

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

CA Writ 215/12

01. Marasinhage Premasiri
No: 358/B,
Kotugodalla Road,
Galagedera,
Padukka.

Petitioner

Vs.

01. D.S.R Wanagura
Deputy Inspector General,
Welfare Division,
Police Headquarters,
Colombo 01.

And 03 others

Respondents

C.A. 215/2012Writ Application

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

Counsel : Udaya Bandara for the petitioner.

Argued &
Decided on : 20.09.2012

S. Sriskandarajah,J. (P/CA)

Heard counsel in support of this application. The leaned counsel in this application is seeking a writ of certiorari to quash the decision contained in document P9 dated 02.08.2008. The petitioner is supporting this application after four years of the said decision made. According to the learned counsel for the petitioner, the petitioner was interdicted from service in 1992 and he was reinstated in 1996 but when he was reinstated in 1996 no back wages were paid to him. The petitioner has not sought or challenge that decision, not to pay back wages during the period 1992 to 1996. Therefore

this period was considered as he was on no pay leave. In view of this, the order made in P9; that he is not entitled for any benefits during this period and as the petitioner has not presented a prima facie case before this Court. This Court refuses to issue notice.

President of the Court of Appeal

Sunil Rajapakshe, J.

I agree.

Judge of the Court of Appeal

Jmr/-