

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

CA PHC 247/2004

PHC Colombo HCRA 325/03

Abdul Hameed Mohomed Fausi
No:65,
Almahas
Idillagoda,
Maggona.

Appellant

Vs.

Rev.Somananda Thero
Sri Maha Vihara Road,
Sri Maha Viharaya,
Kalubowila.

Patiya Sumanasena Peris
No:37,
Prathibimba Road,
Kalubowila.

Office in charge
Police Station
Kohuwala

Respondents

C.A.(PHC) Appeal No.247/2004- P.H.C. Colombo No.HCRA 325/03

Before : **SISIRA DE ABREW, J. and
DEEPALI WIJESUNDERA, J.**

Counsel : Appellant is absent and unrepresented.

Decided on : 20.09.2012.

Sisira de Abrew, J.

Appellant is absent and unrepresented. This Court directed the appellant to pay brief fees on or before 15.05.2012. Registrar of this Court, in compliance with the said order, by his letter dated 25.03.2012, directed the appellant to pay brief fees on or before 15.05.2012 and to be present in this Court on 16.05.2012 . The said letter which has been sent to the address given by the appellant in his petition of appeal has not been returned by the relevant post office. The appellant has 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

Deepali Wijesundera, J.

I agree.

JUDGE OF THE COURT OF APPEAL

/mds