



# 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.)

	PAGE		PAGE
Draft Acts .. .. .	—	Appointments of Fiscals' Marshals .. .. .	—
Passed Acts .. .. .	suppl.,	Notices of Fiscals' Sales .. .. .	135
Supreme Court Notices .. .. .	—	Notices in Testamentary Actions .. .. .	136
Notifications of Criminal Sessions of the Supreme Court .. .. .	—	Miscellaneous .. .. .	—
District and Minor Courts Notices .. .. .	—	Council of Legal Education Notices .. .. .	—
Notices in Insolvency Cases .. .. .	—	List of Notaries .. .. .	—

### Notices of Fiscals' Sales

#### WESTERN PROVINCE

##### IN THE DISTRICT COURT OF COLOMBO

Packere Mohideen Mohamed Saleem Mackie carrying on business as British Commercial Agency at 50/2, Hendrick Building, Bankshall Street, Pettah, Colombo ... .. Plaintiff.  
No 32,313/M .. .. Vs.

Cheyanna Mohideen Pathumal (wife of M. E. Aboobacker) of 344, Deans Road, Colombo, carrying on business as Ghazana Stores at 179, 4th Cross Street, Pettah, Colombo .. .. Defendant

NOTICE is hereby given that on Wednesday, May 11, 1955, commencing at 2 p.m., will be sold by public auction at 179, 4th Cross Street, Colombo, in the following movable property said to belong to the defendant for the recovery of the sum of Rs 468 with legal interest thereon from June 17, 1954, till date of decree (November 2, 1954) and thereafter on the aggregate amount of the decree till payment in full and costs of this action, viz —

One large writing table, 3 glass almirahs, 3 large racks, 2 counter bars, 1 iron safe with the stand (made in Australia), 5 chairs, 1 wall clock, 1 three bladed fan, 2 tables, 1 bench

Fiscal's Office, Colombo, April 4, 1955. E. A. A. DE SILVA, Deputy Fiscal.

##### IN THE DISTRICT COURT OF COLOMBO

A R M Muthappa Chettiar of 287, Sea Street, Colombo Plaintiff.  
No 14,986/S .. .. Vs

(1) H S Perera and (2) W N Jayatissa, both of the Old Town Hall Market, Pettah, Colombo .. .. Defendants

NOTICE is hereby given that on Thursday, May 12, 1955, commencing at 2 p.m., will be sold by public auction at Stalls Nos 1, 18, 19, 20 and 9, at the Old Town Hall Market, Pettah, Colombo, the following movable property said to belong to the first and second defendants for the recovery of the sum of Rs 674 with interest on Rs 539 at 18 per centum per annum from June 29, 1953, to August 8, 1953, and thereafter legal interest on

135—J. N B 43786-1,187 (4/55)

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the aggregate amount of the decree till payment in full and costs of suit (Bill not taxed as yet) Less a sum of Rs 444, viz —

One glass almirah, 42 tins of salmon, 20 tins of sardine, 180 tins of condensed milk, 35 bottles of malted milk, 18 half bottles of malted milk, 6 bottles of ghee oil, 1 lot of oilman goods, 1 lot of cakes of lux soap, 17 tins of Nestomalt, 2 bags of dhal (not full), 1 bag of green peas (not full), 1 bag of rice (kuruhal), 1 bag of Maldive fish (not full), 1 bag of cummin seeds (not full), 1 bag of large cummin seeds (not full), 1 bag of chillies, 1 rack, 40 tins of cheese, 22 tins of jam, 47 tins of salmon, 21 tins of sardine, 1 bag of dhal (not full), 1 bag of green peas, 1 bag of cummin seeds (not full), 1 bag of large cummin seeds (not full), 1 bag of garlic (not full), 1 bag of Maldive fish (not full), 1 bag of saffron (not full), 1 bag of chillies, 1 bag of mustard, 1 bag of sago (not full), 3 bags of rice (not full), 1 lot of cakes of soap of various make, 49 half bottles of malted milk, 35 large bottles of malted milk, 1 lot of oilman goods.

