

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

In the matter of an application under and in terms of Article 154P(4)(b) of the Constitution read together with Section 7 of the High Court of the Provinces (Special Provisions) Act No.19 of 1990.

Warnakulasuriya Alex Priyantha Fernando  
"Malkanthi", Jansa Road,  
Katuneriya.

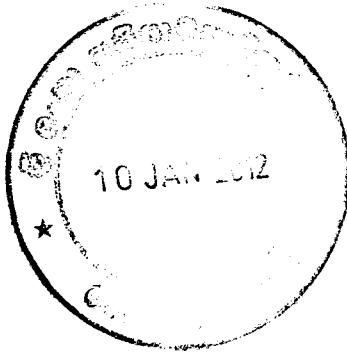
Court of Appeal Revision  
Application No. CA(PHC)APN 79/2011

High Court Case  
No. HCCA 15/09 (Writ)

**Petitioner**

Vs.

1. Nissanka Arachchige Apsara Preethi Sri Nissanka,  
Divisional Secretariat,  
Mahawewa.
2. M.N.P. Perera,  
Grama Seva Niladhari,  
524 A, Mahawewa.
3. D.A.M. Joseph,  
Government Surveyor,  
Surveyor General's Office,  
Puttalam.



**Respondents**

**AND NOW**

In the matter of an application for revision under and in terms of Article 138 of the Constitution read together with Article 154P(6) of the Constitution and Section 11 of the High Court of the Provinces (Special Provisions) Act No.19 of 1990.

Warnakulasuriya Alex Priyantha Fernando  
"Malkanthi", Jansa Road,  
Katuneriya.

**Petitioner – Petitioner**

Vs.

1. Nissanka Arachchige Apsara Preethi Sri  
Nissanka,  
Divisional Secretariat,  
Mahawewa.
2. M.N.P. Perera,  
Grama Seva Niladhari,  
524 A, Mahawewa.
3. D.A.M. Joseph,  
Government Surveyor,  
Surveyor General's Office,  
Puttalam.

**Respondents - Respondents**

**C.A.(PHC)APN 79/2011**

**HC KURUNEGALA**  
**CASE NO. 15/2009**

**Before** : SISIRA DE ABREW, J.  
K.T. CHITRASIRI J.

**Counsel** : U. Wickremasekera for the Petitioner.  
Sujatha Peiris SA for the Respondent.

**Decided on** : 29.03.2012.

**SISIRA DE ABREW J.**

Learned Counsel appearing for the Petitioner makes an application to withdraw the petition. The application for withdrawal of the petition is allowed.

*Petition is accordingly dismissed without costs.*

JUDGE OF THE COURT OF APPEAL.

**K.T. CHITRASIRI J.**

I agree,

JUDGE OF THE COURT OF APPEAL.

Mm/-