

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

In the matter of an application under Article
140 of the constitution for writs of certiorari
and prohibition.

C.A. WRIT NO. 606/2010

Samudhi Precured Retreads (Private)
Limited, Industrial Estate,
Japalawatta,
Minuwangoda.

PETITIONER

Vs

1. The Commissioner of Labour
Labour Secretariat, Kirula Road,
Narahenpita.
Colombo 5.

And 04 others.

RESPONDENTS

C.A. Writ Appln. No. 606/2010

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

Counsel : Petitioner is absent and unrepresented.

Nayomi Kahawita, S.C., for A.G.

Argued &
Decided on : 29.05.2012.

S. Sriskandarajah, J.

On 01.11.2011 this Court issued notice on the Petitioner and it was dispatched on 03.11.2011 informing him that this matter will be called in this Court on 20.02.2012. On that date petitioner was absent and unrepresented and this case is mentioned today to see whether there is any appearance on behalf of the petitioner. The petitioner is absent and unrepresented even today as the Petitioner has not shown due diligence in pursuing this application this application is dismissed without costs.

PRESIDENT OF THE COURT OF APPEAL

AKN