



# महाराष्ट्र विद्युत नियामक आयोग

## Maharashtra Electricity Regulatory Commission



MERC/ADM/RTI/82 /2018/ 311

Date: 13.11.2018

To,  
Shri Milan Hebbali,  
Pancharatna Society,  
C-5/30/1:2, Sector-5, CBD Belapur (E),  
Navi Mumbai – 400005.

Subject : Your RTI application dated 29.10.2018 under RTI Act 2005.

Sir,

The office of the Commission is in receipt of your application dated 01.11.2018 under section 6 (1) RTI Act 2005 seeking information by the PIO.

Applicant has sought the information as under:-

No	Information Sought	Information Provided
1	If an Unit (Shop/Flat) has one existing electric meter as approved through the plan, and later divides the said Unit shop/flat in separate units can the sub-divided units avail new electricity meters separately or they get connection from existing meter already allotted through existing plan.	<p>As per the RTI Act, 2015 an information-seeker can't demand its opinion or seek its advice in a matter of his interest. 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.</p> <p>The Act does not permit raising imaginary questions and expecting the PIO to find answers for them. The PIO is not expected to confirm or deny perception of the applicant, which he has about a particular set of information for his interest.</p>
2	Provide a copy of rules and regulations if any which deals with the above mention subject.	<p>The information sought by Shri Milan Hebbali about Regulations deals with Regulation of "Maharashtra Electricity Regulatory Commission (Electricity Supply Code and Other Conditions of Supply) Regulations, 2005" Which is available on the Commission's website in free of cost in downloadable format.</p>

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.

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.

**Yours faithfully,**



(Pradeep Mohare)

Public Information Officer & Section Officer