

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

CA Application No: Writ 450/11

Matel Krishanatha Sampath Pearis,  
No 2 D,  
Vijitha Para,  
Nedimala,  
Dehiwala.

**Petitioner**

**Vs.**

Hatton National Bank P.L.C  
No: 479,  
T.B.Jaya Mawatha,  
Colombo

Suppaiya Manohar  
No: 05,  
Galabadayayawattha Para,  
Matuagama

Priyarathne Mutukumarana  
Hulftsdorp Street,  
Colombo 12.

**Respondents**

C.A. (Writ) Application No. 450/2011

**Before** : **S. Sriskandarajah, J. (P/CA) &**  
**P.W.D. C. Jayathilaka, J**

**Counsel:** N.A.Gunawardena for the Petitioner.  
Priyantha Alagiyawanna for the 1st Respondent.

**Argued &**

**Decided on:** 19.11.2012

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**S.Sriskandarajah, J (P,C/A)**

Learned counsel for the petitioner informs Court that he has instructions to withdraw this application. Counsel for the 1<sup>st</sup> respondent has no objection for withdrawal of this application. The application for withdrawal is allowed and this application is pro forma dismissed without costs.

**President of the Court of Appeal**

**Jayathilaka, J**

I agree.

**Judge of the Court of Appeal**

Kpm/-