

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

**C.A. No. 1111/98(F)**

D.C. Anuradhapura No. 15428/M

Rural Development Bank  
Head Office,  
Maithripala Senanayake Mawatha,  
Anuradhapuraya.

**Appellant**

**Vs.**

T. Senerathne Bandara  
Ulukkulama,  
Maha Bulathkulama.

**Respondent**

C.A. No. 1111/98(F)

D.C. Anuradhapura No. 15428/M.

BEFORE : K. T. CHITRASIRI, J.

COUNSEL : Vinodh Wickramasooriya for the defendant-appellant.

Chula Bandra with Sidath Bandara for the plaintiff-respondent.

ARGUED AND

DECIDED ON : 13th December, 2013.

**K. T. CHITRASIRI, J.**

Both Counsel submit that the dispute in this case has now been settled between the parties. Accordingly, the defendant-appellant is agreeable to pay Rs.70,000/= to the plaintiff-respondent and to have the impugned judgment dated 08.12.1998 stands as it is. In view of the above, a cheque bearing No.135697 of the Bank of Ceylon, Anuradhapura Branch dated 28.10.2013, for a sum of Rs.70,000/= is being handed over to the Counsel for the plaintiff-respondent in open Court.

In view of the above agreement, Counsel for the defendant-appellant moves to withdraw this appeal. Application for withdrawal of the appeal, subject to the aforesaid terms of settlement is allowed. Accordingly, this appeal is dismissed subject to the above terms of settlement.

*Appeal dismissed without costs.*

JUDGE OF THE COURT OF APPEAL

Kwk/=