

**BEFORE THE ORISSA INFORMATION COMMISSION
BHUBANESWAR**

Present:- Prof. Radhamohan, SIC

Dated: - 08th May 2007

Second Appeal No 09/2007

Shri Sunil Kumar Sharma,
At-Pathuria Sahi,
Puri Town,
Puri District.....Appellant

-Vrs-



1. Public Information Officer
Biju Patnaik University of Technology, Orissa
Rourkela.
Sundargarh District.
2. First Appellate Authority,
Biju Patnaik University of Technology, Orissa
Rourkela.
Sundargarh DistrictRespondents

Decision

1. Appellant Shri Sunil Kumar Sharma is absent. His absence, however, will not adversely affect the merits of his case in view of the provisions of Rule 9 (2) of Orissa Information Commission (Appeal Procedure) Rules, 2006. PIO-cum-Registrar in charge, Biju Patnaik University of Technology Shri Achyuta Nanda Acharya is present. Heard. Perused the case record.

2. The Appellant had sought for information in form A application dated 27/11/06 regarding photocopies of first year B. Tech, Supplementary Examination-2006.
3. In response to the form A application of the Appellant, the PIO, BPUT, Bhubaneswar intimated vide letter no.2956 dated 06/12/06 the Appellant expressing his inability to furnish the information because the "Biju Patnaik University of Technology Act, 2002, and the Academic Council of the University do not provide any provision to show the answer scripts to a student after valuation and awarding marks therein "and" u/S 8 (j) of the RTI Act, 2005 exemption from disclosure of information is specifically provided".
4. Not getting the satisfactory information from the PIO the Appellant preferred first appeal on 18/12/06.
5. The First Appellate Authority intimated vide letter no.3064 dated 03/01/07 the Appellant confirming the order of the PIO.
6. Being thus aggrieved by order of the First Appellate Authority, the Appellant preferred Second Appeal before the State Commission on 08/01/07.
7. The State Commission admit the appeal on 31/01/07 and issued notice to parties fixing the date of hearing on 08/05/07. After receiving the notice, the PIO appeared before the Commission

today and mentioned that he had already supplied the information to the Appellant and reported compliance to the State Commission vide letter no.4506 dated 07/05/07.

8. With the aforesaid findings, the case is disposed of and closed.

Pronounced

Given under the hand and seal of the State Commission, this the 08th day of May 2007.



Sanjiv Kumar

SIC 08.5.7

Pushpa