

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

CA 23/2000(F)

DC Kegalle Case No. 5219/L

Anula Senevitathna
17/2,
Kandewatte Road,
Kegalle.

Complainant Appellant

Vs.

Wilbet Wimalasooriya
17/2,
Kandewatte Road,
Kegalle.

And Others

Respondents

C.A. 23/2000(F) : D.C. Kegalle Case No. 5219/L

Before : Upaly Abeyrathne,J.

Counsel : Defendant-Appellant is absent and unrepresented

Decided on : 02.05.2013

Upaly Abeyrathne,J.

The notices which were dispatched on the Plaintiff-Appellant has been returned undelivered by the Postal Authorities with an endorsement that the Appellant has died. It appears that the heirs of the Appellant has not taken steps to substitute themselves in place of the deceased Appellant for the purpose of prosecuting this appeal. In the said circumstances, this appeal is abated.

Registrar is directed to send the main case record to the relevant District Court.

JUDGE OF THE COURT OF APPEAL

Cr/-