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PART II.—LEGAL.

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

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DRAFT ORDINANCES.

MINUTE.

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

L.D.—O. 23/44.

An Ordinance to amend the Forest Ordinance.

(Chapter 311,
Vol. VI., page
490.)

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 Forest (Amendment) Ordinance, No. of 1945.

Short title.

2. Section 7 of the Forest Ordinance (hereinafter referred to as "the principal Ordinance") is hereby amended as follows:—

Amendment of
section 7 of
Chapter 311.

(1) by the re-lettering of paragraph (g) thereof as paragraph (i);

(2) by the insertion, immediately after paragraph (f) thereof, of the following new paragraphs:—

(g) erects any building whether permanent or temporary, or occupies any building so erected;

(h) constructs or uses any road constructed by him; or"; and

(3) in the re-lettered paragraph (i), by the substitution, for the words "or railing," of the words "railing, or other boundary mark,".

3. Section 8 of the principal Ordinance is hereby amended by the insertion, immediately after sub-section (2) thereof, of the following new sub-section—

Amendment of
section 8 of the
principal
Ordinance.

"(3) The forest officer granting any permission required by the preceding provisions of this section or by any regulation made thereunder, may charge and recover a fee in respect of such permission according to such rates as may from time to time be prescribed by the Conservator of Forests with the sanction of the Executive Committee of Agriculture and Lands."

4. Sections 37 and 40 of the principal Ordinance are hereby amended by the substitution, for the words "all tools, boats, carts and cattle" wherever those words occur collectively in either of those sections, of the words "all tools, boats, carts, cattle, and motor vehicles".

Amendment of
sections 37 and
40 of the
principal
Ordinance.

Objects and Reasons.

Under section 7 of the Forest Ordinance (Chapter 311), certain acts are prohibited in reserved forests. The object of clause 2 of this Bill is to prohibit, in addition, the erection or occupation of buildings and the construction or use of roads in reserved forests. The opportunity is also taken to make it clear that the words "wall, ditch, embankment, fence, hedge or railing" in paragraph (g) of section 7 of the principal Ordinance refer to boundary marks in a reserved forest.

2. The object of clause 3 is to enable a forest officer to charge and recover fees from the person to whom he gives permission under the provisions of either sub-section (1) of section 8 of the principal Ordinance or of any regulation made under that section to do an act in a reserved forest.

3. Section 37 of the principal Ordinance enables a forest or police officer to seize articles such as tools, boats, carts and cattle used in the commission of a forest offence, and section 40 gives a Magistrate power to order such article to be confiscated. As motor vehicles are used extensively now in the illicit transport of forest produce, the object of clause 4 is to include motor vehicles among the articles which are under sections 37 and 40 of the principal Ordinance liable respectively to seizure and confiscation.

D. S. SENANAYAKE,
Minister for Agriculture and Lands.

Colombo, 30th April, 1945.

DISTRICT AND MINOR COURTS NOTICES.

Court of Requests and Magistrate's Court, Kalutara.

NOTICE is hereby given that, three months hence, the valueless records of this court will be destroyed, subject to the provisions of section 6 of Ordinance No. 12 of 1894, as amended by Ordinance No. 24 of 1930.

2. Any person interested in any record may personally by proctor or by duly authorised petition claim upon good cause shown that such record may not be destroyed.

V. SIVASUPRAMANIAM,
Magistrate and Commissioner of Requests.

Court of Requests and Magistrate's Court,
Kalutara, April 27, 1945.

Destruction of Old and Valueless Documents.

NOTICE is hereby given that the under-mentioned old and valueless records of the Magistrate's Court, Balapitiya, and Court of Requests, Balapitiya, will, subject to the provisions of section 5 of Ordinance No. 12 of 1894 (Chapter 336), be destroyed at the expiration of three months from date hereof:—

Magistrate's Court, cases Nos. 25,001 of May 9, 1935, to 35,985 of September 30, 1939, and
Court of Requests, cases Nos. 17,501 of October 3, 1929, to 19,885 of September 30, 1934.

Any person interested in any of these records may within the time aforesaid, personally or by proctor or by duly authenticated petition claim, upon good cause shown, that such record may not be destroyed.

F. CONRAD PERERA,
Magistrate and Commissioner of Requests
Magistrate's Court and Court of Requests,
Balapitiya, April 27, 1945.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 5,684. In the matter of the insolvency of D. S. S. Seneratne Insolvency No. 177, Galle road, Mount Lavinia.

WHEREAS the above-named D. S. S. Seneratne has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by A. N. de Silva of Wellawatta under the Ordinance No. 12 of 1893: Notice is hereby given that the said court has adjudged the said D. S. S. Seneratne insolvent accordingly; and that two public sittings of the court, to wit, on June 8, 1945, and on June 22, 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 Ordinance, of which creditors are hereby required to take notice.

April 27, 1945.

