

Court No. - 1

Case :- MISC. BENCH No. - 157 of 2010

Petitioner :- Public Information Officer,O/O Prin. Secy. Sec.Educ.& Ors.

Respondent :- State Information Commission, Lucknow & Ors.

Petitioner Counsel :- Standing Counsel

Hon'ble Pradeep Kant,J.

Hon'ble Ritu Raj Awasthi,J.

Heard Sri Anuj Kudesia for the State.

Issue notice to the respondents returnable at an early date.

In view of the order passed by the State Information Commissioner dated 17.7.09 which says that the answer books cannot be directed to be shown, as they stand weeded out, we, prima facie, do not find any reason and authority with the Information Commissioner for issuing a direction for framing a scheme for showing the answer books, as it is only under the Act that answer books are to be shown or not.

We, therefore, stay the operation of the order dated 17.7.09. in as much as it directs the Board to frame a scheme for the purpose.

Order Date :- 11.1.2010

MFA