

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

C.A. No. 34/2012

H.C. Auradapura 153/2009

Muthugala Gedara Upul Priyantha
No: 178,
Higuruwewagama,
Ellagama.

Appellant

Vs.

Hon. Attorney General
Attorney General's Department
Colombo 12.

Respondent

C.A. No. 34/2012

H.C. Anuradhapura No.153/2009

BEFORE : SISIRA J. DE ABREW, J. &
P.W.D.C. JAYATHILAKA, J.

COUNSEL : Amila Palliyage for the accused-appellant.
Sanjeewa Dissanayake SSC for the respondent.

ARGUED AND

DECIDED ON : 07th May, 2013.

SISIRA J. DE ABREW, J.

Accused-appellant produced by the Prison Authorities is present in Court.

Learned Counsel appearing for the accused-appellant makes an application to withdraw the appeal. The application for withdrawal of the appeal is allowed. Accordingly the appeal is dismissed. Learned Counsel further makes an application to implement the sentence from the date of conviction. Learned Senior State Counsel has no objection to both applications of the learned Counsel for the accused-appellant. Both

Counsel admit that the accused-appellant, after conviction, has not been released on bail.

We direct the Prison Authorities to implement the sentence from the date of conviction (09th March 2012).

Appeal dismissed.

JUDGE OF THE COURT OF APPEAL

P.W.D.C. JAYATHILAKA, J.

I agree.

JUDGE OF THE COURT OF APPEAL

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