

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

CA Writ 208/12

01. N.H.C. Perera
No: 64/02,
Ulhitiyawa,
Giradurukotte.

And 04 Others

Petitioners

Vs.

01. Mahaweli Authority of Sri Lanka
No: 500,
T.B Jaya Mawatha,
Colombo 10

And 04 Others

Respondents

C.A. 208/2012

Writ Application

Before : S. Sriskandarajah, J. (P/CA)

Counsel : M.R.M. Fazeen for the for the
Petitioner.

Argued &
Decided on : 14.09.2012

S. Sriskandarajah, J. (P/CA)

Heard counsel in support of this application. The learned counsel submits that according to the procedure laid down to alienate Mahaweli lands for commercial purposes is by Public auction. But the respondent in this case has called for tenders and it is against the procedure laid down. Calling for tenders is also a procedure which is equivalent to Public auction and therefore on principle the respondents have not violated the procedure. The fact that the petitioners were not

aware of calling for tender is a matter of fact that this court cannot go into. Therefore Court refuses the notice.

President of the Court of Appeal

Jmr/-