



हिमना का
अधिकार
RIGHT TO
INFORMATION



ARUNACHAL PRADESH INFORMATION COMMISSION (APIC)
ITANAGAR

File No. APIC-140/2026(Appeal)

Shri Dajo Ngomle

Village Liru-B near Janak Mandhir
Likabali Lower Siang District A.P
(M) 9954179953
Pin Code: 791125

Appellant

versus

PIO-O/o Department of Personnel

Block-IV, 4th Floor Civil Sectt. Itanagar
Papumpare District A.P.
Pin code: 791111

Respondent

ORDER

Date of Hearing: 18.09.2026
Date of Decision: 18.09.2026

INFORMATION COMMISSIONER : Dani Gamboo

Relevant facts emerging from appeal.

RTI application filed on	:	17.10.2025
SPIO replied on	:	18.11.2025
First appeal filed on	:	20.11.2025
First Appellate Authority's Order	:	29.12.2025
Second Appeal filed on	:	15.01.2026

Information sought:

The appellant filed an RTI application dated 17.10.2025 seeking information in respect of following candidates namely:

- Doyi Panyi (roll no. 122679),
- Rahul Gao (roll no. 122646)) and
- Ms Tech Aniya (roll no. 122703) regarding Arunachal Pradesh Public Service Combined Competitive Examination -2024 (Advertisement No. PSC-R(A)/12/2024, dated 10.10 2024) and APPSCCE-2025 (Final Result Notification No. PSC-RIAI/12/2024 (Vol-II), dated 08.08.2025).

Details of information required:

- Certified copy of the Medical Test Conduct Report and verified disability certificates of above mentioned PwBD candidates selected for APCS (Entry Grade) which was conducted on dated 8 9 and 11 September 2025 conducted at TRIHMS, Naharlagun, in pursuance of Vide order No. PERS-12/18/2021/298, Dated 03.09 2025 issued from the Department of Personal. Govt. of Arunachal Pradesh

2. Certified copy of the Appointment Order from department of Personal Govt. of Arunachal Pradesh to 50 (Fifty) selected APCS (EG) candidates who have been selected in Arunachal Pradesh Public Service Combined Competitive Examination -2024 (Advertisement No, PSC-R(A)/12/2024, dated 10.10 2024) and APPSCCE-2025 (Final Result Notification No. PSC-R(A)/12/2024 (Vol-II), dated 08.08.2025).
3. Certified copy of the Medical Test Conduct Report received from the Chiel Medical Superintendent, TRIHMS in pursuance of Vide order No PERS-12/18/2021/299, Dated 04.09.2025 issued from the Department of Personal Govt. of Arunachal Pradesh and appointment order copy of Medical Board constituted to examine the recruited candidates through APPSCCE-2024.
4. Furnish certified copy of received from TRIHMS Medical Board report & observation on the above mentioned PwBD candidates.
5. Furnish certified copy of Show Cause Notice issued from the Department of Personal GoAP to above mention PwBD candidates and their Show Caused reply.
6. Furnish certified copy of APPSCCE 2024 selected list of candidates recommended to Administrative Training Institute (ATI), Naharlagun for admission in the training.
7. Furnish the reason why the above mentioned PwBD candidates didn't you at ATI Naharlaun for training till date Seeking official clarification in written from competent authority.
8. Certified copies of the disability certificates submitted by the above mentioned PwBD candidates for verification under the APPSCCE 2024 2025 recruitment process

Clarification Regarding Applicability under RTI Act:

The formation sought does not fall under third party exemption as per Section 8(1)(1) of the RTI Act, 2005, since

- It relates to recruitment and selection in public employment, which is a matter of public activity and public interest, and
- Disclosure is necessary to ensure transparency, fairness, and accountability in the selection process of public service examinations

The Hon'ble Supreme Court in *CBSE v. Aditya Bandopadhyay* (2011) 8 SCC 497 and *Girish Ramchandra Deshpande*. CIC (2013) 1 SCC 212 has clarified that information pertaining to recruitment, marks, and eligibility documents of candidates participating in public examinations is not exempt from disclosure when public interest is served

Other Relevant Provisions Invoked:

- Under Section 2(f) of the RTI Act, the above information constitutes "records, documents, and reports" held by or under the control of a public authority.
- Under Section 6(3), if any part of this information pertains to another department (e.g Department of Social Justice & Empowerment or Health Department), kindly transfer the same to the concerned PIO and intimate me accordingly.
- Under Section 7(8), in case of partial or full denial, please provide reasons for denial, the provision invoked, and details of the First Appellate Authority (FAA) for further appeal

Declaration: am a citizen of India and the information sought is in the interest of transparency in public recruitment conducted by the Arunachal Pradesh Public Service Commission

Please intimate me for any additional payments to be made for above information.

