



THE CEYLON GOVERNMENT GAZETTE

No. 9,354 — FRIDAY, JANUARY 12, 1945.

Published by Authority.

PART II.—LEGAL.

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

	PAGE		PAGE
Governor's Ordinances	—	District and Minor Courts Notices	—
Passed Ordinances	25	Council of Legal Education Notices	—
Draft Ordinances	27	Notices in Insolvency Cases	—
List of Notaries	—	Notices of Fiscal's Sales	32
Supreme Court Notices	—	Notices in Testamentary Actions	34
Notifications of Criminal Sessions of the Supreme Court	32	Miscellaneous	—

PASSED ORDINANCES.

Ordinance enacted by the Governor of Ceylon, with the advice and consent of the State Council thereof.

No. 55 of 1944.

I. D.—O. 20/44.
M. L. A.—B. 2059.

An Ordinance to amend the Colombo Municipal Council (Constitution) Ordinance.

Chapter 194.
(Vol. V., p. 123.)

HENRY MOORE.

BE it enacted by the Governor of Ceylon, with the advice and consent of the State Council thereof, as follows :—

1. This Ordinance may be cited as the Colombo Municipal Council (Constitution) Amendment Ordinance, No. 55 of 1944.

Short title.

2. Section 15 of the Colombo Municipal Council (Constitution) Ordinance (hereinafter referred to as "the principal Ordinance") is hereby amended as follows :—

Amendment of section 15 of Chapter 194.

(1) by the substitution, for sub-section (2) thereof, of the following new sub-section :—

"(2) No person shall be entitled to have his name marked with the double qualification mark in any such list in any year as a person qualified to be elected at any election held under this Ordinance who—

(a) on the date of the commencement of the preparation or revision, as the case may be, of such list for that year—

(i) is unable to read or write English or Sinhalese or Tamil ; or

(ii) is the holder of any public office under the Crown in Ceylon ; or

(iii) is an officer or servant of the Council in actual employment by and in receipt of a salary from the Council ; or

(iv) directly or indirectly, himself or by any other person whatsoever in trust for him or for his use or benefit or on his account, holds or enjoys, in the whole or in part, any contract or agreement or commission made or entered into with or accepted from any person for or on account of the Council : provided that nothing herein contained shall extend to any pension or gratuity

granted by the Council in respect of past service, nor to any contract, agreement or commission entered into or accepted in its corporate capacity by any incorporated trading company in which such person may be a member or a shareholder ; or

(v) is an uncertificated or undischarged bankrupt or insolvent ; or

(b) at any time during the period of seven years immediately preceding that date has served the whole or a part of a sentence of imprisonment of either description for a period of three months or any longer period on conviction of a crime within the meaning of the Prevention of Crimes Ordinance.” ; and

Cap. 18.

(2) in sub-section (4) thereof, by the substitution, in paragraph (b), for the words “ purposes of paragraph (c) ”, of the words “ purposes of paragraph (a) (ii) ”.

Replacement of section 16 of the principal Ordinance.

3. Section 16 of the principal Ordinance is hereby repealed and the following new section is substituted therefor :—

Vacation of seats in the Council.

16. The seat of a member in the Council shall become vacant—

(a) upon his death ; or

(b) if by writing under his hand addressed to the Mayor he resigns his seat in the Council ; or

(c) if without the leave of the Council first obtained he fails to attend three consecutive general meetings of the Council ; or

(d) if he ceases to be a British subject ; or

(e) if he is sentenced outside Ceylon to penal servitude or imprisonment of the description referred to in section 14 (2) (c), such sentence not being set aside in appeal ; or

(f) if he is convicted of an election offence in respect of any election held under the provisions of this Ordinance or of the Municipal Councils Ordinance, such conviction not being set aside in appeal ; or

(g) if he is convicted of a crime within the meaning of the Prevention of Crimes Ordinance and is sentenced to imprisonment of either description for a period of three months or any longer period, such sentence not being set aside or reduced to a period of less than three months in appeal ; or

(h) if he is adjudged to be of unsound mind ; or

(i) if he is adjudicated an insolvent ; or

(j) if he accepts any public office under the Crown in Ceylon ; or

(k) if he accepts any office of emolument under the Council ; or

(l) if he becomes, either directly or indirectly, concerned or acquires a financial interest in any contract with the Council (except as a shareholder in an incorporated company) ; or

(m) upon the dissolution of the Council.

Cap. 198.

Amendment of section 95 of the principal Ordinance.

4. Section 95 of the principal Ordinance is hereby amended by the insertion, at the end thereof, of the following :—

“ Provided that nothing in this section shall exempt any Councillor from liability to be surcharged with the amount of any payment which may be disallowed upon the audit of the accounts of the Council, and which such Councillor authorised or joined in authorising.”

Passed in Council the Seventh day of December, One thousand Nine hundred and Forty-four.

D. C. R. GUNAWARDANA,
Clerk of the Council.

Assented to by His Excellency the Governor the Twenty-third day of December, One thousand Nine hundred and Forty-four.

H. A. C. DOBBS,
Acting Secretary to the Governor.

DRAFT ORDINANCES.

MINUTE.

The following Draft of a proposed Ordinance is published for general information:—

L. D.—CF. 11/42.

An Ordinance to modify certain provisions of law relating to the registration of deaths, inquiries into Deaths and to the burial and cremation of dead bodies in their application in the case of the deaths of persons subject to military law or of members of the armed forces of the enemy.

BE it enacted by the Governor of Ceylon, with the advice and consent of the State Council thereof, as follows:—

1. This Ordinance may be cited as the Registration of Deaths (Emergency Provisions) Ordinance, No. of 194 .

Short title.

2. In the event of the death of a person subject to military law or of a member of the armed forces of the enemy, whether in consequence of war operations or otherwise—

Modification of statutory requirements relating to information and registration of deaths.

(a) it shall not be necessary for any person subject to military law to give information concerning the death to a Registrar or to attend before the Registrar and sign the register or to deliver a certificate stating the cause of death to a Registrar or to any other person; and

(b) a Registrar shall not register the death, unless he is directed to do so by the Registrar-General.

3. (1) In the event of the death of a person subject to military law or of a member of the armed forces of the enemy in consequence of war operations—

Modification of certain statutory requirements relating to information and inquiries and of burials and cremations in cases of deaths in consequence of war operations.

(a) it shall not be obligatory on any person to give information concerning the death to an Inquirer; and

(b) an Inquirer shall not take any action in relation to the death.

(2) In the case of any death referred to in sub-section (1), a proper authority may cause the dead body to be buried, cremated, or otherwise disposed of, in any cemetery or burial ground or other place, as he may think fit:

Provided, however, that such body shall not be buried, cremated, or otherwise disposed of, in any cemetery or burial ground duly established or registered under the Cemeteries and Burials Ordinance for any proclaimed area, unless a certificate with respect to such body has been duly issued by proper authority in accordance with the provisions of this Ordinance.

Cap 181.

4. In the event of the death of a person subject to military law or of a member of the armed forces of the enemy, otherwise than in consequence of war operations—

Disposal of bodies where deaths have occurred otherwise than in consequence of war operations.

(a) an Inquirer who holds an inquiry into such death shall, on the production of a certificate with respect to the dead body of any such person duly issued by a proper authority, make his order for the burial of such body by affixing his signature in the space provided for the purpose at the foot of the Form set out in the Schedule to this Ordinance; and

(b) the dead body of any such person may, if with respect to such body a certificate has been duly issued by a proper authority, be removed to and buried, cremated, or otherwise disposed of, in any cemetery or burial ground duly established or registered under the Cemeteries and Burials Ordinance for any proclaimed area, whether or not such death occurred within the limits of such proclaimed area.

5. The keeper or other person in charge of any cemetery or burial ground, duly established or registered under the Cemeteries and Burials Ordinance, shall, on the production of a certificate with respect to a dead body duly issued by a proper authority, permit such body to be buried, cremated, or otherwise disposed of, in such cemetery or burial ground.

Duty of keeper of a cemetery or burial ground.

6. A certificate with respect to a dead body issued by a proper authority under this Ordinance shall be substantially in the Form set out in the Schedule to this Ordinance, and shall contain all the particulars required to be set out in that Form:

Form of certificate to be issued by a proper authority.

Provided, however, that a certificate with respect to the dead body of a person who was at the time of his death a member of the armed forces of the enemy may contain only such of those particulars as are available at the time of the issue of the certificate.

