERNMENT GAZETTE

No. 10,510 — FRIDAY, MARCH 20, 1953

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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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### Notices of Fiscals' Sales

#### WESTERN PROVINCE

##### IN THE DISTRICT COURT OF COLOMBO

A. W. Atapattu of Health Square, Dehiwala ..... Plaintiff.  
No. 38,511. Vs.

(2) G. W. Dhanapala of 112, Canal Bank, Dehiwala ... Defendant.

NOTICE is hereby given that on Tuesday, April 21, 1953, at 2 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. 300 with interest on Rs. 200 at 15 per cent. per annum from May 8, 1952, to date of decree, September 24, 1952, and thereafter legal interest on the aggregate amount till payment in full and costs of suit Rs. 29.75 incurred and Rs. 8.50 prospective costs, viz.:—

All that divided and defined two-third portion of land called and known as Midigahawatta marked lot AY together with the buildings and plantations standing thereon bearing assessment No. 60, presently, assessment No. 112, Canal Bank Road, situated at Kalubowila within U. C. Limits of Dehiwala in Palle Battu of Salpiti Korale, Colombo District, Western Province; and bounded on the north by reservation for the Canal, east by portion of the same land marked lot A2, south by part of the same land of W. Agonis Hamy and lot A2, west by the remaining one third part of same land marked lot AX; and containing in extent A0. R0. P26.68, registered in Colombo Land Registry in M 419/298 subject to the mortgage created by bond No. 6,147 dated October 8, 1951, attested by J. A. Wijckoon, Notary Public, for Rs. 2,500 and interest at 12 per centum per annum.

Fiscal's Office,  
Colombo, March 16, 1953.

A. M. SELVARATNAM,  
Deputy Fiscal.

##### IN THE DISTRICT COURT OF COLOMBO

Esufali Gulashussen Rajkotwalla of 161, 4th Cross Street,  
Colombo ..... Plaintiff.  
No. 17,630/M. Vs.

(1) Wewalahewage Hendrick of 10, Cotta Road,  
Colombo ..... Defendant.

NOTICE is hereby given that on Wednesday, April 22, 1953, at 2 p.m., will be sold by public auction at the Fiscal's Office, Colombo, the following for the recovery of Rs. 4,500 with further interest thereon at the rate of 5 per cent. per annum from February 12, 1947, till payment in full and costs of suit (costs not taxed yet), viz.:—

3101 shares of Rs. 10 each in Messrs. Hendrick & Sons, Ltd., of 63, Bankshall Street, Colombo, and 101 shares in Hendrick Estates Ltd., of 63, Bankshall Street, Colombo, belonging to the defendant.

Fiscal's Office,  
Colombo, March 16, 1953.

A. M. SELVARATNAM,  
Deputy Fiscal.

83—J. N. B 25653-1,325 (3/53)

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##### IN THE DISTRICT COURT OF COLOMBO

M. P. Muthucaruppan Chettiar of 208, Sea Street,  
Colombo ..... Plaintiff.  
No. 9,888/S. Vs.

(1) Charles F. Ratnasekera of Hambutuwelgoda, Kelaniya,  
(2) R. Muttusamy of Borella, Colombo ..... Defendants.

NOTICE is hereby given that on Tuesday, April 21, 1953, at 4 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said 1st defendant in the following property for the recovery of a sum of Rs. 750 together with legal interest thereon from October 26, 1948, till payment in full and costs of execution only (bill not taxed) less Rs. 250 and poundage and Fiscal's charges.

##### Schedule referred to

The right, title, and interest of the 1st defendant in and to the high and mud lands and the buildings belonging to the 1st defendant, i.e., (1) the lot marked A of Millagahawatta, (2) the half share of Godaparagahawatta, (3) the portion of Godaparawatta, (4) the portion of Godaparagahawatta, (5) the portion of Godaparagahawatta, (6) the lot marked A of the contiguous Jambughakumbura and Kongahakumbura, (7) the lot marked B of Jambughakumbura and Kongahakumbura, (8) the lot marked A of Millagahawatta, situated at Mahara Suripaluwa.

The above-mentioned high and mud lands portions now form one property, situated at Suripaluwa in the Adicari Pattu of Siyane Korale in the District of Colombo, Western Province; and bounded on the north by Bandarawatta and lands belonging to Peris Nona and others, on the east by the lands belonging to Peris Nona and others and cart road, on the south by land belonging to M. Martin Lalabamy and others, and on the west by water course and lands belonging to Ranepuradewage Haramanis Fernando and others; containing in extent within these boundaries about thirty acres with the buildings thereon.

