

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

**CA.918/98(F)**

D.C. Matugama 1618/P

Pothuwilage Karunadasa Arachchigoda  
Dodanagoda.

**Appellant**

**Vs.**

H.M. Sudubanda Arachchigoda  
Dodanagoda.

**Respondent**

**CA.918/98(F)**

**D.C. Matugama 1618/P**

**Before** : K.T. Chitrasiri, J  
**Counsel** : Parties are absent and unrepresented.  
**Decided on** : 27.08.2013

**K.T. Chitrasiri, J**

Consequent to the preparation of briefs, Registrar has sent notices to the parties as well as to their Attorneys-at-Law. The notice sent to the 2<sup>nd</sup> defendant-appellant has not been returned. Notice sent to his Attorney-at-Law had been returned with the endorsement that there is no such person. The notice sent to the plaintiff-respondent had been returned with the endorsement that he has left the place. Notice sent to the 1<sup>st</sup> and 3<sup>rd</sup> defendant-respondents had not been returned. All those notices have been sent to the addresses given in the petition of appeal and in the notice of appeal. Those are the addresses given even in the plaint filed in the District Court of Matugama. It is seen that the parties are not before Court, despite all attempts have been taken to inform them of the date of hearing of this appeal. Hence, this appeal cannot be taken up for argument. Accordingly Court makes an order abating the appeal.

Judge of the Court of Appeal

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