Registration of deaths on receipt of records from proper authority.

7. (1) On the receipt of any record or a certified copy of, or extract from, any record kept by a proper authority containing the particulars concerning the death of any person subject to military law or of a member of the armed forces of the enemy, the Registrar-General shall forthwith issue an order for the registration of that death.

(2) On the receipt of any order for the registration of a death issued by the Registrar-General under sub-section (1), a Registrar shall, subject to such general or special directions as may be given by the Registrar-General for determining the manner in which such death is to be registered, register such death forthwith in the manner prescribed in the principal Ordinance.

Any entry made in a register of deaths by a Registrar under this section shall, for the purposes of the principal Ordinance, be deemed to have been signed by a proper authority acting as the informant required by that Ordinance.

The provisions of section 27 of that Ordinance shall not apply to the registration of any such death.

Proof of death.

8. For the purposes of the proof of the death of any person subject to military law whose death has not been registered by a Registrar, a certificate issued by or on behalf of a proper authority stating that that person has died shall be *prima facie* evidence of the fact of such death; and any document, purporting to be such a certificate and to be signed by or on behalf of such authority shall, unless the contrary be proved, be deemed to be a certificate issued by or on behalf of such authority, and shall be received in evidence accordingly.

Construction of Ordinance.

9. This Ordinance shall be read and construed as one with the principal Ordinance and with any other written law relating to the registration of deaths, inquiries into deaths and the burial, cremation or other disposal of dead bodies:

Provided, however, that in the event of any conflict or inconsistency between the provisions of the principal Ordinance or such other written law and the provisions of this Ordinance, the provisions of this Ordinance shall prevail.

Application of Ordinance.

10. (1) This Ordinance shall apply during the continuance of any war in which His Majesty may be engaged.

(2) For the purposes of the application of this Ordinance during the continuance of the war in which His Majesty has been engaged from the third day of September, 1939—

(a) this Ordinance shall be deemed to have come into force on that day; and

(b) the war shall be deemed to terminate on such date as may be appointed by the Governor by Proclamation published in the *Gazette*.

Interpretation.

11. In this Ordinance, unless the context otherwise requires—

“a person subject to military law” includes a person subject to the naval, military, or air force law of the United Kingdom, India, a Dominion, or a British Colony or Mandated Territory, or of any foreign power allied with His Majesty, or of any foreign authority recognised by His Majesty as competent to maintain naval, military, or air forces for service in association with His Majesty's forces, but does not include—

(a) a member of the Ceylon Defence Force, the Ceylon Royal Naval Volunteer Reserve, or the Ceylon Air Defence Corps, who is absent from his unit on leave or otherwise than on duty;

(b) a member of the Ceylon Defence Force, the Ceylon Royal Naval Volunteer Reserve, or the Ceylon Air Defence Corps, who is on the Reserve of that force; or

(c) a Ceylonese member of any of His Majesty's regular forces who is absent from his unit on leave or otherwise than on duty;

“body” includes part of a body;

“Ceylonese” means a person domiciled in Ceylon and possessing a Ceylon domicile of origin;

“His Majesty's forces” includes the Ceylon Defence Force, the Ceylon Royal Naval Volunteer Reserve, the Ceylon Air Defence Corps and any force, whether regular or volunteer, of India, a Dominion, a British Colony, or Mandated Territory;

“Inquirer” includes a Magistrate;

“principal Ordinance” means the Births and Deaths Registration Ordinance;

“proclaimed area” means any town, district, or place proclaimed under section 30 of the principal Ordinance;

Cap. 94.

“ proper authority ”—

- (a) for the purposes of the provisions of this Ordinance relating to the issue of a certificate with respect to, or to the burial of, the dead body of a person who was at the time of his death subject to military law, means the Officer Commanding the naval, military, or air force hospital at which the death of such person occurred or the registrar of that hospital, if any, or, where the death of such person occurred in a place other than such hospital, the medical officer of the unit to which such person was at the time of his death attached, or the Officer Commanding that unit ;
- (b) for the purposes of the provisions of this Ordinance relating to the issue of a certificate with respect to, or to the burial of, the dead body of a person who was at the time of his death a member of the armed forces of the enemy, means the Officer Commanding the naval, military, or air force hospital at which the death of such person occurred or the registrar of that hospital, if any, or, where the death of such person occurred in a place other than such hospital, any commissioned officer in His Majesty's forces ;
- (c) for the purposes of the provisions of this Ordinance relating to the keeping of a record containing the particulars concerning the death, or the issue of a certificate with respect to the proof of death, of a person subject to military law, means the officer-in-charge of the records of the unit to which such person was at the time of his death attached or the Officer Commanding that unit ; and
- (d) for the purposes of the provisions of this Ordinance relating to the keeping of a record containing the particulars concerning the death of a member of the armed forces of the enemy, means any commissioned officer in His Majesty's forces ;

“ Registrar ” means a registrar of Births and Deaths duly appointed under the principal Ordinance and includes any Provincial Registrar or Assistant Provincial Registrar duly appointed under that Ordinance ;

“ Registrar-General ” means the Registrar-General of Births and Deaths duly appointed under the principal Ordinance ;

“ war operations ” means—

- (a) operations of the armed forces of the enemy ; or
- (b) operations of any of His Majesty's forces, or of any forces of any foreign power allied with His Majesty, or of any forces of any foreign authority recognised by His Majesty as competent to maintain naval, military, or air forces for service in association with His Majesty's forces, while in action against the enemy or while acting in the course of their duty upon any warning of the imminence of an attack by the enemy.

Schedule.

From of certificate of death.
(Sections 3, 4, 5 and 6).

Service
Regiment
or corps _____
No. _____ Rank _____
Name (in full) _____
Died on _____ 194 at _____
Probable cause of death _____

* Signature _____
Rank _____
Designation _____

** I order burial.

** Signature of Inquirer _____

*Where the death has occurred—

- (a) in a hospital, the certificate must be signed by the Officer Commanding such hospital or the registrar of such hospital ; or
- (b) in a place other than a hospital, the certificate must be signed, in any case where the deceased person was at the time of his death subject to military law, by the medical officer of the unit to which such person was at that time attached or the Officer Commanding that unit, or in any case where the deceased person was at the time of his death a member of the armed forces of the enemy, by any commissioned officer in His Majesty's forces.

**Where an inquiry has been held, the order authorising burial must be signed by the Inquirer.

Objects and Reasons.

Certain statutory requirements relating to the registration of deaths, inquiries into deaths, and the burial and cremation of dead bodies, have, in their application in the case of the deaths of persons subject to military law or of members of the armed forces of the enemy, given rise to some difficulties. With a view to avoiding such difficulties in the future, the Service authorities in Ceylon and the civil authorities responsible for the due enforcement of those requirements have made special arrangements to deal with such cases. The object of this Bill is to give those arrangements the sanction of law.

2. As the statutory requirements referred to in paragraph 1 have not been strictly complied with since the date of the outbreak of the present war, it is proposed to give this Bill retrospective effect to cover this intervening period.

G. C. S. COREA,

Minister for Labour, Industry and Commerce.

Colombo, December 27, 1944.

MINUTE

The following Draft of a proposed Ordinance is published for general information:—

L. D.—O. 11/44

An Ordinance to amend the Batticaloa Waterworks Ordinance.

Chapter 162
(Volume IV.,
page 264).

BE enacted by the Governor of Ceylon, with the advice and consent of the State Council thereof, as follows:—

1. This Ordinance may be cited as the Batticaloa Waterworks (Amendment) Ordinance, No. of 1944.

Short title.

2. Section 5 of the Batticaloa Waterworks Ordinance (hereinafter referred to as "the principal Ordinance") is hereby amended as follows:—

Amendment of
section 5 of
Chapter 162.

(1) by the re-numbering of that section as sub-section (1) of section 5; and

(2) by the insertion, immediately after the re-numbered sub-section (1), of the following new sub-section:—

"(2) There shall be exempt from the water-rate imposed under this Ordinance—

(a) all lands or buildings wholly or mainly used for religious, educational, or charitable purposes;

(b) all buildings in charge of military sentries; and

(c) all burial and cremation grounds."

3. The following new sections are hereby inserted immediately after section 6 and shall have effect as sections 6A and 6B, of the principal Ordinance:—

Insertion of
new sections
6A and 6B in
the principal
Ordinance.

