



# THE CEYLON GOVERNMENT GAZETTE

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## PART II.—LEGAL.

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

			PAGE				PAGE
Governor's Ordinances .. .. .	..	..	..	—	District and Minor Courts Notices .. .. .	..	..
Passed Ordinances .. .. .	..	..	..	161	Council of Legal Education Notices .. .. .	..	..
Draft Ordinances .. .. .	..	..	..	164	Notices in Insolvency Cases .. .. .	..	165
List of Notaries .. .. .	..	..	..	—	Notices of Fiscal's Sales .. .. .	..	165
Supreme Court Notices .. .. .	..	..	..	—	Notices in Testamentary Actions .. .. .	..	166
Notifications of Criminal Sessions of the Supreme Court .. .. .	..	..	..	165	Miscellaneous .. .. .	..	..

### PASSED ORDINANCES.

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

#### No. 4 of 1945.

L.D.—O 5/45/M.L.A.—G. 26/59

An Ordinance to validate the acts done by certain officiating Village Committees in the Mannar District after the thirty-first day of December, 1944, to extend the term of office of those Committees until new Committees elected to succeed them come into office, to make special provision for the election of the new Committees, and to provide for matters connected therewith or incidental thereto.

HENRY MOORE.

WHEREAS the election of new Village Committees to succeed the Village Committees of the Mannar West village area and of the Perunkalipattu village area in the Mannar District, whose term of office expired on the thirty-first day of December, 1944, was rendered impracticable by unfavourable weather conditions, and the aforesaid Committees (hereinafter referred to as the "officiating Village Committees") have continued to perform their functions within their respective village areas after that date:

And whereas it is necessary to validate the acts done by the officiating Village Committees after that date and to enable them to continue to perform their functions until two duly elected Village Committees come into office in their place:

And whereas it is necessary to make special provision for the election of two new Village Committees to come into office in place of the officiating Village Committees:

Be it, therefore, 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 Mannar District Village Committees (Validation of Acts and Special Elections) Ordinance, No. 4 of 1945.

Short title.

2. Notwithstanding anything in the Village Communities Ordinance, each of the officiating Village Committees shall be deemed to have lawfully continued in office after the thirty-first day of December, 1944, in like manner as if its term of office had been duly extended by or under any law in force in that behalf; and accordingly, no act done after that date by or under the direction of either of the officiating Village Committees in pursuance of the provisions of that Ordinance or of any other written law, shall for any purpose be or be deemed to have been invalid or unlawful by reason only that such act was done after that date.

Legal status of officiating Village Committees.  
Cap. 198.

Further extension of term of office of officiating Village Committees

3. The term of office of each of the officiating Village Committees is hereby further extended and each of those Committees is hereby empowered to continue in office until, in its place, a new Committee duly elected comes into office as hereinafter provided.

Special provision for the election of new Committees in 1945.

4. (1) Notwithstanding anything in the Village Communities Ordinance, a general election of a Village Committee to succeed each of the officiating Village Committees shall be held in the year 1945, on such date or dates as may be fixed as the earliest and most convenient for the purpose by the Assistant Government Agent of the Mannar District.

(2) For the purposes of the general elections referred to in sub-section (1), section 14 of the Village Communities Ordinance shall have effect as if—

- (a) in sub-section (4), there were substituted, for the words "one month", the words "fourteen days"; and  
(b) in sub-section (6), there were substituted, for the words "fourteen days", the words "seven days".

Term of office of new Committees.

5. Each of the new Village Committees elected at the general elections referred to in section 4 shall come into office on such date as the Governor may appoint by Proclamation published in the *Gazette*, and the term of office of each such Committee shall, unless it is earlier extended or curtailed under section 9 (2) of the Village Communities Ordinance or unless the Committee is earlier dissolved under section 61 of that Ordinance, expire on the last day of June in the year 1947.

Application of Village Communities Ordinance.

6. Save as otherwise expressly provided in this Ordinance, the provisions of the Village Communities Ordinance shall apply to all matters connected with the general elections referred to in section 4.

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

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

Assented to by His Excellency the Governor the Twenty-fourth day of March, One thousand Nine hundred and Forty-five.

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

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

### No. 5 of 1945.

L. D.—O. 50/43

Chapter 258.  
(Vol. VI., p. 66).

#### An Ordinance to amend the Defence Force Ordinance.

[Assented to by His Majesty the King: See Proclamation dated April 5, 1945, published in Government Gazette No. 9,391 of April 6, 1945.]

HENRY MOORE.

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

Short title.

1. This Ordinance may be cited as the Defence Force Amendment Ordinance, No. 5 of 1945.

Replacement of section 17 of Chapter 258.

