

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

**CA (PHC) APN:19/13**

High Court Kegalle Case No: 3059/2011

The Democratic Socialist Republic of Sri Lanka

**Vs.**

Balayathiyana Gedera Saman Sampath Rajapakshe

**Accused**

**And Now**

W.K.M. Jayanthi Wickremasinghe  
A 182/24, Gala Uda Henawatte,  
Andunapotha,  
Kegalle.

**Petitioner**

**Vs.**

Hon. Attorney General  
Attorney General's Department  
Colombo 12.

The Officer -in-Charge  
C.I.D  
Colombo 01.

**Respondents**

Balayathiyana Gedera Saman Sampath Rajapakshe

**Accused-Appellant**

**C.A. (PHC) APN No. 19/2013** - **HC.Kegalle No. 3059/11**

**Before:** **P.W.D.C. Jayathilaka, J**

**Counsel:** Upul Darshana Mudalige for the Petitioner.

**Argued &  
Decided on:** **26.09.2013**

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**Jayathilaka, J**

Counsel for the Petitioner moves to withdraw this application with liberty to file a fresh application. Counsel for the respondent has no objection to the application for withdrawal. Accordingly the Petitioner's application is dismissed. Petitioner is at liberty to file a fresh application if so advised.

Application dismissed.

**Judge of the Court of Appeal**

Kpm/-