6A. (1) The Executive Committee of Local Administration may make all such regulations as may appear to that Committee to be necessary for the purposes of the preservation and maintenance of the said waterworks, the supervision of the supply of water and the control of the use of the water supplied from the waterworks, and the recovery of charges for the supply of water in the cases referred to in section 3 (3); and without prejudice to the generality of the powers conferred by the preceding provisions of this sub-section, regulations may be made for or in respect of all or any of the following matters:—

Regulations.

(a) the prevention of waste, misuse, undue consumption, or contamination of the water supplied for public or private use;

(b) the size, nature, strength, and materials, and the mode of arrangement, position, alteration, removal, renewal, and repair of the pipes, valves, cocks, cisterns, soil pans, water-closets, and other apparatus and receptacles to be used respectively for carrying, delivering, regulating, and storing water;

(c) the control of the public supply of water by stand-pipes, and the use of such water;

(d) the control of the supply of water by private services, and the materials and fittings to be used for the purpose;

(e) the control of the supply of water by measurement, and the materials, meters, appliances and fittings to be used for the purpose or in connexion therewith;

- (f) the terms and conditions subject to which water will be supplied for other than domestic purposes or to a house by a private service, and the price to be paid for the water so supplied; and
- (g) the recovery of charges due in respect of any water so supplied in the same manner as a fine.

(2) No regulation made under sub-section (1) shall have effect until it has been approved by the State Council and ratified by the Governor; nor until notification of such approval and ratification has been published in the *Gazette*.

(3) Every regulation made under sub-section (1) shall, upon publication of the notification of the approval and ratification of that regulation as provided for in sub-section (2), be as valid and effectual as if it were herein enacted.

6B. Every person who contravenes any regulation made under section 6A shall be guilty of an offence and shall, on conviction, be liable to a fine not exceeding fifty rupees, and shall, in the case of a continuing offence, be liable to an additional fine not exceeding twenty-five rupees for every day during which the offence is continued after conviction or after service of a written notice from the Chairman of the Batticaloa Urban Council directing attention to such offence.

Penalty for contravention of regulations.

4. Section 7 of the principal Ordinance is hereby amended, by the substitution, for the words "constituted under the Local Government Ordinance or any Ordinance amending the same.", of the following:—

Amendment of section 7 of the principal Ordinance.

"constituted under any Ordinance for the time being in force relating to the establishment of urban councils for the purposes of Local Government; and for the purposes of the application of the preceding provisions of this Ordinance to such successor—

- (a) the references in section 4 to the annual value ascertained in the manner provided by section 30 of the Local Boards Ordinance shall be construed as references to the annual value ascertained for the purposes of any rate imposed by such successor;
- (b) the references in section 4 to the manner of payment and recovery prescribed by the Police Ordinance shall be construed as references to the manner of collection and recovery of any rate by such successor; and
- (c) the reference in section 4 to the Government Agent of the Eastern Province shall be construed as a reference to such successor."

Cap. 196.

Cap. 43.

5. The amendments made in the principal Ordinance by section 2 of this Ordinance shall be deemed for all purposes to have come into operation on the first day of January, 1933.

Retrospective effect.

Objects and Reasons.

Under the Batticaloa Waterworks Ordinance (Chapter 162), only premises which in the opinion of the Governor are not sufficiently supplied with water from the waterworks are exempt from the water-rate imposed under that Ordinance. Under the Urban Councils Ordinance, No. 61 of 1939, lands or buildings used for religious educational or charitable purposes, buildings in charge of military sentries, and burial and cremation grounds are exempt from the property rate imposed by the Batticaloa Urban Council. It is now proposed to amend the Batticaloa Waterworks Ordinance so as to provide that such lands, buildings, and grounds will also be exempt from that water-rate (Clause 2).

As no water-rate has been collected in respect of such lands, buildings, and grounds for some years, retrospective effect is to be given, by Clause 5, to the amendments effected in the Batticaloa Waterworks Ordinance by Clause 2.

2. When the Local Board of Batticaloa owned and managed the Batticaloa waterworks, the Board had the power under section 56 of the Local Boards Ordinance to make by-laws for the purpose of preventing waste, misuse, undue consumption or contamination of the water supplied by the Board, and for the purpose of the preservation and maintenance of the waterworks. The Local Board, using that power, made by-laws for such purposes from time to time. The waterworks is to-day the property of the Government; but there is no power in the Batticaloa Waterworks Ordinance to enable any authority to make regulations for the said purposes. This Bill therefore provides for the inclusion of new provisions which will enable the Executive Committee of Local Administration to make regulations relating to the

preservation and maintenance of the Batticaloa waterworks, the supervision of the supply of water, the control of the use of the water supplied from the waterworks, and the recovery of any charges payable for the supply of water (Clause 3).

3. Under section 4 of the Batticaloa Waterworks Ordinance, the water-rate imposed under that section is to be collected or recovered in the same manner as the police tax imposed under the Police Ordinance (Chapter 43). As the water-rate is now imposed by the Batticaloa Urban Council, this Bill provides also for the amendment of section 7 of the Batticaloa Waterworks Ordinance so as to enable that rate to be collected or recovered in the same manner as the property rate imposed by the Batticaloa Urban Council (Clause 4).

S. W. R. D. BANDARANAIKE,
Minister for Local Administration.

Colombo, December 27, 1944.

NOTIFICATIONS OF CRIMINAL SESSIONS.

BY virtue of a mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said court for the Districts of Jaffna, Mannar, and Mullaitivu, will be holden at the Town Hall at Jaffna, on Monday, February 5, 1945, at 11 o'clock of the morning of the said day.

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

Fiscal's Office,
Jaffna, January 8, 1945.

S. S. ATYER,
for Fiscal.

NOTICES OF FISCALS' SALES.

Southern Province.

In the District Court of Colombo.

I. M. M. de Silva Warnakulasuriya Gunewardana *nee* Aponso of Dehiwala Plaintiff.
No. 570/D. Vs.

B. J. de Silva Warnakulasuriya Gunewardana of Sirimedura Walauya, Magalle, and another Defendants.

NOTICE is hereby given that on Thursday, March 1, 1945, at 2.30 p.m. will be sold by public auction at the Manomani Estate Bungalow the right, title, and interest of the said 1st defendant in the following property for the recovery of Rs. 10,800 being arrears of alimony and maintenance due to the plaintiff from April 21, 1943, up to October 20, 1944, at the rate of Rs. 600 per mensem, viz. :-

All that undivided half part or share of all that estate called and known as Manomani Estate of the total extent of about 159 acres, situated at Wanduramba in Gangaboda pattu of the Galle District, Southern Province; and comprised of the following allotments of lands :-

1. All that allotment of land called Kaluwalahenedeniya, situated at Wanduramba in Gangaboda pattu of the Galle District, Southern Province, and bounded on the north by Heneela, east by lots 3998 and 3999 in P. P. 2454, south by lot No. 4003 in P. P. 2,454 and Crown land; and west by Crown land and land appearing in T. P. 209,257 and a water-course, containing an extent 2 acres and 4 perches, as per plan thereof No. 209,257 dated October 20, 1903.

2. All that allotment of land called Puhulhena, situated at Wanduramba aforesaid; and bounded on the north by land appearing in T. P. 209,257, east lot 3999 in P. P. 2,454, south by lot 3995 in P. P. 2,454, and west by Crown land and a stream; containing in extent 1 acre and 32 perches as per plan thereof No. 224,233 dated May 3, 1905.

3. All that allotment of land called Cikkaduwhena, situated at Urala in Gangaboda pattu aforesaid; and bounded on the north by a path and land claimed by natives, east by land claimed by natives and a water-course, south by Henadola, and west by Henadola and lot 3994 in P. P. 2,454, in extent 9 acres 18 perches as per plan thereof No. 224,259 dated May 3, 1905.

4. All that allotment of land called Hikkaduwhena Kaluwalahena, situated at Wanduramba in Gangaboda pattu aforesaid; and bounded on the north and east by Henadola; south by lot 3999 in P. P. 2,454, and west by land appearing in T. P. 209,257, in extent exclusive of the water-course passing through the land 2 acres 2 roods 29 perches, as per plan thereof No. 224,234 dated May 3, 1905.

