

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

In the matter of an application in terms of  
Articles 17 and 126 read with Article 12  
(1) of the Constitution.

**S.C.FR. Application No.173/2020**

1. Wonderland Amusement Parks (Private)  
Limited  
No. 3, Sri Gunarathana Road,  
Panadura.
2. Mahamarakkalage Imal Srimathi  
Cooray
3. Muthuthanthrige Tisil Jayasiri Cooray  
Both of No. 4, Nirmala Mawatha,  
Panadura.
4. Panditha Arachchige Shantha  
Padmakumara  
Star Light,  
Delgahawatta,  
Mahagama.
5. Mirihana Arachchige Wijeratne

Near Okisanda Hotel,  
Pahala Welgama,  
Bulathsinhala.

**Petitioners**

-Vs-

1. U.K.D.P.L. Udawatta  
Chief Inspector of Police,  
Head Quarter's Inspector,  
Police Station,  
Mathugama.
2. P.A.D. Gunathilake  
Assistant Superintendent of Police (2),  
Office of the Assistant  
Superintendent of Police,  
Mathugama.
03. Police Sargent Kuruppu (19468)
04. Police Constable Indunil (60874)
05. Police Constable Eranda (40486)
06. Chaminda

Head Quarter's Inspector,  
All of Police Station,  
Bulathsinghala.

07. Ranjan Malin Dedigama

08. Induruwa Arachchige Chandrani  
Premaneel

09. Dedigama Group (Private) Limited  
All of No. 12, Dehiwala Road,  
Maharagama.

10. Hon. Attorney General,  
Attorney General's Department,  
Colombo 12.

**Respondents**

**BEFORE** : **P. PADMAN SURASENA, CJ**  
**ACHALA WENGAPPULI, J &**  
**K.M.G.H. KULATUNGA, J**

**COUNSEL** : Saliya Pieris, PC with Sarinda Jayawardena and  
Mark Fernando instructed by Prinath Fernando  
for the Petitioners.

Rohana Deashapriya with Chanakya Liyanage instructed by Buddika Gamage for the 1<sup>st</sup> Respondent.

Maheshika Silva, DSG for the 2<sup>nd</sup> – 6<sup>th</sup> and 10<sup>th</sup> Respondents.

Rasika Dissanayake for the 7<sup>th</sup> to 9<sup>th</sup> Respondents.

**ARGUED &**

**DECIDED ON** : 01.06.2026

**P. PADMAN SURASENA, CJ**

There are five petitioners in this case. The 3<sup>rd</sup> Petitioner has passed away.

The learned Counsel who is appearing for the Petitioners today informs Court that he seeks permission of the Court to withdraw the Petition as regards the 1<sup>st</sup> and 2<sup>nd</sup> Petitioners. Application for withdrawal of the Petition on behalf of the 1<sup>st</sup> and 2<sup>nd</sup> Petitioners is allowed.

The learned Counsel for the Petitioners also informs Court that he does not continue to receive instructions from the 4<sup>th</sup> and 5<sup>th</sup> Petitioners. He also submits that at the time of filing of this case, the 4<sup>th</sup> and 5<sup>th</sup> Petitioners stood as employees working under the 1<sup>st</sup> and 2<sup>nd</sup> Petitioners but now they have left the said employment and no longer working under the 1<sup>st</sup> and 2<sup>nd</sup> Petitioners. He also informs Court that the

whereabout of the 4<sup>th</sup> and 5<sup>th</sup> Petitioners are not known to the 1<sup>st</sup> and 2<sup>nd</sup> Petitioners. Therefore, he informs Court that he is unable to contact the 4<sup>th</sup> and 5<sup>th</sup> Petitioners.

Having regard to the above submissions, we take the view that the 4<sup>th</sup> and 5<sup>th</sup> Petitioners are not taking adequate steps to prosecute this Application with due diligence.

In all the above circumstances, we direct that this Petition must stand dismissed without costs.

**CHIEF JUSTICE**

**ACHALA WENGAPPULI, J**

**I agree**

**JUDGE OF THE SUPREME COURT**

**K.M.G.H. KULATUNGA, J**

**I agree**

**JUDGE OF THE SUPREME COURT**

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