

Name:	 UPES UNIVERSITY WITH A PURPOSE
Enrolment No:	

UNIVERSITY OF PETROLEUM AND ENERGY STUDIES
End Semester Examination, December 2019

Course: Right to Information Program: BTech, Computer Science, LL.B. (Hons.) Cyber Laws/IPR Course Code: LLBL-503 Instructions: Read questions carefully before attempting.	Semester: IX Time: 03 hrs. Max. Marks: 100
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SET-A
SECTION A (All are compulsory)

S. No.	Statement of question	Marks	CO
Q	Statement of question		
1.	What do you mean by Suo-moto disclosure?	2	CO1
2.	“RTI is not applicable on every organization”. Write down name of any 4 such organizations.	2	CO1,3
3.	What do you understand by deemed refusal.	2	CO1
4.	What are the duties of a PIO?	2	CO3
5.	What is the time limit to get the information under Right to Information Act, 2005? Point out the exception to the general rule if any.	2	CO1

SECTION B (Do any 2)

Q	Statement of question	Marks	CO
Q	Statement of question		
6.	Write short on- RTI under different legislations	10	CO1,3
7.	Explain in brief the constitution, powers and functions of Central Information Commission.	10	CO1,2
8.	Explain in brief the application of “Doctrine of severability” under Right to Information Act, 2005	10	CO1,2

SECTION-C (Do any 2)

Q	Statement of question	Marks	CO
Q	Statement of question		
9.	“Democracy thrives in openness, transparency and accountability, but not in secrecy”. Comment	10	CO1
10.	Explain in brief the procedure of appeal and imposing penalties under Right to Information Act, 2005.	10	CO2
11.	Write a case comment on- CPIO, Supreme Court of India v. Subhash Chandra Agarwal and another’s (2009) SC	10	CO4

SECTION-D (All questions are compulsory)

Q	Statement of question		
12.	An RTI activist was murdered for consistently filing RTI application and revealing malpractices prevalent in an organization. Can information commissioner order for disclosure of all such information sought by such person in any circumstance.	10	CO1,2,4
13.	<p>Mr. Rakesh filed an application under RTI Act, 2005 requesting the Rashtriya Prabhari of one of the leading national political parties to provide him with the following informations:-</p> <p>i) Copy of election manifestoes by the party for LS elections in the years it formed govt. with Shri Z as PM.</p> <p>ii) Were all the promises made in these election manifestoes fulfilled after a party having formed govt. at the Centre?</p> <p>iii) Outline of receipts and payments (either by Cash/cheque / by online etc.) made by the party in last 2 years separately for each year for which updated A/c information may be there.</p> <p>Based on the above stated facts frame the arguments on behalf of Rashtriya prabhari of the national party who is of the view that RTI Act, 2005, does not cover political parties and on behalf of Rakesh who holds contrary opinion.</p>	10	CO2,4
14.	The applicant had applied for certain information from the Food & Civil Supplies Department of the Delhi Government, but the staff of the Department misbehaved with her and did not provide her with the required information. What recourse is available to applicant in this case? Explain in brief, by clearly highlighting the role of Public Information Officer. Can Public authority raise a plea regarding non-appointment of PIO while rejecting RTI application? Give reasons in support of your answer.	15	CO1
15.	<p>Mr. Krishna had sought some information from the public authority, which related to the</p> <p>i) File noting of the department.</p> <p>ii) Information received casually by the PIO of this public authority.</p> <p>iii) Information, which has a close nexus with the functions of other public authority.</p> <p>The information was refused to Mr. Krishna, and it was stated by the CPIO of the public authority that “File noting” cannot be disclosed to him as the Department of Personnel and Training of the Govt. of India had in its website, declared that file</p>	15	CO1,3,4

	<p>noting are covered under the exemptions. Information regarding other two questions had also denied by PIO without specifying the reasons.</p> <p>Advice Mr. Krishna by applying the relevant provisions/case laws related with Right to Information Act, 2005</p>		
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