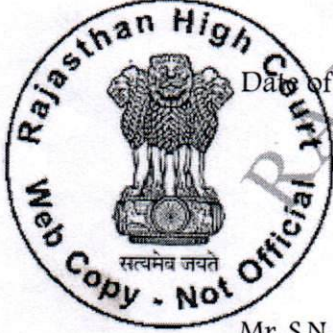


IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JAIPUR BENCH

ORDER

Rajasthan Public Service Commission Vs. Rajendra Kumar Dudi & Another
(S.B. Civil Writ Petition No.16380/2010)



Date of Order:

March 02, 2016.

PRESENT

HON'BLE MR. JUSTICE ALOK SHARMA

Mr. S.N. Kumawat, for the Petitioner.

BY THE COURT:

The petitioner Rajasthan Public Service Commission (RPSC) challenges the order dated 16-8-2010 passed by the Chief Information Commissioner, Jaipur whereby it has been directed to supply information with regard to marks obtained by the respondent applicant Rajendra Kumar Dudi in the examination for the post of Sanskrit Teacher (General) Gr.III Examination, 2008.

Heard. Considered.

Nothing perverse is attributable to the impugned order passed by the Chief Information Commissioner nor is it vitiated by any misdirection in law. Contrarily it is founded upon a conclusion that Section 8(1) of the Right to Information Act, 2005 (hereinafter 'the Act of 2005'), did not attract to allow withholding information of marks obtained at an

examination by a public authority which RPSC admittedly is. The generality of the obligation under the Act of 2005 thus obtained. Aside of aforesaid, the Hon'ble Apex Court in the case of Central Board of Secondary Education Vs. Aditya Bandopadhyay [Civil Appeal No.6454/2011] decided on 9-8-2011 has held that information with regard to marks obtained at an examination is to be supplied to the applicant under the Act of 2005.

There is no force in the writ petition. The same is dismissed.

(Alok Sharma), J.

arn/



सत्यमेव जयते