

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

Appeal No. 5836 of 2023

Sapan Shrivastava : Appellant

Vs

CPIO, SEBI, Mumbai : Respondent

ORDER

1. The appellant had filed an application dated October 05, 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 October 12, 2023 responded to the application filed by the appellant. The appellant filed an appeal (Reg. No. SEBIH/A/E/23/00230) dated October 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. **Queries in the application** - The appellant, vide his application dated October 05, 2023 sought the following information:

“ Remedium Lifecare Ltd Listed on BSE Dated 12/1/2016. As per Section 17A of Securities Contract act 1947 SEBI compliance is mandatory for any issue or IPO by company.

RTI question

1. Copy of RHP, SEBI Observation of Remedium Life care IPO with date of listing as per SEBI records

2. Copy of SEBI consent for compliance or equivalent of Remedium Life care IPO”

3. **Reply of the Respondent** The respondent, in response to the queries no. 1 and 2, informed that the listing details of Remedium Lifecare Limited are available on the website of BSE Ltd. Further, the respondent informed that the Information Memorandum dated December 9, 2015 filed by Remedium Lifecare Limited (Formerly Known as “Roxy Export Limited”) is also available on website of BSE Ltd. The respondent provided the relevant links to access the aforesaid information.

4. **Ground of appeal-** The appellant has filed the appeal on the ground that information provided was incomplete, misleading or false information. The appellant, in his appeal, submitted that the respondent has not provided the copy of observation letter and copy of the SEBI consent pertaining to Remedium Lifecare IPO, as sought by him in his application.
5. I have perused the request of the appellant and the response provided thereto. I note that the appellant in his application has specifically sought copies of SEBI observation letter and SEBI consent for compliance of Remedium Lifecare Ltd. IPO. In my view, the respondent was obliged to ascertain availability of the requested information with SEBI and whether the same may be provided to the appellant in accordance with the provisions of the RTI Act. On consideration, I find that the application has not been adequately addressed. Accordingly, it would be appropriate to remit the application for reconsideration.
6. Considering the above observations, I remit the application to the respondent for *de novo* consideration and sending appropriate response to the appellant in terms of RTI Act, within 15 working days from the date of receipt of this order.
7. The Appeal is accordingly disposed of.

Place: Mumbai

Date: November 9, 2023

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