

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

In the matter of an Application for
Revision in terms of Article 138, of the
Constitution of the Democratic Socialist
Republic of Sri Lanka

CA (PHC) APN 29 /2012
HC Hambantota No 424/06
MC Walasmulla No NS.89620

Hon.Attomey -General,
Attorney-General's Department,
Colombo 12.

Complainant

Vs.

1. Agampodige Sanjeewa Kumara,
2. Agampodige Gunadasa.
3. Omalpe Asanka,
4. Weerappulige Indika alias son of
Baligunaya.

Accused

And Now Between

Jainge Ranjane,
"Suba", Kokara Hena,
Kirama.

Petitioner

On behalf of
Omalpage Asanka,
(presently in Welikada Prison)

3rd Accused

Vs.

Hon.Attorney-General,
Attorney-General's Department,
Colombo 12.

Complainant-Respondent

C.A.(PHC) APN No.29/2012 - H.C.Hambantota No.424/06(Rev.)

Before : **SISIRA DE ABREW, J. and
DEEPALI WIJESUNDERA, J.**

Counsel : Nimal Muthukumarana for the Petitioner.

Decided on : 20.09.2012.

Sisira de Abrew, J.

Learned counsel for the petitioner moves to withdraw this petition with liberty to file fresh petition. Application is allowed. Petition is accordingly dismissed. Petitioner is at liberty to file fresh petition.

JUDGE OF THE COURT OF APPEAL

Deepali Wijesundera, J.

I agree.

JUDGE OF THE COURT OF APPEAL

/mds