ACHANDRA MURTHY
RTERED ACCOUNTANT

Flat No.305, ASHOKA SCINTILLA
H.No.3-6-520, Opp: Malabar Gold,
Himayathnagar Main Road,
Hyderabad -500 029
Tel.:040-40248935 / 46

Dated 08-03-2019

To
The Additional Commissioner (CT) Legal,
O/o the Commissioner of Commercial Taxes,
Nampally, Hyderabad.

Sir,

Sub: - - Filing the Stay petition in the case of M/s Serene Constructions LLP, Secbad – For the year 2015-16 and 2016-17 VAT – Regarding.

*****

Please find enclosed herewith the following appeal papers:-

1. Form – APP 406 2 copies.
2. Grounds of Appeal 2 copies.
3. Appeal dismissed Order No.280 passed by the Appellate Deputy Commissioner (CT) Punjagutta Division, Hyderabad, dated. 14.2.2019 along with Xerox copy
4. Two copies of assessment order in Form VAT 305 dated. 8.05.2018 passed by the Commercial Tax Officer, Bowenpally Circle, Hyderabad.
5. Form of Authorization in Form-565.

Kindly acknowledge receipt of the above documents and post the appeal for hearing.

Thanking you,

Yours sincerely,

M.Ramachandra Murthy
Chartered Accountant,

08 MAR 2019

M.RAMACHANDRA MURTHY
CHARTERED ACCOUNTANT

Flat No.303, ASHOKA SCINTILLA
H.No.3-6-520, Opp. Malabar Gold,
Himayathnagar Main Road,
Hyderabad -500 029
Tel.:040-40248935 / 46

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The Additional Commissioner (CT).Legal,
O/o. the Commissioner of Commercial Taxes,
Nampally, Hyderabad

Dated 08-03-2019

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M.Ramachandra Murthy
Chartered Accountant,

FORM APP 406

APPLICATION FOR STAY OF COLLECTION OF DISPUTED TAX

[Under Section 31(2) & 33(6)] [See Rule 39(1)]

01. Appeal Office Address:
To,
The Addl. Commissioner (CT) Legal,
O/o the Commissioner of Commercial Taxes,
Nampally, Hyderabad

Date	Month	Year
	03	2019

02	TIN	36570317033

03. Name : M/s. Serene Constructions LLP
Address : 5-4-187, 3&4, 2nd Floor,
Soham Mansion, M.G. Road,
Secunderabad.

04.	Tax period	2015-16 and 2016-17/VAT
05.	Authority passing the order or proceeding disputed.	Stay rejection order dt.14/02/2019 passed by Appellate Dy. Commissioner (CT), Punjagutta Division, Hyderabad.
06	Date on which the order or proceeding was Communicated.	16/02/2019
07.	(1) (a) Tax assessed	Rs.5,58,808/-
	(b) Tax disputed	Rs.5,58,808/-
	(2) Penalty / Interest disputed	NIL
08	Amount for which stay is being sought	Rs.5,08,808/-
09.	Address to which the communications may be sent to the applicant.	M/s. Serene Constructions LLP 5-4-187, 3&4, 2nd Floor, Soham Mansion, M.G. Road, Secunderabad.

For SERENE CONSTRUCTIONS LLP

Partner

Signature of the Dealer(s)

Signature of the Authorised Representatives if any

10. GROUNDS OF REVISION

1.) The appellant submits that substantial question of facts and law arise in the appeal.

2.) The appellant will be hard hit if it is called upon to pay this heavy amount of tax pending disposal of the appeal.

3.) The Appellate Dy. Commissioner (CT), has not properly considered all the grounds of appeal and arbitrarily dismissed the stay petition filed before him. The main appeal is pending for disposal.

4.) The grounds that are stated in the main appeal may kindly be read as grounds of this application.

Hence it is just and necessary that the Addl. Commissioner (CT) Legal may be pleased to grant stay of collection of the disputed tax of Rs.5,08,808/- pending disposal of the appeal.

VERIFICATION

I, SOHAM Modi (Partner) applicant (s) do hereby declare that what is stated above is true to the best of my / our knowledge and belief.

Verified today the _______ day of March'2019

For SERENE CONSTRUCTIONS LLP

Partner

Signature of the Dealer(s)

Signature of the Authorised Representatives if any

FORM APP 406

APPLICATION FOR STAY OF COLLECTION OF DISPUTED TAX

[Under Section 31(2) & 33(6)] [See Rule 39(1)]

01. Appeal Office Address:
To,
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Date	Month	Year
	03	2019

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For Serene Constructions LLP

Partner

Signature of the Dealer(s)

Signature of the Authorised Representatives if any

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VERIFICATION

I, Sohan Modi (Partner) applicant (s) do hereby declare that what is stated above is true to the best of my / our knowledge and belief.

Verified today the ______ day of March'2019

Partner

Signature of the Dealer(s)

Signature of the Authorised Representatives if any

PROCEEDINGS OF THE APPELLATE DEPUTY COMMISSIONER(CT),
PUNJAGUTTA DIVISION, HYDERABAD

PRESENT: SMT. Y. SUNITHA,

ADC Order No.280 Date of hearing: 13-02-2019
Stay Application R.No.46/2018-19 Date of order : 14-02-2019
in Appeal No.BV/86/2018-19

Sub:- APPEALS – TVAT Act – M/s Serene Constructions LLP, , Hyderabad – Appeal filed against the orders of the Deputy Commercial Tax Officer, Bowenpally Circle, Hyderabad – Assessment for the tax periods 2015-16 to 2016-17 – Stay petition heard - Stay rejected – Orders issued – Regarding.

* * *

M/s Serene Constructions LLP, Hyderabad (TIN: 36570317033), the appellant herein, filed an appeal against the assessment orders dated 08-05-2018 (AAO No.27156) passed by the Deputy Commercial Tax Officer, Bowenpally Circle, Hyderabad (hereinafter referred to as the Audit Officer) for the tax periods falling under the years 2015-16 to 2016-17 under the TVAT Act. The appellant also filed a petition in Form APP 406 seeking stay of collection of the disputed tax of ₹5,08,808/-.

Sri M. Ramachandra Murthy, Chartered Accountant and Authorised Representative of the appellant appeared and argued the case reiterating the contentions as set-forth in the grounds of appeal and pleaded for stay of collection of the disputed tax.