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THE CEYLON GOVERNMENT GAZETTE

අංක 11,310 — 1958 මැයි 9 වැනි සිකුරාදා — 9.5.1958

No. 11,310 — FRIDAY, MAY 9, 1958

(Published by Authority)

PART II — LEGAL

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

	PAGE		PAGE
Acts	Suppl.	Appointments of Fiscals' Marshals	—
Supreme Court Notices	—	Notices of Fiscals' Sales	187
Notifications of Criminal Sessions of the Supreme Court	187	Notices in Testamentary Actions	188
District and Minor Courts Notices	—	Council of Legal Education Notices	—
Notices in Insolvency Cases	187	List of Notaries	—
		Miscellaneous	—

PART V published with this Issue contains list of Applications for Public Carriers' Permits for use of lorries for Fee or Reward, &c.

Notifications of Criminal Sessions of the Supreme Court

COURTS ORDINANCE

WHEREAS it is provided by section 26 of the Courts Ordinance (Chapter 6), that a Criminal Sessions of the Supreme Court for the Eastern Circuit shall be holden by one of the Judges thereof or by a Commissioner of Assize at Batticaloa and such other place or places in such circuit as the Chief Justice, after previous consultation with the Judges, shall appoint, such Sessions commencing at Batticaloa in the months of February and July in every year;

AND WHEREAS it is further provided that it shall be competent for the Chief Justice for sufficient reasons to him appearing to alter the dates above mentioned, after previous consultation with the Judges, and to fix any other dates for the commencement of the above Sessions;

AND WHEREAS an order made by me in consultation with the Judges was published in *Gazette* No. 11,263 of February 21, 1958, fixing Monday, 5th May, 1958, as the date of commencement of the Sessions for the 1st Eastern Circuit, 1958;

AND WHEREAS it has become necessary to alter the date for the commencement of the said Sessions:

I, HEMA HENRY BASNAYAKE, Chief Justice, for sufficient reasons to me appearing, do hereby after previous consultation with the Judges, revoke the order published in *Gazette* No. 11,263 of February 21, 1958, and fix Monday, 19th May, 1958, as the date for the commencement of the Sessions for the 1st Eastern Circuit, 1958.

HEMA H. BASNAYAKE,
Chief Justice.

Colombo, April 28, 1958.

187—J. N. B 8525—1,286 (4/58)

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Notices in Insolvency Cases

IN THE DISTRICT COURT OF PANADURA

Insolvency In the Matter of Insolvency of Kottage Don Kumatheris Appuhamy of Paragastota, now of Dandindolawatta, Weligampitiya, Pokunuwita, Insolvent.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent, will take place at the sitting of the court adjourned for 27th and 30th May, 1958, for the purpose of taking of the steps set forth in Ordinance No. 7 of 1853, of which creditors are hereby required to take notice.

By order of court. E. V. SAMARAJIWA,
Secretary.

The 25th day of April, 1958.

Notices of Fiscals' Sales

WESTERN PROVINCE

IN THE DISTRICT COURT OF COLOMBO

(1) S. Ramasamy, (2) K. Arumugam Pillai, (3) A. Periasamy, (4) V. Maruthai Pillai, (5) V. M. Vaiyapuri Pillai, and (6) S. Seyam Pillai, all carrying on business in partnership under the name, style, and firm of R. M. S. Ramakrishna & Co." at 83, Wolfendhal Street, Colombo Plaintiffs.

No. 19,053/S. Vs.

V. Ariyacutty of Indra Prastham, Bagatalle Road, Colombo, presently of 670, Galle Road, Colpetty, Colombo Defendant.

NOTICE is hereby given that on Thursday, the 29th May, 1958, 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. 11,500 with legal interest thereon from 15th February, 1956, till payment in full and costs of suit, less a sum of Rs. 4,944.20, viz. :—

All that house and ground known as "Alice Villa" bearing assessment No. 15, Bagatalle Road, being the eastern part marked B of lot No. 7 of the land called Bagatalle, situated at Bagatalle Road, Kollupitiya and District of Colombo, Western Province; and bounded on the north by lot No. 6 of the same land, on the east by lot No. 9 of the same land purchased by Dr. Solomon Fernando, on the south by Bagatalle Road, and on the west by the remaining part marked A of the same lot No. 7; containing in extent (A.O. R.I. P16.); and registered under title A 257/120 at the Colombo Land Registry.

Fiscal's Office,
Colombo, May 6, 1958.

D. C. KURUPPU,
Deputy Fiscal.

NOTICE is hereby given that the sale of the 20 lands referred to in the Notice of Sale dated 18.4.58, appearing in page 174 of *Government Gazette* No. 11,302 of 26.4.58, and under the name of the undersigned, will be held under and by virtue of the writ issued in D. C., Avissawella, Case No. 4,295.

Fiscal's Office,
Avissawella, 28.4.58.

