

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

Appeal No. 6385 of 2025

Shweta Dudeja : Appellant
Vs

CPIO, SEBI, Mumbai : Respondent

ORDER

1. The appellant had filed an application under the Right to Information Act, 2005 (“**RTI Act**”), which was transferred from the Department of Financial Services to SEBI on March 27, 2025. The respondent, by a letter dated April 22, 2025, responded to the application filed by the appellant. The appellant filed an appeal (Reg. No. SEBIH/A/E/25/00093) dated May 10, 2025. 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, in her application, sought the following information:

“We seek information under Section 6(1) of the RTI Act 2005 regarding a letter addressed to the Honble Finance Minister Smt. Nirmala Sitharaman highlighting the challenges faced by our MSME company GNH India Pharmaceuticals Limited during the IPO process due to the misinterpretation of the term Object of the Issue leading to the unfair withdrawal of our IPO application.

We request information on the below:

Action taken: Please provide a certified copy of any action taken file notings or responses generated.

Current status: If no action has been taken kindly provide reasons and the expected timeline for resolution.”

3. **Reply of the Respondent** - The respondent, in response to queries in the application, informed that the processing and resolution of grievance does not come under the provisions of RTI Act. Therefore, it does not qualify as "information" as defined under provisions of section 2(f) of RTI Act.

Additionally, the respondent provided information regarding lodging of grievance, if any, on the SCORES portal of SEBI and tracking the status of the same. The respondent also provided the details of the toll free helpline service numbers launched by SEBI to facilitate replies to various queries of the general public on matters relating to securities market.

4. **Ground of appeal** – The appellant has filed the appeal on the ground that she was provided incomplete, misleading or false information.
5. I have perused the application and the response provided thereto. I note that the appellant, in her appeal, has submitted that her application was regarding action taken by the Finance Minister's Office on a letter dated February 07, 2025 and that her application was incorrectly transferred to SEBI. The appellant, in her appeal, has requested that the matter be reviewed and that the relevant information from the Finance Minister's Office be provided. In this regard, I note that the present RTI application has been transferred to SEBI from the Ministry of Finance. In this context, I am of the view that the instant forum cannot review the action of the CPIO of another public authority or provide the information held by or under the control of another public authority. In this context, reliance is placed on decision of *Mrigesh Manubhai Thakkar vs. SEBI* (Date of Decision: December 28, 2016), wherein Hon'ble Central Information Commission observed that "*the respondents can provide only that information which is existing and available with them and the RTI Act does not mandate it for the respondent authority to create information if it is not collected and collated in the normal course of their duties. The Commission, therefore, does not find any need to intervene in the matter. The appeal is disposed of.*"
6. In view of the above observations, I find that no further interference of this forum is necessary. The appeal is, accordingly, dismissed.

Place: Mumbai

Date: June 03, 2025

RUCHI CHOJER

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