Note-information is sought to be provided by registered post only

I request you to follow Section 7(3) of the RTI Act 2005 for providing information/providing with photocopies of supporting documents related to the information requested above.

Below items (4.1 to 4.10) are for your kind information and consideration:

4.1) As per section 6(2) of the RTI Act 2005. "An applicant making request for information shall not be required to give any reason for requesting the information or any other personal details except those that may be necessary for contacting him."

4.2) As per section 6(3) of the RTI Act 2005, In case, the requested information is held by another public authority, I request the PIO to transfer the application or part of it within FIVE days and immediately inform me about such transfer.

4.3) As per section 7(1) of the RTI Act 2005, I request the PIO to provide the requested Information within 30 days.

4.4) As per section 7(2) of the RTI Act 2005, In case of no decision received within 30 days, the PIO shall be deemed to have refused the request.

4.5) As per section 7:31 of the RTI Act 2005. In case, there are further fee required to provide the requested information, I request the PIO to inform me of the additional fee amount along with the calculation mode to arrive at the amount.

4.6) As per section 78 of the AT1 Act 2005, In case of rejection of my application, I kindly request you to provide the reason for such rejection and not just quote a section of RTI. Also, I request you to provide the details of Appellate authority.

4.7) As per section 7(9) of the RTI Act 2005, I request the PIO to provide the requested information in the form in which it is sought.

4.8) As per section 8(7) of the R11 Act 2005, "Notwithstanding anything in the Official Secrets Act, 1973 nor any of the exemptions permissible in accordance with sub-section (1), a public authority may allow access to information, if public interest in disclosure outweighs the harm to the protected interests."

4.9) As per section 10:21 of the RTI Act 2005, In case the requested information is exempt from disclosure by any other law, I request you to provide that part of the record which does not contain any information which is exempt from disclosure under RTI Act 2005. FYI "The RTI Act has over riding effect vis A vis other laws inasmuch as the provisions of the RTI Act would have effect notwithstanding anything inconsistent therewith contained in the Official Secrets Act, 1923, and any other law for the time being in force or in any instrument having effect by virtue of any law other than the RTI Act.

4.10) As per section 19(5) of the RTI Act 2005. "In any appeal proceedings, the onus to prove that a denial of a request was justified shall be on the Central Public Information Officer or State Public Information Officer, as the case may be, who denied the request

Period for which information asked for: - 10.10.2024 to 11.10.2025

Relevant facts emerged during hearing:

Previous Hearing:

1st hearing : 24.04.2026

Order of the 1st hearing- *"The Commission has directed the PIO of the office of the Department of Personnel, Govt. of Arunachal Pradesh to confirm the definitive date on which the process of re-assessment of the candidates about their eligibility under PwBD is being completed to this commission within one week from the date of issue of this order i.e on or before 5.5.2026."*

The following were present.

Appellant

: Present through VC. He states that the PIO has furnished only the appointment order of three PwBD candidates. The PIO has not furnished the remaining information sought at his RTI application.

Respondent PIO

: Present through VC. He states that the information sought are personal information and exempted from disclosure under Section 8(1) (j) of RTI Act, 2005. He has stated to have relied on the ruling of Central Information Commission (CIC) on such cases to depend his point.

On interjection the PIO admitted that all the information sought from serial no. 1 to 8 in the RTI application in form-A are not exempted from disclosure under Section 8(1)(j) of the RTI Act, 2005 and he will furnish the admissible information within one week.

Decision:

The commission after adverting to the facts and circumstances of the case, perusal of the records and hearing the parties, observes that;

Whereas, the PIO has denied the information sought by the appellant from disclosure under Section 8(1) (j) of the RTI Act, 2005 on 18.11.2025.