H. D. P. RODRIGO,
Deputy Fiscal.

PROVINCE OF SABARAGAMUWA

IN THE DISTRICT COURT OF RATNAPURA

Kuttikande Gamaetirallaye Dhanmawardana Appuhamy of Kuttikanda in Palle Pattu of Kukul Korale Plaintiff.
No. 1,269. Vs.

(1) Amarasingha Achchige Siriwardana and (2) Kuttikande Kapuralalage Piyadasa, both of Kuttikanda in Palle Pattu of Kukul Korale Defendants.

NOTICE is hereby given that on Wednesday, the 4th day of June, 1958, commencing at 11 o'clock in the forenoon, 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. 210, Fiscal's charges and poundage, viz. :—

1. The entirety of the land called *Gempallehenewatta*, situated at Kuttikanda in Palle Pattu of Kukul Korale in the District of Ratnapura of the Province of Sabaragamuwa; bounded on the north, south and east by rubber estate, and west by Footprint Estate; and containing in extent one acre together with the plantations thereon.

2. An undivided one-eighth share of the land called *Mahawatta*, situated at Kuttikanda aforesaid; bounded on the north by Maguruhenewatta, south by Krishnawatta, east by Galenda, and west by Kumbura; containing in extent eight acres together with the plantations thereon.

Fiscal's Office,
Ratnapura, April 29th, 1958.

T. KANDIAH,
Additional Deputy Fiscal.

(Continued on page 192)

Notices in Testamentary Actions

IN THE DISTRICT COURT OF COLOMBO

Notice of Application

Testamentary In the Matter of the British Courts Probates (Case No. 18,192. (Resealing) Ordinance (Chapter 84), Ann Philippa Nesham Farquharson, Spinster, 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 last will and testament of the above named Ann Philippa Nesham Farquharson of *Marys Meadow*, Bovey Tracey Devon, England, and formerly of *Cosdon Cottage*, Belstone Okehampton, Devon, England, Spinster deceased, granted by The Principal Probate Registry of the High Court of Justice in England, at Exeter on the Thirteenth day of November One thousand nine hundred and fifty-seven.

F. J. & G. de Saram, Proctors for Gatiem Fazil Gerreyrn Perera of The Chartered Bank, Colombo, the Attorney of Lloyds Bank, Limited, the sole executor.

Colombo, 9th May, 1958.

IN THE DISTRICT COURT OF COLOMBO

Order Nisi

No. 18,131 T. In the Matter of the Last Will and Testament of Sinne Lebbe Marikar Jiffry of Colombo, deceased.

Ain Jiffry of Fort, Galle Petitioner.

And

(1) Pathuma Rehana, (2) Ahamed Jamaldeen, (3) Faisa, and (4) Fahumia, minors, by their guardian *ad litem* (5) Hussain Zubair Cassim of 179/20, Castle Street, Colombo, guardian *ad litem* of 1st, 2nd, 3rd and 4th respondents, minors Respondents.

THIS matter coming on for disposal before M. M. I. Kariapper, Esq., Additional District Judge, Colombo, on the 7th day of March, 1958, in the presence of Mr. S. M. H. Mashoor, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated the 6th day of March, 1958, and the affidavit of the notary and the subscribing witnesses dated the 14th day of December, 1957, having been read:

It is ordered that the Last Will and Testament No. 3,326 made by the deceased above named on the 20th day of February, 1956, and attested by A. M. M. Thahir of Galle, Notary Public, the original of which has been produced and is now deposited in this court be and the same is hereby declared proved and that the petitioner is the executrix named in the said will and she is hereby entitled to have probate thereof issued to her accordingly.

It is further ordered that the 5th respondent be and he is hereby declared appointed guardian *ad litem* over the persons of the 1st to 4th respondents, minors, unless the respondents above named or any other person or persons interested shall, on or before the 15th day of May, 1958, show sufficient cause to the satisfaction of this court to the contrary.

The 7th day of March, 1958.

M. M. I. KARIAPPER,
Additional District Judge.

IN THE DISTRICT COURT OF COLOMBO

Order Nisi

No. 17,883 T. In the Matter of the Intestate Estate of Mohamed Saheed Marikar Mohamed Thahir of 472, Second Division Maradana, Colombo, deceased.

Between

Mrs. D. L. M. Haneeda of 472, Second Division Maradana, Colombo Petitioner.

And

(1) Mohamed Thahir Mohamed Iqbal of 472, Second Division Maradana, in Colombo, minor appearing by his guardian *ad litem* (2) Mohamed Saheed Marikar Mohamed Alavi of 472, Second Division Maradana, Colombo Respondents.

THIS matter coming on for disposal before V. Siva Supramaniam, Esq., Additional District Judge of Colombo, on the 15th day of November, 1957, in the presence of Mr. S. M. H. Mashoor, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated the 14th day of November, 1957, 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 letter of administration to the estate of the deceased issued to her accordingly.

