

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

Ariyadasa Galappaththi,  
No.13/A, Udawela Grama  
Sanwardhana Place,  
New City,  
Polonnaruwa.  
Petitioner

**CASE NO: CA/WRIT/280/2018**

Vs.

1. R.P.R. Rajapakshe,  
Commissioner General of Lands,  
The Department of the  
Commissioner General of Lands,  
No.1200/6, Rajamalwatte Road,  
Battaramulla.
- 1A. R.A.M.C. Herath,  
Commissioner General of Lands,  
The Department of the  
Commissioner General of Lands,  
No.1200/6, Rajamalwatte Road,  
Battaramulla.
2. N.A.S. Nissanka Arachchi,  
Divisional Secretary,  
Divisional Secretariat,  
Thamankaduwa.

- 2A. H.S.K.J. Bandara,  
Divisional Secretary,  
Divisional Secretariat,  
Thamankaduwa.
3. E.M.M. Ekanayake,  
Deputy Commissioner of Lands,  
Divisional Secretariat,  
Polonnaruwa.
- 3A. K.M.H.D. Wijewardane,  
Deputy Commissioner of Lands,  
District Secretariat,  
Polonnaruwa.
4. Amaradasa Galappaththi,  
No.512, 23<sup>rd</sup> Mile Post,  
Jayanthipura.  
Respondents

Before: Mahinda Samayawardhena, J.  
Arjuna Obeyesekere, J.

Counsel: Chandrasiri Wanigapura with Dinuka Cooray  
for the Petitioner.  
Rajin Goonaratne, S.C., for the 1<sup>st</sup>-3<sup>rd</sup>  
Respondents.  
Jagath Wickramanayake, P.C., with Keishara  
Perera for the 4<sup>th</sup> Respondent.

Argued on: 31.07.2020

Decided on: 25.09.2020

Mahinda Samayawardhena, J.

This case is connected to CA/WRIT/279/2018, in which the Judgment was delivered today.

The legal issue in both matters is identical; the only difference is this matter is in respect of the high land whereas the connected matter is in respect of the paddy land.

Both matters were argued together, and all parties agreed to abide by the decision in CA/WRIT/279/2018.

*Vide* the Judgment delivered in CA/WRIT/279/2018 today.

Accordingly, the application of the Petitioner is allowed with costs.

Judge of the Court of Appeal

Arjuna Obeyesekere, J.

I agree.

Judge of the Court of Appeal