

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

*In the matter of an application for mandates in the
nature of Writs of Certiorari and Mandamus made
under article 140 of the Constitution of the
Democratic Socialist Republic of Sri Lanka.*



Dr. A. K. A. Wijewickrama
49, Stewart Terrace,
Macleod, Victoria 3085,
Australia.

By his Attorney

Dr. A.K.Ananda Wijewickrama
No 287, Yakkala Road
Gampaha

Petitioner

CA (WRIT) APPLICATION NO. 68 /2012

Vs

1. **University of Sri Jayawardenepura,**
2. **Dr. N. L. A. Karunarathne,**
The Vice-Chancellor
3. **Prof. Sampath P. P. Ameratunga,**
4. **Prof. P. Athukorala,**
5. **Prof. Mohan Silva ,**
6. **Prof. S. Liyanage,**
7. **Prof. (Mrs) S. Piyasiri**
8. **Prof. Abeyrathna Bandara,**
9. **Prof Sunil Ariyaratne**
10. **Mr. T. Darmarajah,**
11. **Dr L. A. W. Sirisena ,**
12. **Father Rev. Ivon Perera ,**
13. **Prof M. M. Karunanayake,**
14. **Mr. C.N.S.W. Mathew**
15. **Mr. Mahinda Ranasinghe**
16. **Rev Kirinde Assaji**
17. **Dr R.M.K Rathnayake**
18. **Mr. P. Kiriwandeniya**
19. **Mr. M. V. S. H. Udayanga**
20. **Mr. D.L. D. Senevirathne**
21. **Ms. Y. Alahakoon**
22. **Miss. S.M.G.P.K. Samarakoon**
23. **Miss. K.Y.J. Somarathna**
24. **Miss. T.N.S. De Peiris**
25. **Ms. R.W. Illungasinghe**
26. **Mr. L.K.I. Rajapaksha**
27. **Dr. S.T.W.S Yapa**

All are of
University of Sri Jayawardenepura
Gangodawila, Nugegoda.

Respondents

C.A. (Writ) Application No.68/2012

BEFORE : S. SRISKANDARAJAH, J. (P/CA) &
DEEPALI WIJESUNDERA, J.

COUNSEL : K.G.Jinasena with C.Rupasinghe for the petitioner

ARGUED AND

DECIDED ON : 26th March 2012

S. SRISKANDARAJAH, J. (P/CA)

Heard Counsel in support of this application.

The minutes of the Governing Council meeting 388 of the University dated 11.08.2011, has considered the direction of this Court and had interviewed the petitioner for the post of a Senior Lecturer of the Department of Business Administration and as the recommendation submitted to the Governing Council was not adequate, they have called for further report and after considering the report in the meeting of 391 held on 14.10.2011 the Governing Council has decided that as the Governing Council is not satisfied with his service and as it is not up to the required standard, the Governing Council has decided not to appoint him. The petitioner in this application is seeking a writ of certiorari to quash that decision. As the appointment is vested in the Governing Council and the decision made by the Governing Council, in

these circumstances cannot be said as an illegal or unreasonable and as the petitioner has not submitted sufficient material to show that the petitioner has an arguable case in this application and therefore this Court refuses to issue notice.

Notice refused.

PRESIDENT OF THE COURT OF APPEAL

DEEPALI WIJESUNDERA, J.

I agree.

JUDGE OF THE COURT OF APPEAL

Kwk/=