

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

C.A. (PHC) No. 225/2006
P.H.CPanadura No.51/05

Kalpage Wimalasiri
No: 215,
Ambagas Handiya,
Kiriwaththuduwa.

Appellant

Vs.

Gayan Padmakumara Abeysekara
No: 216/13,
Ambagas Handiya,
Kiriwaththuduwa.

Respondent

C.A. (PHC) No. 225/2006

P.H.CPanadura No.51/05

BEFORE : A.W.A. SALAM, J. &
SUNIL RAJAPAKSHE, J.

COUNSEL : Appellant present in person

ARGUED AND

DECIDED ON : 27^h May, 2013

A.W.A. SALAM, J.

By letter dated 20/5/2013 addressed to the Registrar of this Court the appellant has moved to withdraw the appeal by reason of the pending partition action No.8400/P. Application for withdrawal is allowed and the appeal dismissed without costs.

Appeal dismissed.

JUDGE OF THE COURT OF APPEAL

SUNIL RAJAPAKSHE, J.

I agree.

JUDGE OF THE COURT OF APPEAL

WC/=