

**HIGH COURT OF JUDICATURE FOR RAJASTHAN BENCH AT
JAIPUR**

S.B.Civil Writ Petition No. 2245 / 2009

Raj Health & Science University

----Petitioner

Versus

Ramesh Kumar Debgar @ Rakesh D

----Respondent



Petitioner(s) : R.A. Katta

JUSTICE DINESH MEHTA

Judgment

16/01/2017

(1) This writ petition is directed against the order passed by the Information Commissioner, Rajasthan, Jaipur whereby Commission has issued direction to provide photocopy of the answer sheet to the applicant-student.

(2) A Division Bench of this Court vide its order dated 08.07.2013 relying upon the judgment of Hon'ble Supreme Court in *Central Board of Secondary Education & Anr. Vs. Aditya Bandopadhyay & Ors.*, (2011) 8 SCC 497 and *Institute of Chartered Accountants of India Vs. Shaunak H.Satya & Ors.*, (2011) 8 SCC 781 has ruled that a student/incumbent is having right to have a certified copies of the answer books and a right to examine the same.

(3) In view of the law so laid down, this writ petition lacks merit and the impugned order of the Information Commissioner deserve to be affirmed.

However, since a period of about 8 to 10 years has elapsed and the respondent-applicant might have lost their interest to have their answer sheets examined by them and/ or to have certified copies of the answer sheets, it is deemed appropriate and hence, ordered that the students will be informed by the concerned institute/petitioners by way of a registered address available with them asking them to have copies/answer sheets examined on a particular date, subject however, that the record pertaining to that year has not been weeded out and information as desired has not been supplied so far.



With the above observations, the present writ petition is disposed of.

(DINESH MEHTA)J.

MohitR94



सत्यमेव जयते