

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

**CA PHC 180/2008**

J.A.C. Sampath Jayasuriya  
147/01, Pahala Imbulgoda,  
Imbulgoda.

**Defendant – Petitioner - Appellant**

**Vs.**

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

**Respondent**

**CA(PHC) 180/08**

**H.C. GAMPAHA – 37/08 (REVISION)**

**BEFORE:** H.C.J. Madawala, J. &  
L.T.B. Dehideniya, J.

**COUNSEL:** Sumudu Hewage for the Petitioner-Appellant.  
SSC Varunika Hettige for the Respondent.

**DECIDED ON:**21.07.2016.

**H.C.J. Madawala, J.**

This is a revision application made by the Defendant-Petitioner-Appellant to set aside the Judgment dated 19.03.2010 of the High Court Judge of Gampaha. The learned High Court Judge by his order dated 19.03.2010 dismissed the revision application and affirmed the order of the learned Magistrate of Gampaha. The learned Magistrate of Gampaha convicted the accused by her order dated 31.07.2008 and sentenced the accused under Section 216 (B) (b) of the Motor Traffic Act and suspended the driving license of the accused-appellant. The main point contested in this revision application was the suspension of the driving license of the accused-appellant.

The Counsel for the Accused Petitioner Appellant submits that he was only 26 years old at the time of the accident and eight years had lapsed since then. He moves Court to lift the suspension. The learned Senior State Counsel submits that she has no objection for making a suitable order regarding the suspension of driving license.

I considered the submissions of both Counsels. I order that the suspension of the driving license of the Accused Petitioner Appellant be limited till the 31<sup>st</sup> of December, 2016.

Subject to the above variation, the order of the learned High Court Judge is affirmed. Appeal dismissed without cost.

***Appeal dismissed.***

**JUDGE OF THE COURT OF APPEAL.**

**L.T.B. Dehideniya, J.**

I agree.

**JUDGE OF THE COURT OF APPEAL.**

Mm/-