Fiscal's Office, Colombo, April 5, 1955. E. A. A. DE SILVA, Deputy Fiscal.

##### IN THE DISTRICT COURT OF COLOMBO

P Chandananda of 9, Jahena Road, Wellampitiya ... Plaintiff.  
No 15,460/S. .. .. Vs

K S Perera of 219/2, Kolonnawa Road, Wellampitiya .. .. Defendant.

NOTICE is hereby given that on Friday, May 13, 1955, commencing at 2 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 the sum of Rs. 1,500 with legal interest thereon from October 13, 1953, to June 22, 1954, and thereafter on the aggregate amount of the decree till payment in full and costs of suit (Bill not taxed) Less a sum of Rs. 750 recovered from the defendant on February 11, 1955, viz —

The land called Maragahawatte alias Meegahawatte bearing assessment No 33, Nagahamulla Road within the Urban Council limits of Kolonnawa, situated at Wellampitiya in Ambatalenpahala in Ambatale West in the District of Colombo, Western Province, bounded on the north by field belonging to Messrs. Sata & Company, on the east by lot B, on the south by Dewata Road, and on the west by passage and property of K James Perera, containing in extent three roods (AO R3. P0) together with the plantations standing thereon; and registered in B 287/201 at the Land Registry Office, Colombo

Fiscal's Office, Colombo, April 4, 1955. E. A. A. DE SILVA, Deputy Fiscal.

## IN THE DISTRICT COURT OF COLOMBO

Edirisinghage Abraham Perera of Gangodawila ... Plaintiff.  
No. 16,168/S Vs

Don Arthur Alexander Talayratne of Wattagedera Road,  
Boelesgomuwa Defendant

NOTICE is hereby given that on Monday, May 16, 1955, commencing at 2 p.m., will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs 897 with further interest on Rs 600 at 18 per centum per annum from March 19, 1954, to date hereof (May 26, 1954), and thereafter on the aggregate amount at the legal rate till payment in full and costs of suit, viz —

1. All that lot marked M of the land called Makkammaharawatta, situated at Gangodawila in the Palle Pattu of Salpitu Galle in the District of Colombo, Western Province, and bounded on the north by lot L of the same land, on the east, and south by the land of Hindurungalage Peiris Appu and others, and on the west by the lands belonging to Ceylon Government Railway, containing in extent nine and sixty two upon one hundredths perches (AO RO P9, 62/100)

2. All these lots marked 3a, 3b and 3c now amalgamated into one land and marked lot No. M called Higgahawatta and Godaporangahawatta, situated at Gangodawila aforesaid, and bounded on the north by cart road, east by high road, south by a portion of this land belonging to Kekulawalage Don Amaras, and west by lot L; containing in extent one rood and twenty-nine decimal seven five perches (AO R1. P29 75) as per plan No 817 dated July 14, 1939, made by M G. de Silva, Licensed Surveyor

Fiscal's Office,  
Colombo, April 5, 1955

E A A DE SILVA,  
Deputy Fiscal

## IN THE DISTRICT COURT OF COLOMBO

M Palantappa Chettiar of 271, Sea Street, Colombo . Plaintiff  
No 11,745/S Vs

(1) D W. S Fernando of 224, Wasala Road, Kotahena,  
Colombo and (2) K. A. M. Shariff of Kotahena Street,  
Colombo Defendants

NOTICE is hereby given that on Tuesday, May 17, 1955, commencing at 2 p.m., will be sold by public auction at the respective premises the right, title, and interest of the said first defendant in the following property for the recovery of the sum of Rs 1,408 25 with interest on Rs 1,250 at 18 per centum per annum from July 24, 1950, to October 9, 1950, and thereafter legal interest on the aggregate amount of the decree till payment in full and costs of suit, bill of costs taxed at Rs 133 72 being incurred costs and Rs 75 96 being prospective costs. Less a sum of Rs 1,190, viz —