2. The Defence Force Ordinance (hereinafter referred to as "the principal Ordinance"), is hereby amended, by the repeal of section 17, and the substitution therefor, of the following section:—

Pensions and gratuities to officers and soldiers or their families in event of death, injury, etc.

17. (1) Subject as hereinafter provided, a pension or gratuity may be awarded to—

(a) any officer or soldier of the Defence Force who, having been called out under section 13 and being on service thereunder, sustains a disablement which is attributable to the conditions of such service and which, in the opinion of the Financial Secretary, results in the loss of not less than five per centum of his earning capacity: provided, however, that no pension shall be payable in respect of any period during which such officer or soldier is in receipt of any pay, or any pay and allowances, as the case may be, under section 14 of the Ordinance;

(b) any officer or soldier of the Defence Force who, while undergoing training or exercise with the Force, sustains a disablement which is attributable to the conditions of such training or exercise and which, in the opinion of the Financial Secretary, results in the loss of not less than five per centum of his earning capacity;

(c) the widow and family of any such officer or soldier who, while on such service or while undergoing such training or exercise, sustains or contracts any wound, injury, or disease which is attributable to the conditions of such service, training or exercise, and who dies within seven years of sustaining or contracting such wound, injury, or disease: provided, however, that no pension shall be payable in respect of any period during which such widow and family continue to receive any family allowances in respect of such officer or soldier.

(2) The rates at which and the conditions subject to which pensions or gratuities may be paid under sub-section (1), and the circumstances in which the payment of such pensions may be partially or wholly withheld, shall be such as the Governor may from time to time determine:

Provided, however, that in any case where the Governor is satisfied, having regard to the special circumstances of the case, that the rates so determined are inadequate, he may direct that the pension or gratuity in that case shall be paid at such higher rates as may be fixed by him for the purpose.

(3) In this section, "family" means any dependent child or children, whether legitimate or illegitimate, any dependent step-child or step-children, and any dependent adopted child or adopted children, and in relation to any officer or soldier who leaves no widow, dependent child, dependent step-child, or dependent adopted child, includes any dependent parent, brother or sister of such officer or soldier.

(4) For the purposes of the application of paragraphs (a) and (c) of sub-section (1), to any case of disablement or death resulting from enemy action, an officer or soldier called out under section 13 shall be deemed to have been on service while he was absent from his unit on leave duly granted, but shall not be deemed to have been on service while he was on compulsory leave without pay and allowances under the provisions of any law for the time being in force in that behalf.

3. The following new section is hereby inserted immediately after section 17 of the principal Ordinance, and shall have effect as section 17A of that Ordinance:—

Insertion of new section 17A in the principal Ordinance.

17A. (1) Subject as hereinafter provided, a pension or gratuity may be awarded to—

- (a) any civilian employee or follower of the Defence Force who sustains a disablement which is attributable to the conditions of his employment and which, in the opinion of the Financial Secretary, results in the loss of not less than five per centum of his earning capacity;
- (b) the widow and family of any such civilian employee or follower who, in the course of his employment, sustains or contracts any wound, injury or disease which is attributable to the conditions of such employment, and who dies within seven years of sustaining or contracting such wound, injury or disease.

Pensions and gratuities to civilian employees and followers of the Defence Force or their families in the event of death, injury, etc.

(2) The rates at which and the conditions subject to which pensions or gratuities may be paid under sub-section (1), and the circumstances in which the payment of such pensions may be partially or wholly withheld, shall be such as the Governor may from time to time determine:

Provided, however, that in any case where the Governor is satisfied, having regard to the special circumstances of the case, that the rates so determined are inadequate he may direct that the pension or gratuity in that case shall be paid at such higher rates as may be fixed by him for the purpose.

(3) A pension or gratuity under this section shall not be awarded to any civilian employee, or to the widow and family of any civilian employee, who is eligible for a pension or gratuity under the provisions of the Minutes on Pensions.

(4) In this section "family" means any dependent child or children whether legitimate or illegitimate, any dependent step-child or step-children and any dependent adopted child or adopted children, and in relation to any employee or follower who leaves no widow, dependent child, dependent step-child or dependent adopted child, includes any dependent parent, brother or sister of such employee or follower.

Retrospective effect of amendments to the principal Ordinance.

4. The amendments made in the principal Ordinance by sections 2 and 3 of this Ordinance shall be deemed for all purposes to have had effect on the third day of September, nineteen hundred and thirty nine, without prejudice, however, to the validity of any pension or gratuity granted under the law for the time being in force between that day and the day on which this Ordinance comes into operation.

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

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

#### DRAFT ORDINANCES.

#### MINUTE.

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

L.D.—O. 153/34.

**An Ordinance to make supplementary provision for the public services, the Railway Services and the Electrical Undertakings for the financial year 1942-43.**

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

Short title

1. This Ordinance may be cited as 'the Supplementary Appropriation (1942-43) Ordinance, No. . . of 1945.

Supplementary Appropriation for the financial year 1942-43.