Fiscal's Office,  
Gampaha, March 14, 1953.

P. R. COREA,  
Deputy Fiscal.

##### CENTRAL PROVINCE

##### IN THE DISTRICT COURT OF NUWARA ELIYA

R. Sivarajah of Court Lodge Estate, Kandapola ..... Plaintiff.  
No. 2,995. Vs.

(1) S. A. Suppiah of Hethersett Estate, Kandapola, (2) S. S. Sellahpillai of Kandapola, and (3) N. T. Sivagnanam of Kayts, carrying on business under the name, firm and style of the Victory Trading Co., Kandapola ..... Defendants.

NOTICE is hereby given that on Thursday, April 9, 1953, commencing at 2.30 o'clock in the afternoon, will be sold by public auction at the Tivoli Theatre, Nuwara Eliya, the right, title, and interest of the said S. A. Suppiah in the following property for the recovery of Rs. 8,000, interest and costs of action, less Rs. 2,579.25 paid, viz.:—

The action bearing No. 3,181 of the District Court of Nuwara Eliya, wherein you are suing J. J. Kanagaratnam of Nuwara Eliya, S. R. Thambiah of 21/1, Clifford Road, Colpetty, and S. S. Sellah Pillai of Kandapola, for a decree declaring that you be entitled to

(1) one-fourth share of Tivoli Theatre, Nuwara Eliya, and the plant and machinery thereof standing on that allotment of land bearing assessment No. 81, situate in the District of Nuwara Eliya, Central Province; and bounded on the north by the property belonging to Varghese, presently occupied by the Roy Studio, south by Municipal premises, east by Chislehurst Path, and on the west by Old Bazaar Main Road, and more correctly situated in the Municipal limits of the Town and Four Gravets of Nuwara Eliya, Nuwara Eliya District, Central Province; and bounded on the north by land claimed by P. L. M. M. Meiyappa Chettiari, P. M. M. Zahir and Mrs. Roseammal Motha, south by Urban Council Office and premises, east by land claimed by the heirs of M. J. Carwalho, and on the west by Udupussellawa Road; and containing in extent 1 rood and 30.05 perches; and registered in A 6/142 in the Nuwara Eliya District Land Registry;

- (2) that you be placed in quiet possession of the said  $\frac{1}{4}$  share;  
 (3) that the said J. J. Kanagaratnam be ordered to account for your share of its income;  
 (4) for judgment in such sum so found due; and  
 (5) for costs of action.

The sale fixed for the 25th instant is hereby cancelled.

Fiscal's Office, S. F. XAVIER,  
 Nuwara Eliya, March 14, 1953. Additional Deputy Fiscal.

### IN THE DISTRICT COURT OF NUWARA ELIYA

S. S. Periyathamby of Court Lodge Estate, Kandapola ... Plaintiff.  
 No. 2,996. Vs.

(1) S. S. Selliah Pillai of Kandapola, (2) S. A. Suppiah of Hethorsett Estate, Kandapola, and (3) S. Thambiah of 66, Sea Street, Colombo, presently of 29/1a, Clifford Road, Colpetty, Colombo ..... Defendants.

NOTICE is hereby given that on Thursday, April 9, 1953, commencing at 2.30 o'clock in the afternoon, will be sold by public auction at the Tivoli Theatre, Nuwara Eliya, the right, title, and interest of the said S. A. Suppiah in the following property, for the recovery of Rs. 1,845, interest and costs less Rs. 581, paid, viz.:—

The action bearing No. 3,181 of the District Court of Nuwara Eliya, wherein you are suing J. J. Kanagaratnam of Nuwara Eliya, S. R. Thambiah of 21/1, Clifford Road, Colpetty, and S. S. Selliah Pillai of Kandapola, for a decree declaring that you be entitled to (1) one-fourth share of Tivoli Theatre, Nuwara Eliya, and the plant and machinery thereof standing on that allotment of land bearing assessment No. 81, situate in the District of Nuwara Eliya, Central Province; and bounded on the north by the property belonging to Varghese, presently occupied by the Roy Studio, south by Municipal premises, east by Chislehurst Path, and on the west by Old Bazaar Main Road, and more correctly situated in the Municipal limits of the Town and Four Gravets of Nuwara Eliya, Nuwara Eliya District, Central Province; and bounded on the north by land claimed by P. L. M. M. Meiyappa Chettiari, P. M. M. Zahir and Mrs. Roseammal Motha, south by Urban Council Office and premises, east by land claimed by the heirs of M. J. Carwalho, and on the west by Udupussellawa Road; and containing in extent 1 rood and 30.05 perches, and registered in A 6/142 in the Nuwara Eliya District Land Registry;