1. All that defined half share of premises lot marked "B" bearing assessment No 60A and presently 224, on plan No 196 made by C. M. Vanderstraten, on October 7, 1913, together with the buildings and plantations standing thereon, situated at Wasala Road, Kotahena within the Municipality and District of Colombo, Western Province; and bounded on the north by lot "A" marked on Mr. Vanderstraten's plan No 196 belonging to B Aso Fernando and others, east by lot "B" marked on the said plan No. 196 belonging to Maria Fernando and others bearing assessment No 9, south by the remaining half share of the same lot belonging to G. B. Fernando bearing assessment No 60A, and on the west by Wasala Road; containing in extent twenty and decimal sixty one of a perch (AO RO P20 61) as per plan thereof bearing No 95 dated February 6, 1922, and made by Mr. P. B. Weerasinghe, Special Licensed Surveyor

2. All that allotment of land marked letter "F" bearing assessment No 57, and presently 190/3, together with the buildings and plantations standing thereon, situated at Wasala Road in Kotahena Ward within the Municipality and District of Colombo aforesaid, and bounded on the north by lot marked letter "X" being a common reservation for a road, on the east by lot marked letter "G" gifted to Galkissage Catherine, on the south by the property known as Wasala Walaawa bearing assessment No 1995/56, and on the west by lot marked letter "E" gifted to Galkissage Richard Peter Fernando, containing in extent two decimal seventy one perches (AO RO P2 71) as per plan No 346 dated October 25, 1913, and made by H. W. Smith, Licensed Surveyor

Fiscal's Office,  
Colombo, April 4, 1955

E A A DE SILVA,  
Deputy Fiscal

## SOUTHERN PROVINCE

## IN THE DISTRICT COURT OF GALLE

Messrs General Financiers Ltd 27, Main Street,  
Galle Plaintiff  
No S 1,391 Vs.

Arthu Suriaarachchi of Kanattegoda Estate, Baddegama Defendant

NOTICE is hereby given that on Friday, May 20, 1955, at 10 o'clock in the forenoon, will be sold by public auction at the

spot the right, title, and interest of the said defendant in the following property for the recovery of Rs 498 57 with legal interest thereon at 5 per centum per annum from November 11, 1954, till payment in full and Rs 48 92 being costs, viz —

All those the defined and contiguous lots marked Nos 9, 10 and 13 of the land called Wilegodawatta (together with the entirety of all the buildings, plantations and everything else in or within the said lots) situated at Hammeliya in Ganga-boda Pattu of Galle District, southern Province, and which said lots are together bounded as per plan of Partition No 3814a made by Mr V Leo Dias Abeygoonewardene of Galle, Licensed Surveyor, and filed of record in partition action No 38007 of the District Court of Galle, on the north by lot No 6 of the same land, east by high road from Baddegama to Unanwitiya, south by lot B excluded, and west by lot No 6 excluded and Hammeliya Tea Estate claimed on T P 143282 and lot 7 excluded and together containing in extent two acres one rood and thirty-five decimal four nought perches (2A 1R 35 40P.)

Fiscal's Office,  
Galle, April 2, 1955

N G. DE SILVA,  
Deputy Fiscal

## Notices in Testamentary Actions

## IN THE DISTRICT COURT OF COLOMBO

## Order Absolute in the First Instance

No 16,445/T In the Matter of the Last Will and Testament of Cecily Winifred Gonsal of 26, St Lucia's Street, Kotahena in Colombo, deceased

Herbert Emmanuel Gonsal of 69, Kanatta Road, Colombo Petitioner

THIS matter coming on for disposal before V. Siva Supramaniam, Esq., Additional District Judge of Colombo, on March 11, 1955, in the presence of Mr D F de Silva, Proctor, on the part of the petitioner, and the affidavit of the petitioner dated February 26, 1955, and the affidavit of the notary and the two subscribing witnesses dated March 8, 1955, having been read

IT is ordered that the last will and testament No 1528 made by the deceased above named and attested by D F de Silva of Colombo, Notary Public, on May 13, 1950, 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 declared entitled to have probate thereof issued to him accordingly