2. In addition to the sums declared to be payable for the service of the financial year beginning on the first day of October, 1942, and ending on the thirtieth day of September, 1943, by or under the authority of the Appropriation Ordinance, No. 38 of 1942, the sums severally mentioned in the third column of the First, Second and Third Schedules to this Ordinance and amounting to the sum of twenty-one million seven hundred and twelve thousand and seventeen rupees and sixty-seven cents in the First Schedule, four million six hundred and seventeen thousand three hundred and forty-six rupees and twenty-four cents in the Second Schedule, and one hundred and thirteen thousand three hundred and seventeen rupees and fifty-one cents in the Third Schedule, are hereby declared to be payable for the service of the aforesaid financial year out of the revenue and other funds of the Island, the Ceylon Government Railway and the Electrical Undertakings, respectively, in respect of the several services mentioned in the second column of each of those Schedules :

#### FIRST SCHEDULE.

Sums payable out of the Revenue of the Island.

I.	II.	III.
Head of Estimates.	Service.	Sums declared Payable.
		Rs. c.
5 ..	Chief Secretary ..	25,101 19
17 ..	Legal Secretary ..	35,883 17
18 ..	Attorney-General ..	18,097 62
20 ..	Public Trustee ..	2,760 9
36 ..	Currency ..	4,887 15
39 ..	Government Press ..	29,669 55
40 ..	Department of Income Tax, Estate Duty and Stamps ..	18,604 13
42 ..	Miscellaneous Services ..	5,850,871 29
43 ..	Emergency Expenditure ..	1,415,093 93
49 ..	Provincial Administration ..	174,729 98
51 ..	Police ..	187,006 36
52 ..	Department of Prisons and Probation ..	28,455 94
54 ..	Zoological Gardens ..	11,604 1
60 ..	Minister of Agriculture and Lands ..	172 69
65 ..	Survey Department ..	8,496 71
66 ..	Department of Agriculture ..	8,768,565 89
69 ..	Irrigation Department ..	172,968 15
71 ..	Irrigation Extraordinary ..	97,376 14
72 ..	Food Controller ..	140,873 72
75 ..	Civil Defence Commissioner (Food Supply and Control) ..	179,251 40
78 ..	Commissioner of Local Government ..	316,520 62
79 ..	Valuation Department ..	7,409 64
81 ..	Salt Department ..	89,262 52
85 ..	Petrol Control ..	14,045 69
90 ..	Minister of Health ..	1,704 9
91 ..	Quarantine ..	5,973 7
92 ..	Medical and Sanitary Services ..	210,814 58
93 ..	Indigenous Medicine ..	18,529 89
107 ..	Controller of Textiles ..	112,084 2
108 ..	Controller of Prices (Miscellaneous Articles) ..	62,701 90

I.	II.	III.
Head of Estimates.	Service.	Sums declared Payable.
		Rs. c.
112 ..	Grant to the University of Ceylon ..	57,514 30
121 ..	Colombo Port Commission ..	1,424,964 74
122 ..	Ports other than Colombo ..	13,133 34
123 ..	Post Office and Telegraphs ..	508,892 62
125 ..	Public Works Annually Recurrent ..	1,045,705 99
126 ..	Public Works Extraordinary ..	493,021 11
131 ..	Department of Engineering Production ..	159,270 44
		21,712,017 67

## SECOND SCHEDULE.

Sums payable out of the Revenue of the Ceylon Government Railway.

I.	II.	III.
Head of Estimates.	Service.	Sums declared Payable.
		Rs. c.
1 ..	Ordinary working expenditure of the Railway ..	834,561 80
2 ..	Interest paid to the Revenue of the Island on Advances ..	67,111 44
3 ..	Annuities paid to the Revenue of the Island on loans ..	3,715,673 0
		4,617,346 24

## THIRD SCHEDULE.

Sums payable out of the Revenue of the Electrical Undertakings.

I.	II.	III.
Head of Estimates.	Service.	Sums declared Payable.
		Rs. c.
1 ..	Ordinary working expenditure of the Electrical Undertakings ..	113,317 51

*Objects and Reasons.*

This bill makes supplementary provision for the Public Services, the Ceylon Government Railway and the Electrical Undertakings for the financial year 1942-43.

D. S. SENANAYAKE,

Minister for Agriculture and Lands and Leader of the State Council.

March 26, 1945

## 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 District of Galle will be holden at the Court-house at Galle, on Wednesday, the twenty-fifth day of April, 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,  
Galle, April 3, 1945.W. P. DALUWATTE,  
for Fiscal.

provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance of which creditors are hereby required to take notice.