5. All that allotment of land called Buluhenaaddaraowita, situated at Wanduramba aforesaid; and bounded on the north by Henadola, east by land appearing in T. P. 224,253 and lot 18536 in P. P. 6,752, south by Crown land, and west by land appearing in T. P. 227,537 Puhulhenadola and Henadola, in extent 2 acres 2 roods 12 perches, as per plan No. 227,588 dated August 14, 1905.

6. All that allotment of land called Asweldoowa, situated at Wanduramba aforesaid; and bounded on the north and east by land appearing in T. P. 227,538, south by Crown land and west by Puhulhenadola, in extent 1 acre 2 roods 19 perches, as per plan thereof No. 227,537 dated August 24, 1905.

7. All that allotment of land called Puhulhenakanda, situated at Wanduramba aforesaid; and bounded on the north by Henadola, east by land appearing in T. P. 209,256, south by lot 18536 in P. P. 6,752, and west by lot 19547 in P. P. 6,987, in extent 1 acre 1 rood 7 perches, as per plan thereof No. 224,258 dated May 3, 1905.

8. All that allotment of land called Hikkaduwhena Ulgalahenekoratuwa and Ulgalahena, situated at Wanduramba aforesaid; and bounded on the north by T. P. 224,234 Henadola and land claimed

by natives, east by land claimed by natives T. P. 224,231 and a stream, south by T. P. 224,232 and T. P. 209,258, and west by Crown land T. P. 224,233 and T. P. 209,257, in extent 27 acres 3 roods 16 perches, as per plan thereof No. 229,408 dated October 2, 1905.

9. All that allotment of land called Puhulhenedeniya, situated at Wanduramba aforesaid; and bounded on the west by T. P. 187,424 and on all other sides by Crown land, in extent 1 rood 20 perches, as per plan No. 230,277 dated July 26, 1906.

10. All that allotment of land called Ihalagederaneganairakabella, situated at Urala in Gangaboda pattu aforesaid; and bounded on the north by Crown land, east by Crown land and T. P. 224,259, south by Henadola, west by land claimed by natives, in extent 1 acre 3 roods 26 perches, as per plan thereof No. 229,407 dated October 12, 1905.

11. All that allotment of land called Magahena *alias* Wandurambakanda, situated at Wanduramba aforesaid; and bounded on the east by reservation along the road and on all other sides by Crown land, in extent 3 roods and 38 perches, as per plan thereof No. 243,984 dated August 28, 1907.

12. All that allotment of land called Hakuruketukanda, situated at Urala aforesaid; and bounded on the north by Crown land and T. P. 223,961, east by the land claimed by Urala Temple T. P. Nos. 242,626 and 242,626 lot T 250 in P. P. 2,454 and a path, south and west by Crown land, in extent 2 acres 3 roods, as per plan No. 242,624 dated July 11, 1907.

13. All that allotment of land called Hakuruketukanda-addaraowita, situated at Urala aforesaid; and bounded on the north by T. P. 242,624 and land claimed by Urala temple, east by land claimed by Urala temple and T. P. 242,624 and south and west by T. P. 242,624, in extent 18 perches, as per plan thereof No. 242,625 dated July 11, 1907.

14. All that allotment of land called Hakuruketukanda, situated at Urala aforesaid; and bounded on the north by land claimed by Urala Temple, east by the land claimed by the Urala Temple and lot T. 250 in P. P. 2,454, south by lot T. 250 in P. P. 2,454, and west by T. P. 242,624 and land claimed by the Urala Temple, in extent 30 perches, as per plan thereof No. 242,626 dated July 11, 1907.

15. All that allotment of land called Elagorakagahadeniya-udummullegoda, situated at Wanduramba aforesaid; and bounded on the north by T. P. 106,557 and on all other sides by Crown land, in extent 1 acre 1 rood 12 perches, as per plan thereof No. 258,440 dated November 2, 1908.

16. All that allotment of land called Galketiwegodakanda *alias* Pitaowitegoda, situated at Urala aforesaid; and bounded on the north by land claimed by natives, east and south by lots 25,313 in P. P. 8,563, and west by T. P. 242,623, in extent 3 acres 2 roods 1 perch, as per plan thereof No. 268,828 dated April 11, 1910.

17. All that allotment of land called Pankanatiwegodawatta *alias* Wewegodawatta, situated at Urala aforesaid; and bounded on the north by Kosgahahenewewa or Kosgahahenewewekumbura, east by Mulana and Pnhlyadda or Pnkanatiye, south by land purchased from the Crown by C. D. S. Naghawatta and west by Ulgalahenewatta, in extent 1 acre 2 roods 12 1/2 perches.

18. All that allotment of land called Diyaparagahawattakanda, situated at Wanduramba aforesaid; and bounded on the north by T. P. Nos. 309,394 and 309,588, east and south by Crown land, and west by lot 3836, in P. P. 9,884, in extent 1 acre.

19. All that allotment of land called Hodiheliyehena, situated at Urala aforesaid; and bounded on the north by Crown land, east by lot 3 in P. P. 10,218, south by T. P. 229,407 land claimed by natives and lot 2 in P. P. 10,218, and west by T. P. 288,613, in extent 2 acres 3 roods 28 perches.

20. All that allotment of land called Palligodakanda, situated at Ihalakembiya in Gangaboda pattu aforesaid; and bounded on the north by land in T. P. 265,527 and on all the other sides by T. P. 272,904, in extent 3 acres 1 rood 527 perches.

21. All that allotment of land called Hakuruketukanda, situated at Urala aforesaid; and bounded on the north by Crown land and T. P. 212,624, east by T. P. 224,259, south by T. P. Nos. 224,259 and 229,407, and west by T. P. 317,278, in extent 4 acres 1 rood 6 perches.

22. All that allotment of land called Mulanegoda being lot 1 in P. P. 10,217, situated at Urala aforesaid; and bounded on the north by Pitawana, east by reservation for a path and T. P. 242,728, south by Dickhenegodakanda, and west by lot 3 in P. P. 10,217, in extent 2 acres 2 roods 4 perches.

23. All that allotment of land called Mulanegodadeniya being lot No. 2 in P. P. 10,217, situated at Urala aforesaid; and bounded on the north and east by a ditch, south by lot 1 in P. P. 10,217, and west by reservation for a path, in extent 1 rood 17 perches.

24. All that allotment of land called Mulanegoda being lot No. 3 in P. P. 10,217, situated at Urala aforesaid; and bounded on the north by a part of lot No. 1 in P. P. 10,217, east by lot 1 in

P. P. 10,217, south by Dickhenegodakanda, and west by T. P. 224,231, in extent 3 roods 27 perches.

25. All that allotment of land called Kaluwaldeniya godakanda being lot No. 2757 in P. P. 305,464, situated at Wanduramba aforesaid; and bounded on the north by T. P. 227,538 and a road, east by road T. P. Nos. 209,257, 224,233 and 229,403, south by lot 3191 in P. P. 9,710, west by T. P. 227,538, in extent 5 acres 3 roods 16 perches.

26. All that allotment of land called Kaluwaldeniya godakanda being lot 2758 in T. P. 305,477, situated at Wanduramba aforesaid; and bounded on the north by T. P. Nos. 235,248 and 209,256 and lot 2759 in P. P. 9,605, east by T. P. 209,257, south by a road, in extent 1 acre and 22 perches.

27. All that land called Kaluwaldeniya godakanda being lot 2759 in T. P. 306,455, situated at Wanduramba aforesaid; and bounded on the north by T. P. 209,256, east by T. P. 209,257 and lot 2758 in P. P. 9,605, south by lot 2752 in P. P. 9,605, in extent 29 perches.

28. All that land called Dickhenegodakanda being lot 2152 in T. P. 283,507, situated at Urala aforesaid; and bounded on the north by land in T. P. 242,778 and on all the other sides by Crown land, and in extent 1 acre and 39 perches.

29. All that land called Hodihelyehena being lot 1932 in T. P. 288,613, situated at Urala aforesaid; and bounded on the south by T. P. 285,912 and on all the other sides by Crown land, in extent 2 acres and 10 perches.

30. All that land called Pangalahena being lot 2582 in T. P. 299,100, situated at Udaweliwitiya in Gangaboda pattu aforesaid; and bounded on the north by T. P. 91,605, east and south by Crown land, and west by T. P. Nos. 90,467, 90,605, in extent 2 acres 3 roods 24 perches.