By order of court, M. N. PIERIS,
Secretary.

NOTICES OF FISCAL'S SALES.

Western Province.

In the District Court of Colombo.

Veyana Soona Pana Supparamiam Chettiar of 355, Grandpass road, Colombo Plaintiff.

No. 1,060/M.B. Vs.

(1) Colonda Marikar Mohamed Mahroof, (2) Poor Shafika alias Sithi Fathima, both of 112, Parakrama road, Colombo Defendants.

NOTICE is hereby given that, on Friday, May 25, 1945, will be sold by public auction at the respective premises, the following properties described in Schedules A and B hereto, mortgaged with the plaintiff by bond No. 64 dated August 26, 1941, attested by V. E. Velayuthapillai of Colombo, notary public, and declared specially bound and executable under the decree entered in the above action and ordered to be sold by the order of court dated August 31, 1944, for the recovery of the sum of Rs. 2,385 together with interest on the principal sum of Rs. 1,000, at the rate of 21 per cent. per annum from March 7, 1944, to date of decree, April 4,

1944, and thereafter at the rate of 9 per cent. per annum on the aggregate amount of the decree till payment in full and costs of suit, viz. —

Schedule A above referred to.

1. At 3 p.m.—An allotment of land with the buildings standing thereon bearing assessment No. 861/68 now No. 397, Layard's Broadway, situated at Grandpass road, in Kotahena Ward, within the Municipality and District of Colombo, Western Province; bounded on the north by Layard's Broadway, east by premises bearing assessment No. 69, belonging to J. B. Pinto, south by Grandpass road, and on the west by premises bearing assessment No. 67, belonging to Avee Lebbe Marikar Hashim; containing in extent 3 79/100 perches as per figure of survey No. 1,089 dated November 25, 1920, made by A. R. Savundranayagam, Licensed Surveyor, excluding therefrom a defined portion of the extent of 0.91 perch facing Layard's Broadway, as depicted in the plan thereof No. 1,344 dated January 7, 1936, made by P. B. Weerasinghe, Licensed Surveyor, registered A 196/18.

2. At 3.30 p.m.—All that divided and defined portion of land with the buildings thereon, presently bearing assessment No. 326 being a portion from and out of premises formerly bearing assessment No. 68, situated along Layard's Broadway in Kotahena Ward within the Municipality and District of Colombo, Western Province, and which said divided and defined portion is bounded on the north-east by premises, formerly bearing assessment No. 69, belonging to J. B. Pinto, presently bearing assessment No. 399, said to be of J. P. de Saram, on the south-east by the common path separating the remaining portion of this land formerly bearing assessment No. 68, and presently bearing assessment No. 397, said to be of Mrs. Abdul Hamid, on the south-west by premises formerly bearing assessment No. 67, belonging to A. L. M. Hasheem presently bearing assessment No. 395, said to be of Abdul Majeed, and on the north-west by Layard's Broadway; containing in extent 0.91 perch, according to plan No. 1,344 dated January 7, 1936, and made by P. B. Weerasinghe, Special Licensed Surveyor.

Schedule B above referred to.

1. At 3.45 p.m.—All that divided portion of land with the buildings thereon coloured pink in plan No. 545 dated June 8, 1926, made by A. F. A. Jayawardena, Licensed Surveyor, from and out of the premises bearing No. 408/95, situated at Parakrama road in the Kotahena Ward, within the Municipality and District of Colombo, Western Province, and which said divided portion is bounded on the north by the house and property of Uduma Lebbe Marikar Jainambu bearing assessment No. 407/92, on the east by the house and property of Uduma Lebbe Marikar Jainambu bearing assessment No. 400/89, on the south by the other part of the same premises, and on the west by Parakrama road; containing in extent 2 32/100 square perches according to the said plan No. 545 dated June 8, 1926, made by A. F. A. Jayawardena, Surveyor.

2. All that remaining divided portion of all that allotment of land with the buildings thereon bearing assessment Nos. 95 and 94, subsequently bearing assessment Nos. 408/95, situated at Layard's Broadway, within the Municipality and District of Colombo, Western Province, and which said remaining divided portion is bounded on the north by the portion of land purchased by Uduma Lebbe Marikar Jainambu Umma, on the east by the house and property of Uduma Lebbe Marikar Jainambu bearing assessment No. 400/89, on the south by portion of this land belonging to Sesma Lebbe Abdul Gaffoor, and on the west by Parakrama road; containing in extent 1 33/100 perches which said two allotments of land are adjoining each other and form their situation as respect each other now form one property and are described as follows:—

All those premises with the buildings thereon formerly bearing assessment No. 488/95, presently bearing assessment No. 112, situated along Parakrama road in Kotahena Ward within the Municipality and District of Colombo, Western Province; bounded on the north-east, formerly by the house and property bearing assessment No. 408/92 of Uduma Lebbe Marikar Jainambu presently premises bearing assessment No. 118, said to be of Manikam Chettiar, on the south-east by premises formerly bearing assessment No. 400/89 of Uduma Lebbe Marikar presently bearing assessment No. 299/6-20 of Mrs. Abdul Hamid and premises bearing assessment 297, said to be of A. L. M. Hasheem, on the south-west by the other part of the same premises presently of Mrs. Abdul Hamid, and on the north-west by Parakrama road; containing in extent 6 50/100 perches according to plan No. 1,344 dated January 7, 1936, and made by P. B. Weerasinghe, Special Licensed Surveyor.

