

**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 Writ of Certiorari and / or
Mandamus under and in terms of Article 140 of
the Constitution*

Dr. H.R.K.K. Karunadasa
No. 27/3, Kameel Place,
Nupe – Matara.

Petitioner

CA Application No:

CA (Writ) 93 / 2012

Vs

1. University of Ruhuna,
Wellamada,
Matara.
2. Professor Susirith Mendis
Vice Chancellor
3. Professor Gamini Senanayake
Deputy Vice Chancellor
4. Professor Mangala de Zoysa
Dean-Faculty of Agriculture
5. Dr. A. M. N. Alagiyawanna
Dean- Faculty of Engineering
6. Dr. Tilak P.D. Gamage
Dean-Faculty of Fisheries and marine Science
and Technology
7. Dr. Sampath Gunawardene
Dean-Faculty of Medicine
8. Prof. W.G.D. Dharmaratne
Dean-Faculty of Science
9. Prof. P.Hewage
Dean-Faculty of Hummanities and Social
Sciences
10. Dr. P.A.P. Samantha Kumara
Dean-Faculty of Management and Finance
11. Prof. L.P. Jayatissa
Dean-Faculty of Graduate Studies
12. Rev. Malimboda Gnanaloka Thero
13. Mr. H.G.S. Jayasekara
14. Mr. Buddhapiya Nigamuni

STAMP DUTY	
Case No. :	CA 93 / 2012 (Writ)
Receipt No. :	I/22 34/612
Date :	29-03-2012
Amount :	RS 20/-
Subject :	Proxy, Petition
Date :	29-03-2012
	Registrar Court of Appeal

15. Mr. H.G. Gunasoma
16. Mr. Chandrasiri Hewakandambi
17. Mr. M.G. Punchihewa
18. Mr. Dihan Samarasekara
19. Mr. G.S.Ediriweera
20. Dr. P. Ekanayake
21. Mrs. W.K.K. Athukorala
22. Mr. Razik Zarook
23. Mr. Ramya Chandra Gunasekera
24. Mr. G.G. Wimalaratna
25. Prof. W.M.M.P Wijeratne
26. Prof. (Mrs.) N.J. de S. Amarasinghe

All of University of Ruhuna

27. University Grants Commission,
No.20, Ward Place, Colombo 7.
28. Professor S.V.D.G. Samaranayake,
Chairman, University Grants Commission,
29. Prof. Ranjith Senaratne,
Vice-Chairman, University Grants Commission.
30. Prof. H Abeygunawardena,
Member, University Grants Commission.
31. Prof. Subramaniam Mohandas
Member, University Grants Commission.
32. Prof. Sampath Amaratunga
Member, University Grants Commission
33. Prof. Malkanthi Chandrasekera,
Member, University Grants Commission
34. Mr. Vijaya Malalasekara,
Member, University Grants Commission
35. Mr. PA Abeysekera,
Member, University Grants Commission
36. Mr. Tissa Nandasena,
Secretary, University Grants Commission
All of University Grants Commission.
37. Hon. S.B.Dissanayake,
Minister of Higher Education,
No.18, Ward Place, Colombo 7.
38. Hon .Attorney General,
Attorney General's Department,
Colombo 12.

Respondents

C.A. Writ Application No. 93/2012

Before : **S. Sriskandarajah, J. (P/CA)**
 Deepali Wijesundera, J.

Counsel: A.K. Chandrakantha for the petitioner.

Argued &
Decided on: 16.05.2012

S. Sriskandarajah, J. (P/CA)

Heard counsel in support of this application. The petitioner in this application is seeking a writ of certiorari to quash the decision of the council of the 1st respondent dated 14.12.2000 marked P11A to exonerate the 25th respondent from the charges leveled against him by the charge sheet dated 04.06.1998. The petitioner has also sought a writ of mandamus directing the 1st respondent University to initiate the disciplinary inquiry against the 25th respondent in terms of the Establishment code of the University. The petitioner is not attached to the said University at present and as such the petitioner has not shown by the said decision of the University Council dated 14.12.2000 that his rights are affected and further the said decision was made in 2000 and the petitioner is seeking to quash the said decision in this application in

2012 and for these reasons, this court refuses to issue notice on the respondents.

PRESIDENT OF THE COURT OF APPEAL

Deepali Wijesundera,J.

I agree.

JUDGE OF THE COURT OF APPEAL

Jmr/-