

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

**CA PHC 148/2005**

**PHC Kalutara 22/2003**

G.D. Dinesh Indika  
No: 08,  
Pudan Gedara Road,  
Ovitigala,  
Mathugama.

**Petitioner**

**Vs.**

President  
Divisional Council,  
Mathugama.

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

**Respondents**

C.A. (PHC) No. 148/2005 -PHC Kalutara No. 22/2003

Before : **Rohini Marasinghe, J &  
Deepali Wijesundera, J.**

Counsel : Appellant is absent and unrepresented.  
Asanka Samasinghe A.S.A. for the Respondent

Decided on : 18.01.2013.

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**Rohini Marasinghe, J.**

Appellant had been noticed to pay the brief fees on or before 31.10.2012 and to be present in Court on 01.11.2012. Appellant is absent and unrepresented. Appellant had not paid the brief fees. Therefore non for compliance with the Rule 13(b) of the Supreme Court, the appeal is dismissed.

Registrar is directed to send the main case record to the relevant Provincial High Court.

**JUDGE OF THE COURT OF APPEAL**

**Deepali Wijesundera, J.**

I agree.

**JUDGE OF THE COURT OF APPEAL**

mds/-