Prior Registration A 275/213 214, 215.

Fiscal's Office,
Colombo, May 1, 1945.

H. C. WIJESINHA,
Deputy Fiscal.

Central Province.

In the District Court of Kandy.

Thana Veyanna Ravanna Mana Ramasamy Chettiar, (2)
 Nawanna Ravanna Mana Sockalingam Chettiar carrying on
 business in partnership under the name, style and firm of
 T. V. R. Ramasamy Chettiar at Kandy Plaintiffs.

No. M.S. 1,094.

S. Weerasekera of Hepana in Medapalata of Udu-
 nuwara Defendant.

NOTICE is hereby given that on Tuesday, June 5, 1945, at 2 o'clock in the afternoon, 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. 4,722-60, with further interest on Rs. 4,630 at the rate of 18 per centum per annum from November 11, 1944, till January 8, 1945, and thereafter on the aggregate amount of the decree at the legal rate of interest till payment in full and poundage, viz. :-

1. All those four undivided fifth part or share of and in all that allotment of land called Bollegollehena, containing in extent six acres and four perches according to the survey and description thereof dated May 31, 1931, and made by Geo. E de la Motte of Kandy Licensed Surveyor (lying towards Namakanda estate) situate at Hiddaulla in Medapalata korale of Uduwara division of the District of Kandy; and bounded on the north-east and east by land formerly belonging to the Crown and presently to natives, on the south-east by Mala-ela and Tumbatenne Tea estate belonging to Pamunuwa, on the west by the limit of Sindurankande estate, and on the north and north-west by land belonging to Mutuwa, Appuwa and Siripina, together with buildings, plantations and everything thereon, which said allotment of land has been otherwise described as containing in extent about six acres; and bounded on the east by crown forest, on the south by Mala-ela or dead stream, on the west by limit of Sindurankande estate, and on the north by the properties belonging to Mutuwa, Appuwa and Siripina.

2. Undivided half share of all that Daranda portion of one pella in paddy sowing extent from and out of all that field called Delyyaddekumbura, situate at Hepana in Medapalata korale aforesaid, which said Daranda portion is bounded on the east by ella, on the south by Imaweilla of Kotakumbura, on the west by the Imaweilla of Pinkanatiya, and on the north by the Imaweilla of the portion belonging to Sandara.

3. Undivided half part or share out of all that southern half part or share in extent 15 lahas of paddy sowing from and out of all that allotment of land called Delyyaddewanata of 3 pelas in paddy sowing extent situate at Hepana aforesaid, which said southern half share is bounded on the east by ditch, on the south by the fence of Weerasekeragederawatta, on the west by ella, and on the north by the remaining portion of this land, together with everything thereon.

Fiscal's Office,
 Kandy, April 26, 1945.

H. F. RATWATTE,
 Deputy Fiscal.

In the District Court of Kandy.

R. V. D. Waduganathan Chettiyar of Trimcomalee street,
 Kandy Plaintiff
 No. M.R. 1,356. Vs.

L. H. Jinasena of Batugoda, Harispattu Defendant.

NOTICE is hereby given that on Thursday, May 31, 1945, at 2 o'clock in the afternoon, 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. 509, with legal interest on Rs. 500 from August 7, 1943, and poundage, viz. :-

An undivided half share of all that allotment of land called Welhangewatta; containing in extent 5 acres 1 rood and 10 perches, according to the survey and description thereof bearing No. 89/38 dated September 17, 1936, made by C. G. Kreitzheim of Kandy, Licensed Surveyor, situated at Batugoda in Pallegampaha korale of the Harispattuwa Division of the District of Kandy, in the Central Province; and bounded on the north and east by the V. C. road leading from Batagalla to Attaragama, on the south by Kendagolle arambe, and on the west by Welhange kumbura and R. Ukkuwa's land, with the buildings, plantations and everything thereon.

Which said premises have also been described as Welhangehena now watta of 5 acres 1 rood and 2 perches in extent, situate at Batugoda aforesaid; and bounded on the north by Gansabawa road and land claimed by natives, on the east and south by land claimed by natives, and on the west by Makulghagadahena and Welhange kumbura.

Valuation : Rs. 1,500.

Fiscal's Office,
 Kandy, April 25, 1945.

