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The Gazette of the Democratic Socialist Republic of Sri Lanka

EXTRAORDINARY

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PART I : SECTION (I) — GENERAL

Proclamations & c., by the President

P. O. No.: CA/03/03/25.

**BY HIS EXCELLENCY MAHINDA RAJAPAKSA PRESIDENT OF THE DEMOCRATIC
SOCIALIST REPUBLIC OF SRI LANKA**



MAHINDA RAJAPAKSA

To :

Dhammike Jagath de Silva Balapatabendi Esquire
Retired Judge of the Supreme Court

Greetings :

WHEREAS, the death of Mr. Susantha Anura Bandara student of University of Ruhuna had occurred in Badulla on or around 22nd July, 2010;

AND WHEREAS, numerous allegations have been made with regard to the cause of death and circumstances under which Mr. Susantha Anura Bandara's death had occurred ;

AND WHEREAS, numerous allegations have been made that the investigation into the above-mentioned death was not conducted in a proper and impartial manner ;

AND WHEREAS, it appears to me to be necessary to establish a Commission of Inquiry for the purpose of inquiring into the matters hereinafter mentioned, being matters in respect of which an inquiry will, in my opinion, be in the public interest ;

NOW THEREFORE I, Mahinda Rajapaksa, President, reposing great trust and confidence in your prudence, ability, and fidelity, do in pursuance of the provisions of Section 2 of the Commissions of Inquiry Act (Chapter 393), by these presents appoint you, the said :

Dhammike Jagath de Silva Balapatabendi Esquire

to be my Commissioners, to inquire into and obtain information in respect of the circumstances relating to the death of Mr. Susantha Anura Bandara on or around 22nd July, 2010 and the person or persons directly or indirectly responsible for such death and whether the manner in which the investigations were carried out by the Police and other personnel assisting were adequate and impartial having due regard to the proceedings established by law; and to make such recommendations with reference to any of the matters that have been inquired into under the terms of this Warrant ;

AND I do hereby authorize and empower you the said Commissioner, to hold all such inquiries and make all other investigations into the aforesaid matters as may appear necessary, and require you to transmit to me within **three months** from the date hereof a report or interim reports thereon under your hand, setting out the findings of your inquiries and your recommendations ;

AND I do hereby direct that such part of any inquiry relating to the aforesaid matters as you may in your discretion determine, shall not be held in public ;

AND I do hereby require and direct all State Officers and other persons to whom you may apply for assistance or information for the purpose of your inquiry, to render all such assistance and furnish all such information as may be properly rendered and furnished, in that behalf ;

AND I do hereby declare that the provisions of Section 14 of the Commissions of Inquiry Act, (Chapter 393) shall apply to the Commission ;

GIVEN at Colombo, under the seal of the Democratic Socialist Republic of Sri Lanka, this Fifth day of August, Two Thousand and Ten.

By His Excellency's Command,

LALITH WEERATUNGA,
Secretary to the President.