

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

C.A 1388/99

D.C Galle 186/RE

J.Mackdonalasa
Pilimahal Ganahena,
Unawatuna.

Appellant

Vs.

S.H. Wellala
Unawatuna,
Galle.

Respondent

C.A 1388/99**D.C Galle 186/RE**

Before : H.N.J. Perera, J.

Counsel : Defendant –Appellant is absent and Unrepresented.

Lasitha Chaminda for the Plaintiff-Respondent.

Argued & decided on : 31.07.2013

H.N.J. Perera, J.

Notice has been issued notice on the Defendant- Appellant and the registered Attorney to pay the appeal brief fees. Letter has been sent by the registered Attorney that the Appellant is a foreigner and presently he is not in the country and he has no instructions from the Defendant-Appellant in this case. Therefore appeal is rejected in terms of Rule 13(b) of the Appellate Procedure copies of Records Rules 1978.

Registrar is directed to send a copy of this order with the original case record to the District Court of Galle.

JUDGE OF THE COURT OF APPEAL

Vkg/-