

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

**CA-226/2000 (F)**

D.C. No: 16642/P

Hewa Ambedolage David  
"Siri Niwasa", Denagama West,  
Denaga.

**Plaintiff**

**Vs.**

1. Hewa Ambedolage Gunatilaka.  
Ellawela, Hakmana.
2. Hewage Somawathie.  
Ellawela, Hakmana.
3. Elandarige Rosalin.  
Walakadawatta, Batalahenwala,  
Ellawela, Hakmana.

**Defendants**

**AND**

Elandarige Rosalin.  
Walakadawatta, Batalahenwala,  
Ellawela, Hakmana.

**3<sup>rd</sup> Defendant-Appellant**

**Vs.**

Hewa Ambedolage David.  
"Siri Niwasa" Denagama West,  
Denaga.

**Plaintiff-Respondent**

**Vs.**

1. Hewa Ambedolage Gunatilaka.  
Ellawela, Hakmana.
2. Hewage Somawathie.  
Ellawela, Hakmana.

**Defendant-Respondent**

**C.A 226/2000 (F).**

**D.C Matara 16642/P**

Before : Upaly Abeyrathne, J.  
Counsel : Mahinda Nanayakkara with Aruna  
Jayathilaka for the Defendant-  
Appellant.

Argued & decided on : 07.08.2013.

**Upaly Abeyrathne, J.**

At this stage counsel for the Defendant-Appellant makes an application for withdraw this appeal. Respondent is present before court and he has no objection to this application. Accordingly application for withdrawal is allowed. Appeal is dismissed without cost. Registrar is directed to send the original case record to the District Court of Matara.

**JUDGE OF THE COURT OF APPEAL**

Vkg/-