

## **From the President's Desk**

Dear Colleague,

Dated: 30.09.2015

Good evening friends, first of all I want to inform you that today, I have met the Commissioner, VAT to discuss various issues relating to the members of the Bar.

Friends, through this e-mail, once again, I am sending you the point wise update of the meeting.

### **UPDATES- VOL.- 9**

**1. Faulty DVAT System:** I have a great pain in saying that the DVAT system is more or less failed. Every now and then my members are facing problems either server is down or failed or server error. The system is often closed for maintenance. My members are running from pillar to post for months together for resolving a small technical problem. We were waiting till this time that the system is under correction for betterment. But I am sorry to say that now it is in the worst position and I cannot see as a silent spectator. I request you to kindly deploy some senior and effected persons to maintain the present DVAT system and direct them to resolve the pending problems of the members within a short period of 15 days.

The Commissioner, VAT has agreed to increase co-ordination in the Systems Branch. The Assistant Commissioners will enter the complaint to his computer and monitor the grievances and to resolve the same in the time bound manner.

The Commissioner, VAT has also agreed to re-start the meeting of IT Committee of the Bar Association will be held on every Tuesday at 4.00 pm with Special Commissioner, System and Policy regarding all problems relating to systems.

The Commissioner, VAT informed that the Team of Department under the leadership of Sh. Ajay Kumar, Jt. Commissioner, (having dual charge of System and Policy both) is working day and night for resolving the trouble of System and Software & it will give fruit full results within one months.

### **2: REFUNDS:**

Sir, Several members of the STBA are complaining that they are facing acute problems in getting refunds for the year 2012-13, 2013-14 and 2014-15 which are pending with various ward VATOs and senior officers. On the one hand Department is blocking the capital / refunds of the

dealers without any justification and on the other, Department is pressing hard to deposit the tax further. Besides this, refunds are still being blocked due to the notice issued under section 59(2) without any justified reason, though the orders passed have already been withdrawn. This is a matter of serious concern. Non issuance of refund in genuine cases is leading to the distrust between the Department/ govt. and the Trader community. Your good self had assured me that very soon a policy will be framed for issuance of refund automatically to a certain limit. But no such policy has been framed yet. The refund policy should be declared shortly / in a time bound manner to win the faith of members and the trade community.

In response to this para, the Commissioner, VAT has assured that a policy for automatic refunds to a certain extent will be formulated shortly, probably within a period of 2 weeks.

**3. Rectification of small corrections in the year 2013-2014** regarding TIN no. / category/ Name in 2A&2B should be allowed like 2012-2013.

In response to this para, the Commissioner, VAT has agreed to allow the corrections in 2A & 2B under CST Act for the Assessment Year 2013-14 as was allowed in the year 2012-13.

**4: ISSUANCE OF CENTRAL STATUTORY FORMS:**

Sir, a lot of problems are being faced by a large number of our members while downloading the statutory forms on behalf of their clients specially for the 2012-2013. In some of the cases Item is not appearing. The problem of matching in some of the cases regarding demand under objection has not been resolved till date. The problem should be resolved immediately.

In response to this para, the Commissioner, VAT has assured that he will look into the matter personally and resolve the problem very soon.

**5. Assessments under the Central Sales Tax Act** should be reopened in the cases for the Asst. Year 2011-12- 2013-14, where the dealer want assessment in case of short C/F/E-1/H Forms like in cases of refunds.

In response to this para, the Commissioner, VAT has assured that he will consider the pros and cons with his officers about this proposal.

**6: DP-1:** A lot of problems are being faced by our members while filing DP-1. There are number of anomalies in DP-1 which have not been resolved yet. There are lot of technical problems in uploading the returns with digital signatures. Software is not suitably amended. The date for filing DP-1 should be extended for about two months.

In response to this para, the Commissioner, VAT has extended the date for filing of DP-1 upto 21.10.2015. Copy of the Notification No. 818-829 dated 30.09.2015 is enclosed herewith.

Members are further requested to give a copy of specific complaint / difficulty in filing of DP-1 along with the TIN No. of your dealer by Monday 06.10.2015 to Rahul, the Bar Clerk positively.

**7: Form 9:** Sir, in form 9 of 2014-15, the data of forms filled previously for all the four years are not appearing in the new portal. The date for filing Form 9 should also be extended for about two months.

In response to this para, the Commissioner, VAT has assured that he will look into the matter and resolve the problem very soon.

**8: CANTEEN:** In the public interest at large, there must be a proper canteen for hygienic food for the persons working in the building. I request for your immediate intervention and to take necessary steps for opening of a canteen immediately.

The proposal of Canteen has already been accepted and it is in the tender stage. It will be opened within a month's time.

(NEERA GUPTA)  
President