

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

Officer in Charge,  
Police Station,  
Nochchiyagama.

**Complainat**

**Court of Appeal**

**Case No: CA/PHC/APN /23/2020**

**-Vs-**

Isuru Chathuranga Dayananda,  
Wilpattu Road,  
Galkadawala,  
Horuwila.

**High Court Anuradhapura**

**Case No: Revision 01/2019**

**Suspect**

**And**

In the matter of an application in  
terms of section 431(1) of the Code  
of Criminal Procedure Act,

**Magistrate's Court Nochchiyagama**

**Case No: B 283/2018**

Hapuraj Pathirannehelage Ayesha  
Madhuwanthi Abeyrathne,  
15/1, Kebellagara,  
Hiruwelpola.

**Aggrieved Party Claimant**

**-Vs-**

Isuru Chathuranga Dayananda,  
Wilpattu Road,  
Galkadawala,  
Horuwila.

**Suspect Claimant**

**And**

In the matter of an application in terms of Article 154P(3)(b) of the Constitution read with the provisions of the High Court of the Provinces (Special Provisions) Act,

Hapuraj Pathirannehelage Ayesha  
Madhuwanthi Abeyrathne,  
15/1, Kebellagara,  
Hiruwelpola.

**Aggrieved Party Claimant**  
**Petitioner**

-Vs-

1. Honourable the Attorney General,  
Attorney General's Department,  
Colombo 12.

**1<sup>st</sup> Respondent**

2. Officer-in-Charge  
Police Station,  
Nochchiyagama.

**Complainant Respondent**

3. Isuru Chathuranga Dayananda,  
Wilpattu Road,  
Galkadawala,  
Horuwila.

**Suspect Claimant Respondent**

**And now**

In the matter of an application for revision in terms of Article 138(1) of the Constitution read with section 11(1) of the High Court of the Provinces (Special Provision) Act No. 19 of 1990,

Isuru Chathuranga Dayananda,  
Wilpattu Road,  
Galkadawala,  
Horuwila.

**Suspect      Claimant      Respondent**  
**Petitioner**

**-Vs-**

1. Hapuraj Pathirannehelage Ayesha  
Madhuwanthi Abeyrathne,  
15/1, Kebellagara,  
Hiruwelpola.

**Aggrieved Party Claimant**  
**Petitioner Respondent**

2. Honourable the Attorney General,  
Attorney General's Department,  
Colombo 12.

**1<sup>st</sup> Respondent Respondent**

3. Officer-in-Charge  
Police Station,  
Nochchiyagama.

**Complainant                      Respondent**  
**Respondent**

BEFORE : **HON. JUSTICE K. K. WICKREMASINGHE**  
**HON. JUSTICE DEVIKA ABEYRATNE**

COUNSEL : S. Wanniarachchi for the Petitioner.  
Chamara Nanayakkarawasam with Dinesh De Silva for  
Respondent.

Panchali Witharana, SC for the Hon. AG.

SUPPORTED &

DECIDED ON : 12.03.2020

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**HON. JUSTICE K. K. WICKREMASINGHE**

Heard Counsel for the Petitioner in support of this application and the Respondents as well, the Attorney General appeared as amicus in this case.

This is a Revision Application where the Counsel for the Petitioner has to show prima facie exceptional circumstance. At this stage the counsel for the Petitioner is unable to show prima facie exceptional circumstances. Therefore, this Revision Application is dismissed *in limine*.

Registrar is directed to send a copy of this order to the relevant High Court and relevant Magistrate's Court.

**JUDGE OF THE COURT OF APPEAL**

**HON. JUSTICE DEVIKA ABEYRATNE**

I agree.

**JUDGE OF THE COURT OF APPEAL**

YD/-