

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

S.P. Senaratne

No: 937/17,

Kandy Road,

Wedamulla,

Kelaniya.

CA 338/2000

DC. Colombo 14682/MR

Defendant Appellant

Vs.

Sampath Bank

No:55,

D.R. Wijewardana Mawatha,

Colombo 10

Plaintiff - Respondent

CA Case No. 338/2000(F)

DC Colombo No. 14682/MR

Before : **Upaly Abeyrathne, J.**

Counsel : Appellant is absent and unrepresented.
D. Gurusinghe for the Respondent

Decided on : 21.09.2012

Upaly Abeyrathne, J.

Appellant is absent and unrepresented. He has not paid the brief fees. Hence, the Registrar of this Court was directed to issue notice under Rule 13(b) of the Supreme Court (Court of Appeal – Appellate Procedure – Copies of Records) Rule 1978 directing the appellant to pay the brief fees on or before 25.01.2012. Accordingly, a notice under said rules has been sent to the said appellant directing him to pay the brief fees on or before the said date. The appellant has failed to comply with the said direction given by this Court. Hence, I acting under Rule 13(b) of the said rule, reject the appeal of the appellant without costs.

Registrar is directed to send the main record to the relevant District Court.

Appeal rejected.

JUDGE OF THE COURT OF APPEAL

KRL./-