H. F. RATWATTE,
 Deputy Fiscal.

In the District Court of Nuwara Eliya (holden at Hatton).

Charles Wesley Bartholomeusz of Norwood, presently of Pearl-
 wood, Udupihilla, Matale Plaintiff.

Frédrica Henrietta Bartholomeusz of Udupihilla,
 Matale Substituted-Plaintiff.

No. 2,818.

Vs.

Hegabagala Achang John Perera of Dunbar, Hatton .. Defendant.

NOTICE is hereby given that on Thursday, June 7, 1945, at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property mortgaged upon bond No. 121 dated July 14, 1932, and attested by F. V. H. De Brooy, Notary Public, for the recovery of

the sum of Rs. 1,298 50, with interest on Rs. 1,147 50 at the rate of 9 per centum per annum from March 7, 1939, till payment in full and poundage, viz. :-

All that divided portion of the land in extent one rood and twenty-four perches out of all that allotment of land, together with all the buildings and plantations standing thereon, bearing assessment No. 25, situate alongside of Cemetery road in Mahayawa within the town and Municipality of Kandy in the District of Kandy, Central Province, which said divided portion of land is bounded on the east by a ditch, on the south by lot No. 23, on the west by the remaining portion of the house and land bearing No. 25, and on the north by road from Mosque to Katugastota road. Registered in A 62/13 at the Kandy Land Registry.

Fiscal's Office,
 Kandy, April 26, 1945.

H. F. RATWATTE,
 Deputy Fiscal.

In the District Court of Kandy.

Meetalawwe Alutduragedera Vaadiya Jinadasa of Meetalawwe
 in Udapalata Plaintiff.
 James Senanayake of 45, Castle Hill street,
 Kandy Substituted-Plaintiff.
 No. 47,470. Vs.

Alutduragedera Hemapala of Meetalawwe in Uda-
 palata Defendant.

NOTICE is hereby given that on Tuesday, June 12, 1945, commencing at 2 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 638 with legal interest thereon from July 1, 1936, till payment in full and poundage, less Rs. 44 10, viz. :-

1. Asweddekumbura of one amunam paddy sowing in extent, situate at Telihunna in Ganga Ihala korale of Udapalata in the District of Kandy Central Province, in the Island of Ceylon; and bounded on the east by ella, south by ella, west by ella and fence, and on the north by ella; registered in D 107/233.

2. Asweddekumbura of three pelas paddy sowing in extent, situate at Telihunna aforesaid; and bounded on the north by fence, east by the fence of Asweddekumbura, south by agala, and west by fence and ella and registered in D 107/241.

3. An undivided half part or share from and out of Malangamuwe-watta alias Malangamuwehena of sixteen lahas in paddy sowing extent, situate at Polmalgama in Dolosbage aforesaid; and bounded on the east and south by Malangamuwe-oya, west by Wijedewaya-gegewatta and Bogahamulawatta, and on the north by Mala-ela together with everything thereon.

Fiscal's Office,
 Kandy, April 27, 1945.

H. F. RATWATTE,
 Deputy Fiscal.

In the District Court of Kandy.

Muttusamy Pillai of Matale Plaintiff.
 No. M. S. 1,069. Vs.

N. Julis of Udupihilla, Matale Defendant.

NOTICE is hereby given that on Friday, May 25, 1945, at 11 o'clock in the afternoon, 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. 2,780-16 with further interest on the sums of Rs. 800, Rs. 825 and Rs. 875 at the rate of 18 per cent per annum from September 21, 1944, till January 22, 1945, and thereafter on the aggregate amount at 9 per cent. till payment in full, costs and poundage, viz. :-

The land called Gabadagewatta of 4 acres in extent, situate at Udupihilla, in Kehonsiyapattu of Matale in the District of Matale, Central Province; and bounded on the east by agala or Gansabawa road, south by Gurunnehelegewatta and Lundagawawatta, west by stone fence, land north by Ihawalawwewatta, together with the tiled house and the plantations standing thereon. Registered in B 106/4.

Property valued at Rs. 5,000.

Fiscal's Office,
 Matale, May 1, 1945.

D. E. M. WIJESURIYA,
 Additional Deputy Fiscal.

Northern Province.

In the District Court of Kurunegala.

Sana Ana Murugesu of Esplanade street, Kurunegala Plaintiff.
 No. 1,893. Vs.

Kandapper Chelliah, P. W. D. Overseer of Wadakada in
 Udapola Otota korale, administrator of the estate of the late
 Kandapper Ambalavanar Defendant.

NOTICE is hereby given that on Saturday, June 9, 1945, at 3 o'clock in the afternoon, will be sold by public auction at the premises the right, title and interest of the said late K. Ambalavanar, for the recovery of the sum of Rs. 2,000 with interest thereon at 9 per cent. per annum from November 16, 1943, till payment in full and costs Rs. 21 68 and poundage and charges, in the following property

An undivided half share of all that piece of land situated at Thangoda in Karaitivu West, Karaitivu Parish, Islands division of the Jaffna District, Northern Province, called Arukampulam, in extent about 4 lachams varagu culture with cultivated plantations, stone-built house, and well; and bounded on the east by Arumugam Velupillai, north by Sithamparapillai Velupillai, west by lane, and south by Murugesu Ambalavanar.