- (2) that you be placed in quiet possession of the said  $\frac{1}{4}$  share;  
 (3) that the said J. J. Kanagaratnam be ordered to account for your share of its income;  
 (4) for judgment in such sum so found due; and  
 (5) for costs of action.

The sale fixed for the 25th instant is hereby cancelled.

Fiscal's Office, S. F. XAVIER,  
 Nuwara Eliya, March 14, 1953. Additional Deputy Fiscal.

## Notices in Testamentary Actions

### IN THE DISTRICT COURT OF COLOMBO

#### Order Nisi

No. 15,145/T. In the Matter of the Estate and Effects of Rupasinghe Aratchige Abeyasinghe Perera Rupasinghe, also known as Rupasinghe Aratchige Abeyasinghe of Kosinna, deceased.

Kalunayake Alawala Atchige Dona Podi Memke of Kosinna in Meda Pattu of Siyane Korale West ..... Petitioner.  
 Vs.

(1) Rupasinghe Aratchige Yasolatha Malmie Rupasinghe, (2) Rupasinghe Aratchige Kumudini Chandra Rupasinghe, both of Kosinna aforesaid, (3) Kalunayake Alawala Atchige Don Elias Sirisena (guardian *ad litem* of 1st and 2nd respondents) minors, of Meewala in Meda Pattu of Siyane Korale West ..... Respondents.

THIS matter coming on for disposal before G. M. de Silva, Esq., Additional District Judge of Colombo, on August 29, 1952, in the

presence of Mr N. V. T. Cooray, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner above named dated June 21, 1952, having been read:

It is ordered that the 3rd respondent above named be and he is hereby declared appointed guardian *ad litem* over the 1st and 2nd 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 October 16, 1952, show sufficient cause to the satisfaction of this court to the contrary.

September 4, 1952. - G. M. DE SILVA,  
 Additional District Judge.

The date for showing cause against the foregoing Order Nisi is extended to November 20, 1952.

October 16, 1952. G. M. DE SILVA,  
 Additional District Judge.

The date for showing cause against the foregoing Order Nisi is extended to February 5, 1953.

November 20, 1952. G. M. DE SILVA,  
 Additional District Judge.

The date for showing cause against the foregoing Order Nisi is extended to February 19, 1953.

February 11, 1953. G. M. DE SILVA,  
 Additional District Judge.

The date for showing cause against the foregoing Order Nisi is extended to March 26, 1953.

February 21, 1953. G. M. DE SILVA,  
 Additional District Judge.

### IN THE DISTRICT COURT OF COLOMBO

#### Order Nisi

No. 15,347/Testy. In the Matter of the Intestate Estate of M. A. P. Victor Charles Fernando of Moratuwa, petitioner.

Vs.

(1) M. A. Greta Vinita Fernando, (2) M. A. Mary Clarice Fernando, both of 469, De Mel's Road, Ixxapathiya, by their guardian *ad litem* (3) W. Michael Joseph Fernando of Egoda Uyana, Moratuwa ..... Respondents.

THIS matter coming on for disposal before G. M. de Silva, Esq., Additional District Judge of Colombo, on February 3, 1953, in the presence of Mr. S. M. C. de Soysa, on the part of the petitioner above named; and the affidavit of the petitioner above named dated January 31, 1953, having been read:

It is ordered that the 3rd respondent above named be and he is hereby declared appointed guardian *ad litem* over the 1st and 2nd 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 accordingly, unless the respondents above named or any other person or persons interested shall, on or before March 26, 1953, show sufficient cause to the satisfaction of this court to the contrary.

February 10, 1953. G. M. DE SILVA,  
 Additional District Judge.

### IN THE DISTRICT COURT OF COLOMBO

#### Order Nisi

No. 15,351/Testy. In the Matter of the Intestate Estate and Effects of Vithanage Meevina Perera of 133, Fergusons Road, Grandpass, Colombo, deceased.

