

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

In the matter of Revision under article 138 of the
constitution of the Democratic Socialist
Republic of Sri Lanka

The Democratic Socialist Republic of Sri Lanka

Vs.

Brahmanage Don Chaminda Nishantha,
(Presently at the Welikada Prison)

CA PHC APN 116/12
H.C. Kalutara No. 473 /05

Accused

And Now Between

Demini Durage Sujatha,
No. 18/8B, Dikowita Gedara,
Neluwa, Galle.

Petitioner

Vs.

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

Respondent

Brahmanage Don Chaminda Nishantha,
(Presently at the Welikada Prison)

Accused

C.A.(PHC) APN No.116/2012 - H.C.Kalutara No.473/05(Rev.)

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

Counsel : Kumudu Wijesuriya 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