31. All that allotment of land called Iddamaladeniyegoda, situated at Urala aforesaid, and bounded as per plan No. 222,205 on the north by Iddamaldola land appearing in T. P. 208,369 land claimed by natives and Crown land, east by Crown land Iddamaldola and land appearing in T. P. 22,203, south by land claimed by natives, and west by Iddamaldola and land claimed by natives, in extent (exclusive of Iddamaldola passing through the land) 14 acres 3 roods 20 perches.

32. All that allotment of land called Puhulhena, situated at Wanduramba aforesaid; and bounded on the north by land appearing in T. P. 187,424, east by land appearing in T. P. 187,424 and Crown land, south and west by Crown land, in extent 2 acres 3 roods 8 perches.

33. All that allotment of land called Galketiya godakanda, situated at Urala aforesaid; and bounded on the north by land claimed by natives, east and south by Crown land, and west by lot 22014 in P. P. 7,686, in extent 1 acre 1 rood 10 perches.

34. All that allotment of land called Kosgodakanda, situated at Urala aforesaid; and bounded on the north by land claimed by natives, east by a path, and south and west by Crown land in extent 1 acre and 16 perches.

35. All that land called Puhulhena Aswelduwa, situated at Wanduramba aforesaid; and bounded on the north by T. P. 221,952, east by Haththehalehenedola, and Puhulhenadola, south by a water-course and T. P. 197,423, and west by Crown land and lot M. 347 in T. P. 843, in extent 6 acres and 24 perches.

36. All that allotment of land called Karansapanduradeniya, situated at Wanduramba aforesaid; and bounded on the north by Crown land and lot 2233 in P. P. 7,772, east by land appearing in T. P. 220,311, and south and west by Crown land, in extent 3 roods 23 perches.

37. All that allotment of land called Managodeniya, situated at Wanduramba aforesaid; and bounded on the west by land appearing in P. P. 220,311 and on all the other sides by Crown land, in extent 2 acres 2 roods.

38. All that allotment of land called Hikkaduwehenadeniya, situated at Urala and Wanduramba aforesaid; and bounded on the north by lot 3995 and 4000 in P. P. 2,454, east by lot 4000 in P. P. 2,454 and Crown land, south by Crown land and land appearing in T. P. 209,258, and west by land appearing in T. P. 209,258, in extent exclusive of the stream 1 acre 3 roods 11 perches.

39. All that allotment of land called Hikkaduwehena, situated at Urala aforesaid; and bounded on the north by land claimed by natives and Crown land, east and south by Crown land, and west by lot 4001, 39995 and 4000½ in P. P. 2,454, a water-course and land claimed by natives, in extent 5 acres 1 rood 36 perches.

40. All that allotment of land called Kosgahawewatte, situated at Urala aforesaid, and bounded on the north by Wewekumbure-owita, east by Pahalakalaeliya Panwala Kumbura and lot A of the same land, south and west by lot B of the same land, in extent 2 acres and 15 perches.

41. All that land called Kalugaladeniyegodakanda being lot 2760 in T. P. 308,092, situated at Wanduramba aforesaid; and bounded on the north by T. P. 235,248 and lot 2758 in P. P. 9,605, east by lot 2758 in P. P. 9,605 and T. P. 209,257, south and west by lot 2757 in P. P. 9,605, in extent 35 perches.

42. All that land called Aldosiwialakumburaregodabedda *alias* Gonepennewalahena, situated at Welwitiya in Gangaboda pattu aforesaid being lot No. 2623 in P. P. 9,561; bounded on the north by P. P. 91,368 and Crown land, south by lot 2624 in T. P. 91,368 and west by T. P. 91,368, in extent 5 acres and 38 perches.

43. All that land called Aldosiwialakumbura being lot No. 2624 in P. P. 9,561, situated at Welwitiya aforesaid; and bounded on the north by lot 2623, east by Crown land, south and west by Aldosiwialakumbura, in extent 3 roods 16 perches.

44. All that land called Pallegodakanda being lot 3921 in P. P. 9,912, situated at Ihala Keembiya in Gangaboda pattu aforesaid; and bounded on the north and south by Weemullewialakanda, east by a portion of the same land, and west by footpath, in extent 3 acres 1 rood 27 perches.

45. All that land called Nagahahenekanda being lot 794 in T. P. 281,015, situated at Wanduramba aforesaid; and bounded on the north by Crown land and T. P. 234,984, east and south by reservation along the road, and west by Crown land, in extent 3 acres and 4 perches.

Fiscal's Office,
Galle, January 3, 1945.

W. P. DALUWATTE,
Deputy Fiscal.

B 2

In the District Court of Galle.

M. H. Sedo of Keembiya Petitioner.
No. 8,054 T. Vs.

(1) O. H. Civlin, (2) M. H. Piyadasa, appearing by his guardian *ad litem* the 1st respondent, both of Ettihgoda . . . Respondents.

NOTICE is hereby given that on Thursday, March 8, 1945, commencing at 2.30 in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said petitioner in the following property, for the recovery of Rs. 200 and writ costs, Rs. 7 75, viz. —

1. All that eleven cubits masonry built thatched house standing on the land called Delgahawattigoda, situated at Ihalakeembiya in Gangaboda pattu of the District of Galle, Southern Province; and bounded on the north by the land described in T. P. 148289 and Gamakanda belonging to the Crown, east by land described in T. P. 148291, south by a land claimed by L. Odris and others, and west by Aluthgederawatta belonging to L. Odris and land described in plan No. 148,289; in extent 3 roods 24 perches; and registered in E. 37/104.

2. All that undivided half share of an undivided one and a half kurunes of paddy sowing extent out of the field called one-fourth portion of Watupengirimulana *alias* Watupengirimulane Medakobella, situated at Lelwala in Gangaboda pattu aforesaid, and bounded on the north by Ratmehera Kanda, east by Watupengirimulana, south by Ratmehera Kanda, and west by Wedahenedeniya *alias* Pahala Watupengirimulana; in extent about 12 pelas of paddy sowing ground.

3. All that undivided half share of an undivided one and a half kurunes paddy sowing extent out of the field called Beligahalayadda Dehigahalayadda *alias* Pahalawatupengirimulla, situated at Lelwala aforesaid; and bounded on the north by Kokawala Praveniwatta, east by Mahagekumbura, south by the rubber estate of Mr. A. W. Winter, and west by Galagawalyadda of the one-fourth portion; in extent 6 bags of paddy sowing ground.

4. All that undivided half share of an undivided one and a half kurunes paddy sowing extent out of the field called Narangahaliyadda, situated at Lelwala aforesaid; and bounded on the north by Lelwalawatta, east by Kemnyatpallehyadda of the one-fourth portion, south by Pravenidama and west by Etakumbura, in extent 3 bags of paddy sowing ground.

5. All that undivided half share of an undivided one and a half kurunes paddy sowing extent out of the field called Tuduwegemulana *alias* Pita-rehyadda, situated at Ihala Keembiya aforesaid; and bounded on the north by Crown land, east by Badaheliyadda, south by Pravenidama, and west by Wilehyadda; in extent 3 bags of paddy sowing ground.

6. All that undivided one half share of the soil and soil share trees of the land called Kusaramullegodakanda, situated at Ihalakeembiya aforesaid; and bounded on the north by Pravenidama *alias* rubber land, east by Gansabha road, south by Kusaramullawatta, and west by Maladola; in extent 1 acre 1 rood and 7 perches.

Fiscal's Office,
Galle, January 5, 1945.

W. P. DALUWATTE,
Deputy Fiscal.

North-Western Province.

In the District Court of Kurunegala.

L. James de Silva of Polwatta, Ambalangoda . . . Plaintiff.
Tennakoon Banda Amunugama of Kurunegala Substituted Plaintiff.

No. 146. Vs.

K. S. de Silva of Puttalam road, Kurunegala Defendant.

NOTICE is hereby given that on Friday, February 9, 1945, commencing at 10.30 in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 2,500 with legal interest on Rs. 2,500 from July 1 1939, till payment in full and costs of this action Rs. 149.98 and poundage, viz. —

1. Lot C from and out of Gepallawawela and appurtenant high land situated at Kannshepola and Gepallawa in Recopattu korale of Dambadeni hatpattu, in the District of Kurunegala, North-Western Province, registered at F 225/58, which said lot C is according to final partition plan No. 2,166 dated September 23, 1939, made by Mr. J. Wright, Licensed Surveyor, and filed in D. C., Kurunegala, case No. 17,604 is bounded on the north and west by dewata road, east by lots E and J in the said plan, south by lot D in the said plan and cart road, containing in extent 8 acres and 10 perches. The said lot C is registered at F. 399/196.

