

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

**CA (PHC) No. 02/2005**

PHC Colombo No. 178/2002

OIC  
Police Station  
Colombo 02.

**Complainant**

**Vs.**

Gajanayake Mudalige Karunadasa  
3<sup>rd</sup> Lane,  
"Sada Kirana",  
Youn Mawatha,  
Bokundara,  
Piliyandala.

**Defendant**

**And Now**

Gajanayake Mudalige Karunadasa  
3<sup>rd</sup> Lane,  
"Sada Kirana",  
Youn Mawatha,  
Bokundara,  
Piliyandala.

**Defendant Appellant**

**Vs.**

OIC  
Police Station  
Colombo 02.

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

**Respondents**

Gajanayake Mudalige Karunadasa  
3<sup>rd</sup> Lane,  
“Sada Kirana”,  
Youn Mawatha,  
Bokundara,  
Piliyandala.

**Defendant-Appellant-Appellant**

**Vs.**

OIC  
Police Station  
Colombo 02.

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

**Respondents-Respondents**

C.A.(PHC) No. 02/2005

P.H.C. Colombo No. 178/2002

BEFORE : ROHINI MARASINGHE, J. &  
DEEPALI WIJESUNDERA, J.

COUNSEL : Defendant-appellant absent and unrepresented.  
I Kalansuriya A.S.A for the respondent.

ARGUED AND

DECIDED ON : 30<sup>th</sup> November, 2012

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**ROHINI MARASINGHE, J.**

Defendant-appellant is absent and unrepresented.

The appellant had been noticed on two occasions to pay the brief fees. The appellant had not paid the same up to date. It is obvious that the appellant is not interested in proceeding with this appeal. The appeal is therefore dismissed for non compliance of Rule 13(b) of the Supreme Court Rules. Registrar is directed to inform the relevant High Court that the appeal had been dismissed.

JUDGE OF THE COURT OF APPEAL

**DEEPALI WIJESUNDERA, J.**

I agree.

JUDGE OF THE COURT OF APPEAL

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