Hapuaratchige Charles Perera of 133, Fergusons Road, Grandpass, Colombo ..... Petitioner.

Vs.

(1) Hapuaratchige Turin Jayasinghe (*nee* Perera) of "Regina Casa", Baseline Road, Dematagoda, Colombo, (2) Hapuaratchige Beatrice Jayasinghe (*nee* Perera) of "Jayabima", Station Road, Wattala, (3) Hapuaratchige Perey Perera of 133, Fergusons Road, Grandpass, Colombo, (4) Hapuaratchige Padma Grisilda Ranasinghe (*nee* Perera) of 133, Fergusons Road, Grandpass, Colombo ..... Respondents.

THIS matter coming on for disposal before G. M. de Silva, Esq., Additional District Judge of Colombo, on February 7, 1953, in the presence of Mr. Ben Samarasinghe, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner above named dated January 6, 1953, having been read:

It is ordered that the petitioner above named be and he is hereby declared entitled, as husband of the deceased above named, to have letters of administration to the estate of the deceased above named issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before March 26, 1953, show sufficient cause to the satisfaction of this court to the contrary.

March 7, 1953. G. M. DE SILVA,  
 Additional District Judge.

## IN THE DISTRICT COURT OF COLOMBO

*Order Nisi*

No. 15,353/Testy. In the Matter of the Intestate Estate of the late Mapatunage Arnolis Perera of 17, Srisangabo Road, Kawdana, Dehiwela, deceased.

Between

Mapatunage Oliver Francis Pereira of 17, Srisangabo Road, aforesaid ..... Petitioner.

And

(1) Kalutanrige Weljma Catherine Gunatilleke, (2) Mapatunage Leelawathie Perera, (3) Mapatunage Wimalawathie Perera, (4) Mapatunage Chandradasa Perera, (5) Mapatunage Amaradasa Perera, (6) Mapatunage Amrawathie Perera, all of Srisangabo Road, Kawdana, Dehiwela ..... Respondents.

THIS matter coming on for disposal before G. M. de Silva, Esq., Additional District Judge of Colombo, on February 11, 1953, in the presence of Mr. B. Samarasinghe, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner above named dated February 9, 1953, having been read

It is ordered that the petitioner above named be and he is hereby declared entitled, as son of the deceased above named, to have letters of administration to the estate of the deceased above named issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before April 30, 1953, show sufficient cause to the satisfaction of this court to the contrary.

G. M. DE SILVA,

February 27, 1953. Additional District Judge.

## IN THE DISTRICT COURT OF COLOMBO

*Order Absolute*

Testamentary In the Matter of the Last Will and Testament and Jurisdiction. Codicil of James Downie Stevenson of 3, Kenton No. 15,359. Park Close, Kenton Harrow, Middlesex, England, deceased

THIS matter coming on for final determination before G. M. de Silva, Esq., Additional District Judge of Colombo, on February 13, 1953, in the presence of Messrs. Julius & Creasy, Proctors, on the part of the petitioner Roderick James Grewar of Colombo; and the affidavit of the said petitioner dated February 6, 1953, a certified copy of the grant of letters of administration, a certified copy of the last will and testament and codicil of the above-named deceased, and Supreme Court's order dated January 23, 1953, having been read:

It is ordered that the will of the said deceased dated May 20, 1937, and a codicil thereto dated November 2, 1946, of which a certified copy has been produced and is now deposited in this court, be and the same is hereby declared proved, and it is further declared that the said petitioner is the sole surviving executor named in the said codicil and that he is entitled to have probate of the said will and codicil issued to him on his paying estate duty and taking oath of office.

G. M. DE SILVA,

March 6, 1953. Additional District Judge.

## IN THE DISTRICT COURT OF COLOMBO

*Order Absolute in the First Instance*

No. 15,379/Testy. In the Matter of the Last Will and Testament of Ponnusamy Sabapathipillai of 21, Sripala Road, Mount Lavinia deceased

And

In the Matter of an application under Chapter 86 of the Legislative Enactments of Ceylon (Revised edition).

Sabapathipillai Jegapathy of 21 Sripala Road, Mount Lavinia ..... Petitioner.