March 11, 1955

V SIVA SUPRAMANIAM,  
Additional District Judge

## 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. 16,461 John Selby Burrell Wallace, 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 confirmation of the last will and testament or trust disposition and settlement of John Selby Burrell Wallace, sometime care of the Imperial Bank of India, Old Broad Street, London, afterwards at Glenloch House, Castle Douglas and latterly at Silverdale, Kirkcudbright, Scotland, deceased, by the Commissariat of Kirkcudbright, Scotland, on March 29, 1954

3/11/55  
20/3/55

F J & G DE SARAN,  
Proctors for Stephen Joseph William Chase of the Imperial Bank of India, Colombo, the attorney of Georgina Winifred Wallace, widow, the sole executrix of the said will

Colombo, April 22, 1955

## IN THE DISTRICT COURT OF KALUTARA

## Order nisi

Testamentary In the Matter of the Intestate Estate of the late Gamage Peter Silva alias Gamage Peter No 3,521. Carolis Silva, deceased of Kalutara South

Ratnayakage Elizabeth Silva of Kalutara South Petitioner Vs

(1) G Emmanuel Silva of Negombo, (2) G Mary Josephine Silva of Taldemva (3) G Austin Silva of ditto, (4) G Doreen Silva of Mukalana Estate, Matugama, (5) G Augusta Silva, nurse, Government Hospital, Galle, (6) G Regina Victoria Silva of Kalutara South, (7) G Marimus Anthony Silva of Diyatalawa, minor by his guardian ad litem Ist respondent Respondents.

THIS matter coming on for disposal before T Quentin Fernando, Esq., District Judge of Kalutara, on March 4, 1955, in the

presence of Messrs Goonetilleke & Goonetilleke, Proctors, on the part of the petitioner, and the affidavit of the above-named petitioner dated March 4, 1955, having been read

It is ordered that the petitioner be declared entitled, as the widow of the deceased to letters of administration issued to her, unless the respondents or other person or persons interested in the said estate shall, on or before May 20, 1955, show sufficient cause to the satisfaction of this court to the contrary

It is further declared that the said 1st respondent be appointed guardian *ad litem* over the 7th respondent and that the said petitioner is entitled to have letters of administration issued to her accordingly, unless the respondents or others interested in the estate shall, on or before May 20, 1955, show sufficient cause to the satisfaction of this court to the contrary.

March 4, 1955  
T. QUENTIN FERNANDO,  
District Judge

### IN THE DISTRICT COURT OF KALUTARA

#### Order Nisi

Testamentary In the Matter of the Intestate Estate of Egoda-  
Jurisdiction hettiaratchige Don Rompy of Lathpandura,  
No 3,513 deceased

And

Withanage Dona Maggie Nona of Owitigala, Matu-  
gama . . . . . Petitioner

(1) Egodahettiaratchige Gunaratne, (2) Egodahettiaratchige  
Saliya Sumanawathie, (3) Egodahettiaratchige Cecil Pre-  
machandria, (4) Egodahettiaratchige Vinita Padmani,  
(5) Egodahettiaratchige Sunil Santha, all of Owitigala,  
Matugama, minors by their guardian *ad litem* (6)  
M S Ranatunga of Lahan Avenue, Mount  
Lavinia . . . . . Respondents

In the Matter of the Estate of the late Egodahettiaratchige  
Don Rompy, deceased of Lathpandura

THIS matter coming on for disposal before T Quentin  
Fernando, Esq, District Judge of Kalutara, on December 7,  
1954, in the presence of Messrs De Abrew & de Silva,  
Proctors, on the part of the petitioner, and the affidavit of the  
above-named petitioner dated November 30, 1954, having been  
read

It is ordered that the petitioner Withanage Dona Maggie  
Nona, as widow of the said deceased be appointed the Adminis-  
tratrix, and that letters of administration be issued to her, unless  
the respondents or any party interested shall, on or before  
February 25, 1955, show sufficient cause to the satisfaction  
of this court to the contrary

