

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

Court of Appeal case no : CA HC 189/2014

M . Jalil Muhammadu Nazir
Rahumaragama
Thadayamatta
Madurankuliya

Complainant

Vs.

Hon Attorney General
Attorney General's Department
Colombo 12

Respondents

C.A. No. 189/2014

H. C. Chilaw Case No. 14/2001

Before : S. Devika de L. Tennakoon, J &
S. Thurairaja, P.C., J.

Counsel : Anura Gunaratne for the Accused-Appellant.
Yasantha Kodagoda, A.S.G. with
D.S. Soosaithas S.S.C., for A.G.

Argued &
Decided on : 16.10.2017.

S. Thurairaja, P.C., J.

Accused-Appellant is present in Court produced by the Prison Authorities. The learned Counsel for the accused-appellant moves to withdraw this appeal. The learned Senior State Counsel Soosaithas appears and he does not object for the withdrawing of this appeal. Counsel for the accused-appellant moves Court under section 328 of the Criminal Procedure Code to implement the sentence from the date of conviction. Application for withdrawal of appeal is allowed and the appeal is dismissed under section 328 of Code of Criminal Procedure Act. In view of the order Prison Authorities to implement

the sentence from the date of conviction namely 30.09.2014. Appeal dismissed.

Registrar is hereby directed to return the case record to the Registrar of the High Court of Chilaw for implementation of the sentence.

JUDGE OF THE COURT OF APPEAL

S. Devika de L. Tennakoon, J.

I agree.

JUDGE OF THE COURT OF APPEAL

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