

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

A.H.M Nawas  
No: 6/1,  
Sri Rathnapala Mawatha,  
Katugastota.

**PETITIONER**

**CA (PHC) 33/2005**  
PHC (Kandy) 265/200A

**VS.**

Jayantha Chandrani Tennakoon Bulumulla  
Municipal Commissioner  
The Municipal Council  
Kandy

Hon.Attorney General  
Attorney General's Department  
Colombo 12

**RESPONDENTS**

**CA(PHC)33/2005**

**PHC(Kandy)265/200A**

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

**Counsel** : Appellant is absent and unrepresented.

**Decided on** : 27.09.2012

**Sisira de Abrew, J**

Appellant is absent and unrepresented. This court directed the appellant to pay brief fees on or before 26.09.2012. The Registrar of this Court, in compliance with the said order, by his letter dated 21.08.2012, directed the appellant to pay brief fees on or before 26.09.2012 and to be present in this Court on 27.09.2012. The said letter which has been sent to the address given by this appellant in his petition of appeal has been returned. The appellant has so far not paid brief fees. In the 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**

Na/-