1 NATION TAX MARKET

सेंट्रल टैक्स एवम् कस्टम अधीक्षक का कार्यालय
OFFICE OF THE SUPERINTENDENT OF CENTRAL TAX AND CUSTOMS
रामगोपालपेट 2 मालएवम्सेवाकररेंजसिकंदराबादमालएवम्सेवाकरमंडल, सिकंदराबादमालएवम्सेवाकरआयुक्तालय
RAMGOPALPET II RANGE, SECUNDERABAD GST DIVISION & SECUNDERABAD COMMISSIONERATE
पता: "सलीकसीणेट", गेट न. 2-4-416& 417, रामगोपालपेट, एम. जी. रोड़ सिकंदराबाद500003
ADD: "SALIKE SENATE", D. No. 2-4-416 & 417, RAMGOPALPET, MG ROAD, SECUNDERABAD 500003
Contact No. 040-27718212 email- cgst.rgpetrg2@gov.in

File No. GEXCOM/SoR/23/2020-CGST-RANGE-RGPET-II-DIV-SNBD-CO
DIN no. 20200856YO00004N47EC Dt. 10.03.2021

MODI PROPERTIES PVT. LTD. SEC'BAD
INWARD
No. 610
Date 12/3/21
Sign

To,
M/s Modi Consultancy Services, GSTN: 36AAXFM0733F1Z4
5-4-187/3 and 4,2nd floor, Soham Mansion,
M G Road,Secunderabad-500003

Gentleman,

Subject: - Cancellation of Registration- certain clarification called for - reg.

With reference to the above subject, you have submitted 26AS and ITR-5 for the period from 2016-17 to 2019-20. The said documents were examined along with GSTR 3B, GSTR 1 and GSTR 2A returns filed by you at GST portal. After due examination of the said documents and returns, certain discrepancies were noticed. They are as follows:

1. As per ITR – 5 for the FY 2018-19, total income is Rs. 41,63,343/- whereas you have declared the taxable value of Rs. 19,68,375/- only in GSTR 3B in the said period. There is difference of Rs. 21,94,96/- for which you are liable to pay GST towards IGST, CGST & SGST along with interest @ 18% U/s 50 and penalty @ 10% of tax u/s 122 of CGST Act, 2017.
2. As per ITR – 5 for the FY 2019-20, total income is Rs. 5,66,910/- whereas you have declared the taxable value of Rs. 4,97,574/- only in CMP-08 in the said period. There is difference of Rs. 69,336/- for which you are liable to pay GST towards IGST, CGST & SGST along with interest @ 18% and penalty @ 10% of tax u/s 122 of CGST Act, 2017.
3. You are also liable to pay the interest of Rs. 147/- for delay payment of tax in cash on a/c of filing of GSTR 3B for the tax period for Nov'18 and March'19 beyond due date u/s 50 of CGST Act, 2017. The computation sheet of interest is enclosed with this letter as Annexure 'A'.
4. After perusal of GSTR 2A, it is noticed that you have received total ITC of Rs. 9,578/- in the month of July, Aug, Sep and Oct in FY 2018-19 that pertains to invoice date of prior to GST Registration taken i.e. 16.10.2018. As the date of invoice belongs to prior to date of GST registration, hence you are not liable to take the said ITC. The details of such ITC are enclosed with this letter as Annexure -'B'. Therefore, you are liable to reverse the amount of undue ITC along with interest @ 24% and penalty @ 10% of ITC u/s 50 and 122 of CGST Act, 2017.
5. On perusal of GSTR 1 filed by you for the period from Oct'18 to Mar'19, it is noticed that you have raised invoices numbering from 01 to 45 for the said period. But it is also noticed that certain invoices are not mentioned in GSTR 1 for the said period. The invoices from s.no. 9 to 11, 17 to 21, 31 to 33, 35 to 36 and 40 to 45. The details of invoices raised in the said period is enclosed with this letter as Annexure 'C'. In this regard, you are requested to produce invoices from s.no. 01 to 45 for further examination.

In view of the above, you are requested to pay the applicable GST as mentioned above along with interest and penalty immediately. The compliance along with substantial documents may be produced within 7 days of receipt of this letter, failure to which action shall be initiated as per the provisions of the CGST Act, 2017.

Recd - 12/3/2021

Yours faithfully,

10/3/2021

Encl: Aa.

(S. GNANESHWAR)
Assistant Commissioner (In-situ)
Ramgopalpet II Range

Copy to: The Assistant Commissioner, Secunderabad GST Division for information.