



# महाराष्ट्र विद्युत नियामक आयोग

## Maharashtra Electricity Regulatory Commission



भाहितीचा  
अधिकार

MERC/ADM/RTI/086/2024/ 0792



Dt. 11.12.2024

To,  
Shri. Pranit Warvate,  
812/812, 8<sup>th</sup> Floor Tulsiani Chambers,  
Nariman Point, Mumbai 400 021.

Subject: Transfer of RTI application Shri. Pranit Warvate in terms of section 6 (3) of the RTI, Act, 2005-reg.

Sir,

Your application has been transfer from Maharashtra State Electricity Distribution Company Ltd. (MSEDCL) vide its letter No. मुजअ/मा.अ/३५४२११, dated 14 November, 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 MSEDCL under Section 6 (1) RTI Act 2005 seeking information by the PIO as under:

No	Information Sought	Information Provided
1. A.	Please inform if 100% Subsidiary Company of main company can have supply of electricity from main transformer of the main principal company to 100% subsidiary company which is adjoining main company and in same plot of main company.	Information asked 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 intangibles 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.
1. B.	Please inform in case you are not able to supply the information, then please inform who as known to you can supply such information.	
1. C.	Non-Availability of Information: - In case you are not the Authority Maintaining the records, Please Forward my Application to the Appropriate authority as per section 6(3) of The RTI Act or provide me with the name and contact details of the concerned office.	

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, 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

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

13<sup>th</sup> Floor, Centre No. 1, World Trade Centre, Cuffe Parade, Mumbai - 400 005.

Tel.: 022-2216 3964 / 2216 3965 / 2216 3969 Fax : 022-2216 3976

E-mail : mercindia@merc.gov.in / mercindia@mercindia.org.in Website : www.merc.gov.in / www.mercindia.org.in

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, Joint 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 13<sup>th</sup> Floor, Cuffee Parade, Mumbai 400005 Tel No. 022-22163964/65/69 Email: [abhijeet.chatuphale@merc.gov.in](mailto:abhijeet.chatuphale@merc.gov.in)

Yours faithfully,



(Arun Walunj)

Public Information Officer & Dy. Director (A&F)

Copy to:

Nodal Officer (Public Information Officer)

Maharashtra State Electricity Distribution Company Ltd (MSEDCL)

Plot No. G-9, Prakashgad, 5th Floor, Station Road,

Bandra (East), Mumbai – 400051