

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

C.A. No. 287/2011

1. Watawalage Don David
2. Don Baby Nonda

Both of
6th Mile Post,
Maihena

Petitioners

-Vs-

1. Walakularachchige Baby Nona,
6th Mile Post, Maihena.
2. K. P. Sumith Shantha,
Divisional Secretary,
Niyagama,
Thalagawale.
3. M. K. Bandula Harischandra,
District Secretary,
District Secretariat Office,
No.06,
Colombo Road,
Galle.

Respondents.

Before : **S. Sriskandarajah, J P/CA**
W.M.M. Malinie Gunaratne, J

Counsel : Niranjan de Silva for the Petitioner.

Decided on : **09.07.2013**

S. Sriskandarajah, J P/CA

In view of the undertaking given by the 2nd Respondent that a fresh inquiry will be held, The petitioner is moving to withdraw this application. Application for withdrawal is allowed. This application is pro forma dismissed without costs.

President of the Court of Appeal

W.M.M. Malinie Gunaratne, J

I agree

Judge of the Court of Appeal

Na/-