

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

In the matter of an application for a Mandate in the nature of  
a Writ of Mandamus in terms of Article 140 of the Constitution.

**A.S. Amaratunge**

No. 2/1, Wewelduwa Road,  
Hunupitiya, wattala.

**Petitioner**

**CA(WRIT) 35/09**

**Vs.**

- 1. General Manager of Railways**  
Office of the General Manager of Railways  
Sri Lanka Railways, Colombo 10.
- 2. General Manager [ Administration ]**  
Office of the General Manager of Railways  
Sri Lanka Railways, Colombo 10.
- 3. S.M. Abeywickrama.**  
Chief Mechanical Engineer  
Chief Mechanical [Sub] Department,  
Sri Lanka Railways, Ratmalana.
- 4. Public Service Commission**  
No. 356B, Galle Road, Colombo 3
- 5. Secretary**  
Public Service Commission,  
No. 356B, Galle Road, Colombo 3.
- 6. Secretary, Ministry of Transport**  
No. 1, D.R. Wijewardena Mawatha,  
Colombo 10.
- 7. Secretary, Ministry of Public,  
Administration and Home  
Affairs,**  
Independence Square, Colombo 7.

**Respondents**

**C.A. 35/2009**

**Application for Writ.**

**Before: Rohini Marasinghe, J**

Counsel: Indunil Bandara for the Petitioner.  
F. Jameel DSG for the Respondent.

**Argued &**

**Decided on: 27.03.2012**

**Rohini Marasinghe, J**

The application is settled as follows.

The respondent has no objection for this court granting the relief prayed for in paragraph 'b' of the petition in favour of the Petitioner. Therefore, a writ of mandamus is issued directing the respondents to take steps to retire the petitioner forthwith.

The respondent is further directed to pay the pension benefits to the Petitioner upon his retirement. Pursuant to the settlement the proceedings are terminated.

Proceedings are terminated.

**Judge of the Court of Appeal**

Jmr/-