

**BEFORE THE EXECUTIVE DIRECTOR AND FIRST APPELLATE AUTHORITY
INSOLVENCY AND BANKRUPTCY BOARD OF INDIA**

2nd Floor, Jeevan Vihar Building
Sansad Marg, New Delhi- 110 001

Dated: 19th July, 2024

RTI Appeal Registration No. ISBBI/A/E/24/00016

IN THE MATTER OF

Mukul Shriniwas Goyal

... Appellant

Vs.

Central Public Information Officer

The Insolvency and Bankruptcy Board of India

2nd Floor, Jeevan Vihar Building

Sansad Marg, New Delhi - 110 001.

... Respondent

ORDER

1. The Appellant has filed the present Appeal dated 22nd June 2024, challenging the communication of the Respondent dated 3rd June 2024 with regard to his RTI Application No. ISBBI/R/E/24/00075 dated 2nd May 2024 filed under the Right to Information Act, 2005 (RTI Act).
2. In the RTI Application, the Appellant has stated for the following –
*“Dear Sir kindly confirm if the Registered Valuer Registration No. IBBI RV 07 2019 ***** of my legally wedded wife ***** as on the date of this RTI application is Active and in force or has been temporarily or permanently surrendered as per records available with IBBI www ibbi gov in en service provider rvs
She has deserted me some 1 year back and is not in direct contact Hence this request to IBBI Incase if you need our marriage certificate as proof of same i wil be happy to furnish them whenever demanded For the purpose of RTI i had to remove all dot comma and other special characters Looking forward to your quick revert on same
Thanks and Regards”*
3. The Respondent’s replied the RTI Application as follows -
“The details of the Registered Valuers registered with Insolvency and Bankruptcy Board of India is publically available on the websote of IBBI and accessible at [https:// ibbi.gov.in/en/service-provider/rvo.](https://ibbi.gov.in/en/service-provider/rvo)”
4. The Appellant, in his Appeal stated that:-
*“... Dear Sir
My Wife ***** has deserted me and filed a maintenance case on me where she has wrongly stated or misrepresented that she is a housewife.
She did not disclose to the Honourable Court that she has been IBBI Registered Land and Building Valuer Self Employed Valuation Professional since 22 August 2019 onwards till the date of this RTI application For me to now submit as proof in my maintenance case with said Honourable Court that my wife *** had more than 5 years of minimum work experience already in mid 2019 basis which she got herself successfully*

registered as IBBI Registered Land and Building Valuer since 22 August 2019 I would need a signed and stamped true copy of formal communication on IBBI Letter head as Indian Courts do not accept as evidence just a plain print out of IBBI Public Website mentioning the following details

Sr No

Registration No

Name of RV

Address of RV

Email of RV

Name of RVO enrolled with

Date of Registration

Asset Class

Remarks

*Hence, my formal request to IBBI to kindly provide me with information whether my legally wedded wife *****'s Registered Valuer RV Registration as on the date of this RTI application or First Appeal, is Active and in force or has been temporarily or permanently surrendered, as per existing records available with IBBI Hence kind request to please understand my particular situation and help me provide with the required information formally such that said information can get accepted by our Indian Judiciary System as per The Indian Evidence Act 1872*

I will be highly obliged if I can get two (2) sets of copies of my aforementioned request for signed and stamped true copy of formal communication on IBBI Letter head..."

5. I have carefully examined the application, the response of the Respondent and the Appeal and find that the matter can be decided based on the material available on record. Before examining the request, I deem it appropriate to deal with scope of information and right to receive the information under the RTI Act. It is noted that in terms of section 2(f) of the RTI Act 'information' means "any material in any form, including records, documents, memos e-mails, opinions, advices, press releases, circulars, orders, logbooks, contracts, reports, papers, samples, models, data material held in any electronic form and information relating to any private body which can be accessed by a public authority under any other law for the time being in force." This definition contemplates providing of material in the forms of records, documents, opinions, advice, etc. It does not include giving opinions on issues raised or providing clarifications or advice to inquiries. Section 2(j) of the RTI Act defines the "right to information" in term of information accessible under the Act which is held by or is under the control of a public authority and which can be disclosed subject to exemptions under section 8 of the RTI Act. Thus, if the public authority holds any 'information' in the form of data, statistics, abstracts, etc. an applicant can have access to the same under the RTI Act subject to exemptions under section 8.
6. I note that the Appellant wants to know if the Registered Valuer Registration No. IBBI RV 07 2019 ***** of his wife ***** as on the date of this RTI application is Active and in force or has been temporarily or permanently surrendered. In this regard, I note that the information is already available on IBBI website at <https://ibbi.gov.in/en/service-provider/rvs> . The Appellant can put the name of his wife and find the details of RV. If the registration is cancelled, suspended or temporarily or permanently surrendered, same is mentioned in the Remarks column for RVs.

7. I note that the information is already available in public domain on the website of the Board and can be easily accessed by the Appellant from the link provided to him by the Respondent. It is relevant to refer to the decision of Hon'ble CIC in Shri Girish Prasad Gupta vs. CPIO, Indian Oil Corporation (decided on March 30, 2015), wherein it has held that:- *".., we note that the information that is placed by a public authority on its website is already available in the public domain and is, therefore, not under the control of the public authority. It can be obtained by any interested person by consulting the relevant website. If public authorities are required to provide hard copies of the information, already available on their website as part of suo motu disclosure, such suo motu disclosure will become futile, because the very purpose of such disclosure is to ensure that applicants do not have to approach public authorities to get a good deal of information already placed by them on their website."*
8. In view of above, I do not find any reason to interfere with the decision of the Respondent. The appeal is disposed of accordingly.

Sd/
(Jithesh John)
First Appellate Authority

Copy to:

1. Appellant, Mukul Shriniwas Goyal.
2. CPIO, The Insolvency and Bankruptcy Board of India, 2nd Floor, Jeevan Vihar Building, Sansad Marg, New Delhi - 110 001.