D. C. Colombo,  
March 16, 1945.By order of court, M. N. PIERIS,  
Secretary.

In the District Court of Colombo.

No. 5,683. In the matter of the insolvency of A. Thanabalasingham of 179, Jampettah street, Colombo, insolvent.

WHEREAS the above-named A. Thanabalasingham has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by J. Mahadevan of 4th Cross street, Pettah, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said A. Thanabalasingham insolvent accordingly; and that two public sittings of the court, to wit, on April 27, 1945, and on May 11, 1945, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance of which creditors are hereby required to take notice.

D. C. Colombo,  
March 23, 1945.By order of court, M. N. PIERIS,  
Secretary.

## NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 5,681. In the matter of the insolvency of S. Vettivelu of Insolvency. 75, Vihare lane, Mount Lavinia, insolvent.

NOTICE is hereby given that the 2nd sittings and examination of the above-named insolvent will take place at the sitting of this court, to wit, on April 27, 1945.

D. C. Colombo,  
March 16, 1945.By order of court, M. N. PIERIS,  
Secretary.

In the District Court of Colombo.

No. 5,682. In the matter of the insolvency of A. R. Perera of Insolvency. 191, Muhandram's road, Polwatta, Colombo, insolvent.

WHEREAS the above-named A. R. Perera has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by M. Austin Fernando of No. 175, Muhandram's road, Polwatta, aforesaid, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said A. R. Perera insolvent accordingly; and that two public sittings of the court, to wit, on April 27, 1945, and on May 11, 1945, will take place for the said insolvent to surrender and conform to, agreeably to the

## NOTICES OF FISCALS' SALES.

Western Province.

In the Court of Requests of Colombo.

S. V. Ponnampalam of Colombo ..... Plaintiff.

No. 96,324.

J. E. Fernando of Shady Grove, Kelaniya ..... Defendant.

NOTICE is hereby given that on Monday, April 30, 1945, at 3.30 p.m., will be sold by public auction at the premises the following property, for the recovery of the sum of Rs. 290, with interest on Rs. 290 at 10 per cent. per annum from September 13, 1944, to

November 1, 1944, and thereafter with legal interest on the aggregate amount till payment in full and costs incurred Rs. 32.50 and prospective, Rs. 2.50, viz. —

The life interest of the defendant in and to the following property to wit:—

All that block of land with the buildings thereon bearing assessment No. 14 presently No. 15 situated at Sea street in the Pettah within the Municipality and District of Colombo, Western Province; bounded on the north by premises of A. V. R. A. Adaicappa Chettiar, east by Sea street, on the south and west by City Bakery premises; containing in extent 2 49/100 perches and registered under A 200/24, 271/179 in the Colombo District Land Registry.

Fiscal's Office,  
Colombo, April 3, 1945.

H. C. WILJESINHA,  
Deputy Fiscal.

### Southern Province.

In the District Court of Matara.

Pasdun Korale Aratchige Charlis Jinasena, now called and known as Jinasena Gunawardena of Broadway, Matara ..... Plaintiff.

No. 14,876. Vs.

(1) Samuel Pelis Jayawardena, Chairman, V. C., Hakmana, and others ..... Defendants.

NOTICE is hereby given that on Monday, April 30, 1945, at 3 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendants in the following property for the recovery of a sum of Rs. 176.12, viz. :—

1. *Property of the 1st defendant.*—All those undivided 12/16 parts of the defined lot B and of all the buildings standing thereon of the land called Kongahawatta *alias* Pelawatta situated at Pottewela in Kandaboda pattu of Matara District; and which said lot B is bounded on the north by lot A of the same land, east by Uswatta, south by Modelladeniya, and west by Kitulgahadeniya; containing in extent 2 roods and 32 perches.

2. *Property of the 2nd defendant.*—The entirety of lot C of Kongahawatta *alias* Pelawatta aforesaid; and which said lot C is bounded on the north by Malimbodage Ruppa, east by the defined lot D of the same land, south by lot A, and west by Batalakoratuwa; and containing in extent 1 rood and 2 perches.

3. *Property of the 3rd defendant.*—The defined lot D of Kongahawatta *alias* Pelawatta aforesaid; and which said lot D is bounded on the north by Malimbodage Ruppa and Wedagewatta, east by Bogahawatta and Uswatta, south by lot A of the same land, and west by lot C of the same land; and containing in extent 2 roods and 11 perches.

Deputy Fiscal's Office,  
Matara, March 23, 1945.

F. P. W. GUNASEKERA,  
Additional Deputy Fiscal.

In the District Court of Colombo.

K. W. Dublin de Silva and another, both of Kamburugamuwa ..... Plaintiffs.

No. 15,442/M. Vs.

Abeypala Senaratna *alias* Dickwelle Vidanelage Abeypala of Kamburugamuwa ..... Defendant.