2. Lot D from and out of Gepallawawela and appurtenant high land situated at Gepallawa aforesaid, registered at F 225/58, which said lot D is according to the said plan No. 2,166 is bounded on the north and east by lot C in the said plan, south by cart road, and west by dewata road; containing in extent 1 rood and 8 perches. The said lot D is registered at F 399/197.

3. Lot J from and out of Gepallawawela and the appurtenant high land situated at Gepallawa aforesaid, registered at F 225/58 which said lot J is bounded on the north by lot A, east by lot B, south by lot K, and west by lot C in the said plan; containing in extent 3 acres 1 rood and 28 perches. The said lot J is registered at F 399/198.

4. Lot B from and out of Gepallawawela and the appurtenant high land situated at Gepallawa aforesaid, registered at F 225/58, which said lot B is bounded on the north by lot A in the said plan, east by Maguru-oya, south by lot S, and west by lots J and A in the said plan; and containing in extent 9 acres 1 rood and 10 perches. The said lot B is registered at F 399/199.

5. Lot A from and out of the land called Gedarawatta, situated at Uhumiya in the aforesaid korale, registered at F 286/193, which said lot A is according to final partition plan No. 2,162 dated July

15, 1939, made by J. Wright, Licensed Surveyor, and filed in D. C., Kurunegala, case No. 18,104 is bounded on the north by land of Kiri Banda, Doctor, east by Unapanduragawawela, south by Negombo road, and west by lot B in the said plan; containing in extent 3 roads and 12 perches, together with the buildings thereon. The said lot A is registered at F 399/219.

Fiscal's Office,
Kurunegala, January 9, 1945.

WALTER D. M. PERERA,
Deputy Fiscal.

It is ordered 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 said deceased issued to her accordingly, unless the respondents above named or any person or persons interested shall, on or before January 18, 1945, show sufficient cause to the satisfaction of this court to the contrary.

January 8, 1945

S. C. SWAN,
Additional District Judge.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction: Seena Kana Roona Seena Thana Chintamani
No. 7,389. Chettiar of Okkur Ramnad District, South
India, deceased.

Parthasarathy, son of Rengasamy Konar of 192, Sea street,
Colombo Original Petitioner.

Arunachalam Servai, son of Muthudayar Servai of Sea street,
Colombo Second Petitioner.

S. K. R. S. S. T. Chidamnaram Chettiar of Sea street,
Colombo New Petitioner.

Vs.

(1) Alarnalu Achchi, (2) Unnamalai Achchi, widow of the late
S. K. R. S. S. T. Nadarajan Chettiar, (3) Thayalanayagi
Achchi, all of Okkur in Ramnad District, South
India Respondents.

THIS matter coming on for disposal before S. J. C. Schokman,
Esq., Additional District Judge of Colombo, on December 6, 1944,
in the presence of Mr. R. Muttusamy, Proctor, on the part of the
petitioner above named and the affidavit of the said petitioner dated
November 17, 1944, and December 1, 1944, having been read:

It is ordered that the new petitioner above named be and he is
hereby declared entitled, as the surviving son of the above-named
deceased to have letters of administration to the estate of the said
deceased issued to him accordingly unless the respondents above
named or any person or persons interested shall, on or before
January 25, 1945, show sufficient cause to the satisfaction of this
court to the contrary.

December 18, 1944.

S. J. C. SCHOKMAN,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

No. 11,122. In the Matter of the Intestate Estate of Palaman-
Testamentary. dadige Allis Fernando of Peiris road, Mount
Lavinia, deceased.

Halpewattage Isabella Peiris of Peiris road, Mount
Lavinia Petitioner.

Vs.

(1) Palamandadige Samson Punyadasa Fernando, (2) Pala-
mandadige Tammitra Fernando, (3) Palamandadige Yasa-
wardana Fernando, (4) Palamandadige Kumaradasa Fer-
nando, all of Peiris road, Mount Lavinia Respondents.

THIS matter coming on for disposal before S. J. C. Schokman,
Esq., Additional District Judge of Colombo, on September 29,
1944, in the presence of Mr. D. B. Jayaratne, Proctor, on the part
of the petitioner above named; and the affidavit of the said peti-
tioner dated September 21, 1944, having been read:

It is ordered that the petitioner above named be hereby declared
entitled, as the widow of the deceased, to have letters of adminis-
tration to the estate of the deceased issued to her accordingly,
unless the respondents above named or any person or persons
interested shall on or before November 16, 1944, show sufficient
cause to the satisfaction of this court to the contrary.

October 10, 1944.

S. J. C. SCHOKMAN,
Additional District Judge.

The date of showing cause against the foregoing *Order Nisi* is
extended to December 14, 1944.

November 18, 1944.

S. J. C. SCHOKMAN,
Additional District Judge.

The date of showing cause against the foregoing *Order Nisi* is
extended to January 25, 1945.

December 12, 1944.

S. J. C. SCHOKMAN,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction: Dehiwala-liyanage Dharmawardene of Watarap-
No. 11,169. pola, deceased.

Dona Sophia Dharmawardene of 264, Watarappola road,
in Mount Lavinia Petitioner.

Vs.

(1) Dehiwala-liyanage Weerajananda Dharmawardene, and
(2) Dehiwala-liyanage Raja Dharmawardene, both of 264,
Watarappola road, aforesaid Respondents.

THIS matter coming on for disposal before S. J. C. Schokman,
Esq., Additional District Judge of Colombo, on October 31, 1944,
in the presence of Mr. Upali Amarasinghe, Proctor, on the part
of the petitioner above named; and the affidavit of the petitioner
dated October 23, 1944, having been read:

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Benjamin
Jurisdiction. de Zilva of Edward avenue, Felsinger town,
No. 11,172 Wellawatta in Colombo, deceased.

Leonard Francis de Zilva of 291/3, Havelock road, Wellawatta
in Colombo Petitioner.

And

(1) Benson de Zilva, (2) Starling Godalaba de Zilva, and
(3) Marjorie Katherine de Zilva, all of 291/4, Edward avenue,
Felsinger town, Wellawatta in Colombo, and (4) Maxwell
de Zilva and (5) Fortune de Zilva, both minors, appearing
by their guardian *ad litem* the 1st respondent above
named Respondents.

THIS matter coming on for disposal before S. J. C. Schokman,
Esq., Additional District Judge of Colombo, on November 3, 1944,
in the presence of Mr. N. W. H. Keegel, Proctor, on the part of the
petitioner above named; and the affidavit of the said petitioner
having been read:

It is ordered and decreed that the 1st respondent above named be
hereby declared appointed guardian *ad litem* over the minors, the
4th and 5th respondents above named, and the petitioner above
named be hereby declared entitled, as son of the deceased, to have
letters of administration to the estate of the said deceased issued to
him accordingly, unless the respondents above named or any person
or persons interested shall, on or before January 18, 1945, show
sufficient cause to this court to the contrary.

November 20, 1944.

S. J. C. SCHOKMAN,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction. Aysha Beebee of Layards Broadway in Colombo,
No. 11,184. deceased.

S. M. Moossee of 283, Layards Broadway in Colombo ... Petitioner.

Vs.

(1) Fausil Hattaya, and (2) Fausil Lariffa, both minors, by
their guardian *ad litem*, (3) S. D. Mohamed, all of 283,
Layards Broadway in Colombo, (4) Shariffa Umma of 283,
Layards Broadway in Colombo Respondents.

THIS matter coming on for disposal before S. J. C. Schokman,
Esq., Additional District Judge of Colombo, on November 10, 1944,
in the presence of Mr. K. Rasanathan, Proctor, on the part of the
petitioner above named; and the affidavit of the said petitioner
dated November 10, 1944, having been read:

It is ordered that the 3rd respondent above named be hereby
declared appointed guardian *ad litem* over the 1st and 2nd minor
respondents above named and the petitioner be hereby declared
entitled, as the widow of the deceased, to have letters of adminis-
tration to the estate of the said deceased issued to her accordingly,
unless the respondents above named or any person or persons
interested shall, on or before January 18, 1945, show sufficient
cause to the satisfaction of this court to the contrary.

November 16, 1944.

