

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

C.A. No. 52/2008

H.C. Jaffna 820/04

Kanapathipille Waidyalingam
Darmaraja
Thunbale,
Peduruthuduwa.

Appellant

Vs.

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

Respondent

C.A. NO. 52/2008

H.C.Jaffna Case No. 820/2004

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

COUNSEL : A. Vinayagamoorthy for the accused-appellant.
Samadari Piyasena SC for the respondent.

DECIDED ON : 10th May, 2013.

SISIRA J. DE ABREW, J.

Mr. Vinayagamoorthy, Counsel for the accused-appellant informs Court that the accused-appellant is now dead. He has submitted a copy of the death certificate along with the English translation of the death certificate. State Counsel admits that the accused-appellant is dead. In these circumstances we make order abating the appeal.

Registrar is directed to send the original case record to the High Court of Jaffna.

Appeal abated.

JUDGE OF THE COURT OF APPEAL

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

I agree.

JUDGE OF THE COURT OF APPEAL

Kwk/=