

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

In the matter of an application under
and in terms of Article 17 and Article
126 of the Constitution of the
Democratic Socialist Republic of Sri
Lanka.

SC. /FR. No. 265/2021

Sripushpanathan Thusyanthan,
No. 06, Rakka Road,
Jaffna.

Petitioner

Vs.

1. K. Mahesan,
District Secretary,
District Secretariat,
Jaffna.

1A. A. Sivabalasundran,
District Secretary,
District Secretariat,
Jaffna.

1B. M. Piiratheepan,
(Acting) District Secretary,

District Secretariat,
Jaffna.

2. S. Usha,
Divisional Secretary,
Divisional Secretariat, Thenmaradchi,
Chavakachcheri, Kandy Road,
Chavakachcheri.
3. Ramanantha Sarventhiran,
Assistant Director of Planning,
Divisional Secretariat – Thenmaradchi,
Chavakachcheri, Kandy Road,
Chavakachcheri.
4. Premini Ponnampalam,
Divisional Secretary,
Divisional Secretariat – Chankanai,
Chankanai, Jaffna.
- 4A. Kavitha Uthayakumar,
Divisional Secretary,
Divisional Secretariat - Chankanai,
Chankanai, Jaffna.
5. S. Alokabandara,
Director General of Combined Services,
Ministry of Public Administration,

SC. /FR. No. 265/2021

Provincial Council and Local
Government, Independence Square,
Colombo 07.

5A. N.U.N. Mendis,
Director General of Combined Services,
Ministry of Public Administration,
Provincial Council and Local
Government, Independence Square,
Colombo 07.

6. J. J. Rathnasiri,
Secretary,
Ministry of Public Administration,
Provincial Council and Local
Government, Independence Square,
Colombo 07.

6A. M.M.P.K. Mayadunne,
Secretary,
Ministry of Public Administration,
Provincial Council and Local
Government, Independence Square,
Colombo 07.

6B. Pradeep Yasarathna,
Secretary,
Ministry of Public Administration,

SC. /FR. No. 265/2021

Provincial Council and Local
Government,
Independence Square,
Colombo 07.

6C. S. Alokabandara,
Secretary,
Ministry of Public Administration,
Provincial Council and Local
Government, Independence Square,
Colombo 07.

7. N. H. M. Chithranandha,
Secretary,
State Ministry of Home Affairs,
"Nila Medura", Elvitigala Mawatha,
Colombo 05.

7A. M. M. P. K. Mayadunne,
Secretary,
State Ministry of Home Affairs,
"Nila Medura", Elvitigala Mawatha,
Colombo 05.

7B. Pradeep Yasarathna,
Secretary,
State Ministry of Home Affairs,
"Nila Medura", Elvitigala Mawatha,
Colombo 05.

7C. S. Alokabandara,

Secretary, State Ministry of Home
Affairs, "Nila Medura" Elvitigala
Mawatha, Colombo 05.

8. Hon. Janaka Bandara Tennakoon,

Minister of Public Administration,
Provincial Council and Local
Government, Ministry of Public
Administration, Provincial Council and
Local Government, Independence
Square, Colombo 07.

8A. Hon. Dinesh Gunawardena,

Minister of Public Administration,
Provincial Council and Local
Government, Ministry of Public
Administration, Provincial Council and
Local Government, Independence
Square, Colombo 07.

8B. Dr. A.H.M.H. Abayarathna,

Minister of Public Administration,
Provincial Council and Local
Government, Ministry of Public
Administration, Provincial Council and
Local Government, Independence
Square, Colombo 07.

SC. /FR. No. 265/2021

9. Hon. Chamal Rajapaksha,
State Minister of Home Affairs,
State Ministry of Home Affairs,
"Nila Medura", Elvitigala Mawatha,
Colombo 05.

9A. Hon. Dinesh Gunawardena,
State Minister of Home Affairs,
State Ministry of Home Affairs,
"Nila Medura", Elvitigala Mawatha,
Colombo 05.

9B. Dr. A.H.M.H. Abayarathna,
State Minister of Home Affairs,
State Ministry of Home Affairs,
"Nila Medura", Elvitigala Mawatha,
Colombo 05.

10.S. Thiruvakaran,
Secretary,
Provincial Public Service Commission,
Northern Provincial Council,
393/48, Temple Road,
Jaffna.

10A. P. Kuganathan,
Secretary, Provincial Public Service
Commission, Northern Provincial

SC. /FR. No. 265/2021

Council, 393/48, Temple Road,
Jaffna.

11. M. A. B. Daya Senarath,
Secretary, Public Service Commission,
No 1200/9, Rajamalwatta Road,
Battaramulla.

11A. W.H.M.M.C.K Dayaratne,
Secretary, Public Service Commission,
No. 1200/9, Rajamalwatta Road,
Battaramulla.

12. Hon. P. S. M. Charles,
Governor, Northern Province,
Governor's Secretariat, Old Park,
Kandy Road, Chundukuli,
Jaffna.

12A. Hon. Jeevan Thiagarajah,
Governor, Northern Province,
Governor's Secretariat, Old Park,
Kandy Road, Chundukuli,
Jaffna.

12B. Hon. P. S. M. Charles,
Governor, Northern Province,

SC. /FR. No. 265/2021

Governor's Secretariat, Old Park,
Kandy Road, Chundukuli,
Jaffna.

12C. Hon. Nagalingam Vethanayahan,
Governor, Northern Province,
Governor's Secretariat, Old Park,
Kandy Road, Chundukuli,
Jaffna.

13. Geethanath Kassilingam,
Prime Minister's Rehabilitation
Facilitator for North-East of Sri Lanka
and Coordinating Secretary to the Prime
Minister, Prime Minister's Office,
No. 58, Sir Ernest de Silva Mawatha,
Colombo 07.

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

Respondents

BEFORE : **P. PADMAN SURASENA, CJ**

A. L. SHIRAN GOONERATNE, J

COUNSEL : M. A. Sumanthiran, PC with Sakshin Ganesan
instructed by D. J. Ariyanayagam for the Petitioner.

SC. /FR. No. 265/2021

Rajitha Perera, DSG instructed by Nimna Perera for
the Respondents.

ARGUED &

DECIDED ON : 01/07/2026

P. PADMAN SURASENA, CJ

Court heard the submissions of the learned President's Counsel for the
Petitioner and also the submissions of the learned Deputy Solicitor General
for the Respondents.

Having considered the submissions, Court decides to refuse to grant Leave to
Proceed in this case.

Leave to Proceed is refused.

Petition is dismissed without costs.

CHIEF JUSTICE

A. L. SHIRAN GOONERATNE, J

I agree.

JUDGE OF THE SUPREME COURT

CK/-