Fiscal's Office,
 Jaffna, April 30, 1945.

S. S. ARYER,
 for Fiscal.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. Colombage Don Brampy Sinno Appuhamy of Tumbowila in Palle pattu of Salpiti korale, deceased.

Korottage Dona Jopinona of Tumbowila in Palle pattu aforesaid Petitioner.

Vs.

(1) Colombage Don Guneris, (2) ditto Don Peiris, (3) ditto Don Kularatne, and (4) ditto Dona Dolmona, all of Tumbowila aforesaid Respondents.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on February 27, 1945, in the presence of Mr. G. W. de Silva, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated February 16, 1945, having been read.

It is ordered that the last will and testament of Colombage Don Brampy Sinno Appuhamy, the deceased above named, 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 the executrix named to have probate of the said will 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.

April 7, 1945.

W. SANSONI,
Additional District Judge.

The date of showing cause against the foregoing *Order Nisi* is extended to May 17, 1945.

April 27, 1945.

V. E. RAJAKARIER,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Balapuwaduge Edward William Mendis of No. 11,317. Indibedda in Moratuwa, deceased.

Frederick Walter Fernando of 354, Moratumulla in Moratuwa Petitioner.

Vs.

(1) Edith Johana Mendis, (2) Tudor Samuel Mendis, (3) Vivienne Charlotte Mendis, (4) Norman Grenville Mendis, (5) Mervyn Lindsay Mendis, the 4th and 5th respondents, minors, by their guardian *ad litem* (6) Balapuwaduge Franklin Robert Mendis, all of Indibedda in Moratuwa Respondents

THIS matter coming on for disposal before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on March 8, 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 March 1, 1945, having been read.

It is ordered that the 6th respondent above named be and he is hereby declared appointed guardian *ad litem* over the minors, the 4th and 5th respondents above named, and the petitioner above named be and he is hereby declared entitled, as a cousin 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 10, 1945, show sufficient cause to the satisfaction of this court to the contrary.

April 26, 1945

V. E. RAJAKARIER,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Rajapakse Kumarenehelage Hortensia Margaret Alphonsu of Pelyagoda, deceased.

Gallage Peter Peiris Senanayake Wickramasinghe of 373, Negombo road, Pelyagoda Petitioner.

Vs.

(1) Gallage Anna Beatrice Peiris, (2) Gallage Anthony Christopher Peiris, (3) Gallage Irene Philomena Peiris, (4) Gallage Errol Hamilton Peiris, (5) Gallage Aleric Wellesby Thomas Peiris Senanayake Wickramasinghe, (6) Gallage Edward Wallerstein Peiris Senanayake Wickramasinghe, the 1st, 2nd, 3rd, 4th, 5th and 6th respondents, minors, by their guardian *ad litem* (7) George Edmund Alphonsu Rajapakse of 354, Negombo road, Pelyagoda Respondents.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on March 13, 1945, in the presence of Mr. W. M. J. Fernando, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated March 8, 1945, having been read: It is ordered that the 7th respondent above named be and he is hereby declared appointed guardian *ad litem* over the minors 1st, 2nd, 3rd, 4th, 5th, and 6th respondents above named and the petitioner above named be and he is hereby declared entitled, as the widower 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 10, 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 Absolute.

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. Nakandalage Don Charles Appuhamy of Gangodawila in Palle pattu of Salpiti korale, deceased.

Talagalage Dona Alice Noña of Gangodawila aforesaid Petitioner.

THIS matter coming on for final disposal before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on March 8, 1945, in the presence of Mr. A. C. Abeywardena, Proctor, on the part of the above-named petitioner; and the affidavits of (1) the petitioner dated February 27, 1945, and (2) the attesting notary public and the witnesses dated February 27, 1945, having been read:

It is ordered that the last will and testament No. 643 made by Nakandalage Don Charles Appuhamy, the deceased above named, and attested by A. C. Abeywardena, Notary Public, on September 29, 1944, the original of which has been produced and is now deposited in this court, be and the same is 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.

April 30, 1945

V. E. RAJAKARIER,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Silpadhipathi Nekathige Mossana Fernando of No. 11,328. Panagoda, Homagama, deceased.

Pinumkara Nekathige Madoris Fernando of Panagoda, Homagama Petitioner.

Vs.