It is further ordered that the 2nd respondent be and he is hereby declared appointed guardian *ad litem* over the person of the 1st respondent above named, unless the respondents above named or any other person or persons interested shall, on or before the 16th day of January, 1958, show sufficient cause to the satisfaction of this court to the contrary.

The 15th day of November, 1957. V. SIVA SUPRAMANIAM,
Additional District Judge.

The date for showing cause against the foregoing *Order Nisi* is extended to the 27th day of March, 1958.

21.2.58. M. M. I. KARIAPPER,
Additional District Judge.

The date for showing cause against the foregoing *Order Nisi* is extended to the 22nd day of May, 1958.

27.3.58. M. M. I. KARIAPPER,
Additional District Judge.

IN THE DISTRICT COURT OF COLOMBO

Order Nisi

No. 18,171/Testy. In the Matter of the Intestate Estate of Sikanter Batcha Abdul Hamid of No. 1, Hill Castle Place, Colombo, deceased.

Sitti Rahuma Hamid, widow of S. B. A. Hamid of No. 1, Hill Castle Place, Colombo Petitioner.

Vs.

(1) Sitti Muneera, (2) Afzal, and (3) Mazhar Iththar, all of No. 1, Hill Castle Place, Colombo, 1st, 2nd and 3rd respondents, being minors appearing by their guardian *ad litem* (4) S. B. M. Ibrahim Edjjar of Silversmith Street, Colombo Respondents.

THIS matter coming on for disposal before M. M. I. Kariapper, Esq., Additional District Judge of Colombo, on the 28th day of March, 1958, in the presence of Mr. H. V. Ram Iswera, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated 27th day of March, 1958, 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.

It is further ordered that the 4th respondent be and he is hereby declared appointed guardian *ad litem* over the person of the 1st, 2nd and 3rd respondents minors, unless the respondents above named or any other person or persons interested shall, on or before the 5th day of June, 1958, show sufficient cause to the satisfaction of this court to the contrary.

M. M. I. KARIAPPER,
Additional District Judge.

The 28th day of March, 1958.

IN THE DISTRICT COURT OF COLOMBO

Order Nisi

No. 16,992/T. In the Matter of the Last Will and Testament of Jimmie Wickremasekera Rajapakse Wimalagunaratna, late of Ranchagoda in the Matara District, deceased.

Wickremasingha Wasala Ekanayaka Mudiyanage Dharma-siri Wickremasingha of Nugegoda Petitioner.

Vs.

Leelawathie Wickremasekera Rajapaksa Wimalagunaratna of Ranchagoda, (2) Dona Franzina Ganasekera of Ranchagoda Respondents.

THIS matter coming on for disposal before V. Siva Supramaniam, Esq., Additional District Judge, Colombo, on the 7th day of January, 1956, in the presence of Mr. A. M. Nanayakkara, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated the 7th day of January, 1956, and the affidavit of the notary and the subscribing witnesses dated the 18th day of August, 1955, having been read:

It is ordered that the last will and testament No. 705 made by the deceased above named on the 19th day of March, 1955, and attested by A. M. Nanayakkara of Matara, Notary Public, the original of which has been produced and is now deposited in this court be and the same is hereby declared proved and that the petitioner is the executor named therein and he is hereby entitled to have probate thereof issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before the 31st day of May, 1956, show sufficient cause to the satisfaction of this court to the contrary.

V. SIVA SUPRAMANIAM,
Additional District Judge.

The 7th day of January, 1956.

The date for showing cause against the foregoing Order Nisi is extended to the 12th day of July, 1956.

31.5.56.

V. SIVA SUPRAMANIAM,
Additional District Judge.

The date for showing cause against the foregoing Order Nisi is extended to the 15th day of May, 1958.

13.2.58.

M. M. I. KARIAPPER,
Additional District Judge.

IN THE DISTRICT COURT OF COLOMBO

Order Nisi

No. 18,110/T. In the Matter of the Intestate Estate of Dankaviriduge Siliidu Hanu of No. 22/1, Gangodavila, Nugegoda, deceased.

Between

Dambulla Muttukumaranage Sarnelis Appuhamy of Ganelandawatte, Gangodavila Petitioner.

Vs.

(1) Dambulla Muttukumaranage Robo Singho of Embuldeniya, (2) Dambulla Muttukumaranage Wilson of Embuldeniya, (3) Dambulla Muttukumaranage Semi Nona of

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Gangodavila, (4) Dambulle Muttukumaranage Asilin Nona of Gangodavila, (5) Dambulle Muttukumaranage Jossi Nona of Gangodavila, (6) Dambulle Muttukumaranage Jasilin Nona, also of Gangodavila Respondents.

THIS matter coming on for disposal before M. M. I. Kariapper, Esq., Additional District Judge of Colombo, on the 20th day of February, 1958, in the presence of Mr. P. S. P. Kalpage, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated the 11th day of February, 1958, 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 issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before the 27th day of March, 1958, show sufficient cause to the satisfaction of this court to the contrary.

