

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

Appeal No. 5807 of 2023

Sujata Rajesh Khatwani	:	Appellant
	Vs	
CPIO, SEBI, Mumbai	:	Respondent

ORDER

1. The appellant had filed an application dated September 16, 2023 (received by the respondent through RTI MIS Portal) under the Right to Information Act, 2005 (hereinafter referred to as “**RTI Act**”). The respondent, by a letter dated September 26, 2023 responded to the application filed by the appellant. The appellant filed an appeal (Reg. No. SEBIH/A/E/23/00204) dated September 27, 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. **Query in the application** - The appellant, vide her application dated September 16, 2023, sought the following information

“I would like to get following info under RTI Act 2005 regarding transaction done in my trading id 361248 with Dhani stocks and with demat account no 1202990004017449

1. Please provide me order book for all of my orders placed on 8th September 2023 on NSE platform through my broker Dhani stocks for above mentioned trading and demat account.”
3. The respondent, in response to the application, inter alia, informed that w.r.t. query 1, no information is available. With respect to query 2, the query is the nature of seeking clarification/opinion. Accordingly, the same cannot be construed as “information” as defined u/s 2(f) of the RTI Act, 2005.
4. **Ground of appeal-** The appellant has filed the appeal, inter alia, on the ground that the reply sent by the respondent pertains to somebody else’s RTI application. The respondent has requested to rectify the said mistake.

5. I have perused the query and the response provided by the respondent. On consideration, I find that the response provided by the respondent is addressed to one Shri Pavan Kumar Shetty H (RTI Application Reg. No. SEBIH/R/E/23/00877). It appears that the response with respect to RTI Application Reg. No. SEBIH/R/E/23/00877 was inadvertently uploaded on the RTI MIS portal instead of the response with respect to RTI Application Reg. No. SEBIH/R/E/23/00910.
6. Considering the above observations, I remit the application to the respondent for sending appropriate response to the appellant in terms of RTI Act, within 5 working days from the date of receipt of this order.
7. The Appeal is accordingly disposed of.

Place: Mumbai

Date: October 13, 2023

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