

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

C.A. No. 161/2013

H. C. Monaragala Case No. 11-2011

Lenaduwa Alias Lenawa Lokuge Susantha Indralal

Defendant Appellant

Vs.

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

Respondent

C.A. No. 161/2013

H. C. Monaragala Case No. 11-2011

Before : H.N.J. Perera, J. &
K.K. Wickremasinghe, J.

Counsel : Amila Palliyage for the Accused-Appellant.
Haripriya Jayasundera, D.S.G., for A.G.

Argued &

Decided on : 12.01.2016.

H.N.J. Perera, J.

Counsel for the accused-appellant inform Court that he wishes to withdraw the appeal filed by the accused-appellant and moves Court to act under Section 359 of the Criminal Procedure Code and to backdate sentence from the date of conviction namely 13.06.2013. At this stage Counsel for the Respondent brings it to the notice of this Court that in Count No. 2 of the indictment four years R.I. has been ordered in lieu of the fine Rs. 25000/= and that it be limited 2 years R.I. Further the Accused-Appellant has been directed to pay a sum of Rs. 100,000/= as compensation to

the victim and in lieu of the compensation 4 years R.I. has been ordered.

Accordingly we amend the term of imprisonment imposed in count No. 2 in lieu of the fine to 2 years R.I. We also amend the term of imprisonment imposed in lieu of compensation to 2 years R.I. and we direct that the sentence imposed on the accused-appellant be implemented from the date of conviction namely 13.06.2013.

Subject to the said variations the appeal is dismissed.

JUDGE OF THE COURT OF APPEAL

K.K. Wickremasinghe, J.

I agree.

JUDGE OF THE COURT OF APPEAL

AKN