

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

Court of Appeal case no : CA HC 29 / 2017

Nuwara Pakshage Krishantha
Karunarathna

Petitioner

Vs.

Hon Attorney General
Attorney General's Department
Colombo 12

Respondents

C. A. No. 29/2017

H.C.Polonnaruwa No. 60/2014

BEFORE : DEEPALI WIJESUNDERA, J. &
L.U.JAYASURIYA, J.

COUNSEL : Mohamed Rafi for the Accused-Appellant.
Priyantha Nawana (P.C.) ASG with Jude
Nanayakkara SSC for the respondent.

ARGUED AND

DECIDED ON : 01st November, 2017.

DEEPALI WIJESUNDERA, J.

The appellant was indicted in the High Court of Polonnaruwa under Section 354 of the Penal Code and Section 365B(2)(b) of the Penal Code (as amended). After trial he was convicted on both charges and sentenced to 3 years and 20 years rigorous imprisonment. He was convicted on the 13th February 2017 and the appeal has been filed on the 07th March 2017. Learned Additional Solicitor General informs Court that this appeal has been filed after the given time has been expired. Under Section 331 of the Criminal

Procedure Act, an appeal has to be filed within 14 days from the date of judgment. Since the appeal has been filed out of time and the appellant has not given exceptional circumstances for the delay, we decide to reject this appeal.

Appeal rejected.

JUDGE OF THE COURT OF APPEAL

L.U.JAYASURIYA, J.

I agree.

JUDGR OF THE COURT OF APPEAL

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