

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

CA/LA/240/2002
DC/Kandy/20547

N.R.Moahn of Nagalingams.
No: 47/27,
Lewis Peiris Mwatha,
Kandy

And another.

Plaintiff Petitioner

Vs.

V.R. Saundarajan
No.5, A.R.L.House,
A.R.L.Street, Devottai,
South India.

Through his Power of Attorney

Suburamanium Gunaseelan,
Nunawil,
Chavakachcheri,
Jaffna.

And 02 others.

Defendant Petitioner Respondent

CALA 240/02

Leave to Appeal-DC-
20547/L -KANDY

Before : **P.W.D.C. Jayathilake, J.**
Counsel : Athula Perera for the Petitioner
N.R. Sivendran for the 3rd Defendant-
Respondent
Decided on : 18.06.2014

P.W.D.C. Jayathilake, J.

Counsel for the 1st Defendant-Respondent has filed the motion dated 09.05.2014 stating that the District Court case has been withdrawn by the Plaintiffs-Petitioners. Certified copy of the relevant order made by the District Judge is annexed to the motion.

The Plaintiffs-Petitioners are absent and unrepresented. Counsel for the Defendant-Respondent moves that this appeal be dismissed.

Application of the Plaintiffs-Petitioners is dismissed with cost.

JUDGE OF THE COURT OF APPEAL

LA/-