

Modi & Modi Constructions

5-4-187/3&4, II floor, MG Road,
Secunderabad – 500 003.
Phone: +91-40-66335551

To,
The State Tax Officer -1 (I/c),
M.G. Road – S.D. Road Circle,
Hyderabad.

Date: 08-11-2019

Subject: Written objections to your notice for assessment of VAT.

Reference: 1. Your notice dated 03-10-2019 bearing no. TIN No. 36894097186/VAT/Audit,
issued to M/s. Modi & Modi Constructions
2. Our application for extension of time to provide details dated 09-10-2019.
3. Our application for extension of time to provide details dated 24-10-2019.
4. Written objections with supporting documents submitted to your office on
04-11-2019.
5. Your revised show cause notice no. TIN No. 36894097186/VAT/ Audit dated
02-11-2019 received by us on 06-11-2019.

Sir/Madam,

We have requested for time to file written objections and to provide supporting documents as per reference 2 & 3 above. Accordingly we have filed a detailed written objection on 04-11-2019 (reference 4 above). A copy of the same is attached herein.

Please note that the period Jan 2014 to June 2017 for which notice was issued is after completion of the only housing project taken up by the firm. The housing project was completed in phases from 2010 to 2013.

Since most of the sales during the notice period pertain to sales made after completion of housing project, there cannot be any tax liability on such sales under VAT, as there is no element of works contract in such a sale.

In either case VAT under composition scheme at the rate of 1% or 1.25% has been paid for all villas/townhouses for sales made prior to 30-06-2017.

In light of the above we request you to drop the demand for payment of shortfall in VAT. We are willing to provide any further documents that you may require. Please give us an opportunity for a personal hearing.

Thank You.

Yours sincerely,

Soham Modi.

*Dear assesse,
As per your request you
are hereby given a personal
hearing opportunity before the
undersigned on dt. 14-11-2019 and
it will be treated as final opportunity.*

