

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

**CA No.279/98 (f)**

DC Ratnapura 7528/Partition

Hewa Magalgodage Heen Menike  
Owilana,  
Colombugama,  
Nivithigala- 70400

**11th Defendant - Appellant - Petitioner**

**Vs.**

Padukkage Dona Cicilina Hamine  
Dammoruwa,  
Colombugama,  
Nivithigala- 70400, et. Al

**Plaintiff - Respondent - Respondent**

C.A. No. 279/98(F)

D.C. Rathnapura Case No. 7528/P.

Before : K.T. Chitrasiri, J.

Counsel : Bimal Rajapakse with Muditha Perera  
appears for the Petitioner.

No appearance for the Respondent.

Argued &

Decided on : 31.05.2013.

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**K. T. Chitrasiri, J.**

Mr. Bimal Rajapakse moves to withdraw the application made in the petition dated 13.05.2013 which was tendered to Court on 15.05.2013. Application to withdraw the said petition is allowed. Accordingly, the application made in the petition dated 13.05.2013 is rejected. The order made on the 04.03.2013 is to remain as it is.

JUDGE OF THE COURT OF APPEAL

AKN