

**IN THE COURT OF APPEL OF THE DEMOCRATIC SOCIALIST REPUBLIC**  
**OF SRI LANKA**

M.S. Anura Shantha Sarathkumara  
alias Medawachchi Mama

**Accused-Appellant**

**HC: VAVUMIYA 2699/2017**  
**CA HCC No. 155/2017**

Vs.

The Hon. Attorney General  
Attorney General's Department  
Colombo 12.

**Respondent**

**Before** : **Hon. Justice K. K. Wickremasinghe**  
**Hon. Justice K. Priyantha Fernando**

Accused-Appellant is present in Court produced by  
the Prison Authorities.

Counsel : Indica Mallawaratchy for the Accused-Appellant.  
P. Kumararathnam, SDSG for Hon. AG.

Argued and

Decided on : 07.02.2020

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**Hon. Justice K.K. Wickremasinghe**

Counsel for the Appellant moves to withdraw the appeal against both convictions. Accordingly, convictions with regard to 1<sup>st</sup> and 2<sup>nd</sup> charges are affirmed. Thereafter, the counsel makes submissions to the effect that the sentence imposed with regard to the 2<sup>nd</sup> charge is illegal and accordingly it has to be one half of the maximum prescribed sentence in terms of Section 490 of the Penal Code.

Accordingly, Appellant is sentenced to 10 years Rigorous Imprisonment. Sentences of both charges to run concurrently and also to implement the sentence from the date of conviction and sentence namely, 01.08.2017. Rest of the sentences will remain unchanged.

Registrar is directed to send copies of the order to the relevant High Court of Vavunia and the Prison Authorities.

**JUDGE OF THE COURT OF APPEAL**

**Hon. Justice K.Priyantha Fernando**

I agree.

**JUDGE OF THE COURT OF APPEAL**

Tns/