

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

CA 138/2010

HC Ratnapura 133/2004

Suriya Arachchilage Nimal Jayalath

Batatota,

Kurunegala.

APPELLANT

Vs.

Hon. Attorney General

Attorney General's Department

Colombo 12.

And others

RESPONDENTS

CA 138/2010

HC Ratnapura Case No:133/2004

BEFORE : Sisira de Abrew, J &
Anil Gooneratne, J.

COUNSEL : Indika Mallawarachchi for the Accused-Appellant.
Dileepa Peirs for the AG.

DECIDED ON : 18.09.2012.

Sisira de Abrew, J

Indika Mallawarachchi for the Accused-Appellant submits that she has no ground of appeal to canvass. She makes an application to implement the sentence from the date of sentence (23.07.2010). She also makes an application to withdraw this appeal. Application for withdrawal of the appeal is allowed. Appeal is accordingly dismissed.

Both Counsel submit that the Accused-Appellant has been on remand from the date of sentence. We direct the prison authorities to implement the sentence from the date of sentence (23.07.2010).

Appeal dismissed.

JUDGE OF THE COURT OF APPEAL.

Anil Gooneratne, J.

I agree.

JUDGE OF THE COURT OF APPEAL.

NR/-