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

C.A. (PHC) No. 141/2007

P.H.C. Gampaha 83/2003

Sangapala Arachchilage Don Vinie No: 178, Moragoda, Gampaha.

## **Appellant**

Vs.

Officer in-charge Police Station, Veyangoda.

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

Respondents

C.A. (PHC) No. 141/2007 P.H.C. Gampaha 83/2003

BEFORE : A.W.A.SALAM, J. &

SUNIL RAJAPAKSHE, J.

<u>COUNSEL</u>: Saman Galappaththi for the Appellant.

Anoopa de Silva S.S.C. for the Respondents.

ARGUED &

DECIDED ON: 05th December, 2013.

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## A.W.A.SALAM, J.

Learned Counsel for the appellant states that objection raised as to the maintainability of the appeal is a valid objection and he concedes that no appeal lies against the impugned order. He states that he does not wish to withdraw the appeal but invite court to make an order. Taking into consideration the authority in the case of *Wickremasekera Vs. O.I.C. Ampara 2004 2 SLR page 247*, we proceed to dismiss the appeal.

JUDGE OF THE COURT OF APPEAL

## SUNIL RAJAPAKSHE, J.

I agree.

JUDGE OF THE COURT OF APPEAL

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