(1) Inala Nekathige Jane Fernando, (2) Silpadhipathi Nekathige Julis Fernando, (3) Silpadhipathi Nekathige Neelin Fernando, (4) Silpadhipathi Nekathige Jiners Fernando, (5) Silpadhipathi Nekathige Dosiri Fernando, (6) Silpadhipathi Nekathige Pemawathie Fernando, (7) Silpadhipathi Nekathige Simpa Fernando, (8) Silpadhipathi Nekathige Pemas Fernando, all of Kanaapitiya, the 7th and 8th respondents are minors, appearing by their guardian *ad litem* the 1st Respondent Respondents.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on March 15, 1945, in the presence of Mr. Somawala Gunasekera, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner above named dated March 15, 1945, having been read:

It is ordered that the 1st respondent above named be and she is hereby declared appointed guardian *ad litem* over the minors, the 7th and 8th respondents above named and the petitioner above named be and he is hereby declared entitled, as the widower 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 17, 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.

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. Guruge Simon Andrew Grero of Pattiya, Kelaniya, in the Ragam pattu of Alutkuru korale, deceased.

Wanniaratchige Joseline Magdeline Rodrigo of Elsmere, Kelaniya Petitioner.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on March 17, 1945, in the presence of Mr. S. R. Ameresekere, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated January 5, 1945, the affidavit of the attesting notary dated January 31, 1945, the affidavit of one of the attesting witnesses dated January 31, 1945, having been read:

It is ordered that the last will and testament of Guruge Simon Andrew Grero of Kelaniya, 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 to have probate of the said will issued to her 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.

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Terrence Russel Oorloff of Kandy, deceased.

Gem Ruth Oorloff of Peradeniya road, Kandy Petitioner.

Vs.

(1) Ivan Terrence Oorloff, (2) Russel Hugh Oorloff, (3) Trevor Rodley Oorloff, all of Peradeniya road, Kandy, minors, appearing by their guardian *ad litem* (4) Reginald Douglas Kretzsham of Frankfurt place, Bambalapitiya Respondents.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on March 21, 1945, in

In the District Court of Matara.

Order Absolute in the First Instance declaring Will proved.

Testamentary Jurisdiction. In the Matter of the Joint Last Will and Testament of Gerald Percival Keuneman and Esther Constance Campbell Keuneman, both of Brown's Hill, Matara.

Esther Constance Campbell Keuneman Deceased.
Gerald Percival Keuneman of Brown's Hill, Matara Petitioner.

THIS matter coming on for final determination before P. Sri Skandarajah, Esq., District Judge of Matara, on April 18, 1945, in the presence of Mr. Gerald Percival Keuneman, the petitioner above named; and the affidavits of the said petitioner dated April 18, 1945, and of the attesting notary and witness dated April 18, 1945, having been read:

It is ordered that probate of the last will of the above named deceased be issued to the petitioner annexing copy of last will as the sole executor named in the last will, unless sufficient cause be shown to the contrary by any person or persons interested to the satisfaction of this court on or before May 21, 1945.

P. SRI SKANDARAJAH,
District Judge.

April 18, 1945.

In the District Court of Matara.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of the late Mirisse Hewage Pabirus de Silva Karunatileke No. 4,260. Sriwardene Mohandiram of Dondra.

Mirisse Hewage Jnadasa Karunatileke Sriwardene of Dondra Petitioner.
Vs.

(1) Weerakuti Aratchige Balahamy, (2) Maggie Sriwardene Mendis, (3) Mirisse Hewage Emmie Karunatileke Sriwardene, (4) ditto Elin ditto, (5) ditto Gunadasa ditto, (6) ditto Soma ditto, (7) ditto Pema ditto, (8) ditto Karuna ditto, (9) ditto Samaradasa ditto, (10) ditto Mahindadasa ditto, (11) ditto Wimaladasa ditto, (12) ditto Nandan ditto, all of Dondra Respondents.

THIS action coming on for disposal before P. Sri Skandaraja, Esq., Acting District Judge of Matara, on April 24, 1945, in the presence of Mr. A. E. Buultjens, Proctor, on the part of the petitioner, and the affidavit of the petitioner dated April 20, 1945, having been read. It is ordered that the petitioner be and he is hereby declared entitled, as son of the deceased, to have letters of administration to the estate of the deceased issued to him, unless the respondents or other person or persons interested in the estate shall on or before May 14, 1945, show sufficient cause to the satisfaction of this court to the contrary. It is further ordered that the said 2nd respondent be appointed guardian *ad litem* over the 6th, 7th, 8th, 9th, 10th, 11th, and 12th minor respondents, unless the respondents or others interested in the estate shall, on or before May 14, 1945, show sufficient cause to the satisfaction of this court to the contrary.

P. SRI SKANDARAJA,
Acting District Judge.

April 24, 1945.

In the District Court of Jaffna.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Victoria Damuan Ariyanayagam, wife of Thomas Ariyanayagam, deceased, of Narantanai.

P. Peter Damuan of Narantanai Petitioner.
Vs.

(1) D. Joseph Xavier Muttunayagam and (2) Soosaipilla Thomas of ditto Respondents.

