

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

Samange Sumith Fernando

**Accused - Appellant**

**Court of Appeal Case No:  
CA-HCC-0093-19**

**Vs.**

The Democratic Socialist  
Republic of Sri Lanka

**Complainant - Respondent**

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

Accused – Appellant is not produced by the Prison  
Authorities due to the prevailing situation in the  
country. (Covid – 19 Pandemic).

**Counsel** : Isuru Somadasa, AAL for the 1<sup>st</sup> Accused – Appellant.  
Sanjeewa Dissanayake, SSC for the AG.

**Decided on** : 01/07/2020

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

Counsel informs Court that he is withdrawing this case on the instructions of the Appellant. Appellant has given instructions to withdraw the appeal against the conviction in the absence of the Appellant. The letter of authority along with the letter sent by the Prison Authorities is in the file of docket. There is no objection

by the State for the application. Application for withdrawal is allowed. Accordingly conviction is affirmed, sentence of 05 years Rigorous Imprisonment imposed on each charge to run concurrently to commencing from the date of conviction and sentence namely, 07/06/2019. Rest of the sentence is unchanged.

Registrar is directed to send a copy of the order to High Court of Embilipitiya and the Prison Authorities. (Angunakolapalassa)

**JUDGE OF THE COURT OF APPEAL**

**Hon. Justice Devika Abeyratne**

I agree.

**JUDGE OF THE COURT OF APPEAL**

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