



महाराष्ट्र विद्युत नियामक आयोग

Maharashtra Electricity Regulatory Commission



माहितीचा
अधिकार

MERC/ADM/RTI/23/2017/ 01609



28th February, 2017

To,
Shri Ajay Chandak
Shamgiri, Agra Road,
Opp. Swagat Lodge,
Deopur, Dhule – 424 005.

Subject : Your application dated 11/08/2016 submitted under RTI Act 2005.

The office of the Commission is in receipt of your application received from Central Electricity Regulatory Commission is being transferred under section 6 (3) of RTI Act, 2005 on 13.02.2017. Application has sought the information under section 6 (1) RTI Act 2005 by the PIO.

According to section 2(f) of the RTI Act 'Information' means 'any material in any form'. Ministry of Personnel, Public Grievances & Pensions Department of Personnel Training No. 11/2/2008-IR dated 10th July, 2008. Careful reading of the definition of 'Information' and 'right to information' makes it clear that a citizen has a right to get the material, inspect the material, take notes from the material, take extracts or certified copies of the material, take samples of the material, take the material in the form of diskettes etc. The PIO is required to supply such material to the citizen who seeks it. The Act, however, does not require the Public Information Officer to deduce some conclusion from the 'material' and supply the 'conclusion' so deduced to the applicant. The PIO is required to supply the 'material' in the form as held by the public authority and is not required to do research on behalf of the citizen to deduce anything from the material and then supply it to him.

1. Ministry of Personnel, Public Grievances & Pensions Department of Personnel Training No. 1/7/2009-IR dated 1st June, 2009. Information cannot include within its fold answers to the question "Why" which would be same thing as asking the reason for a justification for a particular thing. The PIO cannot expect to communicate to the citizen the reason why a certain thing was done or not done in the sense of a

justification are matter within the domain of adjudication authorities and cannot properly be classified as information." This is not come under RTI.

In case, if you are not satisfied with our reply, you may approach to Shri Anilkumar Ukey (Dy. Director-Legal), who is Appellate Authority, within thirty days from the receipt of the information as provided under section 19(1) of RTI Act 2005.

Yours faithfully,



(Pradeep Mohare)

Public Information Officer & Section Officer

Cc:

Shri Kamal Kishor
Central Public Information Officer
CERC, Ground floor, Chanderlok Building,
36, Janpath, New Delhi – 110 001.