

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

C.A. Writ 393/2012

Bogodage Hemachandra Perera
213/3/7 Park Road Residencies
Colombo 05.

Petitioner

Vs.

1. Hon. Mahindananda Aluthgamage
Ministry of Sports,
No 33, Torrington Place, Colombo 07.
2. Mr. A.M.Jayawickrama
Secretary of Ministry of Sports,
Ministry of Sports,
No 33, Torrington Place, Colombo 07.
3. Upali Dharmadasa,
President,
Sri Lanka Cricket,
35, Maitland Place, Colombo -07.
4. Mr.Nishantha Ranathunga,
Secretary,
Sri Lanka Cricket,
35, Maitland Place, Colombo-07.
5. Hon Attorney General,
Attorney-General's Department,
Colombo 12.

Respondents

C.A. Writ 393/2012

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

Counsel : V. Fernando for Petitioner.

Decided on : 21. 01.2013.

S. Sriskandarajah J. (P/CA).

Heard Counsel in support of this application.

The complaint of the Petitioner is that his services were terminated unduly by the Sri Lanka Cricket Board and against the said decision he had made an appeal to the Minister under Section 30 of the Sports Law No. 25 of 1973. The Petitioner complained that he has still not received any positive reply from the said Minister. In the meantime the Petitioner has filed an application in the Labour Tribunal. A settlement was arrived at between the Petitioner and the Cricket Board. In view of the settlement the Petitioner was paid a sum of Rs. 3 million.

In these circumstances, the Petitioner's claim that the Minister has not made a decision in relation to this matter is irrelevant and also a writ

to quash the decision of the 1st or 2nd respondents to commit the Sri Lanka Cricket Board to decide on the dispute between the Petitioner and the Sri Lanka Cricket Board will not arise and therefore, court is not inclined to issue notice.

PRESIDENT OF THE COURT OF APPEAL.

Mm/-.