THIS matter coming on for disposal before H. A. de Silva, Esq., District Judge, Jaffna, on March 14, 1945, in the presence of Mr. A. Kanagasabam, Proctor, on the part of the petitioner; and the affidavit of the above-mentioned petitioner, dated March 9, 1945, having been read:

It is further declared that the said 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 and directing that such letters be issued to him accordingly, unless the respondents or other person or persons interested shall, on or before May 16, 1945, show sufficient cause to the satisfaction of this court to the contrary.

H. A. DE SILVA,
District Judge.

March 14, 1945.

In the District Court of Jaffna.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of the late Sellamma, wife of Kathravelu Kandiah, deceased.

Kathravelu Kandiah of Mallagam, presently overseer stationed at Udispattu in Kandy District Petitioner.
Vs.

(1) Kandiah Sivapragasami, (2) Kandiah Rukmani Devi, (3) Kandiah Sivapackiam, (4) Kandiah Logeswary, (5) Kandiah Velauthapillai, (6) Sinnathariby Subramaniam of Mallagam presently sub-overseer stationed at Udispattu in Kandy District Respondents.

THIS matter coming on for disposal before H. A. de Silva, Esq., District Judge, Jaffna, on September 23, 1944, in the presence of Mr. K. V. Balasingham, Proctor, for petitioner, and the affidavit and petition of the petitioner having been read:

It is ordered that the above-named 6th respondent be appointed guardian *ad litem* over the minors, 1st to 5th respondents, for the purpose of watching their interests in this administration proceedings and that letters of administration to the estate of the said deceased be granted to the petitioner, unless the said respondents, shall appear before this court on March 16, 1945, and show sufficient cause to the satisfaction of this court to the contrary.

September 23, 1944. H. A. DE SILVA,
District Judge.
Order Nisi extended for May 29, 1945.
March 16, 1945. H. A. DE SILVA,
District Judge.

In the District Court of Batticaloa.
Order Nisi.

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction, the estate of the late Kathramer Ehyathamby of
No. 535. Kallady-Uppodai, deceased.

Kanapathipillai Thangamuttu of Kallady-Uppodai Petitioner.

THIS matter coming on for disposal before L. B. de Silva, Esq., District Judge of Batticaloa, on April 11, 1945, in the presence of Mr. K. W. Devanayagam, Proctor, on the part of the petitioner, and the affidavit and petition of the petitioner dated March 19, 1945, and April 11, 1945, respectively; and the affidavit of the attesting notary and witnesses dated April 3, 1945, having been read:

It is ordered that the last will bearing No. 4,954 dated November 20, 1940, attested by A. Ganeshamuthaly, Notary Public, now deposited in this court, be and the same is hereby declared proved, unless any person or persons interested shall, on or before May 8, 1945, show sufficient cause to the satisfaction of this court to the contrary.

And it is further ordered and declared that the petitioner as the surviving executrix named in the said last will is entitled to have probate of the same issued to her accordingly, unless any person or persons interested shall, on or before May 8, 1945, show sufficient cause to the satisfaction of this court to the contrary.

April 11, 1945. L. B. DE SILVA,
District Judge.

In the District Court of Kurunegala.
Order Nisi.

Testamentary In the Matter of the Estate of the late Philip
Jurisdiction, Arthur de Silva of The Walauwa, Circular
No. 4,558. Road west, Kurunegala, deceased.

Lilian de Silva of Kurunegala Petitioner.

vs.

(1) Felicia Emaline de Silva, (2) Doron Lucille Venetia de Silva,
both of Kurunegala Respondents.

THIS matter coming on for disposal before S. S. J. Goonesekera, Esq., District Judge of Kurunegala, on April 19, 1945, in the presence of Mr. S. H. Dias Abeyasinghe, Proctor, for the petitioner above named, and the affidavit of the said petitioner dated April 18, 1945, having been read:

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

April 19, 1945. S. S. J. GOONESEKERA,
District Judge.

In the District Court of Chilaw.
Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
No. 2,335. Kudakolapathirrennehelage Gunamal Etana of
Pilakatumulla (deceased).

Jayasinghe Mudalige Nilame Appuhamy of Pilakatu-
mulla Petitioner.

And

(1) Jayasinghe Mudalige Mary Nona of Paluwelgala, (2) ditto Podinona of Yakdassawa, (3) ditto Podimenkhamy of Siyambalagaswela, (4) ditto Punchappuhamy of Pilakatumulla, (5) ditto Lama Etana of Kekulawadiya, (6) ditto Anganona of Paluwelgala, (7) ditto Seenchi Nona of Yakdassawa. Respondents.

