

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

In the matter of an application for an Order in the nature of a Writ of Certiorari under and in terms of Article 140 of the Constitution of the Democratic Socialist Republic of Sri Lanka

Koggala Hewage Thushara Priyanjith,
Kusum Sewana, Mudugamuwa,
Weligama.

Case No. CA /WRIT/0260/2023

Petitioner

Vs.

1. Roshan Ranasinghe,
Minister of Sports,
Ministry of Youth and Sports, No. 09, Phillip
Gunawardana Mawatha,
Colombo 07.
2. Kanapathipillai Mahesan,
Secretary, Ministry of Youth and Sports,
No. 09, Phillip Gunawardana Mawatha,
Colombo 07.
3. A. Muthumala,
Director General of Sports, Department of Sports
Development, Ministry of Youth and Sports,
No. 09, Phillip Gunawardana Mawatha,
Colombo 07.
4. Upali Samaraweera,
Member, Independent Election Committee,
Ministry of Youth and Sports,
No. 09, Phillip Gunawardana Mawatha,
Colombo 07.
5. I. Palitha Jayathilake,
Member, Independent Election Committee,
Ministry of Youth and Sports,
No. 09, Phillip Gunawardana Mawatha,
Colombo 07.
6. I. M. Ranasinghe,
Member, Independent Election Committee,
Ministry of Youth and Sports,

No. 09, Phillip Gunawardana Mawatha,
Colombo 07.

7. Premnath Chaminda Dolawatta,
No. 50, Ihala Bomiriya,
Kaduwela.
8. Wijerathne Arachchilage Saman Pushpa Kumara
Medonsa,
No. 3, Bandaranayake Mawatha, Asgiriya,
Gampaha.
9. Udara Sasanla Liyanwela,
No. 510/A, Game Road,
Ragama.
10. Lakshman Wasantha Kumara Kaluarachchi,
No. 3, Light House Street, Kotuwa,
Galle.
11. Attorney General,
Attorney General's Department,
Colombo 12.

Respondents

Before: **N. Bandula Karunarathna J. P/CA**

&

M. Ahsan R. Marikar J.

Counsel: Neranjan De Silva, AAL with S.R. Thambiah, AAL for the
Petitioner.

Viveka Siriwardena, A.S.G.P.C. for the 1st – 6th and 11th
Respondents

Eraj De Silva, AAL with Daminda Wijayaratne, AAL instructed by
Vidanapathirana Associates for the 7th Respondent

Written Submissions: By the Petitioner – Not filed

By the Respondents – Not filed

Supported on : 29.05.2023

Decided on : **28.06.2023.**

N. Bandula Karunarathna J. P/CA

Heard both counsel in regard to this application for an interim relief to be granted. After considering the submissions and documents tendered by both parties, we are of the view that there is an important matter to be decided in this case. In the circumstances the court is satisfied that there is a *prima facie* case to be looked into, by this court.

Accordingly, we direct the registrar of this court to issue notices on all the respondents. The application for an interim relief is also granted under prayer f and (i) (first part) of the petition dated 17.05.2023. Specifically, the interim order will read as follows;

“an interim order staying the application of the Gazettes Extraordinary bearing numbers 2310/26, 2310/27, 2310/28 dated 14.12.2022 and/or passed thereof in respect of the National Gymnastic Association”

Registrar is further directed to serve a copy of the said interim order to all the respondents immediately via telephone, fax, email and courier service. The expenses of the communication should be borne by the Petitioner.

Notice returnable on 03.08.2023.

President of the Court of Appeal

M. Ahsan R. Marikar J.

I agree.

Judge of the Court of Appeal