

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

**Appeal No. 4981 of 2022**

|                    |    |            |
|--------------------|----|------------|
| Sahil Garg         | :  | Appellant  |
|                    | Vs |            |
| CPIO, SEBI, Mumbai | :  | Respondent |

**ORDER**

1. The appellant had filed an application dated March 15, 2022 (received by the respondent through RTI MIS Portal) under the Right to Information Act, 2005 (“**RTI Act**”). The respondent, by a letter dated April 05, 2022, responded to the application filed by the appellant. The appellant filed an appeal dated April 07, 2022. 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. **Ground of appeal-** The appellant has filed the appeal on the ground that the information provided was incomplete, misleading or false. On perusal of the appeal, it appears that the appellant is not satisfied with the response provided with respect to query numbers 1, 2 and 4. In view of the submissions made by the appellant, I am only dealing with the said queries and the response provided thereto, in the following paragraphs.
3. **Query numbers 1, 2 and 4-** The appellant, vide query numbers 1, 2 and 4 of his application dated March 15, 2022, sought the following information with respect to IPO of Star Health Insurance Company:
  1. *Why my applications were not outright rejected and shares were allotted to me?*
  2. *Since, the amount was deducted after the shares allotment, how can I apply for refund and surrender the allotted shares?*
  4. *If the share allotment in this case was in accordance with the regulations, please provide me the soft copy of such rules and regulations.*
4. The respondent, in response to the aforesaid queries, informed that the queries are in the nature of seeking clarification/opinion/ in the nature of grievance. Accordingly, the same cannot be construed as seeking “information” as defined under Section 2(f) of the RTI Act. Further, the appellant was requested

to approach KFin Technologies Pvt. Ltd., the Registrar to the Offer of Star Health and Allied Insurance Company Ltd. The respondent also informed that the contact details of the Registrar to the Offer and other information relating to the offer was available in the Red Herring Prospectus dated November 19, 2021 filed by the company, which was available on the SEBI website. Additionally, the respondent referred to the SEBI Circular dated November 01, 2018 on “Streamlining the Process of Public Issue of Equity Shares and convertibles.” The respondent also provided the links for accessing the Red Herring Prospectus and the Circular dated November 01, 2018. The appellant, in his appeal, *inter alia*, submitted that no response has been provided for query number 2. Further, the appellant submitted that the rules and regulations were not provided in the required format.

5. I have perused the queries and the response provided thereto. On consideration, I find that the queries of the appellant are in the nature of seeking clarification/opinion from the respondent. I note that that the respondent is not supposed to create information; or to interpret information; or to furnish clarification to the appellant under the ambit of the RTI Act. In this context, reference is made to the matter of *Vineet Pandey vs. CPIO, United India Insurance Company Limited* (Judgment dated January 21, 2021), wherein similar observations were made by the Hon’ble CIC. I find that the said queries cannot be construed as seeking ‘information’ as defined under section 2 (f) of the RTI Act.
6. Notwithstanding the above, I note that the respondent has provided the information regarding Circular dated November 01, 2018. The respondent has also guided the appellant to access the information available in the Red Herring Prospectus., which is in the public domain. Accordingly, I do not find any deficiency in the response.
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: May 05, 2021

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