

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

**Appeal No. 5887 of 2024**

|                    |   |            |
|--------------------|---|------------|
| Sapan Shrivastava  | : | Appellant  |
| Vs                 |   |            |
| CPIO, SEBI, Mumbai | : | Respondent |

**ORDER**

1. The appellant had filed an application dated December 20, 2023 (received by the respondent through RTI MIS Portal) under the Right to Information Act, 2005 (“**RTI Act**”). The respondent, by a letter dated December 28, 2023 responded to the application filed by the appellant. The appellant filed an appeal (Reg. No. SEBIH/A/E/24/00001) dated January 04, 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 December 20, 2023, sought the following information:  
  
*“LARSEN & TOUBRO LTD listed at BSE on 21-04- 1965. As per Capital issue control act 1947 and SEBI act permission is required for listing any shares. RTI Question*  
*1. Copy of govt or SEBI NOC to Larsen and Toubro Ltd for IPO or any.*  
*2. Copy of Observation letter with lenders NOC given to company.”*
3. **Reply of the Respondent** - The respondent in response to the application informed that the information sought is not maintained by Securities and Exchange Board of India (hereinafter referred to as “**SEBI**”). Hence, the same is not available with SEBI.
4. **Ground of appeal-** The appellant has filed the appeal on the ground that information provided was incomplete, misleading or false information. Further, the appellant in his appeal has requested that the respondent may be directed to search old records or transfer his application to appropriate authority who maintain such records prior to formation of SEBI in 1992.

5. I note that the respondent has categorically stated that the requested information is not available with SEBI. 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. In this context, I note that the Hon'ble Central Information Commission, in the matter of *Sh. Pattipati Rama Murthy vs. CPIO, SEBI* (Decision dated July 8, 2013), held: "... *if it (SEBI) does not have any such information in its possession, the CPIO cannot obviously invent one for the benefit of the Appellant. There is simply no information to be given.*"
6. In view of the above observations, I find that there is no need to interfere with the decision of the respondent. However, the appellant, in his appeal, has requested that if the information sought in the application is not maintained by SEBI, then his application may be transferred to the appropriate public authority who maintain such records prior to the formation of SEBI in 1992. Accordingly, I hereby direct the respondent to forward the said application to the concerned public authority and intimate the appellant regarding the same, within 5 working days from the date of receipt of this order.
7. The Appeal is accordingly disposed of.

Place: Mumbai

Date: January 24, 2024

**B RAJENDRAN**

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