

IN THE COURT OF APPEAL OF THE DEMOCRATIC SOCIALIST

REPUBLIC OF SRI LANKA.

Court of Appeal Revision
Application No. 60/2013

High Court Colombo Case No.:
HCRA 142/10

Magistrate's Court Mount Lavinia
Case No.: 208/Primary/08

In the matter of an application for
Revision under and in terms of Article 138
of the Constitution.

Officer in Charge,
Police Station,
Bambalapitiya.

Complainant

Vs.

S.P.J. Wjerathne Serasinghe,
No.21, St. Mary's Road, Colombo 04.

Party of the 1st Part

S.K. Kanapathipillai,
No.23, St. Mary's Road, Colombo 04.

Part of the 2nd Part

AND

S.K. Kanapathipillai,
No 23, St Mary's Road, Colombo 04.

Party of the 2nd Part – Petitioner

Vs

S.P.J. Wjerathne Serasinghe,
No.21, St. Mary's Road, Colombo 04.

Party of the 1nd Part – Petitioner

Officer in Charge,
Police Station,
Bambalapitiya.

Complainant – Respondent

AND BETWEEN

S.K. Kanapathipillai,
No 23, St Mary's Road, Colombo 04.

**Party of the 2nd Part Petitioner –
Petitioner**

Vs

S.P.J. Wjerathne Serasinghe,
No.21, St. Mary's Road,
Colombo 04.

**Party of the 1st Party – Respondent –
Respondent**

Officer in Charge,
Police Station,
Bambalapitiya.

**Complainant – Respondent –
Respondent**

AND NOW BETWEEN

**In the matter of an application for
substitution in the room and place of
the deceased Party of the 2nd part –
Petitioner – Petitioner.**

1A. Selwasurei Sarawamangalam

1B. Kandiyakanapathipillai Sujeewan

Both of

No. 23, St. Mary's Road, Colombo 04.

Petitioners

Vs.

S.P.J. Wjerathne Serasinghe,
No.21, St. Mary's Road,
Colombo 04.

**Part of the 1st Part – Respondent –
Respondent – Respondent**

Officer in Charge,
Police Station,
Bambalapitiya.

**Complainant – Respondent –
Respondent – Respondent.**

CA (PHC) APN 60/13

HC- Colombo No: HCRA 142/10

Before : **Hon. Justice A.L. Shiran Gooneratne Act. (P/CA)**

Hon. Justice Dr. Ruwan Fernando

Counsel : Gayal Kalatuwawa, AAL for the 1A & 1B 2nd Party
Petitioner – Petitioner

Harsha Soza, PC with S. Samaranayaka, AAL for the 1st
Party Respondent - Respondent

Decided on : 25.02.2020

Hon. Justice A.L. Shiran Gooneratne Act. (P/CA)

Counsel appearing for the Petitioner moves to withdraw this application.

Application for withdrawal is permitted.

The application is dismissed without costs.

Acting President of the Court of Appeal

Hon. Justice Dr. Ruwan Fernando

I agree.

Judge of the Court of Appeal

LSD/-