

ELECTROSTEEL CASTINGS LIMITED

30, B. T. Road, Khardah, P. O. Sukchar, Kolkata 700 115, India
Tel : +91 33-71014300, 71014450 Fax : +91 33-71014501 to 4504
CIN : L27310OR1955PLC000310
Web : www.electrosteelcastings.com



APPLICATION FOR SEEKING INFORMATION UNDER SECTION 6(1) OF THE RIGHT TO INFORMATION ACT, 2005

Date : 02.09.2020

To
The Respected Central Public Information Officer (CPIO),
Office of the Chairman - CBIC, Ministry of Finance,
Department of Revenue,
North Block ; New Delhi,
PIN- 110 001.

Dear Sir,

I am a citizen of India and my contact details are submitted herein below.

For ready reference, most respectfully I refer to **para 30 (d) of the GOI Budget Speech of 2008** which reads as below:

"d) According to the provisions of Section 11D of the Central Excise Act, 1944 a person liable to pay duty is required to deposit with the Central Government any amount that he collects as representing duty of excise in excess of the duty assessed or determined and paid on any excisable goods. **As such, recovery of amounts collected in this manner is possible only from persons who are liable to pay duty. Sub-section (1A) has now been inserted to enable the Central Government to recover such amounts from any person. Besides, it has also been provided that any person who recovers an amount representing it as duty of excise on excisable goods, which are wholly exempt or chargeable to Nil rate of duty, would also be required to deposit it with the Central Government.** Consequential amendments have been carried out in section 11 DD to enable recovery of interest on such amounts if they are not deposited in time. The analogous provision contained in section 28 B of the Customs Act has also been amended in the same manner."

Now, reference to section 11D(1) of the Central Excise Act, 1944 ; its amendment vide insertion of **Section 11D (1A)** w.e.f. 10th May 2008 and with reference to **para 30 (d) of the Union Budget Speech of 2008** as above, please provide the short information solicited below.

1. Information solicited:

- (i) Whether the supplies of fully exempt goods made under various Excise Duty Exemption Notifications & supplies of goods which attracted NIL duty of excise were coming in the purview of Section 11D of the Central Excise Act 1944 prior to its amendment vide insertion of Section 11D (1A) wef 10th May 2008.;

Follow the Electrosteel Group on



H.O. : 19, Camac Street, Kolkata 700 017
Tel : +91 33-7103 4400, 2283 9990, Fax : +91 33-2289 4340
Regd. Office : Rathod Colony, Rajgangpur, Sundergarh, Odisha 770 017



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- (ii) Related to fully exempted goods under various Excise Duty Exemption Notifications & where goods attracted NIL duty of excise -please provide the factual position of particulars of cases booked i.e. SCNs issued by your esteemed department involving demand(s) in terms of **Section 11D(1)** of the Central Excise Act 1944 **prior to** its amendment vide insertion of **Section 11D (1A)** w.e.f. 10th May 2008.

The information, being of general legal interest in the trade, may please be provided with

- (a) SCN No. & Date;
 - (b) proposed demand amount :
 - (c) amount recovered -if any &
 - (d) fate of the case with present status.
2. To the best of my knowledge and belief, the above information does not relate to section 8 & 9 of the RTI Act, 2005 which are exempted from disclosure.
3. Whether the information sought concern the life and liberty of a person? NO.
4. Details of fees paid: **Fees of Rs. 10/- for the application paid & payment-Documents attached.**
5. Additional fees for providing photocopies of the information, as would be further required as per law, would be paid forthwith on receipt of written direction from the Department in this regard please.

Yours faithfully,

(RAM RATAN ROY)

Jt. General Manager (Credit Control)
Electrosteel Castings Limited
G.K.Tower, 19, Camac Street, Kolkata-700017, Mob: 9903911379,
< email: rrroy@electrosteel.com >

Enclo : Fees payment document as above

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GOVERNMENT OF INDIA

OFFICE OF THE DEPUTY COMMISSIONER OF CGST & CX
TOLLYGUNGE DIVISION, KOLKATA SOUTH CGST & CX COMMISSIONERATE
GST BHAWAN, 4TH FLOOR, ROOM NO. - 424
180, SHANTIPALLY, RAJDANGA MAIN ROAD, KOLKATA-700107.

C. No. V(30)03/RTI/Tolly/CGST/KS/2018/ 178 ~~2~~ - 1782 Dated: 17/10/2020

To
Sri Ram Ratan Roy
Electrosteel Castings Ltd.
G.K. Tower, 19, Camac Street
Kolkata - 700017.

Sir,

**Sub. :- RTI application dated 10.09.2020 filed by Sri Ram Ratan Roy
under Right to Information Act, 2005 - reg.**

Please refer to your RTI application dated 10.09.2020 which was subsequently registered at this office vide Regn. No. 06/RTI/GST/Tolly/Kol-South/2020 dated 07.10.2020 on the above subject.

Since no such case is under this division, the reply in respect of your questions may please be treated as "NIL".

If you are not satisfied with the reply, you may prefer an Appeal within 30 (Thirty) days from the date of receipt of this reply before the 1st Appellate Authority, the Joint Commissioner, Office of the Commissioner of Kolkata South CGST & CX Commissionerate at GST Bhawan, 3rd Floor, 180, Shantipally, Rajdanga Main Road, Kolkata - 700107.

Yours faithfully,


(ZAINAB SAYEED)


 CPIO & Deputy Commissionerate (RTI)
Tollygunge CGST & CX Division
Kolkata South Commissionerate.

C. No. as above/

Dated: /10/2020

Copy forwarded to the Assistant Commissioner & CPIO (RTI), CGST&CX, Kolkata South Commissionerate with reference to his letter C.No. V(30)122/RTI/Tech/HQ/S/CGST&CX/Kol/2018/4776-87 dated 06.10.2020 for information.


(ZAINAB SAYEED)

 CPIO & Deputy Commissionerate (RTI)
Tollygunge CGST & CX Division
Kolkata South Commissionerate.