

7	<p>The Appellant has requested for information related to the inquiry against a person named Vikas. The CPIO treated it as request for Third Party Information, referred the same to Vikas who objected and therefore, CPIO conveyed this objection to the appellant with denial to supply the requisite information. Decide whether the action taken by the CPIO is as per the spirit of Right to Information Act, 2005.</p>	10	CO2
8	<p>Walia & Co. Pvt. Ltd. is planning to file RTI in BMC, a public authority in order to seek information on various aspects. Director on behalf of the company approached the office of BMC in order to file an application where he received a reply from the concerned department that since PIO was not appointed. Therefore, they are unable to entertain the said RTI. Decide by applying the provisions of RTI Act, 2005 the various legal issues involved in the facts of the case and whether the plea taken by PIO is justifiable or not?</p> <p>Let us assume that PIO was there, Is every kind of information or organization is accessible under the Act. If not give few instances to justify your point. What if, the information, which has been seek, consists of the following:-</p> <p>i) Consists of both “Exempted as well Non- Exempted” information as per the RTI Act, 2005.</p> <p>ii) Information, which has casually received by the PIO.</p>	30	CO4
9	<p>An illiterate person wants to seek some information from a public authority. He insists that the public information officer has to reduce his request in to writing. Is Public Information Officer bound to oblige?</p>	10	CO4

Name:	
Enrolment No:	

UNIVERSITY OF PETROLEUM AND ENERGY STUDIES

End Semester Examination, December 2018

Course: Right to Information

Course Code:LLBL 503

Semester: IX

Programme: Int. B.Com.LL.B. (Taxation Law), B.A. LL.B. (Energy Laws)

Time: 03 hrs.

Max. Marks: 100

Instructions:

SECTION A

S. No.	Statement of question	Marks	CO
Q 1	Statement of question (Attempt any two)		
A.	State the relationship between RTI and Good Governance.	5	CO1
B.	An applicant filed an application before a public authority seeking some information. The Public Information officer demanded a proof of citizenship from the applicant. Advise the applicant.	5	CO2
C.	Write a note on harmonious construction of right to privacy and right to information.	5	CO1

SECTION B

Q	Statement of question		
2	Examine the procedure to get information and the obligation of the Public Authorities to provide information.	10	CO2
3	'An aggrieved person can take recourse of only the appeal procedure provided in the RTI act for redressal of his grievances.' Comment and analyze the statement on basis of provisions of RTI Act.	10	CO2

SECTION-C

Q	Statement of question (Attempt any two)		
4	An applicant intends to file an application under RTI before a public authority to know the details of assets, income and details of the bank accounts of a Government employee. Advise him.	10	CO1
5	What is right to information under the Right to Information Act? State the difference between public authority and competent authority.	10	CO2
6	"It is not only the Right to Information Act, 2005 only but there are many other legislations which consists of provisions which are in consonance with the object of Right to Information Act, 2005". Explain with the relevant provisions and case laws if any.	10	CO3

SECTION-D

Q	Statement of question		
7	<p>Mr. Rajesh, in his application sought reply from the Public Information officer of University of Hindia that why a librarian post in his department was lying vacant for the last 10 years. PIO rejected the application and along with rejection order PIO sent details of Central Information commission as first appellant authority. Answer the following:</p> <p>a. What are powers of central information commission under RTI Act?</p> <p>b. Whether CIC is bound to decide the case as first appellant authority? Decide with the help of case laws.</p>	20	CO1, CO2
8	<p>Mr. Kumar filed an application before the PIO of Forest Department of Dehradun, seeking information regarding permission granted to cut the trees in Dunga forest to a private university for expansion of their medical school. The Public Information officer demanded a proof of citizenship from Mr. Kumar. Later the application was rejected by the PIO on the ground of non-submission of citizenship proof and third party information. Aggrieved by the decision of PIO, Mr. Kumar filed appeal before 1st appellate authority. The appellate authority also rejected the appeal on same ground. Now Mr. Kumar wants to file an appeal before commission. Answer the following:</p> <p>a. Whether the demand of citizenship proof of PIO is justified under RTI Act? Enumerate various grounds for rejection of a RTI under chapter II of RTI Act.</p> <p>b. Who is the third party as per RTI Act? What are the rules relating to third party information?</p> <p>c. Draft the second appeal for Mr. Kumar. Mentioning all relevant facts.</p>	30	CO1, CO2, CO4