



महाराष्ट्र विद्युत नियामक आयोग

Maharashtra Electricity Regulatory Commission



MERC/ADM/RTI/022/2021/0107

Dt. 06.04.2021

To,

Shri Rupesh B. Bagul,
11, A2 Wing, Bora Happy Homes,
Pimple Nilakh, Pune – 411027.
Maharashtra.

Subject : Your application dated 30.03.2021 submitted under RTI Act 2005.

Your application has been transfer from CERC vide its letter No. ADMIN-11037/1/2019-CERC/RTI CELL dated 31st March, 2021 under section 6 (3) RTI Act 2005 to the Public Information Officer, Maharashtra Electricity Regulatory Commission, Mumbai. The office of the Commission is in receipt of your application Dated 05.04.2021 under section 6 (1) RTI Act 2005 seeking information by the PIO as under:

Information has sought is nature of justification/clarification, The Act does not permit raising imaginary questions and expecting the PIO to find answers for them. A Public Information Officer (PIO) is not expected to provide intangible such as interpretations, opinions, advices, explanations, reasons as they cannot be said to be included in the definition of information in Section 2(f) of the RTI Act, 2005.

“Section 2(f) of the 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 form 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 PIO 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 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”.

जर ग्राहकांच्या वैयक्तिक स्वरूपाच्या तक्रारी असतील तर त्यासाठी आयोगाने ग्राहक तक्रार निवारण या यंत्रणेची निर्मिती केलेली आहे (CGRF) प्रकरणारूप ग्राहक त्यांच्या तक्रारीसाठी या यंत्रणेकडे दाद मागू शकतो. कृपया आपण यासंदर्भात आयोगाने तयार केलेले विनियम “मविनिआ (ग्राहक गाऱ्हाणे निवारण मंच व विद्युत लोकपाल) विनियम, २००६ व २०२० ” पहावे. सदर विनियम आयोगाच्या www.merc.gov.in या संकेतस्थळावर मोफत स्वरूपात उतरवून घेण्याकरिता उपलब्ध करण्यात आलेले आहे.

Please note that above Regulations and details is available in public domain on the Commission website in downloadable format on www.merc.gov.in. As per the Hon'ble CIC decision No. CIC/YA/A/2014/000379/SB Dated 19.09.2016 in the matter of Shri. K. Lall Vs M. K. Bagri, Assistant Registrar of Companies and CPIO, Appeal No. CIC/AT/A/2007/00112, dated 12.04.2007, since the same is available in public domain, the PIO is not obliged to provide the same to the appellant under the RTI Act.

Shri Anil Kumar Ukey, Deputy Director (Legal) is the first Appellate Authority for the purpose of Appeal under Sub- Section (1) of section 19 of the Right Information Act, 2005. Address: Maharashtra Electricity Regulatory Commission, World Trade Centre, Centre No.1, 13th Floor, Cuffe Parade, Mumbai - 400005 Tel. No. 022-22163964/65/69. Email: anilkumar.ukey@merc.gov.in.

Yours faithfully,



(Pradeep Mohare)

Public Information Officer & Section Officer

Copy to:-

Shri Sachin Kumar, Nodal Officer (RTI),
CERC, Ground Floor,
Chandralok Bldg., 36, Janpath,
New Delhi - 110001.