<u> දී ලංකා පුජාතා ්සිත සමාජවාදී ජාරජයේ ගරු තවයුතු අභියාචනාධීකරලයේදීය.</u>

ිකට දිසා අධීකරක ටපු අංක.233∠/වුද**්.**

උතුථිය, රස්ටලම් පදිංචි රස්තාශක වුදියම්සේමා මේ තී ංකරන්න **.**

පැමිදුලිකරු.

්ශ⊲්ගවුට, සාශිය අශෝකපුර, ⇒ුට්ලක්පුර,රා න∞ගත වට්

වීත්තිකරු. ටු**හු**ීය රත්වලේ පදිංචි රත්තායන වුදියත්සේලාගේ

තිංකරජන.

පැටිතිංංධිකාර/ අභියාවක. න් ක්රුත්ව, සාමය අශෝකපුර, දම්සෝපුර, රාජාංශක වට් විට්ටීමේ මීට පිරිබාවා. ඉටුර, යාය3, ඉංක 134, කි පදාවී ව්.ාට්. තිරි≳ාඩා.

විත්තිකාර/ වගුදුත්සුරතුරු.

16 DEC 1998

මරදීජිපුංපි

CA797/98(F)

DC(Maho)2832/M

Before

: Anil Gooneratne, J

Counsel

Appellant and Respondent absent and unrepresented.

Decided on

02.02.2012

Anil Gooneratne, J

This matter came up before this court on 17.11.2011 both parties were absent and unrepresented. Registrar's minute indicates that the brief fees have not been deposited by the appellant. Accordingly this court directed the Registrar to issue 13(b) notice on the appellant as well as the registered attorney. The said notice has been dispatched by the Registrar of this Court on 23.11.2011 to the appellant and his registered attorney as well as the respondents. Notice dispatch in the appellant has been returned with the endorsement. There is no such person resident in the given address. This sent to the respondent there is no endorsement has provide the notice has been returned. However, notices dispatched to the respective registered attorneys has not been returned. Perusal of the docket court cannot find any information with regard to any change of address. In these circumstances, it appears to this court have failed to exercise due diligence to prosecute this appeal. This court acting in terms of Rule 13(b) and 34 of the Supreme Court Rules has no alternative, but reject this appeal. Appeal dismissed. No costs.

JUDGE OF THE COURT OF APPEAL

Na/-