

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

In the matter of a revisionary
application under article 138 of the
Constitution.

C.A.CPA No.103/2020

H.C.Awissawella

No.HC 81/2012

Thangavelu Shanthikumari,

No.12, Padduka Estate,

Padukka.

Substituted-Petitioner

Vs.

Sathyawelu Shanthakumar

No. 12, Padukka Estate,

Padukka.

Convicted 1st Respondent

The Democratic Socialist Republic of
Sri Lanka

2nd Respondent.

C.A.PHC/APN No.103/2020H.C. Awissawella Case No. 81/2012

Before : Hon. K.K. Wickremasinghe, J

Hon. Devika Abeyratne, J

Counsel : Shiral D. Wanniarachchi for the Petitioner

Supported &

Decided on : 11.09.2020

Hon. K.K. Wickremasinghe, J

Counsel appearing for the Petitioner submits that the learned High Court Judge has given the maximum sentence to the alleged offence. The learned Counsel has filed a revision application instead of an appeal. Further there is no averment with regard to the exceptional circumstances in his petition. The above mentioned facts submitted by the learned Counsel does not amount to establish a prima facie case to issue notice to respondents. Therefore, this application is hereby dismissed without costs.

Registrar is directed to send a copy of the order to the relevant High Court.

JUDGE OF THE COURT OF APPEAL

Hon. Devika Abeyratne, J

I agree.

JUDGE OF THE COURT OF APPEAL

AKN