



महाराष्ट्र विद्युत नियामक आयोग

Maharashtra Electricity Regulatory Commission



MERC/ADM/RTI/030/2021/0296



Dt. 07.07.2021

To

Shri. Pranit Sadashiv Javir,
New Bazartal, Near Patidar Bhavan Akluj,
Near Suji, Akluj, Pin-413101.

Subject : Your application dated 23.04.2021 submitted under RTI Act 2005.

Your application has been transferred from CERC, New Delhi vide its letter No. ADMIN-11037/1/2019-RTI CELL/CERC, Dated 26.04.2021 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 email application Dated 27.04.2021 under section 6 (1) RTI Act 2005 seeking information by the PIO.

No.	Information Sought	Information Provided
1	When I apply for new electricity connection in Maharashtra State Electricity Board they refuse to sanction connection and gave reason that I exceed limit of distance 30 meters. So I want to know which is the minimum eligible distance from electrical pole to point where the connection needed.	Information has sought, as per your quires you may kindly refer MERC (Electricity Supply Code And Standards Of Performance Of Distribution Licensees Including Power Quality) Regulation, 2021. which is available in downloadable format on Commission's websites www.merc.gov.in * 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. **

* 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.

** "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'.

Please note that your application is not disposed off within the time bond as per the RTI Act 2005. Because of all over States are lockdown due to COVID-19.

Shri Anil Kumar Ukey, Director (Legal) In-charge 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:-

Sachin Kumar-
Assistant Secretary (P&A) Nodal
Officer(RTI), Central Electricity
Regulatory Commission, Ground Floor,
Chandralok Building, 36, Janpath, New
Delhi –110001