THIS matter coming on for disposal before G. M. de Silva, Esq., Additional District Judge of Colombo, on February 28, 1953, in the presence of Mr. M. St. S. Casie Chetty, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner above named dated February 21, 1953, and the affidavit of the notary and the subscribing witnesses dated February 21 and 26, 1953, respectively, having been read:

It is ordered that the last will and testament No. 1530 made by the deceased above named and attested by Mr. S. Sivasubramanian, Notary Public, on July 15, 1948, 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 probate thereof issued to him accordingly.

G. M. DE SILVA,

March 7, 1953. Additional District Judge.

## IN THE DISTRICT COURT OF COLOMBO

*Notice of Application*

Testamentary In the Matter of the Last Will and Testament of Esme Laugharne McLeod, formerly of Southern Eodge, St. Andrews, and late of Lagganallachie, Dunkeld in the County of Perth, Scotland, 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 confirmation of the last will and testament of Esme Laugharne McLeod formerly of Southern Lodge, St. Andrews and late of Lagganallachie, Dunkeld in the County of Perth, Scotland, deceased, granted by the Sheriff Court of Perth, on January 15, 1953.

G. T. HALE,

Attorney for Gloria Esme Borrowman, the sole executrix of the last will and testament of Esme Laugharne McLeod, deceased.

Colombo, February 27, 1953.

## IN THE DISTRICT COURT OF COLOMBO

*Notice of Application*

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. Henrietta Amy Morton of The Manor House Uckfield in the County of Sussex, widow, deceased. No. 15,382.

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 Henrietta Amy Morton of The Manor House Uckfield in the County of Sussex, widow, deceased, granted by the District Probate Registry of Her Majesty's High Court of Justice at Lewes, on May 2, 1952.

G. T. HALE,

Attorney for Alan Handfield Morton, the sole executor of the last will and testament of Henrietta Amy Morton, deceased.

Colombo, February 27, 1953.

## IN THE DISTRICT COURT OF COLOMBO

*Notice of Application*

Testamentary In the Matter of the British Courts Probates (Re-sealing) Ordinance (Chapter 84), Case No. 15,394. Edward Franklin Clements, deceased.

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 above Ordinance, for the sealing of the exemplification of probate of the last will and testament and codicil in respect of the estate of the above-named Edward Franklin Clements formerly of the Homestead, Broadlands, Brockenhurst in the County of Hants and late of Hides Close, Beaulieu in the said County, England, Engineer, deceased, granted by the District Probate Registry at Lincoln of Her Majesty's High Court of Justice in England, on December 15, 1952.

F. J. & G. DE SARMA,

Proctors for Godfrey Hunt Carter of Cason Cumberbatch & Co. Ltd., Colombo, the attorney of John Cecil Barry Thompson, the sole executor.

Colombo, March 20, 1953.

## IN THE DISTRICT COURT OF COLOMBO

*Order Nisi Declaring Will Proved*

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. Norman Sikes of Deerpark Castleknock in the County of Dublin in the Republic of Ireland, retired tea planter, deceased. No. 15,406.

THIS matter coming on for disposal before G. M. de Silva, Esq., Additional District Judge of Colombo, on March 11, 1953, in the presence of Padma Rajah Sittampalam, Proctor, on the part of the petitioner James Frederick van Langenberg of Messrs. F. J. & G. de Saram, Colombo; and (1) the affidavit of the said petitioner dated March 11, 1953, (2) the power of attorney dated December 16, 1952, and (3) the order of the Supreme Court dated March 5, 1953, having been read:

It is ordered that the will of the said Norman Sikes deceased dated March 20, 1952, a certified copy of which under the seal of Her Majesty's High Court of Justice in England has been produced and is now deposited in this court, be and the same is hereby declared proved.

And it is further declared that the said James Frederick van Langenberg is the attorney in Ceylon of the executrix named in the said will and that he is entitled to have letters of administration (with will annexed) issued to him accordingly, unless any person or persons interested shall, on or before March 26, 1953, show sufficient cause to the satisfaction of this court to the contrary.

G. M. DE SILVA,

March 13, 1953. Additional District Judge.

## IN THE DISTRICT COURT OF AVISSAWELLA

*Order Absolute in the First Instance*

Testamentary In the Matter of the Last Will and Testament of  
Jurisdiction. the late Ima Kankananalage Dona Madalena  
No. 473. Hamine of Minnana in Palle Pattu of Kuruwiti  
Korale, deceased.

Between

(1) Pookunuwala Athukorallage Dingirimenike Caldera Hamine  
of Minnana, (2) Rohith Bartholomeusz Caldera, also known  
as Dharmadasa Caldera, Divisional Inspector of Standard  
Vacuum Oil Company, Ceylon, residing at Minnana, ..... Petitioners.

