

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

C.A. (Writ) Application: 172/2013

Subramaniam Kanthakaran,
769, Arumugam Road,
Vaddakkachchi,
Kilinochchi.

Petitioner

Vs.

D. G. M. V. Hapuarachchi,
Commissioner-General of Excise,
Excise Department of Sri Lanka,
No. 34,
W. A. D. Ramanayake Mawatha,
Colombo 02.

And 07 Others

Respondents

C.A. (Writ) Application No.172/2013

BEFORE : S. SRISKANDARAJAH, J. (P/CA) &

W. M. M. MALINIE GUNARATNE, J.

COUNSEL : Shyamal A. Collure for the Petitioner.

ARGUED AND

DECIDED ON : 01st July, 2013.

S. SRISKANDARAJAH, J. (P/CA)

Counsel for the Petitioner supports the application and submits that his liquor licence was suspended and virtually cancelled and he has not complained in relation to that cancellation. But he complains to Court in relation to a licence issued to the 8th Respondent. The relief sought is for a Writ of Certiorari to quash the decision to issue liquor licence to the 8th Respondent. The Petitioner has not complained that his rights are affected by issuing a licence to the 8th respondent and the Petitioner is in fact not affected by the issuance of the licence to the 8th Respondent. The Petitioner has not come to this case as a public interest litigant and he has not complained to this Court that the issuance of licence is against the public interest. As the Petitioner's right

is not affected by the issuance of licence to the 8th Respondent this Court is not inclined to issue notice on the respondents.

PRESIDENT OF THE COURT OF APPEAL

W. M. M. MALINIE GUNARATNE, J.

I agree.

JUDGE OF THE COURT OF APPEAL

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