

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

Appeal No. 5765 of 2023

Ashok Pratap Maurya	:	Appellant
	Vs	
CPIO, SEBI, Mumbai	:	Respondent

ORDER

1. The appellant had filed an application dated May 15, 2023 (received by SEBI on May 19, 2023) under the Right to Information Act, 2005 ("**RTI Act**"). The respondent, by a letter dated June 16, 2023, responded to the application filed by the appellant. The appellant filed an appeal dated July 10, 2023 (received by the Office of Appellate Authority on August 01, 2023).
2. I note that under Section 19(1) of the RTI Act, an aggrieved person may prefer the first appeal within thirty days from the receipt of the response from the CPIO of the concerned public authority. In the instant case, the impugned response from the respondent is dated June 16, 2023. The appellant, therefore, should have filed the first appeal on or before expiry of thirty days from the date of receipt of the said response. As noted above, the appellant's first appeal was received on August 01, 2023. The first appeal has been made after the last date permissible under the RTI Act. The appellant neither made a request for condoning the said delay in filing the appeal nor made any submission explaining the reasons which caused the delay. Considering the absence of a request for condoning the delay and any valid reason that prevented the appellant from filing the appeal in time, I consider this appeal as time barred and hence, liable to be dismissed on that count.
3. Notwithstanding the above observation, I am considering the appeal on merit. I have perused the application and the appeal and find that the matter can be decided based on the material available on record.
4. **Ground of appeal-** I note that the appellant, in his appeal, sought copy the enclosures mentioned by the respondent in his response to query numbers 1 and 2. In view of the submissions made by the appellant in his appeal, I am only dealing with the said queries and the response provided thereto in this order.

5. **Query numbers 1 and 2-** The appellant, vide query numbers 1 and 2, *inter alia*, sought the following information regarding his complaint dated April 10, 2023 addressed to SEBI:
1. *Provide a certified photocopy of the order issued by the Board to the concerned officer after reviewing the applicant's aforesaid complaint letter.*
 2. *Provide a certified copy of the decision taken by the Board on the email sent by the Registrar of Companies, UP, Kanpur to the Board on 29.9.21.*
6. The respondent, in response to the query numbers 1 and 2, informed that the appellant's letters dated April 10, 2023 was forwarded by SEBI to the Registrar of Companies, Kanpur (Ministry of Corporate Affairs) vide letter dated May 31, 2023, for necessary action. The respondent, in his response, enclosed the copy of letter dated May 31, 2023 sent by SEBI along with the email dated September 29, 2021 received by SEBI from Registrar of Companies, Kanpur.
7. The appellant, in his appeal, *inter alia*, submitted that the letter dated May 31, 2023 and the email dated September 29, 2021, mentioned in the response of the respondent, was not received by the appellant. The appellant requested to provide the said letters.
8. I have perused the query and the response provided thereto. I note that the appellant, vide his appeal, has specifically sought the copies of the documents that were enclosed along with the response provided by the respondent. Further, no other submissions have been made by the appellant. In view of the same, the copies of the said documents are being enclosed along with this order.
9. In view of the above observations, the appeal is disposed of.

Place: Mumbai

ANAND BAIWAR

Date: August 31, 2023

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