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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

Bank of Ceylon, Colombo Plaintiff
No 3,773/M B Vs

(1) Douglas Thurai Robert, carrying on business under the name and style of Robert & Co., at 87, Sea Street, Colombo, and (2) Mrs Elizabeth Amphi Robert also of 87, Sea Street, Colombo Defendants

NOTICE is hereby given that on Tuesday, January 22, 1957, at 2 p.m., will be sold by public auction at Messrs C F T Engineering Co., Ltd., 467, Union Place, Colombo, the following movable property mortgaged with the plaintiff by mortgage bond No 3594 dated March 26, 1953, and declared specially bound and executable under the decree in the above case and ordered to be sold by the order of the above court dated September 7, 1954, for the recovery of the sum of Rs. 10,057.15 together with interest on Rs. 10,000 at 6 per centum per annum from November 3, 1953, to date of decree and thereafter on the aggregate amount of the decree at the legal rate of 5 per centum per annum till payment in full and costs of suit, less Rs. 1,400, viz —

Hilman motor car bearing registration No EY 6163, Chassis No A1115794 and Engine No A1115794

Fiscal's Office, BENNETT C. FERNANDO,
Colombo, December 22, 1956 Deputy Fiscal

IN THE DISTRICT COURT OF COLOMBO

Colombage Don Elaris of Habarakada in the Palle Pattu of Hewagam Korale Plaintiff
No 6,753/P Vs

(3) Colombage William of Habarakada Defendant

NOTICE is hereby given that on Wednesday, January 23, 1957, at 2 p.m., will be sold by public auction at the premises the right, title, and interest of the said 3rd defendant in the following property for the recovery of the sum of Rs. 2,150.02 to

511 — J N B 61909 — 1,253 (12/56)

D 1

wit Rs 59 61 being pro-rata costs and Rs 2,090 41 being compensation, viz —

All that defined lot marked No 3 in plan No 474A dated June 13, 1954, made by V. A. L. Senarathne, Licensed Surveyor, of the land called Millagahawatta, situated at Habarakada in the Palle Pattu of Hewagam Korale in the District of Colombo, Western Province, and which said lot marked No 3 is bounded on the north by lot 2, on the east by footpath, on the south by lot 4, and on the west by road, containing in extent 80 54 perches (AO R0 P30 54) together with the trees, plantations and everything thereon registered in G 247/98.

Fiscal's Office, BENNETT C. FERNANDO,
Colombo, December 22, 1956 Deputy Fiscal

CENTRAL PROVINCE

IN THE DISTRICT COURT OF MATALE

Rev. Lenadora Attadassi Viharadhipathy of Manngomuwa in Matale Plaintiff
No P 279 Vs

(1) Pihillandegedera Ukku Banda, (2) ditto Heen Banda, (3) ditto Bisso Menika, (4) ditto Pinchi Amma, all of Galahitiyagama Defendants

NOTICE is hereby given that on Wednesday, January 23, 1957, at 2 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendants in the following property for the recovery of the sum of Rs. 713.33 from the 1st defendant, Rs. 71.11 from the 2nd defendant, Rs. 237.77 from the 3rd defendant and Rs. 171.11 from the 4th defendant, viz —

1 All that allotment of land bearing lot No B, from and out of all that land called and known as Kuruwekotuwe alias Udaradakotuwe, situated at Galahitiyagama in Udugoda Udasaya Pattu of Matale North in the District of Matale, Central Province; and which said lot B containing in extent 0A 1R 29 33P and depicted in plan No 506A dated June 17, 1955, and made by Mr K. Kumarasamy, Licensed Surveyor, Matale, and bounded as per said plan on the north by lot D of the said plan, east by Pansalekumbura, west by Appuhamy's and Pahalawatteggedera Kiru Hamy's land, and on the south by path together with buildings, P, Q, R, S, T — 1st defendant's

2 All that field called Pahala-wela Thumpelekumbura Wee Pallaha, containing in extent five labas, situated at Galahitiyagama aforesaid, and bounded on the east by the Imaniyara of the field belonging to Panchirala and others, south by the rubber estate (Kent Estate), west by the Imaniyara of field belonging to Kalu Banda and others, north by the Elaweilla—1st defendant's

3 All that allotment of land bearing lot C from and out of the land called and known as Udaradakotuwe *alias* Kuruwee kotuwe, situated at Galahitiyagama in Matale aforesaid, and which said lot C containing in extent 0A OR 23 11P and depicted in the said plan No 506A and bounded on the north by lot E, of the said plan, on the east by Pansalekumbura, on the west by Pandithayagehena and on the south by lot D of the said plan—2nd defendant's

