



महाराष्ट्र विद्युत नियामक आयोग

Maharashtra Electricity Regulatory Commission



माहितीचा
अधिकार



एक कदम स्वच्छता की ओर

MERC/ADM/RTI/32/2017/ 01849

13 April, 2017

To,
Shri Purushottam Madhwaraj Shinde
6, Shri Sadguru Krupa Building,
First floor, 138, Senapati Bapat Marg,
Matunga (West), Mumbai 400 016.

Subject : Your application dated 08/03/2017 submitted under RTI Act 2005.

The office of the Commission is in receipt of your application dated 08.03.2017 under section 6 (1) RTI Act 2005 seeking information by the PIO.

Information sought is nature of justification/clarification the PIO is not supposed to answer the justification/ clarification. However for your quires the copy of "Order" Case No. 67 of 2016 is sending herewith.

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 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 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