

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

**CA (PHC) 75/2005**

01. Hewage Wijitha Malini  
No: 04,  
Galabadawatta Road,  
Padukka Pitumpe.
02. Hewage Padmalatha
03. Hewage Wijedasa
04. Hewage Weerasinha
05. Hewage Malini

**Appellants**

**Vs.**

01. Kularathna Dedugala  
No: 40/B,  
Galabadawatta Road,  
Pitumpe.  
Padukka
02. Gunadasa Karunathilaka  
Pitumpe.  
Padukka

**Respondents**

**C.A (PHC) 75/2005**

**PHC Avissawella Case No:  
14/2003.**

Before : A.W.A.Salam J &  
Deepali Wijesundera J.

Counsel : Appellants absent and unrepresented.

Argued &  
Decided on : 10.10.2012.

**A.W.A. Salam J.**

Appellants have been notified requiring the deposit of brief fees. Since the notices issued on them have not been returned and therefore presumed to have been delivered, for failure on the part of the Appellants to pay brief fees this appeal now stands dismissed in terms of Rule 13 (b) of the preparation of Appeal brief.

This appeal stands dismissed.

**JUDGE OF THE COURT OF APPEAL**

**Deepali Wijesundera, J.**

I agree.

**JUDGE OF THE COURT OF APPEAL**

Vkg/-