



ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR.

**An Appeal Case U/S 19(3) of RTI Act, 2005
Case No. APIC-281/2025.**

**(Summon to appear in person)
(Or.5, R.3 of CPC)**

**APPELLANT
RESPONDENT**

: Shri Ratan Chetia, Mahadevpur.
: The PIO, o/o the District Project Officer-cum-DDSE, ISSE, Samagra Shiksha District Society Namsai, District, Namsai, AP.

ORDER/SUMMON

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Ratan Chetia, for non-furnishing of 7(seven) point information regarding walk-in-interview of full time teacher for KGBV Namsai Type-III the by the PIO, o/o the District Project Officer-cum-DDSE, ISSE, Samagra Shiksha District Society, Namsai, District as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 05.12.2024.

This appeal was heard on 06.08.2025 wherein both the appellant, Shri Ratan Chetia and the APIO, Shri J. Gamlin, District Project Co-ordinator (DPC) attended the hearing through video conference.

This Commission after hearing the parties had passed the following order:

"In adverting to the appellant's request for the copies of documents of selected candidates and their marksheets/score, it is deemed appropriate to refer to the ruling contained in para 28 of the Hon'ble Supreme Court judgement dt. 09.08.2011 in Civil Appeal No.6454 of 2011 (arising out of SLP (c) No.7526/2009) (Central Board of School Education & ors. Vs. Aditya Bandopadhyaya & ors. which is extracted hereunder:

" 28. When an examining body engages the services of an examiner to evaluate the answer-books, the examining body expects the examiner not to disclose the information regarding evaluation to anyone other than the examining body. Similarly the examiner also expects that his name and particulars would not be disclosed to the candidates whose answer-books are evaluated by him. In the event of such information being made known, a disgruntled examinee who is not satisfied with the evaluation of the answer books, may act to the prejudice of the examiner by attempting to endanger his physical safety. Further, any apprehension on the part of the examiner that there may be danger to his physical safety, if his identity becomes known to the examinees, may come in the way of effective discharge of his duties.

The above applies not only to the examiner, but also to the scrutiniser, co-ordinator, and head-examiner who deal with the answer book. The answer book usually contains not only the signature and code number of the examiner, but also the signatures and code number of the scrutinizer / coordinator/head examiner.

The information as to the names or particulars of the examiners /co-ordinators / scrutinisers / head examiners are therefore exempted from disclosure under section 8(1) (g) of RTI Act. on the ground that if such information is disclosed it may endanger their physical safety. Therefore, if the examinees are to be given access to evaluated answer-books either by permitting inspection or by granting certified copies, such access will have to be given only to that part of the answer-book which does not contain any information or signature of the examiners/coordinators/scrutinisers / head examiners, exempted from disclosure under section 8(1)g) of RTI Act. Those portions of the answer-books which contain information regarding the examiners /co-ordinators / scrutinisers /head examiners or which may disclose their identity with reference to signature or initials, shall have to be removed, covered, or otherwise severed from the non-exempted part of the answer-books, under section 10 of RTT Act."

This Commission, relying on the principle of law settled by the Apex Court as above, holds that the names of the Board members who conducted the interview can not be furnished to the appellant as being exempted under section 8(1)(g) of the RTI Act. However, the marks scored by the selected candidates and the proceedings of the selection Board **minus** the names of the Board can be furnished. And as such, the PIO is directed to furnish the same to the appellant, accordingly, within 2(two) weeks from the date of receipt of this order with intimation to this Commission and the appellant shall also intimate the receipt of the same within one week thereafter failing which this appeal shall stand closed."

The appellant, Shri Ratan Chutia, vide his letter dt.25.08.2025 has now submitted that this Commission had passed the aforesaid order by wrongly applying the ratio of the judgement passed by the Hon'ble Apex Court in CBSE Vs. Aditya Bandopadhyaya case which pertains to academic examiners evaluating the answer sheets whereas his case pertains to selection of candidates for public recruitment. In his submission, the appellant also cited some CIC cases pertaining to disclosure of the names and designation of the Board members under section 8(1)(j) of the RTI Act.

In the premises above, this Commission deems it appropriate to hear this appeal again and as such, this appeal is listed again on 17.09.2025.

You are hereby summoned to appear in person in the Hon'ble Court of Shri Sangyal Tsering Bappu, **SIC in person on the 17th September, 2025 (Wednesday) at 10.30 am** to answer the claims, and you are directed to produce on that day all the documents upon which you intend to rely in support of your claims/defense.

NOW THEREFORE, take notice that, in default of your appearance, on the day above- mentioned, the matter will be heard and determined in your absence.

Sd/-
(S. TSERING BAPPU)
State Information Commissioner,
APIC, Itanagar.

Memo No. APIC- 281/2025

Dated Itanagar, the 29 Aug., 2025

Copy to:-

1. The Director of Secondary School Education, Namsai, Govt. of AP, the First Appellate Authority (FAA) for information.
2. The PIO, o/o the District Project Officer-cum-DDSE, ISSE, Samagra Shiksha District Society Namsai, District: Namsa, Arunachal Pradesh for information.
3. Shri Ratan Chetia, Village-Sitapani Moran, Po/PS- Mahadevpur, Namsai District, Arunachal Pradesh, E-mail ratanchetia132310@gmail.com Mobile No. 7063965456 for information.
4. The Computer Programmer/Computer Operator for uploading on the Website of APIC, please.
5. Office copy.
6. S/Copy.

**Registrar/ Deputy Registrar
APIC, Itanagar.**

**Deputy Registrar
Arunachal Pradesh Information Commission
Itanagar**