

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

Appeal No. 5033 of 2022

Praveenkumar B Totaganti	:	Appellant
	Vs	
CPIO, SEBI, Mumbai	:	Respondent

ORDER

1. The appellant had filed an application dated April 13, 2022 (received by the respondent through RTI MIS Portal) under the Right to Information Act, 2005 ("**RTI Act**"). The respondent, by a letter dated May 04, 2022, responded to the application filed by the appellant. The appellant filed an appeal dated May 05, 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. **Queries in the application** –The appellant, vide his application dated April 13, 2022, sought the following information:

"Please send me information about the Circuit timing on Nickel April Futures Contract on 8th of March 2022 in Multi Commodity Exchange(MCX) i.e., when the Upper Circuit was imposed and when it was released."
3. The respondent, in response to the aforesaid query, informed regarding the SEBI Circular SEBI/HO/CDMRD/DNPMP/CIR/P/2021/9 dated January 11, 2021 which provides the extant norms for Daily Price Limit (DPL) for commodity future contracts. The respondent also provided information regarding the two instances on March 8, 2022, when DPL was hit for Nickel Future Contracts of April expiry. The details provided by the respondent include the DPL Hit time and DPL relaxation time.
4. **Ground of appeal-** The appellant has filed the appeal on the ground that the information provided was incomplete, misleading or false. The appellant, in his appeal, requested to provide the number of trades that had taken place before the imposition of circuit on Nickel Future from market opening on March 8, 2022.

5. I have perused the query and the response provided thereto. On consideration, I find that the respondent has adequately addressed the query by providing the information available with him regarding Nickel Future Contracts of April expiry. Further, the respondent has also guided the appellant to access the SEBI Circular which provides the extant norms for Daily Price Limit (DPL) for commodity future contracts. In view of the same, I do not find any deficiency in the response.
6. Further, I note that the appellant, in his appeal, requested to provide the number of trades that had taken place before the imposition of circuit on Nickel Future from market opening on March 8, 2022. I find that this request was raised by the appellant for the first time in this appeal. As held by the Hon'ble CIC in *Harish Prasad Divedi vs. Bharat Petroleum Corporation Limited* (decided on January 28, 2014), an information seeker cannot be allowed to expand the scope of his RTI enquiry at appeal stage. Accordingly, I find that the said request does not warrant consideration at this stage.
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: June 01, 2022

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