

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

CA 253/2009

HC Ampara 1387/09

Herath Mudiyanseelage Rathnapala

Petitioner

Vs.

Hon. Attorney General
Attorney General's Department,
Colombo 12.

Respondent

C.A. 253/2009

H.C Amparai Case No: 1387/09

Before : Rohini Marasinghe,J. &
H.N.J. Perera,J.

Counsel : A.K. Chandrakantha for the Accused-Appellant.
Shanil Kularatne SSC. For the Respondent

Accused-Appellant is present in court brought by custody

Argued &
Decided on : 22.10.2012

H.N.J. Perera,J.

Counsel for the Accused-Appellant moves to withdraw the appeal and further moves that the sentence be effective from the date of conviction. Counsel for the respondent has no objection to this application. Therefore application for withdrawal is allowed. Appeal is dismissed. The sentence to take effect from the date of conviction namely 09.09.2009. This appeal is dismissed.

JUDGE OF THE COURT OF APPEAL

Rohini Marasinghe,J.

I agree.

Jmr/-

JUDGE OF THE COURT OF APPEAL