

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

C. A. (Writ) Case No.83/2016

Rohan Godellawatte,
No 263/10B, Nirmala Place,
Alakoladeniya Road,
Heraliyawala,
Kurunegala.

Petitioner

Vs.

1.Ceylon Petroleum Corporation,

2.J.R Wickarasinghe
Chairman,
Ceylon Petroleum Corporation.

3.R.A.K.C Ariyaratna
Chief Legal Officer,
Ceylon Petroleum Corporation

4.K. W Samantha Pushpalal Withana
Human Resources Manager,
Ceylon Petroleum Corporation.

All of
Ceylon Petroleum Corporation,
No.609, Dr. Danister de Silva Mawatha,
Colombo 09.

5.Hon. Attorney General
Attorney Generals' Department,
Colombo 12.

Respondents

C. A. (Writ) Case No.83/2016

Before : Vijith K. Malalgoda, P.C. J (P/CA) &
P. Padman Surasena, J.

Counsel : R. Chula Bandara for the Petitioner.

Decided on: 21.06.2016

Vijith K. Malalgoda, P.C. J (P/CA)

Heard the learned Counsel in support of this application.

The learned Counsel informs that he filed the papers in the Supreme Court and the order made by the Supreme Court is before this Court by way of a motion. When going through the documents filed by the Petitioner, Court observes that paragraph 42 of the petition filed in the Supreme Court is almost identical to the paragraph 25 of the petition filed before this Court. In the Supreme Court when the matter was supported before their Lordships on 27th January, had decided not to issue notice on the said matter after giving due consideration to the material placed before the Supreme Court. We see no difference between the present application with the matter supported before the Supreme Court since it is one and the same order which was challenged before both these Courts. There was no subsequent development complained of in the present application. It is further observed by this Court that the Petitioner has

come before the writ jurisdiction which is a discretionary remedy and in the absence of any additional material placed before this Court, we see no reason to issue notices in this matter.

We therefore, refuse notices in this matter. We make no order with regard to the cost. Application is accordingly dismissed.

PRESIDENT OF THE COURT OF APPEAL

P.Padman Surasena, J.

I agree

JUDGE OF THE COURT OF APPEAL

Lwm/-