MODI PROPERTIES PVT. LTD. SEC'BAD
INWARD
No. 275
Date 03/01/22
Sign

OFFICE OF THE COMMISSIONER OF CENTRAL TAX (GST)
AUDIT-II COMMISSIONERATE, HYDERABAD
D.No.1-98/B/20 & 21, SANVI YAMUNA PRIDE, KRITHIKA LAYOUT, HI-TECH CITY,MADHAPUR, HYDERABAD-500081

E-Mail: group12circle1@gmail.com

C.NO.V/01/GST/78/2020-GR.12/CIR-I **DATED: 29.12.2021.**
DIN:20211256VS0000999B0A

To
M/s. VILLA ORCHIDS LLP
GSTIN:36AANFG4817C1ZH
2nd Floor, 5-4- 187/ 3 and 4,
Soham Mansion, M.G.Road,
Secunderabad, Hyderabad,
Telangaana-500003.

By Speed. Post

Sir,

Sub:- GST Audit-Goods and Service Tax Audit for the period from July, 2017 to March, 2020—Audit Report under Section 65(6) of CGST Act-2017- Issuance of memo Reg.

Ref: 1) FAR No. 815/2020-21 dt. 11.06.2021

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With reference to the GST Audit for the period F.Y.2017-18 (i.e., 01.07.2017 to 31.03.2018), 2018-19, the following Para are brought to your notice for compliance.

On perusal of GSTR-9 Return for the FY-2018-19, it found from Table-8, there is an amount Rs.50,17,914/- (CGST Rs.25,08,957/- and SGST Rs.25,08,957/-) of ITC excess claim over and above of GSTR-2A Returns. The said excess claimed ITC was not communicated in the FAR No.815/20202-21 dt. 11.06.2021. The details are furnished below:

Amt. In Rs

Description	IGST	CGST	SGST	TOTAL-ITC
ITC available on GSTR-2A Returns at the time of filed GSTR-9 @ Table-8A (Net at the time of filing return)	297105	4804897	4804897	9906899
GSTR-3B Returns ITC claimed and shown @ Tab-6B and Tab-8B	70696	7313854	7313854	14698404
Difference shown @ Table-8D in GSTR-9 Returns	226409	-2508957	-2508957	-5017914

However, on checking updated invoices on GSTR-2A Returns (Dynamic data as on 10-12-2021) for the period April-2018 to March-2019, the following are the details of discrepancy in claim of ITC :

Amt. In Rs

Description	IGST	CGST	SGST	TOTAL-ITC
GSTR-2A (Dynamic as on 10-12-21) Grand Total for FY-2018-19	850665	5087976	5087976	11026617
GSTR-3B Returns ITC claimed and shown @ Tab-6B and Tab-8B	70696	7313854	7313854	14698404
Net excess ITC over and above of GSTR-2A Returns	779969	-2225878	-2225878	-4451756

From the above, it appears that you have wrongly claimed excess Input Tax Credit to the extent of **Rs.44,51,756/-** (Rs. **22,25,878**/- of CGST, Rs. **22,25,878**/- of SGST) in contravention of Sec. 16(2), Section, 42, Section 43 of CGST Act 2017 and Rule 36 of CGST Rules, 2017 . Hence, it is to inform you that the said undue ITC is liable to be paid along with applicable interest and penalty under Section 50 and 73 of the CGST Act, 2017.

In view of the above, it is requested to pay the said excess claimed ITC along with applicable Interest and penalty and submit the payment particulars along with supporting documents to this office, so as to take further necessary action.

Yours faithfully,

29/12/21

SUPERINTENDENT
GROUP-12
:CIRCLE-I, AUDIT-II