4 All that allotment of land bearing lot D from and out of all that field called Kuruwee kotuwe *alias* Udaradakotuwe, situated at Galahitiyagama aforesaid, and which said lot D containing in extent as per aforesaid plan 0A OR 23 11P and bounded on the north by lot C of the said plan, on the east by Pansalekumbura, on the west by Pandithayagehena, Aluthgedera Appuhamy's land, and on the south by lot B of the said plan, together with buildings U, V, W, X, Y and Z—3rd defendant's

5 All that allotment of land bearing lot E from and out of all that land called and known as Kuruwee kotuwe *alias* Udaradakotuwe, situated at Galahitiyagama aforesaid, and which said lot E is bounded on the north by lot A of the said plan east by Pansalekumbura, on the south by lot C of the said plan, and on the west by Udagederahena containing in extent 0A OR 23 11P and depicted in the aforesaid plan No 506A, together with the latrine—4th defendant's

Fiscal's Office, Matale, December 20, 1956 E. H. SENEVIRATNE, Additional Deputy Fiscal

SOUTHERN PROVINCE

IN THE DISTRICT COURT OF MATARA

Attampaya Co operative Stores Society, Limited of Kottegoda
No M 317 Vs Don David Abeysinghe of Kottegoda
Creditor Petitioner Debtor Respondent

NOTICE is hereby given that on Tuesday, January 22, 1957, commencing at 3 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said debtor respondent in the following property for the recovery of a sum of Rs 1,224 32 viz —

1 All that undivided 1/6th part or share of the soil and trees together with an undivided 3/4 share of the building standing thereon of the land called Kekirihena, situated at Belideniya in Wellaboda Pattu of Matara District, Southern Province, and bounded on the north by a portion of the same land, east by Ambalangodagewatta, south by Janagedana, and west by Wadugehena, and containing in extent about half an acre

2 All that undivided 1/72 part or share of the land called Paluwatta, situated at Belideniya aforesaid, and bounded on the north by Kalugalahena *alias* Godellehenena, east by Appuhamge hena, south by Mataragewatta and Dickwellagewatta, and west by Henegehena, and containing in extent about 2 acres

3 All that undivided 1/72 part or share of the soil and trees of the land called Henegehena, situated at Belideniya aforesaid, and bounded on the north by Narangashena, east by Paluwatta, south by Kekirihena, and west by Achangehena, and containing in extent about 6 acres

Deputy Fiscal's Office, Matale, December 19, 1956 E. H. SENEVIRATNE, Additional Deputy Fiscal

IN THE DISTRICT COURT OF MATARA

Rubasin Gamatchige Don Davith Appuhamy of Padiluk maduwa Vs Felendo Hewage Janerisappu Bandara of Polwatta
No MB 56 Vs Plaintiff Defendant

NOTICE is hereby given that on the following days and hours specified below, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following mortgaged property for the recovery of a sum of Rs 1,960 83 less a sum of Rs 150 with further interest on the principal sum of Rs 1,000 at the rate of 15 per cent per annum from June 1, 1953, till September 3, 1954, and thereafter on the aggregate amount at the rate of 5 per cent per annum till payment in full and costs Rs 219 14, viz —

On Wednesday, January 23, 1957 commencing at 3 p m

1 All those undivided 3/8th shares of the soil and of the fruit trees of the land called Parakkanawatta situated at Polwatta in

Weligam Korale of Matara District, Southern Province, and bounded on the north by Miligahakoratuwa, east by Athhandiyawatta, south by Hompalawatta, and on the west by Poknaudakoratuwa, and contains in extent about 3 acres

2 All that undivided 1/4 share of the land called Sik ammalayewatta, situated at Polwatta aforesaid, and bounded on the north by Polwattu Ganga, east by Layaththarawatta, south by Jambughawatta, and on the west by Haputantinge Pelawatta, and containing in extent about 1 acre

3 All that undivided 1/4 share of the soil and of the fruit trees of the land called Diwet Haputantinge Pelawatta, situated at Polwatta aforesaid and bounded on the north by Polwattu Ganga, east by Sik ammalayewatta, south by Korakuwa, and on the west by Ranatungewatta, and containing in extent 1 acre 2 roods 0 perches

4 All those undivided 5/16th shares of the soil and of the fruit trees together with the planter's 3/4 share of the 2nd plantation thereon of the land called Poknauudakoratuwa, situated at Polwatta aforesaid, and bounded on the north by Lokuge Gedarawatta, east by Parakkanawatta, south by Hompalawatta, and on the west by Pittaniya, and containing in extent about 1/2 an acre