S. J. C. SCHOKMAN,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction. D. G. Martyn of Mary's road, Bambalapitiya,
No. 11,185. Colombo, deceased.

Pancy Rizpah de Silva of Edward lane, off Buller's road in
Bambalapitiya Petitioner.

Vs.

(1) G. A. Martyn, and (2) N. E. R. Martyn, both minors, by
their guardian *ad litem*, (3) Ruth Beatrice Silva of 5, Majestic
avenue, Bambalapitiya Respondents.

THIS matter coming on for disposal before S. J. C. Schokman,
Esq., Additional District Judge of Colombo, on November 10,
1944, in the presence of Mr. K. Rasanathan, Proctor, on the part
of the petitioner above named; and the affidavit of the said peti-
tioner dated November 10, 1944, having been read:

It is ordered that the 3rd respondent above named be hereby
declared appointed guardian *ad litem* over the minors, the 1st and
2nd respondents above named, and the petitioner above named
be declared entitled, as the sister of the deceased, to have letters of
administration to the estate of the said deceased issued to her
accordingly, unless the respondents above named or any person or
persons interested shall, on or before January 18, 1945, show
sufficient cause to the satisfaction of this court to the contrary.

November 16, 1944.

S. J. C. SCHOKMAN,
Additional District Judge.

In the District Court of Colombo.

Order Absolute in the First Instance.

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction. H. L. de S. Kulatilaka of Colombo, deceased.
No. 11,188.

Laura Kulatilaka of 42, Campbell avenue, Colombo Petitioner.

THIS matter coming on for final determination before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on November 30, 1944, in the presence of Messrs. Pereira & Gunasekara, Proctors, on the part of the above-named petitioner; the affidavits of (1) the petitioner dated October 25, 1944, and (2) the attesting notary public and the witness dated November 9, 1944, having been read:

It is ordered that the last will and testament No. 307 made by H. L. de S. Kulatilaka, the deceased above named, on June 12, 1944, and attested by E. O. F. de Silva, Notary Public, and the codicils Nos. 310 and 311 made by the deceased above named, and attested by the said notary public, the originals of which have been produced and are now deposited in this court, be and the same are hereby declared proved.

It is further ordered that the petitioner above named is the executrix named in the said will and she is hereby declared entitled to have probate thereof issued to her accordingly on her taking the usual oath and tendering the security bond.

December 12, 1944. S. J. C. SCHOKMAN,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of the
Jurisdiction. late Don Alwis Wanaguru Appuhamy of Hokan
No. 11,190. dara, Palle pattu of Hewagam korale, deceased.

Buthgama Mudhyanselage Edelm Jayasekara of Boralesgamuwa Petitioner.

Vs.

(1) Sirisena Wanaguru, (2) Keerthisena Wanaguru (minor), (3) Letitia Premalatha Wanaguru (minor), all of Boralesgamuwa, (4) Don Carolis Yampath of Godigama in Salpita korale Respondents.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on December 12, 1944, in the presence of Mr. David de Silva, Proctor, on the part of the petitioner above named and the affidavit of the said petitioner, dated November 9, 1944, the affidavit of the attesting notary dated November 9, 1944, and the affidavit of one of the attesting witnesses dated December 8, 1944, having been read:

It is ordered that the 4th respondent above named be and he is hereby declared appointed guardian *ad litem* over the minors, the 2nd and 3rd respondents above named, and the petitioner above named be and she is hereby declared entitled, as the widow of the deceased to have letters of administration with copy of will annexed issued to her accordingly, unless the respondents above named or any person or persons interested shall, on or before February 8, 1945, show sufficient cause to the satisfaction of this court to the contrary.

December 15, 1944. S. J. C. SCHOKMAN,
Additional District Judge.

In the District Court of Colombo.

Notice of Application.

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction. Mrs. Ethel Mary Bonner of The Edinburgh
No. 11,232. Hotel, St. Leonards on Sea, in the County of Sussex, England, formerly of Warnor House Hotel, St. Leonards on Sea aforesaid, widow, deceased.

And

In the Matter of the British Courts Probates (Re-sealing) Ordinance (Chapter 84).

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 British Courts Probates (Re-sealing) Ordinance (Chapter 84) for the sealing of the probate of the last will and testament of the above named Mrs. Ethel Mary Bonner of The Edinburgh Hotel, St. Leonards on Sea, in the County of Sussex, England, formerly of Warnor House Hotel, St. Leonards on Sea aforesaid, widow, deceased, granted by His Majesty's High Court of Justice in England at the Principal Probate Registry thereof on April 1, 1944.

V. GNANARATNAM COOKE,
Proctor for Douglass Mathews
the sole executor.

January 12, 1945.

In the District Court of Negombo.

Order Absolute in the First Instance.

Testy. In the Matter of the Last Will and Testament of
No. 3,297. Kana Eena Lena Seyanna Una Sevugan Chettiar also known as Kana Eena Lena Seyanna Vuna Sevugan Chettiar, late of Nattarasancottai in South India.

And

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

Suppramaniam Chettiar, son of Sevugan Chettiar of Main street, Negombo Petitioner.

THIS matter coming on for final determination before T. F. C. Roberts, Esq., District Judge of Negombo, on December 1, 1944, in the presence of Messrs. de Zoysa & Loos, Proctors, on the part of the petitioner, Suppramaniam Chettiar, son of Sevugan Chettiar

of Main street, Negombo, and (1) the affidavit of the said petitioner dated November 16, 1944, (2) the affidavit of the subscribing witnesses to the will dated November 24, 1944, having been read: It is ordered that the last will and testament of the said Kana Eena Lena Seyanna Una Sevugan Chettiar also known as Kana Eena Lena Seyanna Vuna Sevugan Chettiar and dated May 3, 1944, the original of which has been produced and now deposited in this court, be and the same is hereby declared proved: And it is further declared that the said Suppramaniam Chettiar, son of Sevugan Chettiar is the sole executor named in the said will and that he is entitled to have probate thereof issued to him accordingly, subject to his tendering the usual oath.

December 1, 1944. T. F. C. ROBERTS,
District Judge.

In the District Court of Negombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction. Poulis Thomas Jayakody of Katuwapitiya,
No. 3,294. deceased.

Eupherosene Wilhelmina Jayakody of Katuwapitiya road, Negombo Petitioner.

Vs.

(1) Upa Mallika Jayakody, (2) Parakkrama Tissa Jayakody, (3) Hemamalee Lalitha Jayakody, (4) Gothami Sujatha Jayakody (minors); (5) Alice de Silva, guardian *ad litem* over 1 to 4 minors Respondents.

THIS matter coming on for disposal before T. F. C. Roberts, Esq., District Judge of Negombo, on December 14, 1944, in the presence of Mr. C. Herbert de Silva, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner dated August 29, 1944, having been read:

It is ordered that the 5th respondent above named be appointed guardian *ad litem* over the 1st to 4th respondents above named who are minors, to represent them for all the purposes of this action and the petitioner above named be and she is hereby declared entitled, as the widow of the deceased above named, 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 January 24, 1945, show sufficient cause to the satisfaction of this court to the contrary.

December 14, 1944. T. F. C. ROBERTS,
District Judge.

In the District Court of Negombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction. Athukoralage Hendrick Appuhamy of Katana,
No. 3,298. deceased.

Arukoralage Juwan Appu of Katana

Vs.

(1) Makawitage Dona Rosanahamy of Talanmehera Pannala, (2) Athukoralage Agokahamy of Katana, (3) ditto Marthahamy, of Talanmehera Pannala Respondents.

THIS matter coming on for disposal before T. F. C. Roberts, Esq., District Judge of Negombo, in the presence of Mr. S. A. I. Dheen, Proctor, on the part of the petitioner and the affidavit of (1) the petitioner and (2) the affidavit of the witnesses dated November 22, 1944, having been read:

It is ordered that the last will and testament No. 15,432 of Athukoralage Hendrick Appuhamy, deceased, 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 in the said will and is hereby declared entitled to have probate thereof issued to him accordingly, unless any person or persons interested shall, on or before January 18, 1945, show sufficient cause to the satisfaction of this court to the contrary.

December 16, 1944. T. F. C. ROBERTS,
District Judge.

In the District Court of Kalutara.

Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Estate of the late Ranipuradewage
Jurisdiction. James Fernando, deceased, of Kalutara.
No. 3,167.

Ranipuradewage Alfred Fernando of Deal place, Kollu, pitiya Petitioner.

