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

**Appeal No. 5909 of 2024**

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|---|---|---|
| Pranjal R Daniel | : | Appellant |
| | Vs | |
| CPIO, SEBI, Mumbai | : | Respondent |

**ORDER**

1. The appellant had filed an application dated January 23, 2024 (received by the respondent through RTI MIS Portal) under the Right to Information Act, 2005 ("**RTI Act**"). The respondent, by a letter dated February 02, 2024 responded to the application filed by the appellant. The appellant filed an appeal (Reg. No. SEBIH/A/E/24/00020) dated February 05, 2024. 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. **Requests in the application** - The appellant, vide his application dated January 23, 2024 sought the following information:

   *"Has there been any action to stop IX global from collecting money from the public in india ?"*

3. **Reply of the Respondent** - The respondent, in response to application, informed that IX Global is not registered with Securities and Exchange Board of India (hereinafter referred to as "**SEBI**") in any capacity. The respondent further informed that SEBI had examined the matter of IX Global and referred the same to Government of Maharashtra as SEBI doesn't have jurisdiction over Multi-Level Marketing (MLM) Schemes.

4. **Ground of appeal-** The appellant does not appear to be satisfied with the response of the respondent and has made some suggestion in his appeal to SEBI regarding implementation of certain measures for dealing with the matter of XI Global.

5. I have perused the request and the response provided thereto. On consideration, I note that the appellant in his application has *inter alia* sought information regarding action taken against IX Global. I

note that the respondent, in his reply, has informed the appellant that IX Global is not registered with SEBI in any capacity. Further, the respondent has also informed that SEBI had examined the matter of IX global and referred the same to Government of Maharashtra as SEBI doesn't have jurisdiction over Multi-Level Marketing (MLM) Schemes. In this regard, I concur with response of the respondent as MLM activities are covered under Prize Chits and Money Circulation Scheme (Banning) Act, 1978, which falls under the purview of State Governments. I note that the respondent can only provide information that is available in the records. On consideration, I find that the application has been adequately addressed and I do not find any deficiency in the response.

6. Further, I note that the submissions of the appellant, in his appeal, are in the nature of suggestions and seeking action from SEBI. In this context, the Hon'ble Central Information Commission (hereinafter referred to as "**CIC**"), in the matter of *Mohan Kumar Sharma vs. CPIO, Prime Minister's Office* (order dated November 26, 2019), held that "*7. In view of the above, the Commission observes that under the RTI Act the CPIO provides information available with him or held by him. Thus, the appellant cannot expect the respondent to take certain action or initiate action as desired by him."* In view of these observations, I find that the request made by the appellant in the appeal, does not warrant consideration under the RTI Act.

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: February 23, 2024**

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