NOTICE is hereby given that on Wednesday, May 9, 1945, at 11 o'clock 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 Rs. 590.68, with legal interest thereon from March 24, 1944, till payment in full, and costs Rs. 180.35, viz. :—

All that undivided 11/28 share of the soil and of the remaining fruit trees together with an undivided one half share of the planter's half share of the 2nd plantation, and undivided 11/28 share of the eleven cubits tiled house and the entirety of the nine cubits tiled house built by the defendant above named and all the other improvements made by the defendant and standing thereon of the land called portion of Hataraira and the western portion of Ratmalgahadeira lying contiguous to each other and forming one property and which said contiguous lands are situated at Kamburugamuwa in Weligam korale of the Matara District; and bounded on the north by Depa-ela, east by the eastern portion of Ratmalgahadeira, south by Railway road, and on the west by portion of Hataraira; and containing in extent about one and half acres and which said premises are registered in the folios 221, 222 of Volume No. D 193 in Land Registry, Matara.

Deputy Fiscal's Office,  
Matara, March 28, 1945.

F. P. W. GUNASEKERA,  
Deputy Fiscal.

### Northern Province.

In the Court of Requests of Mallakam.

Arumugam Thamotherampillai of Punnalaikadduvan. Plaintiff.

No. 13,306. Vs.

(1) Kanther Seenivasagam and (2) Seenivasagam Ratnam, both of Elalai ..... Defendants.

NOTICE is hereby given that on Saturday, May 5, 1945, at 11 o'clock in the forenoon will be sold by public auction at the premises the right, title, and interest of the said first defendant in the following property for the recovery of the sum of Rs. 238.45 with interest on Rs. 150 at the rate of 10 per cent. per annum from January 12, 1944, until payment in full and costs Rs. 29.58 and poundage and charges, viz. —

All that piece of land situated at Elalai in Mallakam Parish, Valikamam North Division of the Jaffna District, Northern Province, called Veliyil silumpilan *alias* Thelumpilan Valavu, in extent

15 lachams varagu culture with cultivated and spontaneous plantations and share of the well lying on the north-eastern corner and on the boundary and bounded on the east and north by Simmathamby Ponniah and wife Vallippillai, and by well, west by Thangamuttupillai, wife of Nallasegarampillai and by shareholders and south by lane.

*This land is said to be under mortgage.*

Fiscal's Office,  
Jaffna, April 3, 1945.

S. S. AYER,  
for Fiscal.

### NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

*Order Absolute.*

Testamentary In the Matter of the Estate of James Samuel Jurisdiction. Walter de Soysa, deceased of Kurukshetra, [No. 11,211. Angulana.

THIS matter coming on for final determination before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on February 23, 1945, in the presence of Mr. H. A. Jayawickrema, Proctor, on the part of the petitioners, (1) Dora Frances de Soysa, (2) Alfonso Carlos Gautier de Soysa and (3) Don Manuel Walter de Soysa, all of Kurukshetra in Angulana; and the affidavits of (1) the above-named petitioners dated November 18, 1944, and (2) the attesting notary public and the witnesses dated November 20, 1944, and November 18, 1944, respectively, having been read:

It is ordered that the last will and testament No. 636 made by James Samuel Walter de Soysa, the deceased above named, and attested by A. C. Abeywardene, Notary Public, on January 22, 1944, the original of which has been produced and is deposited in court, be and the same is hereby declared proved. It is further ordered that the petitioners are the executors named in the said will and they are hereby declared entitled to have probate thereof issued to them accordingly, on their taking the usual oath and tendering the security bond.

March 19, 1945.

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. Robert Kerubainayagam Joseph, Station No. 11,265. Master, C. G. R., Ratnapura, deceased.

Letitia Gracilda Caroline Joseph *nee* Mendis of 658, Korallawella in Moratuwa ..... Petitioner.

Vs.

(1) Flora Ratnamalar Joseph, (2) George Ratnayagam Joseph, (3) Alfred Selvanayagam Joseph, (4) Albert Rajanayagam Joseph, (5) Herbert Thangarajah Joseph, (6) Vincent Selvarajah Joseph, the 3rd, 4th, 5th and 6th respondents minors by their guardian *ad item* the 7th respondent, (7) Thomas Rajasingham Thambiyah Muturuvelu, all of Point Pedro, (8) Cloy Rita Pushparani Joseph, (9) Cynthia Indran Joseph, (10) Nirmale Charmaine Joseph, (11) Nalini Vintha Joseph, 8th, 9th, 10th and 11th respondents, minors, by their guardian *ad item*, (12) Loshie Ivan Joseph Mendis, all of 658, Korallawella, Moratuwa ..... Respondents.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on March 2, 1945, in the presence of Mr. C. W. de Silva, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated September 16, 1944, having been read:

It is ordered that the 7th respondent above named be and he is hereby declared appointed guardian *ad item* over the minors, the 3rd, 4th, 5th, and 6th respondents above named, and the 12th respondent is hereby declared appointed guardian *ad item* over the 8th, 9th, 10th and 11th respondents above named and the petitioner above named be 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 April 26, 1945, show sufficient cause to the satisfaction of this court to the contrary.

