

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

In the matter of an application under
Article 17 read with Article 126 of the
Constitution

SC.FR.NO.179/16

1. Environmental Foundation
(Guarantee) Limited
No. 146/34, Havelock Road
Colombo 05.

Petitioner

Vs

1. Anura Wijepala,
Chairman
Ceylon Electricity Board,
50, Sri Chittmpalam A
Gardnier Mawatha, Colombo 02.
2. Prof. Lal Mervin Dharmasiri
Chairman,
Central Environmental Authority,
Denzil Kobbekaduwa Mawatha,
Battaramulla.
3. Saliya Mathew,
Chairman,
Public Utilities Commission
of Sri Lanka,
6th Floor, BOC Merchant Tower,
St. Michael's Road,
Colombo 03.



4. Ranjith Siyambalapitiya, Esq., MP
Hon. Ministry of Power and
Renewable Energy,
72, Ananda Coomaraswamy
Mawatha,
Colombo 07.
5. Prabhath Chandrakeerthi
Director General,
Department of Coast Conservation,
4th Floor, Ministry of Fisheries
Building,
New Secretariat, Maligawatta,
Maradana, Colombo 10.
6. M.C.L Fernando
Director General,
Ministry of Fisheries and Aquatic
Resources Development,
3rd Floor, New Secretariat,
Maligawatta, Colombo 10.
7. Rear Admiral (Rtd) Rohana Perera,
Chairman,
Marine Environment Protection
Authority,
No. 758, 2nd Floor, Baseline Road,
Colombo 09.
8. N. Piratheepan
Divisional Secretary – Mutur
Divisional Secretariat,
Mutur.



9. Trincomalee Power Company
(Pvt)Ltd,
BMICH, Bauddhaloka Mw,
Colombo 07.
10. Prof. K.P.P. Pathirana
Member- (Expert-Costal Modelling)
11. Prof. Ajith De Alwis
Member- (Expert-Air Pollution
Control)
12. Dr. Kamal Ranatunge
Member- (Expert-Ecology)
13. Dr. Mahesh Jayaweera
Member- (Expert-Water Pollution
Control)
14. Mr. Arjan Rajasuriya
Member- (Expert-Marine Biology)

**11th to 14th Respondents Above
named, All of:**

Technical Evaluation Committee
(Sampur Coal Power Project)
Central Environmental Authority,
Denzil Kobbekaduwa Mawatha,
Battaramulla.

15. Mantec Consultants (Pvt) Ltd
New Delhi, India



16. Attorney General,
Attorney General's Department,
Hulftsdorp, Colombo 12.

Respondents

BEFORE : **K. SRIPAVAN, CJ. &
PRASANNA S. JAYAWARDENA, PC, J.**

COUNSEL : K. Kanag-Isvaran PC with Wardani
Karunaratne and Gayani Hewawasam for the
Petitioner.
Nihal Jayawardena PC with Sampath
Weluarachchi and Aruna Jayathilake for the 9th
Respondent.
Sanjaya Rajaratnam, PC, ASG, for the 1st -8th
Respondents.

**ARGUED &
DECIDED ON** : 13th September, 2016.

K. SRIPAVAN, CJ.

Learned Additional Solicitor General, appearing for the 1st-8th Respondents informs that he has got written instructions from the Secretary to the Ministry of Power and Renewable Energy that the Ministry of Power and Renewable Energy is not going ahead with the Sampur Coal Power Project.



In view of the undertaking given by the Learned Additional Solicitor General, Counsel for the Petitioner does not wish to proceed with this application. Proceedings are terminated.

Sgd.**CHIEF JUSTICE**

PRASANNA S. JAYAWARDENA, PC, J.

I agree.

Sgd.**JUDGE OF THE SUPREME COURT**

Mks

I do hereby certify that the foregoing is a true copy of the judgment dated 13.09.2016, filed of record in SC.FR.No.179/2016.

Typed by :- *MD*

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Compared with:- *By*
3/28

[Signature]
FOR CHIEF CLERK (Courts Branch)
SUPREME COURT

