



# महाराष्ट्र विद्युत नियामक आयोग

## Maharashtra Electricity Regulatory Commission



1<sup>st</sup> February, 2018

MERC/ADM/RTI/04/2018/ 0174

To,  
Shri Viraj Parikh,  
7, Milan, Dixit Road,  
Vile Parle (E), Mumbai- 400 057.

Subject : Your application dated 02.01.2018 submitted under RTI Act 2005.

The office of the Commission is in receipt of your application dated 03.01.2018 under section 6 (1) RTI Act 2005 seeking information by the PIO.

No	Information Sought	Information Provide
1.	In how many cases / complaints / petitions filed before the MERC, in which orders have been passed in the year 2017, has the MERC issued a notice to MESDCL to show cause (within 21 days or any such other time period) why action should not be taken against MSEDCL under Section 142 of the Electricity ACT, 2003 ? Kindly provide the name and case number of these cases.	The orders passed by the Commission are uploaded on the Commission's website.
2.	In how many of the cases referred to in point no. 1 here in above, has a reply been received from MSEDCL as to why no action should be taken against MSEDCL under section 142 of the Electricity Act, 2003? Kindly provide the name and case number of these cases.	You kindly ask specific cases. We will provide all replies received from MSEDCL.
3.	In how many cases referred to in point no. 1 here in above, has the MERC taken any action against MSEDCL under section 142 of the Electricity Act, 2003? Kindly provide the name and case number of these cases.	You kindly ask specific cases. We will provide all replies received from MSEDCL.

It is analytic questions no separate data is maintained for specific show cause notices issued U/s 142 Electricity Act. We will fully co-operate and providing all information to you, If you mentioned case No's.

You kindly go through orders and ask specific case wise data, we will provide the same. The orders can be downloaded from Commission's websites [www.merc.gov.in](http://www.merc.gov.in) and [www.mercindia.org.in](http://www.mercindia.org.in) free of cost.

१३वा मजला, केंद्र क्र. १, जागतिक व्यापार केंद्र, कफ परेड, कुलाबा, मुंबई - ४०० ००५.

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According to 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 10<sup>th</sup> 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 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.

Request you to kindly visit Commission's office for your query. If you submit RTI application on next time please provides Email and phone numbers.

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