

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

CA PHC **57/2005**

PHC Ratnapura 30/2004

Piyadasa Weerasuriya
Thannewatta
Kolonnawa

And others

Petitioners

Vs.

Soma Senevirathna
Idakatiyawatta
Batalanda
Palmadulla

And others

Respondents

C.A. (PHC) 57/2005 : PHC Ratnapura Case No.
30/2004

Before : Sisira de Abrew,J. &
K.T. Chitrasiri,J.

Counsel : Appellants are absent and unrepresented
1st, 2nd and 3rd respondents are present in
Court.
Srihan Samaranayake for the 1st respondent.
Other respondents are absent and
unrepresented.

Decided on: 03.10.2012

Sisira de Abrew,J.

This Court directed the appellants to pay brief fees on or before 02.10.2012. The Registrar of this Court, in compliance with the said order, by his letter dated 24.08.2012, directed the appellants to pay brief fees on or before 02.10.2012 and to be present in this Court on 03.10.2012 (today). The letter sent to the 1st appellant has been returned by the relevant Post Office with an endorsement that the 1st appellant had refused to accept the notice. The notice sent to the 2nd appellant has

been returned by the relevant Post Office with an endorsement that he had left the address. The letters sent to the 3rd, 4th, 5th, 6th and 7th appellants have not been returned by the relevant Post Office. The letters have been sent to the addresses given by the appellants in their Petition of Appeal. Appellants have, so far, not paid brief fees. In these circumstances, we acting under rule 13(b) of the Supreme Court Rules, dismiss the appeal.

Appeal dismissed.

JUDGE OF THE COURT OF APPEAL

K.T. Chitrasiri,J.

I agree

JUDGE OF THE COURT OF APPEAL

Cr/-