

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

CA Writ 163/2012

Holcim (Lanka) Limited, a limited, a company duly
Incorporated in Sri Lanka and having its registered office

at,

No. 413,
R. A. de Mel Mawatha,
Colombo 03.

PETITIONER

Vs.

L. Mr. R. W. R. Pemasiri,
The Secretary,
Ministry of Ports and Highways,
9th Floor,
"Sethsiripaya",
Battaramulla.

Sri Lanka Ports Authority, a body corporate established
under the Sri Lanka Ports Authority Act No. 51 of 1979

No. 19,
Chaithya Road,
Colombo 01.

RESPONDENTS

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

P.W.D.C. Jayathilaka, J

Counsel : Faisz Musthapa PC with Anil Tittawella PC
Manoj Bandara and Milinda Jayatilaka for the
Petitioner.

Milinda Goonathilake SSC
for the 1st and 2nd Respondents.

**Argued &
Decided on** : 05.02.2013

S. Sriskankarajah, J P/CA

Learned Senior State Counsel who is appearing for the respondents informs court that the petitioner will be allowed for commercial operation with effect from 1st September 2013. In view of this undertaking Learned President Counsel appearing for petitioner moves to withdraw this application. Application for withdrawal is allowed. Application is pro-forma dismissed without costs.

President of the Court of Appeal

P.W.D.C. Jayathilaka, J

I agree

Judge of the Court of Appeal

Na/-