THIS matter coming on for disposal before V. H. Wijeyaratne, Esq., District Judge of Chilaw, on March 6, 1945, in the presence of Mr. Albert F. Poyes, Proctor, on the part of the petitioner above named: and the affidavit of the said petitioner dated February 19, 1945, and the petition dated March 6, 1945, having been read: It is ordered that the said petitioner, as the eldest son of the said deceased be entitled, to have letters of administration to the estate of the aforesaid deceased, issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before April 19, 1945, show sufficient cause to the satisfaction of this court to the contrary.

March 6, 1945. V. H. WIJEYARATNE,
District Judge.

The time for showing cause against this *Order Nisi* is extended to May 17, 1945.

April 20, 1945. V. H. WIJEYARATNE,
District Judge.

In the District Court of Anuradhapura.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction, Kadrate Badderallage Banda Korale of Neetiya-
No. 516. gama.

And

In the Matter of the appointment of a guardian
ad litem over the minor respondents hereinafter
mentioned.

Wannihamy Velvidanage Mali Uthani of Neetiya-gama Petitioner.

(1) Banda Korale Kusumawathie, (2) Banda Korale Wannihamy, (3) Banda Korale Kapurubanda, and (4) Banda Korale Punchi Banda (minors), all of Neetiya-gama by their guardian *ad litem* Kadrate Badderallage Panchirala, Vel-Vidane of Wannankulama Respondents

THIS matter coming on for disposal before T. Quentin Fernando Esq., District Judge of Anuradhapura, on March 1, 1945, in the

presence of Messrs. V. Ramaswamy & R. Paramakuru, Proctors, on the part of the petitioner; and the petition and affidavit of the petitioner of the same date having been read:

It is ordered that the petitioner, as the widow of the said deceased, is the administrator of the intestate estate of the said deceased and is entitled to have letters of administration issued to her, unless the petitioner or any other person interested in the said estate shall, on or before April 3, 1945, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that Kadirate Badderalage Punchirala, Vel-Vidane aforesaid, be and is hereby appointed guardian *ad litem* of the above-named minor respondents for the purpose of these proceedings, unless the respondents or any other person interested in the said minors shall, on or before April 3, 1945, show sufficient cause to the satisfaction of this court to the contrary.

March 1, 1945. T. QUENTIN FERNANDO,
District Judge.
Time for showing cause extended for May 1, 1945.

T. QUENTIN FERNANDO,
District Judge.
Time for showing cause extended for May 14, 1945.

T. QUENTIN FERNANDO,
District Judge.

In the District Court of Anuradhapura.

Order Nisi.

Testy. In the Matter of the Intestate Estate of the late
No. 517. Sultan Yunus of Pandiyankulama, deceased.
Mohammadu Lobbe Alima Umma of Pandiyankulama . . . Petitioner.

(1) Yunus Habibu, (2) Yunus Meinambu, (3) Yunus Jamaldeen, (4) Yunus Hamidu, (5) Yunus Cassim, (6) Yunus Cader Eebee, and (7) Mohannadi Thamby Moiya Rahima Meera, all of Pandiyankulama, the 3rd, 4th, 5th and 6th respondents, minors by their guardian *ad litem* the 1st respondent Respondents.

THIS matter coming on for disposal before T. Quintin Fernando, Esq., District Judge of Anuradhapura, on March 7, 1945, in the

presence of Mr. K. Subramaniam, Proctor, on the part of the petitioner, and the affidavit of the petitioner dated March 7, 1945, having been read: It is declared that (a) the petitioner is the widow of the said intestate and is entitled to have letters of administration to the estate of the said intestate issued to her, (b) and that the 1st respondent above named be and is hereby appointed guardian *ad litem* of the above named minor respondents, unless the respondents or any other person shall, on or before May 7, 1945, show sufficient cause to the satisfaction of the court to the contrary.

March 7, 1945. T. QUENTIN FERNANDO,
District Judge.

In the District Court of Kegalla.

Order Absolute in the First Instance declaring Will proved.

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction. Vidane Henayalage Weerappuliya, deceased of
No. 1,694. Thalewala.

Vidanahenayalage Simichchiya of Thalewala Petitioner.

THIS matter coming on for disposal before D. A. Leanage, Esq., District Judge of Kegalla, on January 16, 1945, in the presence of Mr. J. H. Fernando, Proctor, on the part of the petitioner, and the affidavit of Lekamrallage Podalalhamy, Horanekarayalage Jema, Aracillage Ukkubanda, all of Thalewala, and Manikku Waduge Emanus of Ambawala, and Jasu Accillage, Pumis Singho of Meedeniya, dated December 19, 1944, having been read:

It is ordered that the will of Vidane Henayalage Weerappuliya of Thalewala, deceased, dated January 20, 1944, and now deposited in this court be and the same is hereby declared proved.

It is further declared that the said Vidanahenayalage Simichchiya of Thalewala, petitioner, is the executor named in the said will and that he is entitled to have probate of the same issued to him accordingly.

January 16, 1945. D. A. LEANAGE,
District Judge.