

“APPROPRIATION BILL”

BEFORE:

Buwaneka Aluwihare PC	- Judge of the Supreme Court
Murdu Fernando PC	- Judge of the Supreme Court
Preethi Padman Surasena	- Judge of the Supreme Court

COUNSEL:

Petitioner :	Samaththuwa Wasam Amila Kumara
Counsel :	Kanishka Withana with Shamika Senevirathna instructed by Kethaki Siriwardena
Respondent :	Hon. Attorney General
Counsel :	Indika Demuni De Silva PC ASG with Nirmalan Wigneswaran SSC and Dr. Avanthi Perera SSC

Court assembled for hearing on 2nd November 2020

The Bill entitled ‘Appropriation’ was published in the Gazette of the Democratic Socialist Republic of Sri Lanka Part II on 2nd October 2020 and placed on the Order Paper of the Parliament on 20th October 2020.

The Petitioner by his petition dated 21st October 2020 has invoked the jurisdiction of the Supreme Court under Article 121 read with Article 120 of the Constitution, challenging the constitutionality of the Bill on the grounds referred to therein.

Consequently, the court directed the parties to file written submissions on or before 29th October 2020 and fixed the matter for hearing for the 2nd November 2020.

The Attorney-at-Law for the Petitioner, however, by motion dated 29th October 2020, has sought permission of this Court to have the Petition withdrawn.

The learned Counsel for the Petitioner supported the motion for the withdrawal of the Petition, before the Court today.

The learned ASG had no objection for the application for the withdrawal of the petition.

Accordingly the application for the withdrawal of the Petition is permitted and the Court makes Order, dismissing the Petition.

In the circumstances, we make no determination under Article 121 of the Constitution.



Buwaneka Aluwihare PC

Judge of the Supreme Court



Murdu Fernando PC

Judge of the Supreme Court



Preethi Padman Surasena

Judge of the Supreme Court