On Thursday January 24, 1957, commencing at 3 p m

5 All that undivided 1/4 share of the soil and of the paravem fruit trees of the land called Gammuda Mulawatta together with the stone built 7 cubits thatched boutique standing thereon, situated at Polwatta aforesaid, and bounded on the north by Mukkanawatta and Diyagalanawatta, east by Diganewatta, south by Gansabawa Road, and on the west by Diyagalanawatta, and containing in extent about 1 acre

6 All that the soil and fruit trees of the defined lot C of the land called Diganewatta, situated at Polwatta aforesaid, and which said lot C is bounded on the north by Yaddessagewatta, east by lot A of the same land, south by road and lot E of the same land, and on the west by Diganewatta, and contains in extent 24 93 perches

7. All that undivided 1/4 share of the soil and of the fruit trees together with the planter's 1/4 share of the 2nd plantation thereon of the land called Mukkanawatta, situated at Polwatta aforesaid, and bounded on the north by Pelawatta, east by Balagewatta, south by Gammadu Mulawatta, and on the west by Ganitagewatta, and containing in extent about 2 acres

8 All that the soil and fruit trees of the defined lot B of the land called Milligaha Koratuwa *alias* Milligaha Koratuwa, situated at Polwatta aforesaid, and which said lot B is bounded on the north by lot A of the same land, east by Polayagewatta, south by Parakkanawatta, and on the west by Poknauudakoratuwa and Lokugedarawatta and contains in extent 36 perches

Deputy Fiscal's Office, Matale, December 19, 1956 E. H. SENEVIRATNE, Additional Deputy Fiscal

Notices in Testamentary Actions

IN THE DISTRICT COURT OF COLOMBO

Order Nisi

No. 17,397 In the Matter of the Intestate Estate of late Parana Vidanilage James Nelson Boteju of 39, School Avenue, Kalubowila West in the Palle Pattu of Salpiti Korale, deceased

Poddilage Harriet Miriam Boteju nee Silva of 39, School Avenue, Kalubowila West aforesaid Petitioner

And

(1) Parana Vidanilage Nelson Godfred Boteju of Gona-wala, Kelaniya, (2) Parana Vidanilage Charles Geoffrey Boteju, (3) Parana Vidanilage Daniel Edward Boteju, (4) Parana Vidanilage Rienze David Boteju, (5) Parana Vidanilage Walter Douglas Boteju, all of 39, School Avenue, Kalubowila West aforesaid Respondents

THIS matter coming on for disposal before V. Siva Supramaniam, Esq., Additional District Judge of Colombo, on November 21, 1956, in the presence of Mr S. Wickremasinghe, Proctor on the part of the petitioner, and the affidavit of the petitioner dated November 19, 1956, having been read—

It is ordered 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 issued to her accordingly, unless the respondents above named or any other person or persons interested shall, on or before February 21, 1957, show sufficient cause to the satisfaction of this court to the contrary

November 21, 1956 V. SIVA SUPRAMANIAM, Additional District Judge

IN THE DISTRICT COURT OF COLOMBO

Order Nisi

Testamentary In the Matter of the Intestate Estate and Effects
No 17,404 of Randolph Jewell Francis Mendis of 50/2,
Pamankade Lane, Wellawatta, Colombo,
deceased

Ranee Jayawathie Mendis of 50/2, Pamankade Lane,
Wellawatta, Colombo Petitioner

And

Janette Christians Florence Mendis *nee* Salgado of 50/2,
Pamankade Lane, Wellawatta, Colombo Respondent

THIS matter coming on for disposal before V Siva Supramaniam, Esq., Additional District Judge of Colombo, on November 26, 1956, in the presence of Messrs Moonasingh & Jayamaha, Proctors, on the part of the petitioner, and the affidavit of the petitioner dated November 18, 1956, 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 to the estate of the deceased issued to her accordingly, unless the respondent above named or any other person or persons interested shall, on or before February 28, 1957, show sufficient cause to the satisfaction of this court to the contrary.

