

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

CA PHC APN 172/2011

Tennakoon Mudiyanseelage Kanchana Dilrukshi
19/2,
Lindara,
Pamunuwatta,
Meerigama.

Appellant

Vs.

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

Office in-charge
Colombo Crime Division,
Dematagoda.

Respondents

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

Court of Appeal No. C.A (PHC)
APN 172/2011

High Court Colombo No: 763/2011
Magistrate's Court Maligakanda
B/53958

Order delivered on: 23.05.2012

Before : Hon. Sisira de Abrew, J. &
Hon. Deepali Wijesundera, J.

Counsel : Darshana Kuruppu for the Petitioner
Ms. Anoop de Silva SC for the Attorney General.

ORDER

We direct the learned Magistrate to release the accused **Kuruppu Arachchige Saman Chinthaka Kuruppu** on bail subject to the following conditions;

- a. The accused should furnish cash bail in a sum of Rupees **Ten Thousand (Rs. 10,000/-)** with two sureties acceptable to the Magistrate of Maligakanda.
- b. The accused must report to the Officer -in-Charge, Police Station, Dematagoda on last Sunday of every month between 9.00 a.m. and 12 noon until the case is concluded.

The Registrar of this Court is directed to forward a copy of this order to the Registrar, Magistrate's Court of Maligakanda and to the Officer-in-Charge, Police Station, Dematagoda.

Petitioner is entitled to a certified copy of this order on payment of usual charges.

Hon. Justice Sisira de Abrew

I agree.

Hon. Justice Deepali Wijesundera

Na/-

Journal –Entry

CA(PHC) APN No. 172/2011

23.05.2012

Before: Hon. Sisira de Abrew, J. &
Hon. Deepali Wijesundera, J.

Darshana Kuruppu for the Petitioner
Ms. Anoo de Silva SC for the Attorney General.

Heard both counsel in support of their respective cases. The allegation leveled against the suspect in this case is that he committed offences under sections 354, 380 and 374 of the Penal Code and section 44 (A) of the Firearms Ordinance.

The suspect has been on remand from 09.06.2011. He has no previous convictions or pending cases.

When we consider the length of time that he had been on remand, we are of the opinion that the suspect should be released on bail.

We direct the learned Magistrate to release the accused **Kuruppu Arachchige Saman Chinthaka Kuruppu** on bail subject to the following conditions;

- c. The accused should furnish cash bail in a sum of Rupees **Ten Thousand (Rs. 10,000/-)** with two sureties acceptable to the Magistrate of Maligakanda.
- d. The accused must report to the Officer -in-Charge, Police Station, Dematagoda on last Sunday of every month between 9.00 a.m. and 12 noon until the case is concluded.

The Registrar of this Court is directed to forward a copy of this order to the Registrar of Magistrate's Court of Maligakanda and to the Officer-in-Charge, Police Station, Dematagoda.

Petitioner is entitled to a certified copy of this order on payment of usual charges.

Na/-