

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

CASE NO: CA (WRIT) 283/15

The Finance Company PLC
No: 55, R.A. de Mel Mawatha,
Colombo 04.

PETITIONER

Vs.

Chandani Amarathunge
Commissioner General of Labour,
Department of Labour,
Colombo 05.

G. B. M. Lalith Bandara,
Assistant Commissioner of Labour,
(Colombo East),
Department of Labour,
Colombo 05.

Don Wijayasiri Alagiyawanna
No: 227 / A, Waliwita,
Kaduwela.

RESPONDENTS

C.A.No. 283/2015 (Writ)

Before : Vijith K. Malalgoda P.C. J. (P/CA) &
S.Thurairaja,P.C., J.

Counsel : Petitioner is absent and unrepresented.

Maithree Amarsinghe, S.C., for the
Respondents.

Argued and
Decided on : 22.03.2017.

Vijith K.Malalgoda, P.C. J. (P/CA)

This matter coming up on a motion filed by the petitioner. When this matter taken up for counter objections by the petitioner on 19/10/2016, since the petitioner was absent and unrepresented, court make no order. Subsequently on 02/03/2017 Counsel for the Petitioner has filed a motion requesting this case be mentioned today to make an application for re-listing. Court finds that the said motion has been filed after 05 months of this Court made previous order. Today this case was originally called at 10.00 a.m and kept down for non appearance and called for the 2nd time at 10.40 a.m. There is no appearance for the petitioner. Court observed the failure by the petitioner to prosecute this application before this Court and showing

any due diligence. In these circumstances Court decided to dismiss this application.

Application is dismissed.

PRESIDENT OF THE COURT OF APPEAL

S.Thurairaja,P.C,J.

I agree.

JUDGE OF THE CORUT OF APPEAL

WC/-