

WRITTEN SUBMISSIONS OF THE DEFENDANT APPELLANT RESPONDENT PETITIONERS

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

In the matter of an application for Leave to
Appeal against order dated 05.08.2005
delivered in the District Court of Galle in
D.C. Galle Case No. 9864/L.

(deceased)

Sudath Mahinda Dias Jayasundera of 19/2,
Sunandarama Road, Kalubowila, Dehiwala

Plaintiff

Mala Rani Jayasundera of 19/1A,
Sunandarama Road, Kalubowila, Dehiwala.

C.A./L.A. No. 319/05

Substituted Plaintiff

Vs.

D.C. Galle No. 9864/L

1. Baranige Samuel Appu
2. Baranige Charles
3. Baranige Seelawathi
all of Talpepitiyewatte, Meepe,
Habaraduwa.

Defendants

1. Baranige Samuel Appu
2. Baranige Charles
3. Baranige Seelawathi
all of Talpepitiyewatte, Meepe,
Habaraduwa.

Defendant Appellants

Vs.

Mala Rani Jayasundera of 19/1A,
Sunandarama Road, Kalubowila, Dehiwala

Substituted Plaintiff Respondent

Mala Rani Jayasundera of 19/1A,
Sunandarama Road, Kalubowila, Dehiwala

Substituted Plaintiff Respondent Petitioner

Vs.

1. Baranige Samuel Appu
 2. Baranige Charles
 3. Baranige Seelawathi
all of Talpepitiyawatte, Meepe,
Habaraduwa.
- Defendant Appellant Respondents

AND NOW BETWEEN

1. Baranige Samuel Appu
 2. Baranige Charles
 3. Baranige Seelawathi
all of Talpepitiyawatte, Meepe,
Habaraduwa.
- Defendant Appellant Respondent
Petitioners

Vs.

Mala Rani Jayasundera of 19/1A,
Sunandarama Road, Kalubowila, Dehiwala

Substituted Plaintiff Respondent Petitioner
Respondent

CA319/2005

D.C. (Galle) 9864/L

Before : **Eric Basnayake, J**

Counsel : R. M. Perera appears for the Defendant Appellant
Respondent Petitioner.
Rohan Sahabandu for the Respondent.

**Argued &
Decided on** : **02.05.2012**

Eric Basnayake, J

Counsel appearing for the defendant appellant respondent petitioner moves to withdraw this leave to appeal application. Counsel appearing for the plaintiff respondent does not object for the withdrawal. Application for withdrawal is allowed. Appeal dismissed without costs.

JUDGE OF THE COURT OF APPEAL

Na/-