

**Central Information Commission, New Delhi**  
**File No.CIC/SM/A/2013/000353**  
**Right to Information Act-2005-Under Section (19)**

**Date of hearing** : **31/7/2013**

**Date of decision** : **31/7/2013**

**Name of the Appellant** : **Sh. Kuldeep Yadav,  
S/o Sh. Kanwar Singh Yadav, Vill/PO  
Palra, The Beri, Distt. Jhajjar, Haryana -  
124103**

**Name of the Public Authority** : **Central Public Information Officer,  
Institute of Hotel Management, Catering &  
Nutrition,  
Pusa, New Delhi - 110012**

The Appellant was present.

On behalf of the Respondent, the following were present:-

- (i) Shri R.K. Gupta, HoD (CPIO),
- (ii) Shri R. Bansal, Accountant (APIO)

**Chief Information Commissioner** : **Shri Satyananda Mishra**

2. We heard both the parties.

3. Referring to some examination conducted by the authorities in which he himself was a candidate, the Appellant had wanted the copy of his evaluated answer sheet. In his RTI application, he had referred to the Supreme Court

judgement in support of his demand without, however, giving any details of that judgement. The CPIO had wanted him to send a copy of the Supreme Court order. Not satisfied with this reply of the CPIO, the Appellant preferred an appeal but nearly 8 months later. The Appellate Authority informed him that the desired information would be given to him as soon as it would be received from the National Council which conducted the examination. Reportedly, the information was finally provided to the Appellant in March 2013.

4. The delay in this case has been caused partly because of the Appellant and also partly because of the CPIO. The Appellant himself took more than eight months in filing his appeal although the Right to Information (RTI) Act stipulates a period of 30 days for filing the appeal. On the part of the CPIO, he had no reason to ask for a copy of the Supreme Court order. In the CBSE case, the Supreme Court had directed that the evaluated answer sheet should be provided to the candidates. Thereafter, all examination conducting bodies in the public sector have been routinely providing the copies of the answer sheets to desirous candidates. Although we understand that the institute itself is not the examining body in this case, we would like the CPIO to bear in mind for future that candidates appearing in any public examination are entitled to get the copies of their evaluated answer sheets.

5. The appeal is disposed off accordingly.

6. Copies of this order be given free of cost to the parties.

**(Satyananda Mishra)**  
**Chief Information Commissioner**

Authenticated true copy. Additional copies of orders shall be supplied against application and payment of the charges prescribed under the Act to the CPIO of this Commission.

**(Vijay Bhalla)**  
**Deputy Registrar**