It is further declared that the said M S Ranatunga, 8th  
respondent, be appointed guardian *ad litem* over the 1 to 5th  
respondents, unless the respondents or any party interested  
shall, on or before February 25, 1955, show sufficient cause to  
the satisfaction of this court to the contrary

December 7, 1954  
T. QUENTIN FERNANDO,  
District Judge

To show cause against this Order Nisi is extended for  
April 22, 1955

February 25, 1955  
T. QUENTIN FERNANDO,  
District Judge

### IN THE DISTRICT COURT OF KANDY HOLDEN AT MATALE

#### Order Absolute in the First Instance

Testamentary In the Matter of the Last Will and Testa-  
No 91 ment of Udhagedera Habibu Mohamed  
Lebbe's son, Mohamed Cassim Hadjar of 182,  
Trincomalee Street, Matale, deceased

(1) Omerulebbehadjar's daughter, Daneena Umma, (2)  
Mohamed Cassim Hadjar's son, Mohamed Haniffa, both  
of 182, Trincomalee Street, Matale . . . . . Petitioners

Vs

Mohamed Cassim Hadjar's children, (1) Jezeema Umma,  
(2) Mohamed Laffir, (3) Mohamed Fazeel, (4) Noorul  
Naheema, (5) Ummu Saheela, (6) Sithy Maruliyas, (7)  
Mohamed Ansari, (8) Mohamed Muhajireen (minors), (9)  
Shahul Hamid Abdul Wadood, guardian *ad litem*, (10)  
Habeebu Mohamedlebbe's son, Mohamed Sheriff Hadjar,  
all of Trincomalee Street, Matale, (11) O M Junaideen of  
Galhinna in Kandy District, (12) H L Hussain of Gal-  
hinna in Kandy District, (13) Hebeebu Mohamedlebbe's  
daughter, Fatumuttu of Galhinna in the District of  
Kandy, (14) Mohamed Mohideen Shaul Hamid of Trinco-  
malee Street, Matale, (15) A O M Salih Hadjar of Gal-  
hinna in the District of Kandy, (16) S M Sheriff Hadjar  
of Galhinna in Kandy District, (17) M. C M Haniffa  
(2nd executor) of Matale, the 15th to 17th respondents  
are the Trustees of Madurassathul Fattah of Galhinna,  
(18) Hadji, A H M Ismail of Colombo, the Trustee  
of Zahira College, Matale, (19) M I Mohamed Hadjar,  
(20) A Mohamed Hafeel Hadjar, both of Weligama. the

19th and 20th respondents are the Trustees of Galbokke  
Mosque, Weligama, (21) T Nagoor Adume of Manam-  
boda, the Manager of Arabic School of Manamboda, (22)  
E Omerulebbehadjar of Galhinna in the District of  
Kandy . . . . . Respondents.

THIS matter coming on for disposal before T C P Fernando,  
Esq, District Judge, Matale, on February 18, 1955, in the  
presence of Mr A O M. Hussain, Proctor, on the part of  
the petitioners above named; and the affidavit of the peti-  
tioners above named dated January 21, 1955, and the affidavit  
of the notary and the subscribing witnesses dated January 21,  
1955, and January 20, 1955, respectively having been read

It is ordered that the last will and testament of the deceased  
above named, bearing No 7,286 of October 23, 1953, attested  
by A O M Hussain, Notary Public, the original of which has  
been produced and now deposited in this court be and the  
same is hereby declared proved, and that the petitioners above  
named are the executors named therein and they are hereby  
declared entitled, to probate thereof issued to them accordingly

It is further ordered that the 9th respondents above named  
is hereby appointed guardian *ad litem* over the minors, 2nd to  
8th above named, unless the respondents above named or any  
other person or persons interested shall, on or before April 21,  
1955, show sufficient cause to this court to the contrary

T. C P FERNANDO,  
District Judge.

### IN THE DISTRICT COURT OF JAFFNA

#### Order Nisi

Testamentary In the Matter of the Intestate Estate of the late  
Jurisdiction Sinnathamby Arulampalam of Mallakam,  
No 15 deceased

Vallupillai, widow of Sinnathamby Arulampalam of Malla-  
kam . . . . . Petitioner

Vs.