November 26, 1956

V SIVA SUPRAMANIAM,
Additional District Judge

IN THE DISTRICT COURT OF COLOMBO

Notice of Application

Testamentary In the Matter of the British Courts Probates
Case (Re-sealing) Ordinance (Chapter 84)—Vernon
No 17,424 Clifford Axworthy, 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 probate of the will in respect of the estate of Vernon Clifford Axworthy of the Courtlands Hotel, Boscombe, in the County Borough of Bournemouth, England, and care of the National Bank of India, Limited, of 26, Bishopsgate in the City of London, England, formerly of White Croft, Burley, Hampshire, England, deceased, granted by the Principal Probate Registry of the High Court of Justice in England on July 25, 1956

F J & G DE SARAM,

Proctors for Stuart Robert Frank Gartshore of the National Bank of India, Limited, Colombo, the attorney of the National Bank of India, Ltd, London, and Mary Edith Axworthy, the executors

Colombo, December 28, 1956

IN THE DISTRICT COURT OF GAMPAHA

Order Nisi

No 328/Ty In the Matter of the Intestate Estate of Maduraperuma Aratchige Sangho Alwis of Kalukondayawa deceased

Rankiri Pathirage Ensanona of Kalukondayawa in Ganga-boda Pattu of Siyane Korale Petitioner

Vs

(1) Madurapperuma Aratchige Ketchu Nonna Alwis of Kalukondayawa, (2) Madurapperuma Aratchige Abraham Alwis, (3) ditto William Alwis, both of Kalukondayawa, (4) ditto Subathela Alwis of Gonahana Respondents

THIS matter coming on for disposal before C E Jayawardane, Esq. District Judge of Gampaha, on January 18, 1956, in the presence of Mr D G Wiratunga, Proctor, on the part of the petitioner, and the petition and affidavit of the petitioner dated October 13 1955 having been read

It is hereby ordered that the petitioner above named be and she is hereby declared entitled 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 show sufficient cause to the satisfaction of this court to the contrary on or before January 18, 1957

November 20, 1956

C. E. JAYAWARDANE
District Judge

IN THE DISTRICT COURT OF JAFFNA

Order Nisi

Testamentary In the Matter of the Intestate Estate of Wilnot
Jurisdiction Kanagasunderam Mather of Manipay, deceased
No 255

Maheswary, widow of W K Mather of Manipay Petitioner
Vs

(1) Joseph Carthugesu Mather (2) Wilmah Rohini Sumtra devy Mather, (3) Wilbert Ranjit Mahendran Mather, (4) Sam Raj Kulendran Mather, (5) Josephine Priya Lakshmi Mather, all of Manipay, all being minors appearing by their guardian *ad litem* the 6th respondent, and (6) Edwin Ariyaratnam Mather of 106/4, Dutugemunu Street, Dehiwela Respondents

THIS matter coming on for disposal before P Sri Skanda Rajah, Esq., District Judge of Jaffna, on December 3, 1956, in the presence of Mr S Thirunavukkarasu, Proctor, on the part of the petitioner, and the affidavit and petition of the petitioner dated December 3, 1956, having been read

It is ordered that the 6th respondent above named be and he is hereby appointed guardian *ad litem* over the 1st, 2nd, 3rd, 4th and 5th respondents, minors, and that the petitioner above named be and she is hereby declared entitled to have letters of administration over the estate of the above named deceased issued to her, as widow of the deceased, and that letters of administration be issued to her accordingly, unless the respondents above named or any other person or persons interested shall appear before this court on or before January 25, 1957, and show sufficient cause to the satisfaction of this court to the contrary

December 3, 1956

P SRI SKANDA RAJAH,
District Judge

Miscellaneous

IN THE DISTRICT COURT OF COLOMBO

No 707 Special In the Matter of Wellawatte Spinning and Weaving Mills, Limited of Colombo

And

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

NOTICE is hereby given that the Order of the District Court of Colombo, dated November 26, 1956, confirming the reduction of the capital of the above named company from Rs 10,000,000 to Rs 7,500,000 and the Minute approved by the court shewing with respect to the capital of the company as altered the several particulars required by the Ordinance was registered by the Registrar of Companies on December 11, 1956

The said Minute is in the words and figures following —

The capital of the Wellawatte Spinning and Weaving Mills Limited is henceforth Rs 7,500,000 divided into 7,500 shares of Rs 1,000 each. At the time of the registration of this Minute 4,500 shares of Rs 1,000 each have been issued and are fully paid.

JULIUS & CREASY,
Proctors for Wellawatte Spinning and Weaving Mills, Limited

December 13, 1956

NOTICE

IT is hereby notified for general information that in view of the Public Holiday on Tuesday January 1, 1957, all notices and advertisements for publication in the *Ceylon Government Gazette* of January 4, 1957, should reach the Government Press not later than 4 p.m. on Monday, December 31, 1956

Government Press,
Colombo, December 21, 1956

BERNARD de SILVA,
Government Printer