

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

C.A. Appeal No. 622/97(F)
DC. Horana No. 3900/P

Pallathannage Keerthirathne

Pallathannage Ayrangani
All of I Kanuwa asala, Pahala
urugala, Ingiriya.

**Substituted 1 (A), 1 (B), Plaintiff
Appellant -Petitioners-Petitioners**

I.C Pallathannage Ananda
Of 1 Kanuwa asala, Pahala urugala, Ingiriya.

**Substituted 1 (C) Plaintiff Appellant
Petitioner-Petitioner**

Vs.

Chalart de Silva ,Kurana, Handapangoda

**Substituted 1 (A) Defendant
Respondent-Respondent**

Pallethannage Siriyawathee, Akkara 20, Ingiriya.

Kurudukarage Somawathee, Pahala ingiriya, Ingiriya.

Pallethannage Sirisena, Duwapansala
Road, Gamunu Mawatha, Kaluthara - South

**Deceased 4th Defendant
Respondent-Respondent**

And Others

Before: K.T. CHITRASIRI, J

Counsel: Mihiri Abeyrathne for the 1A and 1B Substituted Plaintiff-Appellants.

Kumudu Wijesooriya for the Substituted 1A Defendant-Respondent and 4A Substituted Defendant-Respondent and 5th, 6th, 9th and 11th Defendant-Respondents.

Argued &

Decided on: 05.12.2013.

CHITRASIRI, J

Learned Counsel for the Substituted Plaintiff-Appellant submits that the Substituted-Appellant who is present in Court agrees to abide by the impugned judgment of the learned District Judge. Accordingly, she submits that the appellant is not pursuing this appeal. In the circumstances this appeal is dismissed without costs.

Appeal dismissed

JUDGE OF THE COURT OF APPEAL

Kpm/-