March 23, 1945.

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 Nawazbai Eduljee Billimoria of Turret road, No. 11,309. Colombo, deceased.

N. R. Pestonjee of Turret road, Colombo ..... Petitioner.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on March 5, 1945, in the presence of Messrs. Rajanathan & Raju, Proctors, on the part of the petitioner above named; and the affidavit of the said petitioner dated March 3, 1945, and the affidavit of the attesting notary dated March 5, 1945, having been read:

It is ordered that the last will and testament of the late Nawazbai Eduljee Billimoria of Turret road, Colombo, deceased, the original of which has been produced and is now deposited in this court be and the same is hereby declared proved and the petitioner above named is the executor named in the said will and he is hereby declared as the executor named in the said will to have probate of the said will issued to him accordingly, unless any person or persons interested shall, on or before April 26, 1945, show sufficient cause to the satisfaction of this court to the contrary.

March 16, 1945.

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. Rajasuriya Mahavidane Aratchige Solomon of  
No. 11,313. 24, Kesbawa road, Gangodawila, deceased.

Sevenathan Vellasamy of 9/27, Marties lane, San Sebastian  
Hill, Colombo ..... Petitioner.

Vs.

(1) Mariamma of Borella and (2) Esekiamma of 9/27, Marties  
lane, San Sebastian Hill, Colombo ..... Respondents.

THIS matter coming on for disposal before S. J. C. Schokman,  
Esq., Additional District Judge of Colombo, on March 5, 1945, in the  
presence of Messrs. Gratiaen & de Rooy, Proctors, on the part  
of the petitioner above named; and the affidavit of the said  
petitioner dated February 14, 1945, having been read:

It is ordered that the petitioner above named be and he is hereby  
declared entitled, as the brother-in-law 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 May 3, 1945, show  
sufficient cause to the satisfaction of this court to the contrary.

March 16, 1945.

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  
Jurisdiction. of Vellasamy Konar, son of Solai Alagu Konar  
No. 11,319. of Puthur Kilavayal Ramanathapuram  
Tirupathur Taluk, South India, deceased.

Rengasamy Konar, son of Vellasamy Konar of 5/3, Umbichy  
place, Colombo ..... Petitioner.

THIS matter coming on for disposal before S. J. C. Schokman,  
Esq., Additional District Judge of Colombo, on March 9, 1945, in the  
presence of Mr. K. T. Chittampalam, Proctor, on the part  
of the petitioner above named; and the affidavit of the said  
petitioner dated February 26, 1945, having been read:

It is ordered that the last will and testament of Vellasamy Konar  
son of Solai Alagu Konar of Puthur Kilavayal Ramanathapuram  
Tirupathur Taluk, South India, deceased, the original of which  
has been produced and is now deposited in this court be and the  
same is hereby declared proved and the petitioner is the executor  
named in the said will and he is hereby declared entitled to have  
probate of the said will issued to him accordingly, unless any person  
or persons interested shall, on or before May 10, 1945, show  
sufficient cause to the satisfaction of this court to the contrary.

March 27, 1945.

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. Don George Dias of Grandpass, Colombo,  
No. 11,320. deceased.

Suwanthelige Podi Nona Hamine of 284/47, Grandpass,  
Colombo ..... Petitioner.

Vs.

1) Kekiriwaragodage Don Hemawathie, wife of W. A. Dhar-  
masena, (2) Kekiriwaragodage Don Premawathie, both of  
284/47, Grandpass, Colombo ..... Respondents.

THIS matter coming on for disposal before S. J. C. Schokman,  
Esq., Additional District Judge of Colombo, on March 9, 1945,  
in the presence of Mr. I. A. Cader, Proctor, on the part of the  
petitioner above named; and the affidavit of the above-named  
petitioner dated March 6, 1945, having been read:

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 May 10, 1945, show  
sufficient cause to the satisfaction of this court to the contrary.

March 16, 1945.

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

In the District Court of Colombo.

*Order Nisi declaring Will proved.*

Testamentary In the Matter of the Last Will and Testament and  
Jurisdiction. Codicil of Everard Tom Stoward of Horn Lyme/  
No. 11,335. Regis in the County of Dorset, England, deceased.