(1) S Arulampalam Kailnathan and (2) Puvaneswary,  
daughter of S Arulampalam, both of Mallakam . . Respondents

THIS matter coming on for disposal before P Sri Skanda Rajah,  
Esq, District Judge, Jaffna, on March 8, 1955, in the presence  
of Mr R N. Sivaprasakam, Proctor for petitioner, and the  
affidavit and petition of the petitioner having been read:

It is ordered that the said petitioner be declared entitled to  
have letters of administration to the estate of the said intestate  
as his lawful widow and that letters of administration be issued  
to her accordingly, unless the respondents or others interested  
shall, on or before April 25, 1955, show sufficient cause to the  
satisfaction of this court to the contrary

March 8, 1955  
SRI SKANDA RAJAH,  
District Judge

### IN THE DISTRICT COURT OF KURUNEGALA

#### Order Nisi declaring Will Proved, &c

Testamentary In the Matter of the Estate of the late Kumara-  
Jurisdiction peli Aratchige Don Setan Appuhamy of Weera-  
No 5,163 kodiya, deceased

Wiyasinghe Hetti-atchi Mudiyansele Anehamy of Weera-  
kodiya, aforesaid . . . . . Petitioner.

Vs

(1) Kumarapeli Aratchige Dharmawathie Hemalatha, (2)  
ditto Nandawathie Kusumalata, (3) ditto Sarath Chandra-  
sena, (4) ditto Beta Swarnapali, (5) Wiyasinghe Hetti-  
atchi Mudiyansele Ratnayake, all of Weerakodi-  
yana . . . . . Respondents

THIS matter coming on for disposal before P R Gunasekera,  
Esq, Additional District Judge, Kurunegala, on January 12,  
1955, in the presence of Mr. B. J B. Madawela, Proctor, on  
the part of the petitioner; and the affidavit of the above-named  
petitioner dated December 31, 1954, having been read

It is ordered that the petitioner be and she is hereby declared  
entitled as the widow of the deceased, to have letters of adminis-  
tration issued to her, unless the respondents or others interested  
shall, on or before March 17, 1955, show sufficient cause to the  
satisfaction of this court to the contrary

It is further declared that the 5th respondent be appointed  
guardian *ad litem* over the 1st to 4th minor respondents for the  
purpose of these proceedings, unless the respondents or others  
interested shall, on or before March 17, 1955, show sufficient  
cause to the satisfaction of this court to the contrary.

January 12, 1955  
P R GUNASEKERA,  
Additional District Judge

Extended and re-issued for May 12, 1955

P R GUNASEKERA,  
D J

## IN THE DISTRICT COURT OF ANURADHAPURA

*Order Nisi*

Testamentary In the Matter of the Intestate Estate of Gane-  
Jurisdiction goda Snmanatissa Thero of Denagama Viharaya,  
No. 585/T Iddamaligoda in Ratnapura District, deceased

Parusselle Sri Vimalatissa, Sabaragamuwa Palata Adikarana  
Nayaka Thero of Madarasinharamaya, Eheliyagoda in  
Colombo District . . . . . Petitioner

THIS matter coming on for disposal before G. E. Amarasinghe,  
Esq., District Judge, Anuradhapura, on January 20, 1955, in  
the presence of Mr F. P. Senaratne, Proctor, on the part of  
the petitioner above named, and his affidavit dated January 17,  
1955, having been read:

It is ordered that the petitioner above named be and he is  
hereby appointed administrator of the estate of the above-named

deceased, unless any person or persons interested in the said  
estate show sufficient cause be shown to the contrary to the  
satisfaction of this court on or before January 24, 1955

January 20, 1955

G. E. AMARASINGHE,  
District Judge.

Time for showing cause is extended till March 31, 1955

January 24, 1955

G. E. AMARASINGHE,  
District Judge.

Time for showing cause is extended till April 28, 1955

March 31, 1955

G. E. AMARASINGHE,  
District Judge.