

of Walasmulla in case No. 579 L dated 05.11.2004 as well, and direct the District Court to rehear the case by adopting the evidence already led and only to lead any further evidence directly or indirectly relating to the identity of the corpus. I also direct that a commission be issued to a Licensed Surveyor by the District Court to re-survey the subject matter. District Court may issue requisite orders on the Surveyor General to forward copies of the relevant state plans to assist the licensed Surveyor in the identification of the subject matter in this case. This case is to be concluded expeditiously. Accordingly the appeal is allowed without costs.

TILAKAWARDANE, J. – I agree.

IMAM, J.                      - I agree

Appeal allowed without costs. The judgment of the DC and CHC were set aside and the DJ was directed to re-survey the land and rehear the case by adopting the evidence already led and by permitting further evidence as to identification of corpus.