M. M. I. KARIAPPER,

Additional District Judge.

The 20th day of February, 1958.

The date for showing cause against the foregoing Order Nisi is extended to the 22nd day of May, 1958.

M. M. I. KARIAPPER,

Additional District Judge.

27.3.58.

IN THE DISTRICT COURT OF COLOMBO

Order Absolute

No. 18,183/T. In the Matter of the Last Will and Testament of Sir Arthur Marcellus de Silva of "Manohari", No. 14, Ward Place, Colombo, in the Island of Ceylon, deceased.

Justin Kotelawala of "Manohari", No. 14, Ward Place, Colombo Petitioner.

THIS matter coming on for disposal before M. M. I. Kariapper, Esq., Additional District Judge, Colombo, on the 8th day of April, 1958, in the presence of Mr. C. A. B. de Fonseka, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated the 31st day of March, 1958, and the affidavit of the notary and the subscribing witnesses dated the 2nd day of April, 1958, having been read:

It is ordered that the last will and testament No. 162 made by the deceased above named on the 1st day of December, 1954, and attested by F. C. de Saram of Colombo, Notary Public, the original of which has been produced and is now deposited in this court be and the same is hereby declared proved and that the petitioner is the executor named therein and he is hereby entitled to have probate thereof issued to him accordingly.

M. M. I. KARIAPPER,

Additional District Judge.

The 8th day of April, 1958.

IN THE DISTRICT COURT OF COLOMBO

Order Nisi

No. 18,114 Testy. In the Matter of the Intestate Estate of the late Warnakulasuriya Mary Fernando of Neligama, Mirigama, formerly of Negombo, deceased.

Pebotuwe Aratchillage Josephine Noda of Neligama, Mirigama Petitioner.

Vs.

(1) Warnakulasuriya Vincent Karunaratne, (2) ditto Karunawathie, (3) ditto Irin, all of Neligama, Mirigama, appearing by their guardian *ad litem*, (4) Pebotuwe Aratchillage Albin Singho of Neligama, Mirigama, a guardian *ad litem* over the 1st, 2nd and 3rd respondents, (5) H. Joseph Fernando, Watcher, No. 200, Suvvafaca Stores, E. B. Ampara Respondents.

THIS matter coming on for disposal before M. M. I. Kariapper, Esq., Additional District Judge of Colombo, on the 22nd day of February, 1958, in the presence of Mr. E. L. Gomes, Proctor, on the part of the petitioner and the affidavit of the petitioner dated the 20th day of February, 1958, having been read:

It is ordered that the petitioner abovenamed be and she is hereby declared entitled as daughter-in-law of the deceased abovenamed to have letters of administration to the estate of the deceased issued to her accordingly.

It is further ordered that the 4th respondent be and he is hereby declared appointed guardian *ad litem* over the persons of the 1st, 2nd, and 3rd respondents abovenamed unless the respondents abovenamed or any other person or persons interested shall, on or before the 15th day of May, 1958, show sufficient cause to the satisfaction of this court to the contrary.

M. M. I. KARIAPPER,

Additional District Judge.

The 22nd day of February, 1958.

IN THE DISTRICT COURT OF COLOMBO

Order Nisi Declaring Will Proved

Testamentary Jurisdiction No. 18,193. In the Matter of the Last Will and Testament of Hettie Baron Aserappa of 16, Sea View Avenue, Colombo, in the Island of Ceylon, deceased.

THIS matter coming on for final determination before J. E. A. Alles, Esq., Acting Additional District Judge of Colombo, on the 17th day of April, 1958, in the presence of Messrs. F. J. & G. de Saram, Proctors, on the part of the petitioner John Morgan Gregoire of the Mercantile Bank, Ltd., Colombo, and (1) the affidavit of the said petitioner dated the 9th day of April, 1958, (2) the Power of Attorney dated the 4th day of February, 1958, and (3) the affidavit dated the 8th day of April, 1958, of the attesting Notary of the Will having been read:

It is ordered that the will of the said Hettie Baron Aserappa, deceased, bearing No. 303 dated the 5th day of March, 1954, and attested by William Henry Edwin Ludovici of Colombo, Notary Public, the original of which has been produced and is now deposited in this court be and the same is hereby declared proved: And it is further declared that the said John Morgan Gregoire is the attorney of the executor 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 the 12th day of June, 1958, show sufficient cause to the satisfaction of this court to the contrary.

J. E. A. ALLES, Acting Additional District Judge.

The 17th day of April, 1958.

IN THE DISTRICT COURT OF COLOMBO

Order Absolute

Testamentary Jurisdiction No. 18,168. In the Matter of the Last Will and Testament of Agnes Christoffelsz late of 121, Jawatte Road, Colombo, in the Island of Ceylon, deceased.

