

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

R.L.M. Piyaseeli Ranathunga

No: 144,

Naligama

Meerigama

CA 245/2000

DC. Gampaha .No. 41583/L

Plaintiff -Appellant

Vs.

01-A Wimala Ranathunga

01-B K.S. Ranathunga

01-C R. Ranathunga

All of

No: 248/27,

Moraketiwatta,

Hendiyagala,

Gampaha.

Defendant - Respondent

C.A.Appeal No.245/2000(F) D.C.Gampaha No.41583/L

BEFORE : UPALY ABEYRATHNE, J.

COUNSEL : Defendant-Appellant and the Plaintiff Respondent are absent and unrepresented.

ARGUED &
DECIDED ON: 25.08.2011

UPALY ABEYRATHNE, J.

The Defendant-Appellant has not paid the brief fees. 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) Rules 1978, directing the Appellant to pay the brief fees on or before 24.08.2011. Accordingly a notice under Rule 13(b) has been sent to the said Appellant directing him to pay the brief fees on or before 24.08.2011. But he has failed to pay the brief fees before the said date as directed by this court. Since the Appellant has failed to comply with the direction given by this court I acting under Rule 13(b) of the said rules reject the appeal of the Appellant without costs. The Registrar is directed to send the main record to the relevant District Court with the order made by this court.

Appeal rejected.

JUDGE OF THE COURT OF APPEAL

Rc/-