

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

**C.A.No.1002/98 (F)**

D.C.Anuradapura No.15491/L.

Kohilawaththe Gamage Don Shelton De Alwis  
Maha kakirawa,  
Kakirawa.

**Plaintiff**

**Vs.**

1. Herath Mudiyanalage Karunathilake
2. Herath Mudiyanalage Mudalihami  
Both are  
Maha kakirawa,  
Kakirawa.

**Defendants**

**AND BETWEEN**

1. Herath Mudiyanalage Karunathilake
2. Herath Mudiyanalage Mudalihami  
Both are  
Maha kakirawa,  
Kakirawa.  
**(deceased)**

**Defendant-Appellants**

**Vs.**

Kohilawaththe Gamage Don Shelton De Alwis  
Kakirawa,  
Maha kakirawa

**Plaintiff-Respondent**

**AND NOW BETWEEN**

Herath Mudiyanalage Karunathilake  
Maha kakirawa,  
Kakirawa.

**1<sup>st</sup> Defendant-Appellant-Petitioner**

**Vs.**

Herath Mudiyanalage Mudalihami  
Maha kakirawa, Kakirawa.  
(deceased)

**2<sup>nd</sup> Defendant-Appellant-Respondent**

Kohilawaththe Gamage Don Shelton De Alwis  
Maha kakirawa,  
Kakirawa.

**Plaintiff -Respondent-Respondent**

**C.A.No.1002/98 (F)**

**D.C.Anuradapura No.15491/L.**

Before : K.T.Chitrasiri,J.

Counsel : Thishya Weragoda for the Defendant-Appellant.  
Shymale A.Collure for the Plaintiff-Respondent.

Argued and  
Decided on : 22.02.2013.

**K.T.Chitrasiri J.**

Counsel for the Appellant moves to withdraw this appeal. Counsel for the respondent has no objection to this application. Accordingly, the application for withdrawal is allowed. The appeal is dismissed without costs.

*Appeal dismissed.*

**JUDGE OF THE COURT OF APPEAL**

**WC/-**