

CENTRAL INFORMATION COMMISSION

(Room No.315, B-Wing, August Kranti Bhawan, Bhikaji Cama Place, New Delhi 110 066)

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CIC/SA/A/2015/001846

Nem Chand Jain v. PIO, National School of Open Schooling

Important Dates and time taken:

RTI: 01.06.2015	FAO: 03.08.2015	SA: 26.10.2015
Closed.	Hearing: 28.11.2016	Decided on: 28.11.2016

Parties Present:

1. Appellant: Absent.

Public authority: Mr. S. P. Selvan, Dy. Director.

FACTS:

2. The appellant filed RTI application and sought copies of certificates, mark sheets and answer sheets of Ms. Shweta for examinations during 1998-2007 at National Institute of open school examination centre Delhi Public School, R.K. Puram, New Delhi. PIO rejected the same being third party information which was upheld by the FAA. Appellant approached this Commission.

Decision :

3. Mr. Selvan, Dy. Director from the HQs of NSOS stated that the exam is conducted twice a year, so the retention period related to candidate's information/details is 2 years, attendance sheet is one year and the answer books are removed after 45 days from the date of declaration of results. Hence, the information is not private. There is a transparent mechanism so that any person can access the official website to know any candidate's details. He suggested that the applicant can also check the website for the information sought. Unless there is a reasonable suspicion and a formal complaint, further probe cannot be ordered by the appropriate issues. This is not an information

related issue and it is more of an investigation issue. The answer sheets are not available and even if available, fall under the category of third party information.

4. Mr. Selvan conveyed that the information sought by the appellant such as the answer sheet, attendance sheet, etc are removed as the retention period was completed. The original certificate was given to the concerned candidates and university is not holding duplicate certificate. The result of the students along with the name of student, names of parents, date of birth for the last 10 years is available on the NIOS website, which appellant can check. If the appellant could not access this result, he can approach the institute with roll number. However, he cannot ask any other personal details and the copies of answer sheets of the candidates. As the public authority is not holding the information sought because of removal, this second appeal is closed.

Sd/
(M. Sridhar Acharyulu)
Central Information Commissioner

Authenticated true copy

(Dinesh Kumar)
Deputy Registrar

Copy of decision given to the parties free of cost.

Addresses of the parties:

1. The CPIO under RTI,
National School of Open Schooling,
A-24-25, Institutional Area,
NH-24, Sec-62, Noida, UP.

2. Shri Hem Chand Jain,
C/o Sh. Kalpendra Kumar Jain,
Ghadi Surf Sabum Waale, Mohalla,
Sarrafan, Post-Khatauli,
Dist-Muzaffarnagar-251201, UP.