THIS matter coming on for disposal before S. J. C. Schokman,  
Esq., Additional District Judge of Colombo, on March 19, 1945,  
in the presence of Messrs. F. J. & G. de Saram, Proctors, on the  
part of the petitioner, James Robert Thorburn of Colombo; and  
(1) the affidavit of the said petitioner dated March 10, 1945, (2)  
the power of attorney dated October 7, 1944, and (3) the order of  
the Supreme Court dated March 5, 1945, having been read: It is  
ordered that the will of the said Everard Tom Stoward, deceased,  
dated April 2, 1936, and a codicil thereto dated January 21, 1943,

certified copies of which under the Seal of His Majesty's High  
Court of Justice in England 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 James Robert Thorburn  
is the attorney in Ceylon of the executors named in the said will  
and that he is entitled to have letters of administration (with will  
and codicil annexed) issued to him accordingly, unless any person  
or persons interested shall, on or before May 24, 1945, show  
sufficient cause to the satisfaction of this court to the contrary.

March 23, 1945.

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 Charles Victor Robert Mulholland of Kadu-  
No. 11,340. gannawa, deceased.

Gertrude Marion Mulholland of Church street, Kadu-  
gannawa ..... Petitioner.

THIS matter coming on for disposal before S. J. C. Schokman,  
Esq., Additional District Judge of Colombo, on March 21 in the  
presence of Mr. D. H. Jayasingha, Proctor, on the part of the  
petitioner above named; and the affidavit of the said petitioner  
dated March 4, 1945, and the affidavit of the attesting notary  
dated March 16, 1945, having been read:

It is ordered that the joint last will and testament of the late  
Charles Victor Robert Mulholland of Kadugannawa, deceased, the  
original of which has been produced and is now deposited in this  
court be and the same is hereby declared proved and the petitioner  
is the executrix named in the said will and she is hereby declared  
entitled, as executrix named in the said will, to have probate of the  
said will issued to her accordingly, unless any person or persons  
interested shall, on or before May 31, 1945, show sufficient cause to  
the satisfaction of this court to the contrary.

March 23, 1945.

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

In the District Court of Kandy.

*Order Nisi.*

Testamentary In the Matter of the Estate and Effects of the late  
Jurisdiction. Weerasekara Mudiyanselege Bandaranayake of  
No. T. 474. Udispattu, deceased.

Cuda Banda Weerasekara of Udispattu ..... Petitioner.

Vs.

(1) Weerasekara Mudiyanselege Gunaratna Weerasekara, (2)  
Chandrasekara Rajakaruna Wickremasinghe Abeykoon  
Wasala Bandaranayake Mudiyanseralahamillege Kapuwatto  
Walauwe Saram, Bandara Kapuwatte of Matale .... Respondents.

THIS matter coming on for disposal before M. A. Samarakoon,  
Esq., District Judge, Kandy, on November 22, 1944, in the presence  
of Mr. L. B. Kolugala, Proctor, on the part of the petitioner, Cuda  
Banda Weerasekara; and the affidavit of the said petitioner dated  
September 13, 1944, having been read:

It is ordered that the petitioner be and he is hereby declared  
entitled, as the brother of the above-named deceased, to have letters  
of administration of the estate of the said deceased issued to him,  
unless the respondents above named or any other person or persons  
interested shall, on or before February 1, 1945, show sufficient cause  
to the satisfaction of this court to the contrary.

It is further ordered that the 2nd respondent be appointed  
guardian *ad litem* over the 1st respondent, unless the respondents or  
any other person or persons interested shall, on or before February  
1, 1945, show sufficient cause to the satisfaction of this court to the  
contrary.

November 22, 1944.

M. A. SAMARAKOON,  
District Judge.

The date for showing cause, if any, is extended to April 12, 1945.

C. NAGALINGAM,  
District Judge.

In the District Court of Jaffna.

*Order Nisi.*

Testamentary In the Matter of the Estate and Effects of the  
Jurisdiction. late Paramu Thillaiampalam of Karaitivu East,  
No. 352. deceased.

Paramu Kumaravel of Karaitivu East ..... Petitioner.

Vs.

(1) Velasy, daughter of Arunasalam Paramu of Karaitivu  
East, (2) Thillaiampalam Arumugam of ditto, (3) Parupathy,  
wife of Thillaiampalam Arumugam of Karaitivu North,  
(4) Ampalavanar Veluppillai, and (5) wife Chellammah of  
Karaitivu West, (6) Sithamparan, daughter of Paramu  
Arunasalam of ditto, (7) Sinnapillai, wife of Paramu  
Arunasalam of ditto, the 6th respondent being a  
minor by her proposed guardian *ad litem* the 7th  
respondent ..... Respondents.

