



महाराष्ट्र विद्युत नियामक आयोग

Maharashtra Electricity Regulatory Commission



NO.: MERC/ADM/RTI/017/2024/0157

Dt. 05.03.2024

To,
Shri. KS Sharma,
Mehak Eco City, Dujana,
Dadri, Distt. GB, Nagar,
Pin. 203207.

Subject :- Your application dated 20.02.2024 submitted under RTI Act, 2005.

Sir,

Your application has been transfer from CERC vide its letter No. ADMIN-12038/3/2024-CERC/RTI CELL, Dated 22th February, 2024 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 through CERC dated 26.02.2024 under section 6 (1) RTI Act 2005 seeking information by the PIO as under:

No	Information Sought	Information Provide
	Please provide information under the RTI Act, 2005-	
1	Which electricity act is provide 24X7 electricity to all consumers (Please mentioned full details).	Information asked is in question format. The Act does not expect the PIO to find answers for raised question. A Public Information Officer (PIO) is not expected to provide intangible such as interpretations, opinions, advices, explanations, reasons as they are not included in the definition of information in Section 2(f) of the RTI Act, 2005.
2	How many states provide 24X7 to the consumers (Please provide name of all states)	
3	Whether Uttar Pradesh Govt. provide 24 X7 electricity to all their consumers (Domestic).	
4	What is the status to provide electricity for Urban and village area domestic consumers.	
5	What is the status to provide (24X7 or not) electricity in Mehak Eco City, Bishnoli, Dujana, Dadri, Distt Gautam Budh Nagar (U.P.)	
6	How many states provide electricity to domestic consumers through Private operators or own (Please provide full details).	
7	Any useful information.	

Ministry of Personnel, Public Grievances & Pensions Department of Personnel Training No. 11/2/2008-IR dated 10th July, 2008 mentioned that, "According to section 2(f) of the Act, 'information' means 'any material in any form'. A citizen, under the Act, has a right to get 'material' from a public authority which is held by or under the control of that public authority. The right includes inspection of work, documents, records; taking notes, extracts or certified copies of documents or records; taking certified samples of material; taking information in the form of diskettes, floppies, tapes video cassettes or in any other electronic mode or through printouts where such information is stored in a computer or in any other device. 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,

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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".

As per Ministry of Personnel, Public Grievances & Pensions Department of Personnel Training No. 1/7/2009-IR dated 1st June, 2009. "The definition of 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 because the citizen makes a requisition about information. Justification are matter within the domain of adjudicating authorities and cannot properly be classified as information."

Shri. Abhijeet Chatuphale, Deputy Director (Admin & Finance) 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: abhijeet.chatuphale@merc.gov.in.

Yours faithfully,



(Arun Walunj)

Public Information Officer & Under Secretary

Copy to:-

Shri Sachin Kumar,
Nodal Officer (RTI), Central Electricity Regulatory Commission,
Ground Floor, Chanderlok Building,
36, Janpath, New Delhi - 110001.