

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

CA (PHC) 757/2000 (F)

CA (PHC) 758/2000 (F)

DC COLOMBO 2775/SPL

Hettigoda Industries (Private) Limited
33/3,
Sri Dharmarama Road,
Ratmalana.

Plaintiff

Lelwala Godakandage Godakanda
No.75/10,
Galpotta Road,
Kotahena,
Colombo 13.

Defendant

AND

Lelwala Godakandage Godakanda
No. 75/10,
Galpotta Road,
Kotahena,
Colombo 13.

Defendant-Appellant

VS.

Hettigoda Industries (Private) Limited
33/3,
Sri Dharmarama Road,
Ratmalana.

Plaintiff-Respondent

CA(PHC) 757/2000 (F)

DC COLOMBO 2775/SPL

Before : **Upaly Abeyrathne , J**

Counsel : V. Puvitharan and K.V.S. Ganesharajan instd. By
S.R. Narayanaswamy for the Plaintiff-Appellant.

S.Sivarasa PC with N.R. Sivendran and R.Udumulla
for the Defendant-Respondent.

Decided on : 06.03.2013.

Upaly Abeyrathne , J.

Learned Counsel for the appellant in CA 757/2000 (F) makes an application to withdraw this appeal without cost. The Learned Counsel for the respondent has no objection to this application. Accordingly, application for withdrawal of the appeal No. CA 757/2000 (F) is allowed. Appeal is dismissed without cost.

Appeal dismissed.

JUDGE OF THE COURT OF APPEAL.

Mm/-.

CA(PHC) 758/2000 (F)

DC COLOMBO 2775/SPL

Before: Upaly Abeyrathne , J

Counsel : S.Sivarasa PC with N.R. Sivendran and R.Udumulla
for the Defendant-Appellant.

V. Puvitharan and K.V.S. Ganesharajan instd. By
S.R. Narayanaswamy for the Plaintiff-Respondent.

Decided on : 06.03.2013.

Upaly Abeyrathne , J.

Both Counsel informed Court that this matter has been settled between the parties and tendered terms of settlement. In view of the said terms of settlement the Learned Counsel for the Appellant in CA 758/2000 (F) makes an application to withdraw this appeal. Counsel for the Respondent has no objection. Accordingly, application for withdrawal of the appeal No. CA 758/2000 (F) is allowed. Appeal is dismissed without cost.

Registrar is directed to file the terms of settlement of record.

Appeal dismissed.

JUDGE OF THE COURT OF APPEAL.