

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

**CA (PHC) APN 39/2014**  
HC-Kandy-HC 410/2006

Lal Wickramasinghe  
No. 95, Heeressagala Road,  
Kandy.

**1st Accused - Petitioner**

**Vs.**

Hon. the Attorney General  
Attorney General's Department,  
Colombo 12.

**Respondent**

1. Kangaramulle Gedara Samarasinghe.
2. Millewage Gunawardhana.

**2nd - 3rd Accused - Respondents**

Before : **A.W.A. Salam, J. &**  
**W.M.M. Malinie Gunarathna, J.**

Counsel : Kalinga Indatissa, PC for the petitioner  
Chathiya Gunasekera, DSG for Respondent

Decided on : 31.03.2014

**A.W.A. Salam, J.**

Learned President's Counsel heard in support of the application. Learned Deputy Solicitor General heard as regards as the Respondent's case.

Learned Deputy Solicitor General has no objection to the revision application being entertained and notice issued. He further states that in case if the court entertains a revision application, he wishes to dispense with the service of notice as he has already been served with notice of this application by the petitioner by post. Accordingly, we decide to entertain the application and dispense with the notice to be issued on the Respondents.

At this stage, the Deputy Solicitor General states that he does not wish to file objections nor does he contemplate raising any legal objection. As such the matter of the

revision application filed by the petitioner is settled between the parties as follows;

The learned Deputy Solicitor General has no objection to the Registrar of the respective High Court being directed to give the petitioner free of charge copies of all the documents referred to in the list attached to the indictment.

Accordingly, we direct the Registrar of the High Court of Kandy to issue the petitioner with Photostat copies of all the documents referred to in the indictment as being documents relied upon by the prosecution to prove its case, free of charge, one month before the trial.

In the light of the settlement and the order that is pronounced by court on this application, the impugned order dated 11.02.2014 is set aside and varied.

**JUDGE OF THE COURT OF APPEAL**

**W.M.M. Malinie Gunarathna, J.**

I agree.

**JUDGE OF THE COURT OF APPEAL**

LA/-