THIS matter coming on for final determination before M. M. I. Kariapper, Esq., Additional District Judge of Colombo, on March 27, 1958, in the presence of Messrs. Julius A. Greasy, Proctors, on the part of the petitioners Edwin Lionel Christoffelsz, Kenneth Lionel Christoffelsz, both of Colombo and Yvonne Agnes Meier of Ud. Pussellawa, and the affidavit of the said petitioners dated March 9, 1958, and affidavit as to the due execution of the will dated March 20 and 22, 1958, by Alexander Richard Neville de Fonseka, Notary Public, Antrabennedige David and Wadduwa Don Simon Peiris the subscribing witnesses, original will and certificate of death of the above named deceased, having been read:

It is ordered that the will of the said deceased bearing No. 840 dated May 1, 1953, of which the original 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 petitioners are the executors named in the said will and that they are entitled to have probate of the said will issued to them on their paying estate duty and taking oath of office.

M. M. I. KARIAPPER, Additional District Judge.

March 27, 1958.

IN THE DISTRICT COURT OF COLOMBO

Notice of Application

Testamentary Jurisdiction No. 18,184. In the Matter of the Last Will and Testament of George Huyshe Huyshe-Eliot, late of Roxburgh in the Provincial District of Otago and Dominion of New Zealand, deceased. And in the matter of the British Courts Probates (Resealing) 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 (Resealing) Ordinance (Chapter 84) for the Sealing of an Exemplification of probate of the last will and testament of George Huyshe Huyshe-Eliot, late of Roxburgh in the Provincial District of Otago and Dominion of New Zealand, deceased, granted by the Supreme Court of New Zealand at Dunedin in the Dominion of New Zealand on November 18, 1957.

F. C. ROWAN, Attorney for the Trustees, Executors and Agency Company of New Zealand Limited, and Phyllis Fanny Huyshe-Eliot, the executors of the last will and testament of George Huyshe Huyshe-Eliot, deceased.

Colombo, April 1, 1958.

IN THE DISTRICT COURT OF COLOMBO

Order Absolute

Testamentary Jurisdiction No. 18,185. In the Matter of the Last Will and Testament and Codicil of Reginald Percy Gaddum, late of Colombo in the Island of Ceylon, deceased.

THIS matter coming on for final determination before M. M. I. Kariapper, Esq., Additional District Judge of Colombo, on April 10, 1958, in the presence of Reginald Frederick Miranda, Proctor, on the part of the petitioners Hubert Alderson Smith of Mahacoodagalla Estate, Halgranoya and Joseph Francis Martyn of Colombo, and the affidavit of the said petitioners dated March 20 and 31, 1958, an affidavit as to the due execution of the will, original will, affidavit as to the due execution of the codicil, original codicil, certificate of death of the above named deceased, and Supreme Court's order dated March 14, 1958, having been read:

It is ordered that the will of the said deceased dated October 17, 1952, and a codicil thereto dated January 15, 1957 of which the originals have been produced and are now deposited in this court, be and the same are hereby declared proved, and it is further declared that the said petitioners are two of the executors named in the said will and that they are entitled to have probate of the said will and codicil issued to them on their paying Estate Duty, and taking oath of office.

M. M. I. KARIAPPER, Additional District Judge.

April 10, 1958.

IN THE DISTRICT COURT OF COLOMBO

Order Nisi

No. 17,827/T. In the Matter of the Last Will and Testament of Weeja Hewage Peter de Silva of Weligama, deceased.

Manikku Badaturuge Nandawathie de Silva of Strong Road, Weligama Petitioner.

- And (1) Weeja Hewage Albert de Silva of "Rose Cottage", Pallepola, Matale, (2) Weeja Hewage Jane Nona of Kiralawella, Dondra, (3) G. M. Indranees Fernando, wife of Dr. B. N. D. Fernando of 218, De Saram Place, Colombo, (4) W. H. Irene de Silva, wife of K. M. Piyasena, B. F. O., Tatagampitiya, Bujatsinghala, (5) W. H. Nelson de Silva, (6) W. H. Kamala de Silva, wife of C. L. R. Perera, all of Molawatte, Sinharamura, Kelaniya, presently of Kossinna Group, Lahiriya, Negombo, (7) W. H. Tennyson de Silva, (8) W. H. Wilson de Silva, minors, appearing by their guardian ad litem, the 11th respondent, (9) W. H. Charlie de Silva, (10) W. H. Alson de Silva, both of Mahaweediya, Weligama, (11) Manikku Badaturuge Eminona of Molawatte, Sinharamura, Kelaniya Respondents.

THIS matter coming on for disposal before V. Siva Supramaniam, Esq., Additional District Judge, Colombo, on the 7th day of February, 1958, in the presence of Mr. L. M. Jayaratna, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated the 29th day of January, 1958, and the affidavit of the notary dated 24th day of August, 1957, having been read:

It is ordered that the last will and testament No. 23 made by the deceased above named on the 1st day of July, 1955, and attested by A. E. R. Croos Moraes of Colombo, Notary Public, the original of which has been produced and is now deposited in this court be and the same is hereby declared proved and that the petitioner, as widow and devisee under the last will is entitled to have letters of administration with the will annexed issued to her accordingly.

