

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

**CA. (PHC) 285/2006**

PHC. Puttalam Case No. 27/2005

MC. Puttalam Case No. 90707/P

Abdul Offoor Mohamed Refai,  
No.9, Land 2,  
Vettakulam Road,  
Puttalam.

**Claimant-Appellant- Appellant**

**Vs.**

Range Forest Officer,  
Forest Department,  
Puttalam.

**Respondent**

C.A. (PHC) 285/2006 : PH.C. Puttalam Case No. 27/2005.

M.C. Puttalam Case No. 90707/P

Before : K.T. Chitrasiri,J. &  
Malinie Gunaratne,J.

Counsel : Appellant is absent and unrepresented  
Anoop de Silva, S.S.C. for the Respondent  
S.A.N.K.W. Kotuwagedera, Range Forest Officer, Puttalam is present  
in Court representing the Respondent.

Argued &

Decided on : 25.07.2014

K.T. Chitrasiri,J.

This is an appeal to challenge the decision of the learned High Court Judge where he has exercised appellat powers. In such a situation, the appellant should not have come to this Court by way of an appeal, in view of the decision in **Wickramasekera Vs. O.I.C. Ampara (2004 (1) SLR 257)**. Accordingly, this appeal is dismissed.

*Appeal dismissed.*

JUDGE OF THE COURT OF APPEAL

Malinie Gunaratne,J.

I agree

JUDGE OF THE COURT OF APPEAL

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