

At the Right to Information Commission of Sri Lanka

SUREN.D. PERERA .VS. VIDYARTHA COLLEGE KANDY

RTIC Appeal (in person) 40/2018 (Order adopted as part of a formal meeting of the Commission on 12.11.2018)

Order under Section 32 (1) of the Right to Information Act, No 12 of 2016 and Record of Proceedings under Rule 28 of the Right to Information Rules of 2017 (Fees and Appeal Procedure).

Chairperson: Mr. Mahinda Gammampila

Commission Members: Mr. S.G. Punchihewa
Dr. Selvy Thiruchandran
Justice Rohini Walgama

Present: Director- General Mr. Piyatissa Ranasinghe

Appellant: Suran.D. Perera

Notice issued: Principal- Vidyarthya College Kandy

Appearance/ Represented

Appellant: Suren.D. Perera, K.M.H. Sudath

Public Authority Dharshani Agalawatte

RTIC Request filed on: 03.08.2017

IO responded on: no response

First Appeal to DO filed on: 14.09.2017

DO responded on: No response

Appeal to RTIC filed on: 13.11.2017

Brief Factual Background:

It salient to note that Suren.D. Perera is the Representative of the K.M.H. Sudath who should be the Appellant proper as it was his two children were affected as they were harassed by the teachers and the principal of the afore said school.

The Appellant placed his grievance before the Human Rights Commission of Kandy Division and an inquiry has been held on 10.07.2017, and the Appellant has requested the release of certain documents that were tendered at the alleged inquiry.

Primarily the letter written and signed by all the teachers against the Appellant and his family;

The copies of the letters written by the 39 teachers against the Appellant and his family;

Copy of the letter sent by a parent against the appellant's son, as their son was compelled to leave this school and entered another school.

The documentation hereto will established the fact that the Appellant has not received any response and as such the Appellant has appealed to the Commission for redress.

The Commission after issuing notice on both parties, fixed the appeal for the hearing for 12.11.2018.

On the above date both parties were present and Public Authority informed the Commission that the above issues will be discussed with the principal and consider whither the requested information could be released.

Accordingly the hearing of the appeal was adjourned for 17.12.2018.

RTIC Appeal (In Person) 40/2018 (Order adopted as part of a formal meeting of the Commission on 17.12.2018).

Order under Section 32 (1) of the Right to Information Act No.12 of 2016 and Record of Proceedings under Rule 28 of the Right to Information Rules of 2017 (Fees and Appeal Procedure).

Chairperson: Mr. Mahinda Gammampla

Commission Members: Mr. S.G. Punchihewa

Dr. Selvy Thiruchrandran

Justic Rohini Walgama

Present: Director General Mr. Piyatissa Ranasinghe

Appellant: Sureen .D. Perera AAL

K.M.K. Sudath

Public Authority: not present

On the above date when this matter was taken up for hearing it was observed by the Commission that the Principal of the Vidyurtha College had sent a letter to the Commission moving for a date to be present at the Commission as he is compelled to attend an official duty.

The Commission accordingly postponed the hearing for 21.01.2019.

Appeal is adjourned.