Vs.

P. A. Dharmadasa, J.P., U.M., Proctor S.C. Ratna-  
pura ..... Respondent.

THIS matter coming on for disposal before N. Krishnadasan,  
Esq., District Judge of Avissawella, on February 19, 1953, in the  
presence of Mr. P. G. de Silva, Proctor, on the part of the  
petitioner; and the affidavit of the 1st petitioner dated January 18,  
1953, and the affidavit of the attesting notary Percy S. Thambiyah,  
and the affidavits of the attesting witnesses having been read:

It is ordered that the last will of Imiyakankananalage Dona  
Madalena Hamine of Minnana dated June 11, 1947, bearing No. 50  
and attested by Percy S. Thambiyah, Notary Public, now produced  
in court, be and the same is declared proved.

It is further ordered and declared that the said Pookunuwala  
Athukorallage Dingirimenike Caldera Hamine of Minnana and  
Rohith Bartholomeusz Caldera also known as Dharmadasa Caldera,  
Divisional Inspector of Standard Vacuum Oil Company of Ceylon,  
residing at Minnana, are the joint executors named in the said  
will and that they are entitled to have probate of the same  
issued to them accordingly.

February 19, 1953.

N. KRISHNADASAN,  
District Judge.

## IN THE DISTRICT COURT OF NEGOMBO

*Order Nisi*

Testamentary In the Matter of the Intestate Estate of Mec-  
Jurisdiction. wanage Marsalin Pieris of Kurana Katunayaka,  
No. 3,652. deceased.

Paskuwelge Dona Rosalin of Kurana Katunayaka ..... Petitioner.

Vs.

(1) Mecwanage Josephine Pieris, (2) ditto Dorothy Manel Pieris,  
(3) Paskuwelge Don John George, all of Kurana Katu-  
nayaka ..... Respondents.

THIS matter coming on for disposal before Arthur Jayaratna,  
Esq., District Judge of Negombo, on February 27, 1953, in the  
presence of Mr. A. E. Rosa, Proctor, on the part of the petitioner;  
and the petition dated December 17, 1952, and the affidavit dated  
December 13, 1952, of the petitioner having been read:

It is ordered that the 3rd respondent above named be appointed  
guardian *ad litem* over the 1st and 2nd respondents, minors, above  
named and the petitioner above named be declared entitled, as  
the widow of the deceased above named, to have letters of adminis-  
tration of the above estate issued to her accordingly, unless the  
respondents above named or any other person or persons interested  
shall, on or before April 24, 1953, show sufficient cause to the  
satisfaction of this court to the contrary.

It is further ordered that the 3rd respondent do produce the  
said minors before this court on the said date.

February 27, 1953.

A. JAYARATNA,  
District Judge.

## IN THE DISTRICT COURT OF KANDY

*Order Nisi*

Testamentary In the Matter of the Estate of the late Happawana  
Jurisdiction. Vithanage Don David de Silva Appuhamy of  
No. T 1,105. Kandy, deceased.

Don Charles Bartholomew Kondarage of Kandy ..... Petitioner.

And

(1) Dona Sarath Engalthina de Silva, (2) Muriel Kondarage,  
both of Kandy, (3) Edmund Cyril de Silva of Panadura, (4)  
Selina Sujatha Wijesinghe of Udahamulla, (5) S. Suwanna  
Wijesinghe of Colombo, (6) Rapanatne de Silva of  
Kandy ..... Respondents.

THIS matter coming on for disposal before J. H. V. S. Jaya-  
wickrama, Esq., District Judge of Kandy, on January 30, 1953,  
in the presence of Mr. P. Mapalaganza, Proctor for the petitioner  
above named; and the affidavit of the said petitioner dated  
January 29, 1953, having been read:

It is ordered that the said petitioner be and he is hereby declared  
entitled, as son-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 April  
1, 1953, show sufficient cause to the satisfaction of this court to  
the contrary.

January 30, 1953.

V. S. JAYAWICKRAMA,  
District Judge.

IN THE DISTRICT COURT OF NUWARA ELIYA,  
HOLDEN AT HATTON*Order Absolute*

Testamentary In the Matter of the Last Will and Testament of  
Jurisdiction. Kathan Veerappen of Kanganypatty village,  
No 274. Erakudi Post, Trichinopoly District, South India,  
deceased.

