

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

An application for revision under Article 138 (1) of the Constitution of the Democratic Socialist Republic of Sri Lanka.

Bammannage Rekha Kumari
Kurukulasuriya,
No: 133, Thalduwa Road,
Negombo.

Magistrate's court of Negmogo

Case No: L 94579

High Court of Negombo

Case No: HCBA 594/2019

Court of Appeal Case No:

CA (PHC) APN 17/2020.

Petitioner – Petitioner.

Vs.

1. Officer-in-Charge,
Police Station, Katana.

**Complainant –Respondent-
Respondent.**

2. Hon. Attorney –General,
Attorney –General's Department,
Colombo 12.

Respondent-Respondent

3. Royce Wijitha Fernando
(Presently incarcerated in Negombo
Remand Prison).

Suspect –Respondent-Respondent.

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

COUNSEL : Darshana Kuruppu with Sajini Elvitigala for the
Petitioner-Petitioner.
Chathuri Wijesooriya S.C for the 1st and 2nd
Respondent-Respondents.

Decided on : 18.06.2020.

HON. JUSTICE K.K. WICKREMASINGHE

State Counsel on behalf of the Attorney- General informs Court that the Suspect – Respondent has been in remand for 11 months and 2 weeks (since 07.07.2019). Further there is no application under Section 17 of the Bail Act. Accordingly, Suspect – Respondent is enlarged on bail under following conditions:-

- A surety bail of Rs. Rs. 500,000/- each with two sureties.
- The Suspect - Respondent is ordered to report to the Officer –in-Charge, Police Station, Katana first Sunday of each month between 9.00 a.m. and 12.00 noon.
- He is ordered not to influence witnesses or to influence/ disturb the investigation.

- Not to get involved in any other crime. If he fails to comply with bail conditions he will be remanded until the final determination of the case.

Subject to the above, bail is granted.

Registrar is directed to send copies of the order to the Magistrate's Court of Negombo, Prison Authorities and Officer-in-Charge, Police Station, Katana. Also by way of fax.

Counsel for the Petitioner undertakes to bear the cost of fees.

JUDGE OF THE COURT OF APPEAL.

HON. JUSTICE DEVIKA ABEYRATNE

I agree.

JUDGE OF THE COURT OF APPEAL.

Vkg/-