It is further ordered that the 11th respondent be and she is hereby declared appointed guardian ad litem over the 7th and 8th respondents, minors, unless the respondents above named or any other person or persons interested shall, on or before the 29th day of May, 1958, show sufficient cause to the satisfaction of this court to the contrary.

M. M. I. KARIAPPER, Additional District Judge.

The 7th day of February, 1958.

IN THE DISTRICT COURT OF COLOMBO

Order Nisi

No. 18,116/T. In the Matter of the Intestate Estate and Effects of Don Simon Weeraratne of Awwal Zaiya Road, Colombo, deceased.

Dona Louisa Weeraratne of 99/3, Awwal Zaiya Road, Colombo Petitioner.

Vs. Dona Gunawathie Weeraratne, also of 99/3, Awwal Zaiya Road, Colombo Respondent.

THIS matter coming on for disposal before M. M. I. Kariapper, Esq., Additional District Judge of Colombo, on the 22nd day of February, 1958, in the presence of Mr. F. E. R. Vannitamby,

Proctor, on the part of the petitioner; and the affidavit of the petitioner dated the 21st day of February, 1958, 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 respondent above named or any other person or persons interested shall, on or before the 15th day of May, 1958, show sufficient cause to the satisfaction of this court to the contrary.

M. M. I. KARIAPPER,
Additional District Judge.

The 22nd day of February, 1958.

IN THE DISTRICT COURT OF COLOMBO

Order Nisi

No. 16,954/T. In the matter of the Intestate Estate of Gregory Henry Raymond of Colombo, deceased.

Eulelia Leocadia Raymond of 10, Rodney Place, Colombo Petitioner.

And

- (1) Patricia Edna Godlieb of Matale, (2) Wernham Luke Raymond, 131, Waidiya Road, Dehiwala, (3) Irma Concessa D'Olivera, 46, St. Rita's Road, Ratmalana, (4) Willibord St. George Raymond, "Chrysmaris", Quarry Road, Dehiwala, (5) Gerald Hilderbrand Anthony Raymond, I, Skinner's Road South, (6) Mynley Finola Melder, 10, Rodney Place, Colombo, (7) Urban Anesberg Raymond, "St. Moritz", Poonagala Road, Bandarawela Respondents.

THIS matter coming on for disposal before V. Siva Supramaniam, Esq., Additional District Judge of Colombo, on the 23rd day of January, 1955, in the presence of Mr. Llewellyn Senaratne, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated the 23rd day of November, 1955, 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 the 1st day of March, 1956, show sufficient cause to the satisfaction of this court to the contrary.

V. SIVA SUPRAMANIAM,
Additional District Judge.

The 23rd day of January, 1956.

The date for showing cause has been extended for 15.5.58.

M. M. I. KARIAPPER,
Additional District Judge.

IN THE DISTRICT COURT OF COLOMBO

Order Nisi in Intestacy

Testamentary In the Matter of the Intestate Estate of Charles Jurisdiction Robert Fluckiger of 37, Drusbergstrasse, No. 18,194, Zurich 7, Switzerland, deceased.

And

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

Victor Gnanaratnam Cooke of Messrs. F. J. & G. de Saram, Colombo, Ceylon Petitioner.

Vs.

- (1) Yvonne Ruth Fluckiger of 37, Drusbergstrasse, Zurich 7, Switzerland, a minor, appearing by her guardian *ad litem*, the second respondent, (2) Thilo Walter Hoffmann of A. Baur & Co., Ltd., Colombo, Ceylon Respondents.

THIS matter coming on for disposal before J. E. A. Alles, Esq., Additional District Judge of Colombo, on the 18th day of April, 1958, in the presence of Maurice Stanley Wallbeoff, Proctor, on behalf of the petitioner, Victor Gnanaratnam Cooke of Messrs. F. J. & G. de Saram, Colombo; and (1) the affidavit of the said petitioner dated the 16th day of April, 1958, (2) the power of attorney dated the 5th day of December, 1957, from Helene Fluckiger, one of the heirs of the intestate estate of the said Charles Robert Fluckiger, deceased, and (3) the order of the Supreme Court dated the 11th day of March, 1958, having been read:

It is ordered that the said Victor Gnanaratnam Cooke as the attorney in Ceylon of the said Helene Fluckiger is entitled to have letters of administration in respect of the property, estate and effects in Ceylon of the said deceased issued to him, unless any person or persons interested shall, on or before the 12th day of June, 1958, show sufficient cause to the satisfaction of

this court to the contrary. It is further ordered that the second respondent above named be and he is hereby appointed guardian *ad litem* of the first respondent above named a minor for the purposes of these proceedings.

J. E. A. ALLES,
Additional District Judge.

The 18th day of April, 1958.

