



# मंगलूर रिफाइनरी एण्ड पेट्रोकेमिकल्स लिमिटेड MANGALORE REFINERY AND PETROCHEMICALS LIMITED

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## FIRST APPELLATE AUTHORITY

B Sandeep Naik  
AA & DGM(Materials)  
Materials Dept, MRPL, Mangalore, 575030

## UNDER SECTION 19(1) OF THE RIGHT TO INFORMATION ACT, 2005

Decision No:08/2015-16  
Appeal No:08/2015-16

Name and address of the Appellant: Ms. Nagaveni E  
R-2, Type -III,  
Jauhari Nagar, OCF Estate,  
Avadi, Chennai-600054  
Tamil Nadu

The present appeal dated 21/04/2015 received by AA on 07/05/2015 has been preferred by Ms. Nagaveni E, hereinafter referred to as the Appellant, against the order bearing reference No MRPL/RTI/467/2015 dated 13/04/2015 of Shri Patrick R Minz, CPIO, MRPL Mangalore.

### Facts:

1. Ms. Nagaveni E, the applicant vide her application dated 16/03/2015 received by CPIO on 20/03/2015, sought information on 3 issues relating to exam held for the post of Executive (HR)- E1 grade against MRPL Advt. No. 52/2014, under the RTI Act, 2005 from the CPIO, Shri Patrick R Minz, HR Department, MRPL Mangalore.
2. The CPIO, vide his letter bearing reference no MRPL/RTI/467/2015 dated 13/04/2015 replied to the applicant, on all the 3 queries.
3. Dissatisfied with the reply given by the CPIO, the Appellant has preferred the present appeal dated 21/04/2015.
4. The Appellant, in her appeal dated 21/04/2015, has stated, inter alia, the following grounds for preferring the present appeal which has been denied by the CPIO or the CPIO has deliberately given a vague reply so as to deny her the information which was required to be provided by the CPIO:

Quote-

In response to my RTI query ( S.No 1) that I shall be provided a copy of question paper & answer key for the exam held for the post i.e. Executive (HR)-E1 Grade against MRPL advt. No.52/2014, the CPIO in his reply has denied indirectly by providing incomplete and misleading information due to following reasons.

- The exam was conducted by MRPL or its authorized Agency on behalf of MRPL to fill the vacancy of MRPL.
- The vacancy is being filled for MRPL and exam question paper & answer key are not available with MRPL is not understood,
- Since the post are filled for MRPL and the responsibility of providing copy of question paper& answer keys under RTI Act is fall under the jurisdiction of MRPL only whether exam was directly conducted by MRPL or its Authorised Agency.
- The exam held not come under the jurisdiction of MRPL then considering only the marks for shortlisting the candidates for the interview did not give any meaning.
- Hence providing of question paper & answer keys falls under jurisdiction of MRPL whether requisite information available with MRPL's Authorised external agency who have conducted the exam on behalf of MRPL.

In response to my RTI query ( Sr. No.2) that I shall be provided a copy of answers sheet exam written by Smt Nagaveni.E, Roll No.1031700095 & Registration No. 5250000403 for the post of Executive (HR) against MRPL Advt. No. 52/2014, the CPIO in his reply has Denied indirectly by providing incomplete and misleading information due to following reasons.

- The exam was conducted by MRPL or its authorized Agency on behalf of MRPL to fill the vacancy of MRPL.
- Written exam conducted by MRPL was performed well by the undersigned. But marks shown in the official website was 65 only. Hence I need the same to verify myself.
- Since the post are filled for MRPL and the responsibility of providing copy of question paper & answer keys under RTI Act is fall under the jurisdiction of MRPL only whether exam was directly conducted by MRPL or its Authorised Agency.
- Hence providing a copy of answers sheet exam written by Smt Nagaveni E, Roll No.1031700095 falls under jurisdiction of MRPL whether requisite information available with MRPL's Authorized external agency who have conducted the exam on behalf of MRPL.

-Unquote.

**Decision :**

The AA had called for the documents involved in the matter and perused the same:

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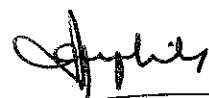
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1. The appellant in her appeal dated 21/04/2015 has stated that CPIO has not given satisfactory reply. Based on the review of relevant documents, the decision / direction of the undersigned is as follows:

The CPIO in his reply dated 13/04/2015 has stated that the Information sought is not held by this public authority. Though the information is not held by MRPL, it is noted that the recruitment process against Advt. 52/2014 which included conduct of written test had been outsourced to an outside agency for which they are paid by the public authority, which in this case MRPL.

Hence the information held by the outsourced party falls under the ambit of information held by public authority under the RTI Act.

2. In view of this, CPIO is directed to provide a copy of the information sought for against S.Nos. (i) & (ii) of the Appeal to the Appellant by obtaining the same from the Agency.
3. The Appeal is disposed of accordingly.
4. A copy of the order be forwarded to the Appellant and the CPIO.



B Sandeep Naik  
AA & DGM(Materials)

Materials Dept, MRPL, Mangalore, 575030

5/6/15

Place : Mangalore

Dated: 5/6/2015

Copy endorsed:

1. Ms. Nagaveni E
2. CPIO, MRPL, Mangalore.