

SC. (Spl) LA. No. 50/2004

11th respondent has already filed objections in the Court of Appeal prior to the order that is challenged in these proceedings. He moves that these objections be considered in the main application. The Court of Appeal should consider the objection filed by the 11th respondent at the main hearing. No costs.

Sgd/- Chief Justice

I.A.N. de Silva, J.

I agree.

Sgd/- Judge of the Supreme Court

Shiranee Tilakawardane, J.

I agree.

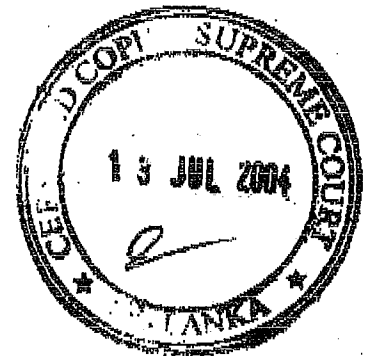
Sgd/- Judge of the Supreme Court

I do hereby certify that the foregoing is a true copy of the judgment dated 15.6.2004 filed of record in SC. Spl. LA. No. 50/2004.

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ABDEEN
Chief Clerk (S/C)
CHIEF CLERK (Court Branch)
SUPREME COURT



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

In the matter of an application for Special
leave to appeal in terms of Article 128 of the
Constitution.

Nihal Sri Ameresekere
167/4, Vipulasena Mawatha,
Colombo 10.

Petitioner

SC. Appeal No. 47/2004
SC. (Spl.)LA. No. 50/2004
C.A. No. 1661/2003

Vs.

1. Kandiah Susilar

Commissioner General of Inland
Revenue

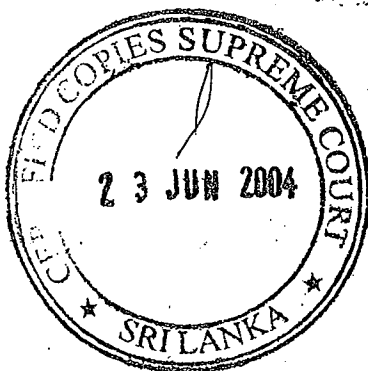
Sir Chittampalam A. Gardiner
Mawatha, Colombo 2.

2. S.A.C.S.W. Jayatilleke

Director General of Customs
Customs House, Bristol Street,
Colombo 1.

3. Parakrama Ekanayake Bandara

Director General of Excise,
28, Staples Street, Colombo 2.



4. Ranjan Samaraweera
Controller of Imports & Exports,
75 1/3. 1st Floor, Hemas Building
York Street, Colombo 1.
5. H.A.G. Hettiarachchi
Controller of Exchange,
Central Bank of Sri Lanka
5th Tower, Level 7, Janadhipathi
Mawatha, Colombo 1.
6. A.S. Jayawardena
Governor, Central Bank of Sri Lanka,
Chairman, Monetary Board of Sri
Lanka, 1st Tower, Level 15,
30, Janadhipathi Mawatha,
Colombo 1.
7. Ananda Commaraswamy,
Chairman, Commission to Investigate
Allegations of Bribery or Corruption
36, Malalasekera Mawatha,
Colombo 7.



8. Charitha Ratwatte
Secretary, Ministry of Finance &
Secretary to the Treasury Secretariat,
Colombo 1.
9. Karishasp narim an Choksy Minister
of Finance Secretariat.
Colombo 1.
10. Hon. Joseph Michael Perera
Speaker of Parliament of Sri Lanka
Parliament of Sri Lanka Sri
Jayawardenepura Kotte.
11. W.J.S. Karunaratne,
Secretary to Her Excellency the
President Presidential Secretariat,
Colombo 1.
12. K.C. Kamalabayson P.C. Hon.
Attorney General Attorneys General's
Department, Colombo 12.



Respondents

And Now

Nihal Sri Ameresekere
167/4, Vipulasena Mawatha,
Colombo 10.

