

IN THE COURT OF APPEAL OF THE DEMOCRATIC SOCIALIST
REPUBLIC OF SRI LANKA

In the matter of an application for Bail in terms of
Section 10(1)(a) of the Assistance to and Protection
of Victims of Crime and Witnesses Act No. 04 of
2015.

The officer in Charge,
Gang Robbery Unit,
Criminal Investigation Department,
Colombo 01.

Complainant

Court of Appeal Case No:
CA-BAL-0010-20

M.C.Colombo
Case No. B 15353/2019

Vs.

1. Muthuwahandi Aruna Thushara Mendis
2. Kathri Arachchige Gamini
3. Hewa Aluth Sahal Arachchige Ajith Prasanna

Suspect

And now

Kathri Arachchige Gamini,
55B , Madana,
Damana, Ampara

Presently at
Remanded Prison, Colombo.

2nd Suspect Petitioner

Vs.

1. The officer in Charge,
Gang Robbery Unit,
Criminal Investigation Department,
Colombo 01.

1st Complainant Respondent

2. Hon Attorney General,
Attorney Generals Dept.,
Colombo 12.

2nd Respondent

Before : **Hon. Justice K.K. Wickremasinghe**
Hon. Justice Devika Abeyratne

Counsel : Anil Silva, PC with Nandana Perera for the Petitioner.
Janaka Bandara, SSC for the AG.

Decided on : 01/07/2020

Hon. Justice K.K. Wickremasinghe

On representations made by the President's counsel for the Petitioner to the Attorney General, learned Senior State Counsel concedes the application for bail.

Senior Counsel appearing for the Respondent informs court that, facts and circumstances of the case and also considering the fact that this Petitioner will be a State witness in the substantive case, he is willing to agree with the application made by the learned President's Counsel to enlarge the Petitioner on bail. Accordingly, this court decides to enlarge the Petitioner on bail under following conditions.

1. Cash bail of Rupees Fifty Thousand (Rs. 50,000/-)
2. Surety bail of 50,000/= each, with two sureties acceptable to the learned Magistrate.
3. The Suspect - Petitioner must report to the Officer-in- Charge of the relevant Police Station, on the last Sunday of every month between 8.00 a.m. – 12.00 noon.
(Since the Petitioner is living in Ampara he is permitted to report to Police Station, Ampara.)
4. The Suspect-Petitioner is ordered not to influence or threaten or interfere with witnesses of the substantive case.

If the Petitioner violates any of the above mentioned bail conditions, he will be remanded until final determination of the substantive case.

Registrar is directed to send copies of the order to the relevant Police Station, Ampara and the Magistrate's Court of Colombo and the Prison Authorities.

JUDGE OF THE COURT OF APPEAL

Hon. Justice Devika Abeyratne

I agree.

JUDGE OF THE COURT OF APPEAL

NS/-