

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

**CA Writ Application No: 340/2012**

1. Rajaturei Ragulan  
No. 49/28,  
Station Road,  
Batticalo.
2. Seinulabdeen Nazurdeen  
No. 36/A,  
Nindawoor 14.
3. Samarasinghe Vidanalage Menaka Mahesh Samarasinghe  
Gangabada,  
Meegahathenna.
4. Wathurawa Manage Wijebandu  
Wettasinghe watta,  
kanattagoda,  
Kamburugamuwa,  
Matara.
5. Saman Shantha Jayawardhena  
No. 149,  
Medagoda,  
Alapaladeniya.
6. Galhenage Don Kamalanath Dhammika Kalawana  
No. 330/4C,  
William Jayasooriya Mawatha,  
Bandaragama,  
Kesbewa.
7. Gunandawadu Buddhika Nishantha de Soysa  
No. 48/3,  
Wilegoda,  
Ambalangoda.

8. Wijemanna Kankanamge Sunil Shantha,  
No. 186/17,  
Kudaligas Pedesa,  
Weliwita Road,  
Malabe.
9. Nimlaratna Warnakulasooriya,  
No. 560/10,  
Godage Mawatha,  
Anuradhapura.
10. Jathunge Ajith Premalal,  
Koongahawatta,  
Agalakumburugoda,  
Kirama.

**Petitioners**

**Vs.**

1. M.A.Dharmadasa  
Director General of Establishments (Acting)
2. P.B. Abeykoon  
The Secretary
3. W.M. Deepthi Fernando  
Senior Assistant Secretary

**All of**

Ministry of Public Administration and Home Affairs,  
Independence Square,  
Colombo 07.

4. E.M. Gunasekera,  
Registrar General,  
Department of the Registrar General,  
Dencil Kobbekaduwa Mawatha,  
Battaramulla.

5. Vidyajothi Dr. Dayasiri Fernando  
Chairman
6. Palitha M. Kumarasinge  
P.C. Member
7. Sirimavo A. Wijerathne  
Member
8. S.C. Mannapperuma  
Member
9. Ananda Seneviratne  
Member
10. N.H. Pathirana  
Member
11. S. Thillanadarajah  
Member
12. M.D.W. Ariyawansa  
Member
13. A. Mohamed Nahiya  
Member

**All of**

Public Service Commission,  
No. 177,  
Nawala Road,  
Narahenpita,  
Colombo 05.

**Respondents**

**C.A. Writ Appln. No. 340/2012**

**Before** : **S. Sriskandarajah, J. (P/CA)**

**Counsel** : Prinatha Fernando for the Petitioner.

**Argued &  
Decided on** : 09.11.2012.

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**S. Sriskandarajah, J. P/C.A)**

Heard Counsel for the Petitioner in support of this application. The fundamental challenge to the decision made in this application is based on the establishment of new carder Registrar Service Grade III Class II. This service was established by the Public Service Commission and as this Court has no jurisdiction to question the decision of the Public Service Commission, and as the Petitioner has an alternative remedy to complain if he has any grievance against the order of the Public Service Commission to the Administrative Appeal Tribunal under the constitution. In view of that this Court refuses to issue notice in this application.

PRESIDENT OF THE COURT OF APPEAL

AKN