

The Right to Information Commission

S. Balakrishnan,
Merfeild Estate,
Hatton
-Appellant-

RTIC App/No: 605/2022

Vs.
Pradeshiya Sabha,
Kotagala
-Public Authority-

Before : 1. Justice Upaly Abeyrathne (Rtd.) - Chairman
2. Justice Rohini Walgama (Rtd.) - Commissioner
3. Ms.Kishali Pinto-Jayawardena (Attorney-at-Law) - Commissioner
4. Mr.Jagath Liyana Arachchi (Attorney-at-Law) - Commissioner

Appearance : The Appellant is absent
The Public Authority is absent

Written Submission: Appellant : Not Submitted
Public Authority : Not Submitted

Date of Hearing : 15.09.2022

Decided On : 15.09.2022

Decision of the Commission:

Factual Background:

The Appellant sent a letter dated 14.12.2021 to the Chairman of the Pradeshiya Sabha, Kotagala requesting follow;

"I, S. Balakrishna, did a small business in an empty land from 2002 to 2021. The said land was in my maintenance. I obtained an information from you under the RTI Act that the land is not belongs to me. I was not provided permit for 2021 when I went to obtain it. Reason for that is Revenue Investigator informed me that the owner

of the land is died and his son came, paid the tax and made a request to not to provide permit to anyone since the land is purported to occupy. There was dispute in 06.12.2021. In that time land owner was an old one. He claimed that it is his. There is a doubt whether the owner of the land is dead or alive. The small boy did not come when this issue arisen. Call the related persons and inquire them. The persons who should be inquired are Kamalendiran Rajeswari, Son of the owner, Current owner – Guruparan (0777707222) broker Anand. Further, information regarding to this should be collected from Sumagalam, Surveyor.

The Chairman responded dated 16.12.2021 stating follow;

“Business permit has been given to the temporary shop maintained by you from 2002 to 2021. It is only for the business. not for the land. With regarding to this, the Sabha is not in an agreement to provide any records of.”

The Appellant preferred the same issue to the RTI Commission dated 29.01.2022 requesting to find out the real owner of the land.

Consideration:

We note that the said letter of the Appellant dated 14.12.2021 is not an information request. Therefore the Appellant cannot invoke the appellate jurisdiction of this Commission.

Accordingly, this Appeal is dismissed.

The Director-General is directed to convey the decision to the Appellant, the Information Officer and the Public Authority.

Appeal dismissed.