

IN THE COURT OF APPEAL OF THE DEMOCRATIC SOCIALIST

REPUBLIC OF SRI LANKA

In the matter of an Application for
an Appeal against the Judgment of
the Learned High Court Judge of the
Northern Province holden at
Vavuniya in Revision No.
HCV/Rev/274/2015 dated
30/06/2016.

Court of Appeal (PHC)

Appeal No: **CA (PHC) 96/2016**

Erampu Sivalingam

A9 road,
Veepankulam,
Omanthai.

Petitioner

High Court Vavuniya

Revision Application No:

HCV/Rev/274/2015

Primary Court of Vavuniya

Case No: **PC1621**

Vs

1. Kanapathi Suresh, or Kannan
Vepankulam,
Omanthai

Respondent-Petitioner-

Appellant

2. Kanapathi Sarogini
Vepankulam,
Omanthai.

Intervient-Respondent-

Petitioner-Appellant

Vs

Arampu Sivalingam

A9 Road,

Vepankulam,

Omanthai.

**Petitioner-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 26/07/2019 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 the 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/-