

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

**CA (Writ) Application No: 805/2009**

01. Basnahira Palatha Magee Pravahana  
Adhikaariye Widhayake Niladhaarenge  
Sangamaya,  
Western Province,  
Provincial Road Passenger Transport Authority,  
No: 59,  
Robert Gunawardena Mawatha,  
Battaramulla.

And 08 others

**Petitioners**

**Vs.**

01. National Transport Commission,  
No: 241,  
Park Road,  
Colombo 05.
02. Hon. Attorney General,  
Attorney General's Department,  
Colombo 12.

And 60 others.

**Respondents**

C.A. NO. 805/2009(Writ)

BEFORE : ROHINI MARASINGHE, J.

COUNSEL : J.C.Weliamuna with Pasindu Silva for the petitioner.  
A. Samaranyake S.S.C for the 1<sup>st</sup> and 62<sup>nd</sup> respondents.

ARGUED ON : 06.06.2012

DECIDED ON : 30.11.2012

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**ROHINI MARASINGHE, J.**

The contention of the of the petitioner is that the Bastian Bus Stand is the property of the Western Provincial Council. The 5<sup>th</sup> respondent is the Western Provincial Council. The petitioner averred in his petition that the powers of the 5<sup>th</sup> respondent have been usurped by the 3<sup>rd</sup> respondent in granting management of the Bastian Bus Stand to the 1<sup>st</sup> respondent Commission. The petitioner further averred that the decision contained in P13 had been arrived without consultation with the affected parties. Therefore the Court directs parties to have a meeting between the Western Provincial Council, Minister in Charge of the Subject, The Chief Minister of the Western Province before implementing any decision to Manage Control of the Bastian Bus Stand. The parties agree to facilitate such a meeting and inform the Court the progress of the meeting on 27.02.2013.

Mention on 27.02.2013.

JUDGE OF THE COURT OF APPEAL

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