

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

C.A. 749/2000(F)

D.C. Avissawella Case No.702/P

D. Jayasiri Karunawathie

D. Pemananda

Both of
Muruthagama
Akarawita.

Defendant-Appellant

Vs.

D. Ananda
Muruthagama
Akarawita.

And Others

Plaintiff-Respondents

C.A. 749/2000(F) : D.C. Avissawella Case No.702/P

Before : Upaly Abeyrathne,J.

Counsel : 1st Defendant-Appellant is absent & unrepresented.

5th Defendant-Appellant is present before Court

M.D.J. Bandara for the Plaintiff-Respondent

Decided on : 06.02.2014.

Upaly Abeyrathne,J.

Several dates have been given to file papers for substitution. The appellants have not filed papers for substitution. It appears from the said conduct of the appellants that they have not shown due diligence in taking necessary steps for the purpose of prosecuting this appeal. In the said circumstances, I dismiss the appeal of the appellants without costs.

Registrar is directed to send the Main Case Record to the relevant District Court.

Appeal dismissed.

JUDGE OF THE COURT OF APPEAL

Cr/-