

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

In the matter of an Appeal made in terms of section 754
of the civil procedure code.

1. Mohamed Tahar Mohamed Rafeek
2. Mohamed Thassim Samsathul Nisa

Both of Parakatuwa

Dheragoda Road

Thalawitiya

Plaintiff

CA Appeal Case No.CA 659/00/F

Case No. 20750/M

-Vs-

1. Asantha Manawage
53, School Lane
Kalubowila
Dehiwala

Defendant.

And between

1. Asantha Manawage

53, School Lane

Kalubowila

Dehiwala

Defendant –Appellant-Petitioner

-Vs-

1.Mohamed Tahar Mohamed

Rafeek(now deceased)

1A Mohamed Thassim Samsathul Nisa

of Parakatuwa

Dheragoda Road

Thalawitiya

02 Mohamed Thassim Samsathul Nisa

of Parakatuwa

Dheragoda Road

Thalawitiya

Plaintiff-Respondent-Respondent

C.A. 659/00 (F)

D.C. Avissawella Case No: 20750/M.

BEFORE : Upaly Abeyrathne, J.

COUNSEL : Deshani Jayathilake for the Defendant-Appellant.
Razin for the Plaintiff-Res-Respondent.

DECIDED ON : 14.02.2013

Upaly Abeyrathne, J.

Counsel for the Appellant tendered the terms of settlement. In view of the said terms of settlement, learned counsel for the Appellant moves to withdraw the appeal without costs. Counsel for the Respondent has no objection. Accordingly application for withdrawal is allowed. Appeal dismissed.

Registrar is directed to send the main record to the relevant District Court.

Appeal dismissed.

JUDGE OF THE COURT OF APPEAL

NR/-