

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

Appeal No. 5687 of 2023

Rajeshbhai Bhagvatlal Gandhi : Appellant

Vs

CPIO, SEBI, Mumbai : Respondent

ORDER

1. The appellant had filed an application dated May 12, 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 24, 2023, responded to the application filed by the appellant. The appellant filed an appeal (Reg. No. SEBIH/A/E/23/00110) dated May 25, 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, in his application dated May 12, 2023, *inter alia*, alleged that certain person had illegally transferred the equity shares/debentures belonging to the appellant’s family, without their consent. The appellant also requested to verify the same and take action in the matter.
3. The respondent, in response to the aforesaid application, informed that the information sought by the appellant is in the nature of grievance and the same does not qualify as “information” under the provisions of section 2(f) of RTI Act. The respondent also informed that taking action or resolution of grievances does not come under the purview of the RTI Act. However, the respondent provided information regarding lodging of grievance on the SCORES portal of SEBI. Further, the appellant was 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, requested to transfer the application to the concerned department.

5. I have perused the application and the response provided thereto. On consideration, I find that the 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 CIC, 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: June 20,2023

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