Maruthamuthu Angamuthu of Norton Bridge ..... Petitioner.

Vs.

(1) V. Periyasamy of Norton Bridge, (2) V. Dharmalingam of  
Kanganypatty village, Erakudi Post, Trichinopoly District,  
South India, (3) A. Angamuthu of Norton Bridge, (4) A.  
Karupiah and (5) A. Kathan, both of Kanganypatty village,  
Erakudi Post, Trichinopoly District, South India ..... Respondents.

THIS action coming on for disposal before O. L. de Kretser, Esq.,  
District Judge of Nuwara Eliya-Hatton, on February 23, 1953,  
in the presence of Mr. S. Sellathurai, Proctor, on the part of the  
petitioner; and the petition and affidavit of the petitioner dated  
February 23, 1953, and the affidavit of the attesting notary and  
the witnesses dated February 23, 1953, having been read:

It is ordered that the last will and testament No. 244 made by  
the deceased, Kathan Veerappen and attested by Mr. S. Sella-  
thurai, Notary Public, Hatton, on May 11, 1947, the original of  
which has been produced and is now deposited in court be and  
the same is hereby declared proved, and it is further ordered  
that the petitioner above named is the executor named in the  
said will and he is hereby declared entitled to have probate thereof  
issued to him accordingly on his taking the usual oath and  
tendering security.

February 23, 1953.

O. L. DE KRETSER,  
District Judge.

## IN THE DISTRICT COURT OF NUWARA ELIYA

*Order Absolute in the First Instance*

Testamentary In the Matter of the Last Will and Testament of  
Jurisdiction. the late Joseph Nicanore Goonetilleka, deceased.  
No 489.

Mercia Bertha Noelyn Goonetilleka of IrvNoelyn, Upper  
Lake Road, Nuwara Eliya ..... Petitioner.

THIS matter coming on for disposal before O. L. de Kretser  
(Jnr.) Esq., District Judge of Nuwara Eliya, on February 26,  
1953, in the presence of Mr. C. M. L. de Silva, Proctor, on the  
part of the petitioner; and the petition and affidavit of the petitioner  
dated February 26, 1953, and the affidavit of the attesting notary  
C. M. L. de Silva, dated February 21, 1953, having been read:

It is ordered that the will of the late Joseph Nicanore Goonetilleka  
bearing No. 1225 dated November 14, 1952, and attested by the  
said C. M. L. de Silva, Notary Public, and the original of which  
has been produced and is now deposited in this court be and the  
same is hereby declared proved.

And it is further ordered and decreed that the said Bertha  
Mercia Noelyn Goonetilleka is the executrix named in the said  
will and that she is hereby declared entitled to have probate of  
the said will granted on her taking the oath of office.

February 26, 1953.

V. PONNUSAMY,  
Additional District Judge.

## IN THE DISTRICT COURT OF BALAPITIYA

*Order Nisi*

No. T 135. In the Matter of the Intestate Estate of  
Testamentary Kanahera Arachchige Don Adrian Appuhamy  
D. C., Balapitiya. of Gonagala, deceased.

Kanahera Arachchige Ranaweera of Gonagala ..... Petitioner.

Vs.

(1) Kottachchi Kankanange Babunhamy, (2) Kanahera Arach-  
chige Punchinona, (3) Kanahera Arachchige Jane Nona, (4)  
Kanahera Arachchige Ariyadasa, (5) Kanahera Arachchige  
Nanawathie, (6) Kanahera Arachchige Karunawathie, (7)  
Kanahera Arachchige Nandawathie, all of Gonagala, (8)  
Kanahera Arachchige Elpinona of Kalkawala in Indu-  
ruwa ..... Respondents.

THIS matter coming on for disposal before S. R. Wijayatilake,  
Esq., District Judge, Balapitiya, on November 25, 1952, in the  
presence of Mr. H. S. de Silva, Proctor, on the part of the petitioner  
above named; and the affidavit and the petition of the petitioner  
dated November 24, 1952, having been read:

It is ordered that the petitioner above named be and he is hereby  
declared entitled, as a son and heir of the deceased above named, to  
have letters of administration to the estate of the said deceased  
issued to him accordingly, unless the respondents above named or  
any other person or persons interested shall, on or before March 4,  
1953, show sufficient cause to the contrary to the satisfaction of  
this court.

