

**BEFORE THE APPELLATE AUTHORITY
(Under the Right to Information Act, 2005)
SECURITIES AND EXCHANGE BOARD OF INDIA**

Appeal No.5856 of 2023

Venkatesh K. S.	:	Appellant
	Vs	
CPIO, SEBI, Mumbai	:	Respondent

ORDER

1. The appellant had filed an application dated October 03, 2023 (received by SEBI on October 6, 2023 and October 11, 2023) under the Right to Information Act, 2005 (“**RTI Act**”). The respondent, by a letter dated October 30, 2023, responded to the application filed by the appellant. The appellant filed an appeal dated November 14, 2023 (received by the Office of Appellate Authority on November 20, 2023). I have perused the application, the response of the respondent and the appeal and find that the matter can be decided based on the material available on record.
2. **Request in the application-** The appellant, in his application, requested as follows:

“As per the Supreme Court order (Enclosed) bearing Case No: Appeal (civil) 2892 of 2002 – Read page no. 8 & column No: 4 . I am eligible for 0.35% share in Brigade Enterprises Ltd. as of now which is registered under Companies act , 1956 & listed in BSE and NSE. The company started in year 1986 from the funds of earnings of joint ancestors properties in Chikkamagalur which are in this suit. My ranking in this suit is :-1(a)(i)(b) and Brigade Enterprises chairman - Mr. M.R. Jayashankar ranking is :-5-C, 50. So, please arrange for the allotment of 0.35% of shares in my name in Brigade Enterprises Ltd as per Supreme Court order.”
3. **Reply of the Respondent** - The respondent, in response to the application, informed that the request of the appellant is in the nature of seeking of action from SEBI. Hence, the same cannot be construed as “Information”, as defined u/s 2(f) of the RTI Act. Further, the respondent provided information regarding lodging of grievance, if any, on the SCORES portal of Securities and Exchange Board of India (hereinafter referred to as “**SEBI**”) and tracking the status of the same. The respondent also provided the toll free helpline numbers launched by SEBI to facilitate replies to various queries of the general public on matters related to securities market. The appellant was also advised to refer to the FAQs on “Investor Grievances- SCORES”, available on the SEBI website. The respondent also provided the link for accessing the said FAQs.

4. **Ground of appeal-** On perusal of the appeal, it appears that the appellant is not satisfied with the response provided by the respondent. The appellant, in his appeal, *inter alia*, requested to allot 0.35% shares of Brigade Enterprises Ltd to him.
5. I have perused the application and the response provided thereto. On consideration, I find that application is in the nature of grievance. Further, the appellant has not sought any information in his application. I note that redressal of grievance does not come under the purview of the RTI Act. In this context, I note that the Hon'ble Central Information Commission, in the matter of *Mr. Surendra Vishwakarma vs. President Secretariat* (Order dated April 29, 2016) observed that "*In this context, we note that the RTI Act cannot be used to make the respondent to do certain things or take certain action for the reason that the Act is not the proper law for redressal of grievances/disputes and there are other appropriate forum(s) for resolving such matters.*" Further, I note that the respondent has guided the appellant to refer to the SCORES website for lodging his grievance, if any. In view of the said observations, I do not find any deficiency in the response.
6. In view of the above observations, I find that there is no need to interfere with the decision of the respondent. The Appeal is accordingly dismissed.

Place: Mumbai

Date: November 7, 2023

B RAJENDRAN

**APPELLATE AUTHORITY UNDER THE RTI ACT
SECURITIES AND EXCHANGE BOARD OF INDIA**