

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

Appeal No. 5684 of 2023

Shantanu Rai	:	Appellant
Vs		
CPIO, SEBI, Mumbai	:	Respondent

ORDER

1. The appellant had filed an application dated April 23, 2023 (received by the respondent through RTI MIS Portal) under the Right to Information Act, 2005 (“**RTI Act**”). The respondent, by a letter dated May 22, 2023, responded to the application filed by the appellant. The appellant filed an appeal (Reg. No. SEBIH/A/E/23/00104) dated May 22, 2023. I have carefully considered the application, the response and the appeal and find that the matter can be decided based on the material available on record.
2. **Queries in the application** –The appellant, vide his application dated April 23, 2023, sought the following information:

“Details of financial irregularities of Aryan Fine Fab Private Limited and action taken against its directors may be provided?”
3. The respondent, in response to the aforesaid query, informed that Aryan Fine Fab Private Limited, being a “Private Limited Company which is unlisted” does not fall under the regulatory purview of SEBI. The respondent also informed that the requested information is not available with SEBI.
4. **Ground of appeal-** The appellant has filed the appeal on the ground that the information provided was incomplete, misleading or false. The appellant, in his appeal, *inter alia*, submitted that the company became unlisted after going bankrupt and that SEBI had taken action against the company when the same was operational.
5. I have perused the application and the response. I find that the respondent has clearly informed that Aryan Fine Fab Private Limited, an unlisted private limited company, does not fall under the purview of SEBI. The respondent has also informed regarding the unavailability of the requested information. On

consideration, I do not find any reason to disbelieve the said response. In my view the query has been adequately addressed.

6. Further, I note that the appellant has made submissions regarding SEBI having taken action against the company when it was operational. In this regard, I note that any regulatory action taken by SEBI against any entity, would be available on the SEBI website under the head: Enforcement, which is in the public domain. Accordingly, no further intervention is warranted at this stage.
7. 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: June 20, 2023

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