



From the President's Desk

Dear Colleague,
Greetings for the day!

Freedom in the mind, Faith in the words, Pride in our hearts, And memories in our souls. Lets salute the nation on Republic day 2015.

Through this e-mail, I am hereby sending you the update on the steps being taken by me as the President of STBA on various issues/ problems relating to D-VAT being faced by the members.

UPDATES- VOL.- 3

I, along with all the Office Bearers and the Members of Executive Committee, have met with the Commissioner of DVAT on 19/01/2015 and discussed in detail regarding some of the day to day problems faced by the members. We reminded the commissioner that nothing has been done so far in spite of the assurances by him in the meeting on 5.1.2015. Some immediate concerns of the Bar which require immediate solution are reiterated once again. The outcome of the discussion is being brought to your notice:-

A. THAT the Department announced a special drive for disposal of objections relating to mis-match of transactions during 2012-13. The drive was directed to be operational from 8th to 10th January, 2015. It was brought to your kind notice that server of the Department did not function on 8th and 9th January, 2015. It is stated by the Departmental Officers that it was working on 10th January but having seen its working on 8th and 9th January, professionals did not come on 10th January. In short, the drive failed because of non-functioning of server on 8th and 9th January. The solution desired was that fresh dates be fixed for the drive. We have not heard in the matter since then. Due to the failure of your special drive, Objection of mis-match could not be decided. Drive should be a regular feature till disposal of all the objections. There must be some relief in recovery proceedings, relating to the pendency of the objections.

The Commissioner OF VAT has assured us for the following:-

- That the server was down due to the defect in MTNL Tower, now the department will take care.
- The Department will announce new dates for the special drive for disposal of objections relating to mis-match of transactions during 2012-13.
- That presently most of the staff is busy in election duty so there is a shortage of staff. After the elections situation will be considered favorably.
- The Commissioner has assured us that the same will be entertained by the Ward VATOs regularly till the disposal of all pending objections.
- The Commissioner has assured for relief in recovery proceedings relating to the pendency of objections during the election duty.

2. That filing of return for 3rd quarter, 2014-15 is not possible to be filed in time due to the defective software and slow system and in view of the security problems. There will be bank strike from 21.1.2014 and the same may continue up to Saturday. Kindly extend the return period for 15 days.

- The Commissioner has assured to send the proposal for extension of time for 3rd quarter 2014-15 return to CEO, Delhi for his consideration at the earliest. As the Commissioner himself is not in a position to extend the period after the election notification.
3. You were kind enough to announce that mis-match for 4th quarter of 2013-14 would be re-run on 16.01.2015. The dealers at large were directed to modify their data before 16th January. It pains me to write once again that server did not work on 16th January, 2015. This time it was said to be because of some technical fault.
- The Commissioner has assured that mis-match for 4th quarter of 2013-14 would be re-run. The date will be declared later on.
4. THAT most of the members are complaining of harassment in the cases where assessment has already been completed by the enforcement branch, then again it is being taken up by the Audit Branch u/s 58. Kindly consider the situation to resolve the problem.
- The Commissioner has assured that in future it will be taken care of.
5. In-spite of your assurance, refund files are not been accepted by the Additional Commissioner and above.
- The Commissioner has assured that refunds are being issued up to 15 lakhs.
6. THAT a Demo of Form 9 under CST Act, 1956 was presented by the Officers of the Department on 12th January, 2015. The deficiencies were pointed out by the members present during the demo. The Bar Association was assured that necessary modifications would be undertaken in the software immediately. The same has not been done till date. The last date for filing Form 9 is 5th February, 2015. Precious time is being wasted due to incomplete software.
- The Commissioner has assured that very soon a fresh demo for filing Form 9 will be organized.

Dear Member, I want to draw your kind attention towards the two new programmes of the BAR Association:

- i. Computer training programme is being organized in the STBA for its members. Kindly volunteer your self for giving training or getting training. Give your name to Rahul Chauhan Or Sandeep Bhardwaj, the BAR Staff at the earliest.
- ii. Group discussions will be started on third Friday of every month at 3.30 P.M.in the BAR Premises . The first Group discussions will be organized on 30.1.2015 at 3.30 P.M. Members are requested to send their queries in advance.

Members are also requested to appraise the day to day difficulties being faced so that it is not only timely discussed with the authorities but also to be brought out positive solution of such problems.

Sincerely Yours,

Sd/-

(NEERA GUPTA)

President

Sales Tax Bar Association (Regd.)

Place: New Delhi

Date: 26.01.2015