

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

Appeal No. 6061 of 2024

Shreyansh Gupta	:	Appellant
	Vs	
CPIO, SEBI, Mumbai	:	Respondent

ORDER

1. The appellant had filed an application dated June 04, 2024 (received by the respondent through RTI MIS Portal) under the Right to Information Act, 2005 (“**RTI Act**”). The respondent, by a letter dated June 19, 2024 responded to the application filed by the appellant. The appellant filed an appeal (Reg. No. SEBIH/A/E/24/00135) dated June 19, 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. **Request in the application** - The appellant, vide his application dated June 04, 2024, sought the following information:

“My Father is Sahara India Agent and Now Shara India is under SEBI custody. There was a scheme for Future Fund in which Sahara India deduct money Monthly for Agent and promised to release with 100% Company addition and Interest. My father has deposited 150000 and 150000 was to be given by Company with Interests making it total of Lump Sum 14 Lakh rupees. As no there is no company existent and my father is in need of this fund. Kindly provide procedure to get this all fund redeemed as company is in Govt. Custody. Also, What action has been taken for all Future fund schemes in which company was deducting money from all Employees of Sahara India. I am attaching passbook on which PF type Future fund was being deducted.”
3. **Reply of the Respondent** - The respondent, in response to the aforesaid request, informed that SEBI does not have any information in respect of Sahara Group in general and the schemes mentioned by the applicant. However, the respondent provided information regarding two of the Group Companies of Sahara Group namely Sahara India Real Estate Corporation Limited, (SIRECL) and Sahara Housing Investment Corporation Limited (SHICL) which are being dealt by SEBI.
4. **Ground of appeal** - On perusal of the appeal, it appears that the appellant is not satisfied with the response of the respondent and has reiterated his request in the application.

5. I have perused the application and the response provided thereto. I note that the respondent has categorically stated that the requested information is not available with SEBI. I do not have any reasons to disbelieve the said response of the respondent. I note that the respondent can only provide information that is available in the records. In this context, I note that the Hon'ble Central Information Commission (hereinafter referred to as "**CIC**") 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.*" In view of these observations, I do not find any deficiency in the response of the respondent.
6. 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: July 11, 2024

RUCHI CHOJER

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