THIS matter coming on for disposal before H. A. de Silva, Esq.,  
District Judge, Jaffna, on February 12, 1945, in the presence of

Mr. K. S. Candiah, Proctor, on the part of the petitioner; and the affidavit and petition of the petitioner having been read:

It is ordered that the above named 7th respondent be appointed guardian *ad litem* over the minor, the 6th respondent, for the purpose of representing her and protecting her interest in this testamentary proceeding and that letters of administration over the estate of the deceased above named be issued to the petitioner, unless the respondents shall, on or before April 23, 1945, appear before this court and show sufficient cause to the satisfaction of this court to the contrary.

February 12, 1945.

H. A. DE SILVA,  
District Judge.

In the District Court of Jaffna.

Order Absolute declaring Will proved.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of the late Thambipillai Sivalungam Edmund of Chavakachcheri.  
No. 385.

Francisca Chellammah Edmund of Chavakachcheri . . . Petitioner.

THIS matter coming on for final determination before H. A. de Silva, Esq., District Judge, Jaffna, on March 14, 1945, in the presence of Mr. S. Siva-Raj, Proctor, for the petitioner, and the affidavits of the petitioner and of the witnesses to the last will and testament having been read:

IT is ordered that the order of this court made on March 14, 1945, be made absolute and that probate of the will of the late Thambipillai Sivalungam Edmund of Chavakachcheri be issued to the petitioner as executrix named therein.

H. A. DE SILVA,  
District Judge.

In the District Court of Chilaw.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of the late Rajapakse Mudiyanselage Menikhamy of Potuwatawana, deceased.  
No. 2,329 T.

Adicary Mudiyanselage Thelenis Appuhamy of Potuwatawana . . . . . Petitioner.

Vs.

(1) Adicary Mudiyanselage Kirmenkhamy of Potuwatawana,  
(2) Do. Pabilawathie of Dalupattimulla in Kurunegala District, (3) Do. Magilawathie of Hakurukumbura in Negombo District . . . . . Respondents.

THIS matter coming on for disposal before V. H. Wijeratne, Esq., District Judge of Chilaw, on November 7, 1944, in the presence of Mr. Susantha Madurapperuma, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated November 3, 1944, having been read:

It is ordered that the petitioner above named be and he is appointed administrator of the estate of the said deceased, unless the respondents above named or any other person or persons inter-

ted shall, on or before December 1, 1944, show sufficient cause to the satisfaction of this court to the contrary.

November 7, 1944.

V. H. WIJERATNE,  
District Judge.

This Order Nisi is extended for January 10, 1945.

V. H. WIJERATNE,  
District Judge.

This Order Nisi is extended for January 31, 1945:

V. H. WIJERATNE,  
District Judge.

This Order Nisi is extended for February 21, 1945.

V. H. WIJERATNE,  
District Judge.

This Order Nisi is extended for March 21, 1945.

V. H. WIJERATNE,  
District Judge.

This Order Nisi is extended for April 20, 1945.

V. H. WIJERATNE,  
District Judge.

In the District Court of Badulla.

Order Nisi.

In the Matter of the appointment of three new members to the Board of Management of the Theivanai Amman Temple, situated in Katarama in the Province of Uva, and the various temples, shrines, madams and temporalities appurtenant to the said Theivanai Amman Temple under the decree entered in D. C., Badulla, Case No. 5,719.

(1) R. T. M. Sivasamy of Oliyamandy estate, Badulla, (2) Ambalawana Tillaampalam of Badulla presently of Kondavil, Jaffna, (3) Ramanathan Vythilingam of Badulla, (4) T. V. Sabanayagam of Commercial Company, Badulla, (5) V. Tillaampalam of Urban Council, Badulla, (6) A. Sellamuttu, M.B.E., Colombo . . . . . Petitioners.

Vs.

(1) Swaminathapillai Dakshanamoorthy of Oliyamandy estate, Badulla, (2) Letchiraman Kitnan Nagalingam of Lunugala, (3) Arunasalam Kulanayagam of Bandara-wela . . . . . Respondents.

THIS matter coming on for disposal before Herbert S. Roberts, Esq., District Judge of Badulla, on January 19, 1945, in the presence of Messrs. Nadarajah & Nambihai, Proctors, on the part of the petitioners; and their affidavit dated January 2 and 4, 1945, having been read:

It is ordered and decreed that the three respondents aforesaid be and they are hereby appointed Members of the Board of Management of the Theivanai Amman Temple and the other shrines, madams and temporalities appurtenant to the said Theivanai Amman Temple as provided for in the decree entered in D. C., Badulla, Case No. 5,719 unless the said three respondents or any person or persons lawfully interested therein shall on or before March 27, 1945, show sufficient cause to the satisfaction of this court to the contrary.

January 19, 1945.

HERBERT S. ROBERTS,  
District Judge.

Time for showing cause is extended till April 17, 1945.

March 27, 1945.

HERBERT S. ROBERTS,  
District Judge.