

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

CA (PHC) 74/2002

HC Matara No 79/1999

01. Ranapala Abesiri Samarasekara
No:218/F,
Walathawa,
Omalpe.

Appellant

Vs.

01. Martin Manamperi Gunawardana
Bengamuwa,
Kadhanhena.

Respondent

C.A.(PHC) Appeal No.74/2002 - H.C. Matara No 79/1999

Before : **SISIRA DE ABREW, J. and
ANIL GOONERATNE, J.**

Counsel : Appellant is absent and unrepresented.

Decided on : 18.09.2012.

Sisira de Abrew, J.

On 03-08-2011 counsel who appeared for the appellant had moved for time to file substitution papers in respect of the appellant who is dead. Court directed the counsel for the appellant to file substitution papers by way of motion. Counsel who appeared for the appellant has failed to take steps to file substitution papers during last one year. Therefore we make order abating this appeal.

Appeal abated.

JUDGE OF THE COURT OF APPEAL

Anil Gooneratne, J.

I agree.

JUDGE OF THE COURT OF APPEAL

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