Whereas, the First Appellate Authority (FAA) in his order dated 29.12.2025 has disposed off the first appeal with the observation *"the undersigned went through the RTI application, the response of the PIO, the first appeal and also available records in office. It was observed that the issue of eligibility under PwBD quota of some of the candidates is presently under examination by both the Personnel and the Health Departments. A review board has been constituted on the issue and any disclosure of information may not be appropriate. At this stage, disclosure of the requested information/documents may affect the ongoing process of re-assessment of the candidates about their eligibility under PwBD Quota. Accordingly, there is no need to interfere with the stand taken by the PIO vide his letter No. PERS-43/2021/578 dated 18.11.202.*

The first appeal under RTI Act-2005 is hereby disposed off accordingly."

Whereas, this commission court vide order dated 24.4.2026 has sought definitive date on which the process of re-assessment of the candidates about their eligibility under PwBD is being completed from the PIO.

Whereas, this commission court vide order dated 20.7.2026 directed PIO to –

- 1. Submit an updated status report to this commission indicating the latest position and any subsequent developments in the matter, within one week upon receipt of this order;*
- 2. In case the process of scrutiny already done and final, the information be furnished to the RTI applicant under intimation to this commission for closure and dispose of this RTI appeal case.*

Whereas, the PIO vide his letter dated 21.7.2026 submitted the appointment order copies of the three PwBD candidates to the APCS (EG) only, not exhaustively responded to information sought from serial no. 1 to 8 and other query in RTI application inform-A.

Whereas, the appellant has filed a written submission dated 10.8.2026 to this commission stating that the PIO has not furnished most of the information sought at serial no. 1 to 8 of his RTI application and prayed for appropriate direction to PIO under serial no.6 of his application.

Whereas, in today's hearing the PIO has admitted that all the information sought are not exempted under Section 8(1)(j) of RTI Act,2005 and stated that he shall furnish the admissible items of information to appellant within one week.

Since, the re-assessment of PwBD quota appointment to APCS(EG) in question is completed and appointment order already issued to the concerned candidates by the personnel and Health Department, the PIO is directed to respond to all the points of information sought at serial no 1 to 8 in the application in form-A including RTI queries therein to the appellant within one week from the date of issue of this order under intimation to this commission.

A copy of written submission dated 10.8.2026 filed by the appellant be served to the PIO.

Details of information required:

1. Certified copy of the Medical Test Conduct Report and verified disability certificates of above mentioned PwBD candidates selected for APCS (Entry Grade) which was conducted on dated 8 9 and 11 September 2025 conducted at TRIHMS, Naharlagun, in pursuance of Vide order No. PERS-12/18/2021/298, Dated 03.09 2025 issued from the Department of Personal. Govt. of Arunachal Pradesh
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04.09.2025 issued from the Department of Personal Govt. of Arunachal Pradesh and appointment order copy of Medical Board constituted to examine the recruited candidates through APPSCCE-2024.

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8. Certified copies of the disability certificates submitted by the above mentioned PwBD candidates for verification under the APPSCCE 2024 2025 recruitment process

The appellant is directed to collect the information/point wise response from the PIO office and submit a status report of information received within two weeks from the date of issue of this order to this commission. In case of satisfactory information is received the case shall be closed without further hearing.

Next date of hearing shall be fixed on receipt of compliance report of this order from the appellant and PIO. In case no compliance report is received at commission from the PIO and appellant within stipulated time, this appeal case shall stand closed.

Order pronounced in the Open Court of this Commission on this 18th day of September' 2026. Each copy of the Judgement / Order be furnished to the parties.

Given under my hand and seal of this Commission / Court on this 18th day of September' 2026.

Sd/- (Dani Gamboo)
Information Commissioner

Memo No. APIC-140/A/2026/ 112
Copy to:

Dated Itanagar the 23rd Sept' 2026.

- ✓ 1. Computer Programmer Itanagar APIC to upload in APIC website and mailed to concerned department email.
2. Office copy.

Registrar / Deputy Registrar
Arunachal Pradesh Information Commission
Itanagar

Deputy Registrar
Arunachal Pradesh Information Commission
Itanagar,