

**IN THE SUPREM COURT OF THE DEMOCRATIC SOCIALISTS**  
**REPUBLIC OF SRI LANKA**

**CA PHC 132/2010**

01. D. N. Gunasekara

02. J. Disanayaka

**Petitioner**

**Vs.**

M. B. S.Ferando  
Municipal Commissioner  
Sri Jayawardanapura  
Municipal Council -Rajagiriya

**Respondent**

CA (PHC) 132/2010

P.H.C. Colombo Case No: 170/2007

Before : A.W.A. Salam, J &  
Sunil Rajapakshe, J.

Counsel :N. Dayananda with Nalinda Indatissa for the 2<sup>nd</sup>  
Respondent-Respondent-Appellant. Kaushalya  
Abeyratne Dias with Nivilla Abeyratne for the  
Respondent.

Decided on : 16.09.2013.

A.W.A. Salam, J

Mr. Nisasiri Dayananda learned counsel for the Appellant moves to have this appeal withdrawn. Learned State counsel and counsel for the 2<sup>nd</sup> Respondent have no objection. Application for the withdrawal of the appeal is allowed and appeal dismissed without costs.

JUDGE OF THE COURT OF APPEAL

Sunil Rajapakshe, J.

I agree.

JUDGE OF THE COURT OF APPEAL

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