IN THE DISTRICT COURT OF COLOMBO

Order Nisi

No. 16,243/T. In the matter of the Intestate Estate of the late Meragalpedige Sauga alias Kitulwala Meragalpedige Sirisena of Kitulwala, Banduragoda, deceased.

Amarasinpedige Sophie of Kitulwala, Banduragoda ... Petitioner.

Vs.

- (1) Meragalpedige Premalathie, (2) Meragalpedige Sugathadasa, (3) Meragalpedige Asokaratne, (4) Meragalpedige Kamalathissa, (5) Meragalpedige Ruparatne, (6) Meragalpedige Karunaratne, all of Kitulwala, Banduragoda, minors, by their guardian *ad litem* (7) Amarasinghapedige James of Pelapitigama Respondents.

THIS matter coming on for disposal before V. Siva Supramaniam, Esq., Additional District Judge of Colombo, on the 21st day of October, 1954, in the presence of Mr. Victor A. P. Nanayakara, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner above named dated the 21st day of October, 1954, having been read:

It is ordered that the 7th respondent above named be and he is hereby declared appointed guardian *ad litem* over the 1st to 6th 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 the 2nd day of December, 1954, show sufficient cause to the satisfaction of this court to the contrary.

V. SIVA SUPRAMANIAM,
Additional District Judge.

This 29th day of October, 1954.

The date for showing cause against the foregoing *Order Nisi* is extended for the 15th May, 1958.

14.11.57.

M. M. I. KARIAPPER,
A. D. J.

IN THE DISTRICT COURT OF COLOMBO

Order Nisi

No. 18,119/T. In the matter of the Intestate Estate of the late Saibo Tamby Mohamed Rawoof of -50, Sinsappa Road, Wellawatta, Colombo, deceased.

Sahib Tamby Abdul Wahid of 8, Pendennis Avenue, Colpetty, Colombo Petitioner.

And

- (1) Abdul Majeed Hibshiya Rawoof of 50, Sinsappa Road, Wellawatta, Colombo, (2) Sahib Tamby Noor Nusiha of Jiffy Villa, Clifford Place, Bambalapatiya, Colombo Respondents.

THIS matter coming on for disposal before M. M. I. Kariapper, Esq., Additional District Judge of Colombo, on the 27th day of February, 1958, in the presence of Messrs. Kanaharatnam & Coomaraswamy, Proctors, on the part of the petitioner; and the affidavit of the petitioner dated the 25th day of February, 1958, having been read:

It is ordered that the petitioner above named be and he is hereby declared entitled, as brother of the deceased above named, to have letters of administration to the estate of the deceased issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before the 15th day of May, 1958, show sufficient cause to the satisfaction of this court to the contrary.

M. M. I. KARIAPPER,
Additional District Judge.

The 27th day of February, 1958.

IN THE DISTRICT COURT OF PANADURA

Order Nisi

Testamentary In the Matter of the Intestate Estate and effects Jurisdiction of Raigamage Peter Peiris of Hirana in No. 594, Panadura, deceased.

Jambigahawattage Louisa Perera of "Susil Sevana", Hirana in Panadura Petitioner.

And

- (1) Raigamage Nandawathie Peiris, (2) ditto Karunawathie Peiris, (3) ditto Pearly Kusumawathie Peiris, (4) ditto Ratnavalee Peiris, (5) ditto Susil Kumarasinghe Peiris,

all of "Susil Sevana", Hirana, Panadura, (6) Jambugahawattage Charles Perera of Pepiliyana in Boralesgomuwa Respondents.

THIS matter coming on for disposal before D. Q. M. Sirimanne, Esq., Additional District Judge of Panadura, on April 15, 1958, in the presence of Mr. Edmund Kannangara, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner dated February 25, 1958, having been read:

It is ordered that the 6th respondent be and he is hereby appointed guardian *ad litem* over the 4th and 5th respondents (minors) above named and that the petitioner above named be and she is hereby declared entitled, as the widow of the deceased 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 May 26, 1958, show sufficient cause to the satisfaction of this court to the contrary.

April 15, 1958.

D. Q. M. SIRIMANNE,
Additional District Judge.

IN THE DISTRICT COURT OF PANADURA

Order Nisi

Testamentary In the Matter of the Last Will and Testament of Jurisdiction the late Emmanuel Victor Wijewardena No. 583. Tennakoon of "Uyankele Walauwva", Pattiya South, Panadura, deceased.
Ashley Rudolphus Wijewardena Tennakoon of "Uyankele Walauwva", Uyana Road, Panadura Petitioner.
Vs.

(1) Yoonne Alexandrine Perera Gunasekera of Dunsinane Estate, Punduloya, (2) Mignonne Indrani Wijewardena Tennakoon, (3) Stanley Ashmore Wijewardena Tennakoon, (4) Wensley Leander Wijewardena Tennakoon, (5) Indra Srimathi Wijewardena Tennakoon, (6) Rukmani Indrani Wijewardena Tennakoon, all of "Uyankele Walauwva", Uyana Road, Panadura Respondents.

