

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

In the matter of an application for
Revision against the judgment dated
01.10.2019 of the High Court of
Panadura in Case No. HC 3285/2015.

CA /PHC/APN 147/2019

H.C. Panadura Case
No. HC 3285/15

Ranawaka Archchige Gimara
Ranawaka of No.86,
Handupalpole,
Kudauduwa.
Presently at Kaluthara Prison.

Accused-Petitioner

Vs.

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

Complainant-Respondent

BEFORE : HON. JUSTICE K.K. WICKREMASINGHE
HON. JUSTICE K. PRIYANTHA FERNANDO

COUNSEL : N.A. Chandana Sri Nissanka for the
Accused-Petitioner

SUPPORTED AND
DECIDED ON : 13.01.2020

HON. JUSTICE K.K. WICKREMASINGHE

Counsel for the Accused-Petitioner makes submissions in support of his application. He has not averred exceptional circumstances in the petition and also not submitted any exceptional circumstances during his submissions in order to see whether there is a prima facie case to issue notice to the Respondent. The Accused-Petitioner had been convicted for criminal breach of trust of Rs.539235/- and sentenced for three months rigorous imprisonment and ordered to pay a compensation of Rs.539235/-, if defaults three months simple imprisonment. Further, he has not made an appeal seeking to set aside the abovementioned order dated 01.10.2019. Since there is no prima facie case established, we dismiss the application without costs.

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JUDGE OF THE COURT OF APPEAL

HON. JUSTICE K. PRIYANTHA FERNANDO

I agree.

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