

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

**C.A. (PHC) No. 02/06**

PHC. Kegalle No. 2110/App

S.P. Thilakarathna  
Dimbulgamuwa,  
Kegalle.

**APPELLANT**

**Vs.**

OIC,  
Police Station,  
Rabukkana.

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

**RESPONDENTS**

**C.A.(PHC) No. 02/06**

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**PHC. Kegalle No. 2110/App**

**Before:**                    **A.W.A. Salam, J &**  
**Sunil Rajapakshe, J**

**Counsel:**                    **Daya Guruge for the Appellant .**  
**Ms. Anooa de Silva SC for the Respondent.**

**Argued &**

**Decided on:**                **04.06.2013**

**\*\*\***

**Salam, J**

Mr. Daya Guruge appearing for the appellant moves to have this appeal withdrawn subject to the rights reserved in his client to take necessary steps before the Supreme Court. The application for withdrawal of the appeal allowed . Appeal dismissed subject to the reservation, if such a course is open now.

Appeal dismissed.

**Judge of the Court of Appeal**

**Sunil Rajapakshe, J**

I agree.

**Judge of the Court of Appeal**

Kpm/-