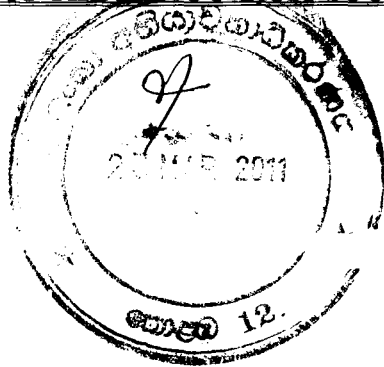


IN THE COURT OF APPEAL
OF THE DEMOCRATIC SOCIALIST REPUBLIC OF SRI LANA



*In matter of an Application to
Relist the Leave to Appeal
Application*

Jascintha Nirmalini Olga de
Silva Jayasinghe,
No 41, Cross Street,
Kandy
presently of
No 311/7, Waratenne,
Haloluwa,
Kandy

**Substituted Defendant –
Petitioner**

C.A.L.A.No:456/2005
D.C.Kandy Case No: 2263/.R.E

-Vs-

1. Winifreda Ursula Emalina
Perera,
of No 223, George E de Silva
Mawatha,
Colombo 13
2. Lorna Triset Gallway,
30B, Beach Road,
Mt Lavinia
3. Jean de Silva , and
4. Noel Collman de Silva
both of No 85, Anderson Road,
Kalubowila,
Dehiwela

Plaintiff – Respondents

NO 223

- AND BETWEEN -

Jascintha Nirmalini Olga de
Silva Jayasinghe,
No 41, Cross Street,
Kandy
presently of
No 311/7, Waratenne,
Haloluwa,
Kandy

**Substituted Defendant –
Petitioner-Petitioner**

-Vs-

1. Winifreda Ursula Emalina
Perera,
of No 223, George E de Silva
Mawatha,
Colombo 13
2. Lorna Triset Gallway,
30B, Beach Road,
Mt Lavinia
3. Jean de Silva ,(deceased)
3A Carmen de Silva
No 85, Anderson Road,
Kalubowila,
Dehiwela
4. Noel Collman de
Silva(deceased)
4A Carmen de Silva
No 85, Anderson Road,
Kalubowila,
Dehiwela

**Plaintiff – Respondent –
Respondents**

- AND NOW BETWEEN-

Jascintha Nirmalini Olga de
Silva Jayasinghe,
No 41, Cross Street,
Kandy
presently of
No 311/7, Waratenne,
Haloluwa,
Kandy

**Substituted Defendant –
Petitioner-Petitioner-
Petitioner**

-Vs-

1. Winifreda Ursula Emalina
Perera.
of No 223, George E de Silva
Mawatha,
Colombo 13
2. Lorna Triset Gallway,
30B, Beach Road,
Mt Lavinia
3. Jean de Silva ,(deceased)
3A Carmen de Silva
No 85, Anderson Road,
Kalubowila,
Dehiwela
4. Noel Collman de
Silva(deceased)
4A Carmen de Silva
No 85, Anderson Road,
Kalubowila,
Dehiwela

**Plaintiff – Respondent –
Respondent-Respondent**

CALA 456/05

DC KANDY 2263/RE

Before : ANIL GOONERATNE, J.

Counsel : Surath Piyasena for the Substituted-Defendant-Petitioner.
Sumedha Mahawanniarachchi for the Plaintiff-Respondent.

Decided on : 18.05.2012

ANIL GOONERATNE J.

Counsel for the Substituted-Defendant-Petitioner moves this court to withdraw this application. Counsel for the Plaintiff-Respondent has no objections. Application for withdrawal is allowed. Application is dismissed without costs.

JUDGE OF THE COURT OF APPEAL.

Mm/-.