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|  |  | <p style="text-align: center;">GOVERNMENT OF INDIA MINISTRY OF FINANCE, DEPARTMENT OF REVENUE OFFICE OF THE ASSISTANT COMMISSIONER OF CGST & CX BHAWANIPUR DIVISION KOLKATA SOUTH COMMISSIONERATE CENTRAL GST BHAWAN, 5TH FLOOR, 180, RAJDANGA MAIN ROAD : SHANTIPALLY, KOLKATA-700107.</p> |
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C. No. V(30)/06/KS/BWNP/RTI/KOL/2019/1373

Date: 13 .08.2020

To/
 Shri Sanjay Thul,
 17, Ramai Nagar, Nari Road,
 Nagpur, PIN - 440026

Sub - RTI Application dated 23/07/2020 filed by Shri Sanjay Thul under Right to Information Act 2005 - reg.

Sir,

Please refer to your RTI Application dated 23/07/2020.

In this regard, the point wise reply to the information sought in respect of Bhowanipur Division, Kolkata South Commissionerate may be given as below;

(A) Details of confirmed demand of rupees one crore (duty plus penalty) and above and their status:-

| Sl. No. | Name of the Assessee | Registration No | OIO No & date | Service Tax Duty | Penalty | Total (Rs.) | Status |
|---------|---------------------------|-------------------|---|-------------------------------|--|------------------|--|
| 1. | EC Bose & Company Pvt Ltd | AABCE 1567C ST001 | 12/COMMR/ST/Kol/2009-10 dated 20.07.2009 | Nil | Rs.1,23,54,751/- | Rs.1,23,54,751/- | The case has been resolved under SVLDR Scheme, 2019. As the estimated payable amount of this case was Nil, accordingly, SVLDRS-4 has been issued vide No.L180320SV400293 dtd.18.03.2020. |
| 2. | Lion India | AGYPK 5254C ST001 | 180/JC/ST - II/KOL/2016-17 dated 20.03.2017 | Service Tax- Rs.1,65,77,603/- | Penalty- Rs.1,65,87,603/- (Rs.1,65,77,603+Rs.10,000) | Rs.3,31,65,206/- | Unit closed and recovery proceedings continuing. |

(B) Monitoring system of confirmed demand:-


1. Case - 1 : Several letters have been issued to the assessee to deposit the dues. On 12.02.2018 assessee submitted a letter wherein they have stated that the matter is pending and is sub judice at the Honourable High Court of Kolkata. But they have not submitted any documentary evidence in support of their claim. Recovery through account attachment is under process and till 28.02.2019 total of Rs.70, 50,421/- has been recovered. [Pending amount after recovery = 1, 80, 10,113/-]

2. Case - 2 : Several letters have been issued to the assessee but all the letters have been returned back to this office from The Postal Authority with remarks 'Addressee cannot be located' then as per order by AC, RO visit the assessee personally and asked to deposit the govt. dues but the assessee replied vide a letter dated 08.03.2018 that he has surrendered his service tax registration. But after proper verification from Range it is noticed that the same has not been cancelled yet. Thereafter letters issued on 12.03.2018, 11.04.2018, 31.05.18 to The Income Tax Officer, Circle 28, Aayakar Bhawan Dakshin, 2, Gariahat Road (South), Kolkata-700031, on 16.03.2018, 11.04.2018, 21.05.18 to the Registrar of Companies, Nizam Palace, 2nd MSO Building, 2nd Floor, 234/4, AJC Bose Road, Kolkata-700020, on 30.05.18 to Sub register, Alipore, on 30.05.18 To The RTO, on 30.05.18 to The Branch Manager, SBI Kidderpore Branch, to The Branch Manager, Union Bank, Kidderpore Branch, to The Office-in charge, Ekbalpore Police Station, to The Post Master, Watgunge Post Office requesting to provide necessary informations for recovery proceedings against the assessee as per Section 87 of the Finance Act, 1994 from this office. Replies are awaited. [Pending amount after recovery Rs.3, 30, 83,553/-]

(C) Cases observed during reconciliation as narrated above: - No.

If you are not satisfied with the reply, you may prefer an appeal within 30 (thirty) days under section 19 of the RTI Act 2005 before Shri Pawan Kumar, 1st Appellate Authority and Joint Commissioner, CGST & CX, Kolkata South Commissionerate (3rd Floor), GST Bhawan, 180 Rajdanga Main Road, Shantipally, Kolkata 700107.

Yours faithfully,


(SANJAY KUMAR BISWAS)
Assistant Commissioner
Bhawanipur Division

Kolkata South CGST & CX Commissionerate
Kolkata