

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

An appeal made under Article 154
(P) (6) read with Article 138 of the
Constitution of the Democratic
Socialist Republic of Sri Lanka.

Court of Appeal Case No:

CA (PHC) 108/2016

Provincial High Court Ratnapura

Case No: **HCR/RA 42/2013**

Kaluvalage Sumanawathi,
New Panawenna Watta Road,
Kahawatta

Petitioner-Appellant

Magistrate Court Case No:

53509

Vs

Divisional Secretary,
Pelmadulla.

Applicant-Respondent-
Respondent

Before : Hon. Justice A. L. Shiran Gooneratne, Act. (P/CA)
Hon. Justice Dr. Ruwan Fernando

Counsel : Appellant absent and unrepresented

Decided on : 26/02/2020

A. L. Shiran Gooneratne, J. Act. (P/CA)

Appellant is absent and unrepresented.

Perusal of journal entries dated 22/08/2019 and 01/02/2020 in the docket shows that the Petitioner has failed to take steps to pursue this application.

Rule 3 (13) states that, it shall be the duty of the Petitioner to take such steps as may be necessary to prosecute his application with due diligence.

It is view of this Court that the Petitioner is not interested in pursuing this application any further. In these circumstances the Court decides to reject this application.

Application rejected.

Acting President of the Court of Appeal

Dr. Ruwan Fernando, J.

I agree.

Judge of the Court of Appeal

NDS/-