

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

C.A. (PHC) APN 174/2013 (Bail)

H.C. Avissawella Case No. Bail 129/2012
M.C. Homagama B 1929

W.A. Anushan Parakkrama
Devi Wijesuriya,
No.681/02, Town Road,
Homagama.

PETITIONER- PETITIONER

G.A. Dudly Aponso
No, 681, 02/C,
Town Road,
Homagama.

SUSPECT -RESPONDENT

Vs

1. Hon. Attorney General
Attorney General's Department
Colombo 12.

2. Officer -in-Charge
Police Narcotics Bureau,
3rd Floor,
New Secretariat Building,
Colombo 01.

RESPONDENTS-RESPONDENTS

C.A. (PHC)APN 174/2013(Bail) : H.C. Avissawella Case No. Bail 129/2012

M.C. Homagama B 1929

Before : K.T. Chitrasiri,J. &

Malinie Gunaratne,J

Counsel : D.H. Siriwardena with Nalin Fernando for the Petitioner-Petitioner

Anoopa de Silva, S.S.C. for the Respondent

Argued &

Decided on : 23.07.2014

K.T. Chitrasiri,J.

Learned Senior State Counsel submits that the indictment in this case has already been served on the accused on 15.07.2014.

Learned counsel for the petitioner submits that an application for bail had been made after filing the indictment. However, that application has been refused by the learned High Court Judge. Since the circumstances has now changed after this application had been made, learned counsel for the Petitioner moves to withdraw this revision application reserving his right to file another application . Learned Senior State Counsel has no objection to this application. Accordingly, the application for withdrawal is allowed reserving the right to file a fresh application. Accordingly, this revision application is dismissed.

Application dismissed.

JUDGE OF THE COURT OF APPEAL

Malinie Gunaratne,J.

I agree

JUDGE OF THE COURT OF APPEAL

Cr/-