THIS matter coming on for disposal before D. Q. M. Sirimanne, Esq., Additional District Judge of Panadura, on the 8th day of February, 1958, in the presence of Mr. S. Kuruppu, Proctor, on the part of the petitioner above named; and the affidavit of (1) the petitioner dated 15th December, 1956, and (2) the attesting Notary Public and first witness dated 18th September, 1957, having been read:

It is ordered that the last will and testament No. 55 made by Emmanuel Victor Wijewardena Tennakoon, the deceased above named and attested by Mr. J. X. Leo Fernando, Notary Public, on the 17th day of August, 1952, 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, unless the respondents above named or any other person or persons interested shall, on or before the 21st day of March, 1958, show sufficient cause to the satisfaction of this court to the contrary.

This 8th day of February, 1958.

D. Q. M. SIRIMANNE,
Additional District Judge.

Date for showing cause against the foregoing Order Nisi is extended to 12th May, 1958.

21.3.58.

W. W. MUTTURAJAH,
District Judge.

IN THE DISTRICT COURT OF NEGOMBO

Order Nisi

Testamentary In the Matter of the Intestate Estate of Thappawari Thelenis Dias of Ja-ela, deceased. No. 3,884/T. Diminguwari Malani Dias of 80, Main Street, Ja-ela Petitioner.
Vs.

(1) Thappawari Dharmasena Dias, (2) Thappawari Reginald Ratnasena Dias, (3) Thappawari Susila Swarnawathi Dias, (4) Thappawari Kirthisena Dias, (5) Thappawari Chandrika Sirimathi Dias, (6) Thappawari Sepalika Pathmawathi Dias, all of Ja-ela (2nd to 6th are minors) Respondents.

THIS matter coming on for disposal before C. Thanabalasingham, Esq., District Judge of Negombo, on the 8th day of February, 1958, in the presence of Messrs. Karunaratne & Rodrigo, Proctors, on the part of the petitioner above named;

and the affidavit of the petitioner dated 30th day of November, 1957, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as widow of the above-named deceased, to have letters of administration to the above estate issued to her accordingly, unless the respondents above named or any other person or persons interested shall, on or before the 14th day of March, 1958, show sufficient cause to the satisfaction of the court to the contrary.

It is further ordered that the 1st respondent be and he is hereby appointed guardian *ad litem* of the 2nd to 6th minor respondents to represent them for all the purposes of this action, unless the respondents above named or any other person or persons interested shall, on or before the 14th day of March, 1958, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the said 2nd to 6th minor respondents be produced before this court on that date.

This 8th day of February, 1958.

C. THANABALASINGHAM,
District Judge.

Date for showing cause against this Order Nisi is hereby extended to 30th May, 1958.

14.3.58.

C. THANABALASINGHAM,
District Judge.

IN THE DISTRICT COURT OF KURUNEGALA

Order Nisi Declaring Will Proved, &c.

Testamentary In the Matter of the Estate of the late Balasuriya Arachchige Don Soloman Balasuriya No. 5,404/T. of Mawatagama, deceased.

Edith Rita Balasuriya, nee Kotuwila of Mawatagama in Gandahaya Korale Petitioner.

Vs.

(1) Franklyn Joseph Balasuriya, (2) Mervyn Silvester Balasuriya, (3) Mary Allen alias Helan Seetha Balasuriya, (4) Noel Fredrick Balasuriya, (5) Ushettige Girigoris Perera, all of Mawatagama in Gandahaye Korale Respondents.

THIS matter coming on for disposal before P. A. de S. Senaratne, Esq., District Judge, Kurunegala, on April 12, 1958, in the presence of Mr. H. Bede Perera, Proctor, on the part of the petitioner; and the affidavit of the above named petitioner dated April 9, 1958, having been read:

It is ordered that the will of D. S. Balasuriya deceased, dated January 4, 1957, and numbered 4884 be and the same is hereby declared proved, unless the respondents or any other person or persons interested shall, on or before May 29, 1958, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said U. Girigoris Perera, the 5th respondent, be appointed guardian *ad litem* over the 1-4 respondents, and the said petitioner is the executrix named in the said will and that she is entitled to have probate of the same issued to her accordingly, unless the respondents or others interested shall on or before May 29, 1958, show sufficient cause to the satisfaction of this court to the contrary.

April 12, 1958.

P. A. DE S. SENARATNE,
District Judge.

Notices of Fiscals' Sales

(Continued from page 188.)

CENTRAL PROVINCE

CORRECTION

In the District Court of Matale

Reference sale notice No. MB/274 appearing on page 183 of Part II of Government Gazette No. 11,305 of April 30, 1958, the date of sale should read "Friday, the 30th May, 1958," and not "Friday, the 3rd May, 1958."