

**BEFORE THE APPELLATE AUTHORITY
(Under the Right to Information Act, 2005)
SECURITIES AND EXCHANGE BOARD OF INDIA**

Appeal No. 5624 of 2023

T Vamsi	:	Appellant
	Vs	
CPIO, SEBI, Mumbai	:	Respondent

ORDER

1. The appellant had filed an application dated February 13, 2023 (received by the respondent through RTI MIS Portal) under the Right to Information Act, 2005 (“**RTI Act**”). The respondent, by a letter dated March 06, 2023, responded to the application filed by the appellant. The appellant filed an appeal (Reg. No. SEBIH/A/E/23/00058) dated March 10, 2023. I have carefully considered the application, the response and the appeal and find that the matter can be decided based on the material available on record.
2. **Queries in the application** –The appellant, vide his application dated February 13, 2023, sought the following information:

*“1. Marks obtained in Paper 1 and Paper 2 of Phase 2 after recalculating to 85% weightage and Interview of all the selected candidates for the post of Grade A in General Stream in 2020 recruitment.
2. Marks obtained in Paper 1 and Paper 2 of Phase 2 after recalculating to 85% weightage and Interview of all the selected candidates for the post of Grade A in General Stream in 2022 recruitment.”*
3. The respondent, in response to the aforesaid queries, informed that the requested information is exempt from disclosure in terms of sections 8(1)(g) and 8(1)(j) of the RTI Act as the same pertains to personal information of shortlisted candidates, the disclosure of which has no relationship to any public activity or interest and may cause unwarranted invasion into the privacy of the individuals and also may endanger the life or physical safety of the persons.
4. **Ground of appeal-** The appellant has filed the appeal on the ground that access to the requested information was refused. The appellant, in his appeal, *inter alia*, submitted that he had requested only to provide the marks obtained, without mentioning the names etc.

5. I have perused the queries and the response provided thereto. On consideration, I agree with the response of the respondent that the requested information pertains to personal information of the selected candidates and the same is exempt under section 8(1)(j) of the RTI Act. Further, I note that the disclosure of the same has no relationship to any public activity or interest and may cause unwarranted invasion into the privacy of individuals. In this context, I note that the Hon'ble CIC, in the matter of *Siddharth Kumar Nim vs. CPIO/ Jt. Director (Law) Competition Commission of India* (order dated November 21, 2019), observed that "*As far as the RTI application is concerned, the Commission agrees with the submissions of the CPIO that the information related to marks obtained by other candidates other than the appellant is purely a third party information exempted u/s 8(1)(j) of the RTI Act. Further, the contention of the CPIO is also justified that it is their matter of policy that they do not upload the marks on their website. The Commission does not find any flaw in the reply of the CPIO.*" In view of these observations, I do not find any deficiency in the response.
6. In view of the above observations, I find that there is no need to interfere with the decision of the respondent. The Appeal is accordingly dismissed.

Place: Mumbai

Date: April 10, 2023

ANAND BAIWAR
APPELLATE AUTHORITY UNDER THE RTI ACT
SECURITIES AND EXCHANGE BOARD OF INDIA