Vs.

(1) Else Goonatilleke, 71, Government Bungalow, Anuradhapura, (2) Ranipuradewage Buddhadasa Fernando of Old road, Kalutara, (3) Soma Ranasinghe of 29, Nugegoda Respondents.

THIS matter coming on for disposal before J. H. V. S. Jayawickrama, Esq., District Judge, Kalutara, on August 23, 1944, in the presence of Messrs. De Zoysa & Swaris, Proctors, on the part of the petitioner; and the affidavit of the above-mentioned petitioner dated August 19, 1944, having been read:

It is ordered that the petitioner be declared entitled to the estate, as the son of the deceased, and that letters of administration be issued to him, unless the respondents or others interested in the estate shall, on or before October 9, 1944, show sufficient cause to the satisfaction of this court to the contrary.

August 23, 1944. V. S. JAYAWICKRAMA,
District Judge.

The time for showing cause is extended till January 22, 1945.

V. S. JAYAWICKRAMA,
District Judge.

In the District Court of Kalutara.

Order Nisi.

Testamentary In the Matter of the Estate of the late Vidanelage
Jurisdiction. *alias* Kariyakaranage Chaneris Karunatileke,
No. 3,189. deceased of Dombagoda.

Karoline de Silva Panditharatna of Dombagoda, presently of
Paiyagala Petitioner.

Vs.

(1) Vidanelage *alias* Kariyakaranage Sayoris Appuhamy of
Dombagoda, (2) ditto Leyaris Appuhamy of Uduwa, (3) ditto
Ema Nona of Madurawala, (4) ditto Jini Nona of
Uduwa Respondents.

THIS matter coming on for disposal before G. M. de Silva, Esq.,
District Judge, Kalutara, on November 17, 1944, in the presence of
Messrs. Fernando & Goonetilleke, Proctors, on the part of the
petitioner; and the affidavit of the above-named petitioner dated
November 9, 1944, having been read:

It is ordered that the petitioner be declared entitled as widow of
the deceased to claim letters of administration; that the same be
issued to her, unless the respondents or persons interested
in the estate shall, on or before December 22, 1944, show sufficient
cause to the satisfaction of this court to the contrary.

November 17, 1944.

G. M. DE SILVA,
District Judge.

Date of showing cause is extended to February 5, 1945.

December 22, 1944.

V. S. JAYAWICKREMA,
District Judge.

In the District Court of Galle.

Order Nisi.

No. 8,110T. In the Matter of the Intestate Estate of Dayawathie
Weeragunaratne Sahabandu, late of Urala,
deceased.

Between

Sophia Matilda Abeysekera of Urala Petitioner.

And

Helen Weeragunaratne Sahabandu of Urala Respondent.

THIS matter coming on for disposal before R. R. Selvadurai,
Esq., District Judge of Galle, on October 24, 1944, in the presence
of Mr. P. W. Goonewardene, Proctor, on the part of the petitioner
and the affidavit and petition of the said petitioner, dated October
19 and 20, 1944, respectively, and the motion of the said Proctor,
having been read:

It is ordered and declared that the said petitioner is entitled, as
mother of the said deceased, to have letters of administration to the
said estate, issued to her accordingly, unless the said respondent or
any other person or persons interested shall, on or before December
8, 1944, show sufficient cause to the satisfaction of this court to the
contrary.

October 24, 1944.

R. R. SELVADURAI,
District Judge.

Extended to January 19, 1945.

R. R. SELVADURAI,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Intestate Estate and Effects of
No. 267. the late Mrs. Ratnam Selvanayakie of Gonarambe
estate in Dehugampal korale, deceased.

Kadirgamar Palapillai of Manipay Petitioner.

Vs.

(1) Sithampalam Selliah Ratnam, (2) Alagadevi, (3) Palathar-
man, minors, by their guardian *ad litem* the 1st respondent,
all of Gonarambe Respondents.

THIS matter coming on for disposal before H. A. de Silva, Esq.,
District Judge of Jaffna, on June 13, 1944, in the presence of
Mr. S. R. Ariyanayakam, Proctor, for petitioner above named and his
petition and affidavit dated February 29, 1944, having been read:
It is ordered that the above-named petitioner be and he is hereby
declared entitled to have letters of administration to the above-
named estate issued to him, unless the respondents or any person
interested shall, on or before November 17, 1944, show sufficient
cause to the satisfaction of the court to the contrary; and it is
further ordered that the 1st respondent, as father of the minors, be
and he is hereby appointed guardian *ad litem* over the 2nd and 3rd
minor respondents above named for the purpose of these proceedings,
unless sufficient cause to the contrary is shown on or before the
aforesaid date.

Time to show cause extended for January 16, 1945.

H. A. DE SILVA,
District Judge.

Testamentary In the Matter of the Estate of the late Thangammah,
No. 270. wife of Veerakathippillai Sinniah of Valana East,
deceased, of Valana East.

Veerakathippillai Sinnahpillai of Valana East, now of 332,
Main street, Panadura Petitioner.

Vs.

(1) Sinniahpillai Ragunathan, and (2) Sivasthamparampillai
Sathasivam, both of Valana East. Respondents.

THIS matter coming on for disposal before H. A. de Silva, Esq.,
District Judge, Jaffna, on June 16, 1944, in the presence of Mr. K. V.
Rasiah, Proctor, on the part of the petitioner; and the affidavit of
the above-mentioned petitioner dated June 5, 1944, having been
read:

It is declared that the 2nd respondent be appointed guardian *ad
litem* over the minor, the 1st respondent, and that the said petitioner
be declared entitled to have letters of administration to the estate
of the said intestate as her lawful husband, unless the respondents
or any other person or persons interested shall, on or before July 28,
1944, show sufficient cause to the satisfaction of this court to the
contrary.

June 16, 1944.

H. A. DE SILVA,
District Judge.

Time to show cause is extended to January 22, 1945.

H. A. DE SILVA,
District Judge.

In the District Court of Batticaloa.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the
Jurisdiction. late Kulandavelu Ponnampalam of Batticaloa,
No. 530. deceased.

Seenitambay Nagiah of Batticaloa Petitioner.

Vs.

(1) Ponnampalam Manonmany of Batticaloa, (2) Thurairaja-
singham Shivananthay of Wallasmullai, (3) Ponnampalam
Maheswari of Wallasmullai (minor), (4) Soliah Thurairaja-
singham of Wallasmullai Respondents.

THIS matter coming on for disposal before D. E. Wijayawardene,
Esq., District Judge of Batticaloa, on September 7, 1944, in the
presence of Mr. M. A. L. Karapper, Proctor, on the part of the
petitioner; and the affidavit and petition of the petitioner dated
July 27, 1944, and August 10, 1944, having been read: praying
that the 4th respondent be appointed guardian *ad litem* over the
minor 3rd respondent, and that the letters of administration be
issued to the petitioner to the said estate.

And it is further ordered that the petitioner be appointed
administrator and that the 4th respondent above named be
appointed guardian *ad litem* over the minor above named, and that
letters of administration be issued to the petitioner above named,
unless the respondents or any other person or persons interested
shall, on or before November 9, 1944, show sufficient cause to the
contrary.

October 5, 1944.

L. W. DE SILVA,
District Judge.*Order Nisi* extended to December 7, 1944.

November 9, 1944.

L. W. DE SILVA,
District Judge.*Order Nisi* extended to January 18, 1945.

December 7, 1944.

L. W. DE SILVA,
District Judge.

In the District Court of Chilaw.

Order Absolute declaring Will proved.

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction. Warnakulasuriya Mahawaduge Juan Fernando
No. 2,323. of Horagolla, deceased.

THIS matter coming on for disposal before V. H. Wijeyaratne,
Esq., District Judge, Chilaw, on December 2, 1944, in the presence
of Mr. J. J. Fernando, Proctor, for petitioner, Warnakulasuriya
Veronica Tissera of Horagolla, and the affidavits of the petitioner
and an attesting witness dated June 13, 1944, to last will No. 1,812
dated April 1, 1937, attested by J. J. Fernando, Notary Public,
having been read:

It is ordered that the said last will now deposited in this court be
and the same is declared proved; and it is further declared that
the said petitioner is the executrix named in the said will, and that
she is entitled to have probate of same issued to her accordingly.

December 2, 1944.

V. H. WIJEYRATNE,
District Judge.