

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

C.A.Appeal No. 802/98(F)
DC. Embilipitiya No. 4367/M

Chulasiri Patuwanawithana
Withana Trade Centre
Bariyar Town,
Udawalawa.

Appellant

Vs.

L.K. Sama Priyanthi Kumari
P-91,
Paul Niwasaya,
Udawalawa.

Respondent

C.A.Appeal No. 802/98(F)

DC. Embilipitiya No. 4367/M

Before: K.T.Chitrasiri, J

Counsel: P.L.Gunawardena with K. Karaliyadda for Defendant-appellant.
Rohan Sahabandu PC with Ms. Hasitha Amarasinghe for the Plaintiff-Respondent.

Argued &

Decided on: 05.04.2013

Chitrasiri, J

Counsel for the Appellant moves to withdraw this appeal since the Appellant has agreed to honour the judgment. However he moves for time to pay the decreed amount. Accordingly, he submits that the Appellant would pay the decreed amount within a period of one (1) year from today.

Mr. Sahabandu PC appearing for the Plaintiff-Respondent agrees not to take out the writ within a period of one (1) year from today. The application for withdrawal of the appeal is allowed . Accordingly the appeal is dismissed subject to the conditions of settlement referred to above, without costs.

Appeal dismissed.

JUDGE OF THE COURT OF APPEAL

Kpm/-