

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

**CA 940/99 (F)**

D.C Walasmulla P/423

Ranaweera Arachchige Juwanis  
Ruppewatta,  
Iththademaliye,  
Walasmulla.

Ranaweera Arachchige Andrayas

Ranaweera Arachchige Don Diyas

Both Are

Theladugahawatta,  
Walasmulla.

**Defendant Appellants**

**Vs.**

Ranaweera Arachchige Adwin  
Punchi Sarappu Gedara,  
Iththademaliye,  
Walasmulla.

And 07 Others

**Complainant Respondants**

And

K.K.Siriyawathi  
Galwadigewatta,  
Iththademaliye,  
Walasmulla.

**Defendant Respondant**

**C.A 940/99 (F).****D.C Walasmulla P/423.**

Before : A.W.A Salam, J

Counsel : Mihiri Abeyrathne for the  
Plaintiff - Respondent.Defendant – Appellants are absent  
unrepresented.

Argued &amp; decided on : 14.02.2013.

**A.W.A Salam, J.**

Notice has been issued on the legal heirs of the Defendant-Appellants directing them to take steps on or before 14.02.2013. They have also been informed by Court in the same notice that if steps are not taken, the appeal will be abated. As no one has responded to the notice issued and taken steps in relation to the deceased Appellant, for failure to prosecute the appeal with due diligence this appeal now stands abated.

**JUDGE OF THE COURT OF APPEAL**

Vkg/-