It is further ordered that the petitioner is entitled to costs of and  
occasioned by this application.

February 19, 1953.

S. R. WIJAYATILAKE,  
District Judge.

Date for showing cause is extended to March 25, 1953.

March 4, 1953.

S. R. WIJAYATILAKE,  
District Judge.

## IN THE DISTRICT COURT OF BALAPITIYA

*Order Nisi*

T. 136 In the Matter of the Last Will and Testament of Ruwanpura Ernolis Silva of Randoembe in Ambalangoda, deceased.

Siman Hewage Alwis Dharmasena of 16/4, De Fonseka Place, Bambalapitiya ..... Petitioner.

Vs.

(1) Ruwanpura Gairlyn Grace Sriyalatha *nee* Dharmasena of 16/4, De Fonseka Place, Bambalapitiya, (2) Ruwanpura Emaly Hemalatha *nee* Ranasingha of Nalanda in Matale, but presently of 16/4, De Fonseka Place, Bambalapitiya ..... Respondents.

THIS matter coming on for disposal before S. R. Wijayatilaka, Esq., District Judge of Balapitiya, on January 28, 1953, in the presence of Messrs. Kularatne & De Silva, Proctors, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 26, 1952, the attesting notary dated September 26, 1952, attesting witness dated November 7, 1952, and the petition of the above-named petitioner dated December 5, 1952, having been read:

It is ordered that the last will and testament of Ruwanpura Ernolis Silva, deceased, bearing No. 343 dated March 16, 1937, attested by R. G. de Silva, Notary Public of Colombo, now deposited in this court be and the same is hereby declared proved.

And it is further declared that the above-named Siman Hewage Alwis Dharmasena, the petitioner, is the executor of the last will and testament and that he is entitled to have probate of the same issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before March 25, 1953, show sufficient cause to the satisfaction of this court to the contrary.

S. R. WIJAYATILAKA,  
District Judge.

January 28, 1953.

## IN THE DISTRICT COURT OF JAFFNA

*Order Nisi*

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Gabriel Solomon Puvirajasinghe of Russell's Square, Jaffna, deceased.

Michael Jacob Justin Puvirajasinghe of Russell's Square, Jaffna ..... Petitioner.

Vs.

Joseph Leopold Cyril Puvirajasinghe of ditto ..... Respondent.

THIS matter coming on for determination before K. D. de Silva, Esq., District Judge, Jaffna, on November 18, 1952, in the presence

of Mr. J. Patrick, Proctor, on the part of the petitioner; and the affidavit and petition 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 one of the sons and heir of the deceased above named, unless the respondent shall appear before this court on or before January 16, 1953, and show cause to the satisfaction of this court to the contrary.

K. D. DE SILVA,  
District Judge.

November 18, 1952.

Time to show cause is extended for February 23, 1953.

K. D. DE SILVA,  
District Judge.

January 16, 1953.

Time to show cause is extended for March 23, 1953.

SPENCER RAJARATNAM,  
District Judge.

February 23, 1953.

## IN THE DISTRICT COURT OF POINT PEDRO

*Order Nisi*

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. the late Kathiran Kanapathy of Karanavai No. 487, North, deceased.

Kanapathy Seenithamby of Karanavai North ..... Petitioner.

Vs

Wally, widow of Kathiran Kanapathy of ditto ..... Respondent.

THIS matter coming on for disposal before A. W. Nadarajah, Esq., District Judge, Point Pedro, on February 25, 1953, in the presence of Mr. P. Kanapathipillai, Proctor, on the part of the petitioner; and the affidavit of the witnesses to the last will and the affidavit of the petitioner dated February 22, 1953, having been read:

It is ordered that the will of Kathiran Kanapathy, deceased, dated February 16, 1948, and now deposited in this court be and the same is hereby declared proved, unless the respondent or any other person shall, on or before March 26, 1953, 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 last will and that he is entitled to have probate of the same issued to him accordingly, unless the respondents or any other persons shall, on or before March 26, 1953, show sufficient cause to the contrary.

A. W. NADARAJAH,  
District Judge.

February 25, 1953.

## NOTICE

IT is hereby notified for general information that in view of the Easter Holidays, all notices and advertisements for publication in the *Government Gazette* of April 1, 1953, should reach the Government Press before 12 noon on March 30, 1953.

Government Press,  
Colombo, March 18, 1953.

BERNARD DE SILVA,  
Government Printer.