

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

**C.A. 282/2008**

H.C. Kurunegala Case No: 296/05

The Democratic Socialist Republic of Sri Lanka

**Vs.**

1. Sri Lanka Henayalage Ghanaratne alias Batiya
2. Sri Lanka Henayalage Somadasa
3. Sri Lanka Henayalage Somaratne alias Konde Kapana Aya

**And Now**

Sri Lanka Henayalage Somaratne alias  
Konde Kapana Aya

**3rd Accused –Appellant**

**Vs.**

Hon. Attorney General

**Respondent**

C.A. 282/2008

H.C. Kurunegala Case No: 296/05

Before : Sisira de Abrew,J. &  
Sunil Rajapakshe,J.

Counsel : Anuja Premaratna for the 3<sup>rd</sup> Accused-  
Appellant.

Argued &  
Decided on : 05.02.2013

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Sisira de Abrew,J.

Counsel for the 2<sup>nd</sup> appellant Mr. Anuja Premaratna informs Court that the 2<sup>nd</sup> appellant (3<sup>rd</sup> accused on the indictment) namely Sri Lanka Henayalage Somaratna is dead. We make an order abating the appeal of the 2<sup>nd</sup> appellant (3<sup>rd</sup> accused). Court decides to take up the appeal of the 1<sup>st</sup> appellant (2<sup>nd</sup> accused).

The registrar of this court is directed to call for a report from the Commissioner General of prisons confirming the death of the 2<sup>nd</sup> appellant [Sri Lanka Henayalage

Somaratne] Argument on the appeal filed by the 1<sup>st</sup> appellant  
is fixed for 03.07.2013.

JUDGE OF THE COURT OF APPEAL

Sunil Rajapakshe,J.

I agree.

JUDGE OF THE COURT OF APPEAL

Jmr/-