

**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 Chittampalam A  
Gardner 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,  
6<sup>th</sup> 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,  
4<sup>th</sup> 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,  
3<sup>rd</sup> Floor, New Secretariat,  
Maligawatta, Colombo 10.
7. Rear Admiral (Rtd) Rohana Perera,  
Chairman,  
Marine Environment Protection  
Authority,  
No. 758, 2<sup>nd</sup> 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)

**11<sup>th</sup> to 14<sup>th</sup> 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 9<sup>th</sup>  
Respondent.  
Sanjaya Rajaratnam, PC, ASG, for the 1<sup>st</sup> -8<sup>th</sup>  
Respondents.

**ARGUED &  
DECIDED ON** : 13<sup>th</sup> September, 2016.

**K. SRIPAVAN, CJ.**

Learned Additional Solicitor General, appearing for the 1<sup>st</sup>-8<sup>th</sup> 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

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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*  $\frac{W}{23}$  804591

Compared with:- *By*  
*3/28*

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