Petitioner-Petitioner

Vs.

1. Kandiah Susilar

Commissioner General of Inland

Revenue

Sir Chittampalam A. Gardiner

Mawatha,

Colombo 2.

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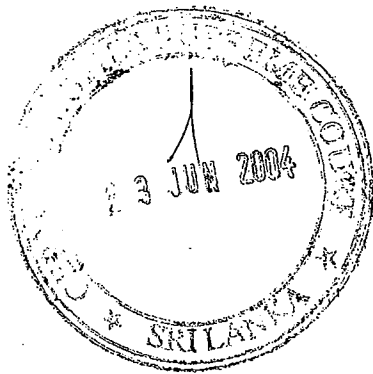
Director General of Excise ,

28, Staples Street,

Colombo 2.



4. **Ranjan Samaraweera**
Controller of Imports & Exports,
75 1/3. 1st Floor, Hemas Building
York Street,
Colombo 1.
5. **H.A.G. Hettiarachchi**
Controller of Exchange,
Central Bank of Sri Lanka
5th Tower, Level 7, Janadhipathi
Mawatha, Colombo 1.
6. **A.S. Jayawardena**
Governor, Central Bank of Sri Lanka,
Chairman, Monetary Board of Sri
Lanka, 1st Tower, Level 15,
30, Janadhipathi Mawatha,
Colombo 1.
7. **Ananda Commaraswamy,**
Chairman, Commission to Investigate
Allegations of Bribery or Corruption
36, Malalasekera Mawatha,



Colombo 7.

8. Charitha Ratwatte

Secretary, Ministry of Finance &
Secretary to the Treasury Secretariat,
Colombo 1.

9. Karishasp Nariman Choksy Minister
of Finance Secretariat.

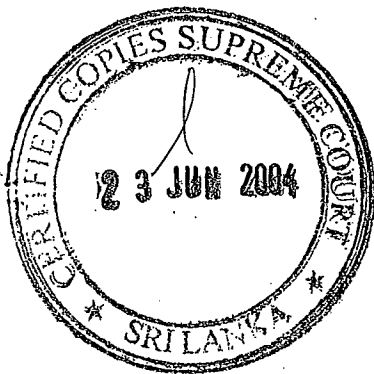
Colombo 1.

10. Hon. Joseph Michael Perera
Speaker of Parliament of Sri Lanka
Parliament of Sri Lanka Sri
Jayawardenepura Kotte.

11. W.J.S. Karunaratne,
Secretary to Her Excellency the
President Presidential Secretariat,
Colombo 1.

12. K.C. Kamalabayson P.C.
Hon. Attorney General Attorneys
General's Department, Colombo 12.

Respondents- Respondents



15.06.2004

Before

S.N. Silva, C.J.

J.A.N. de Silva, J.

Shiranee Tilakawardane, J.

Counsel

M.A. Sumanthiran for the Petitioner.

Anil Gunaratne DSG. for 1st and 12th respondents

Anuruddha Perera for the 11th respondent.

S.N. Silva, C.J.

Special Leave is granted. Appeal is allowed. No costs.

Sgd/-

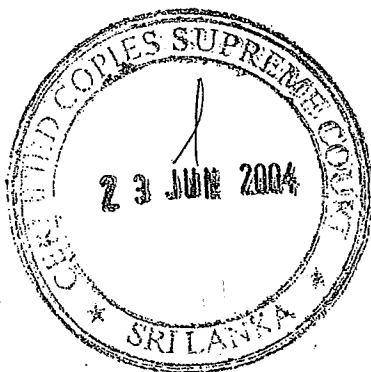
I do hereby certify that the foregoing is a true copy of the journal entry

dated 15.6.2004 filed of record in SC. Appeal No. 47/2004 (SC. Spl.

LA.50/04) No.

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l. l.
CHIEF CLERK (C/S Branch)
SUPREME COURT