

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

CA 100/2011

High Court Negombo Case No. 194/2008.

Siyabalapitiyage Samantha Siyabalapitiya
No: 200,
Makewita,
Ja Ela.

Appellant

Vs.

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

Respondent

C.A. 100/2011 : High Court Negombo Case No. 194/2008.

Before : Sisira de Abrew, J. &
Sunil Rajapakshe, J.

Counsel : Neranjan Jayasinghe for the accused-appellant

Sudharshana de Silva, SSC for the A.G.

Decided on : 16.11.2012.

Sisira de Abrew, J.

Learned counsel for the accused-appellant makes an application to withdraw the appeal. Learned counsel appearing for the accused-appellant further makes an application to implement the sentence from the date of sentencing by the learned High Court Judge.

Learned Senior State Counsel has no objection to this application.

Both counsel admit that after the accused-appellant was sentenced by the learned High Court Judge, he has not been released on bail. The application for withdrawal of the appeal is allowed. Appeal is accordingly dismissed.

We direct the Prison Authorities to implement the sentence from the date of sentencing (21.09.2011) by the learned High Court Judge.

Appeal dismissed.

JUDGE OF THE COURT OF APPEAL

Sunil Rajapakshe, J.

I agree

JUDGE OF THE COURT OF APPEAL

Cr/-