
	<p>केंद्रीय शुल्क के प्रधान आयुक्त का कार्यालय OFFICE OF THE PRINCIPAL COMMISSIONER OF CENTRAL TAX हैदराबाद जीएसटी आयुक्तालय HYDERABAD GST COMMISSIONERATE जीएसटी भवन, एल बी स्टेडियम रोड, बशीर बाग, हैदराबाद-500 004 GST BHAVAN, L B STADIUMROAD, BASHEERBAGH, HYDERABAD-500004 Phone No 040-23241117 / 23240725 Fax No. 040-23299204 e-mail cgst.hydcommr@gov.in</p>	
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Date:31.01.2020

C.No.IV/16/180/2019-RTI PF.1

**आदेश सं. Order No.17/2020-RTI**

एन मधुसुदन रेड्डी, उपायुक्त (तक)/अधिकारी सूचना लोक केन्द्रीय ,

हैदराबाद जीएसटी आयुक्तालय द्वारा पारित

(Passed by N Madhusudana Reddy, Deputy Commissioner (Tech)/CPIO of Hyderabad GST Commissionerate).

**प्रस्तावना PREAMBLE**

सूचना का अधिकार अधिनियम 2005 धारा की 19(1) के अंतर्गत आवेदक, यदि इस आदेश से व्यथित हो तो, अपीलीय प्राधिकारी संयुक्त आयुक्त, केन्द्रीय कर व सीमा शुल्क, हैदराबाद आयुक्तालय ,2वा तल, जी. एस. टी. भवन, हैदराबाद -500 004 के समक्ष इस आदेश की प्राप्ति के 30 दिन के भीतर अपील कर सकता है ।

Under Section 19(1) of the Right to Information Act, 2005 the applicant, if aggrieved by this order, can prefer an appeal to Sri V.Vasudha Prasada Rao, Additional Commissioner & Appellate Authority of Central Tax & Customs, Hyderabad Commissionerate, 2nd Floor,Room No.321, GST Bhavan, Basheerbagh, Hyderabad-500 004 within 30 days from the date of receipt of this order.

Please refer to the RTI Appeal dt.25.11.2019 filed against the CPIO Order No.166/2019-RTI dated 20.11.2019 and the Appeal Order No.23/2019-RTI dated 03.01.2020 issued by the First Appellate Authority & Additional Commissioner (T).

2. In this connection, as directed by the Appellate Authority & Additional Commissioner (T) in the above Appeal Order dt 03.01.2020, the information has been re-ascertained from the Anti-Evasion Section and the same is given as under:

**Point No.1:**On the advent of Hyderabad GST Commissionerate, the Anti-Evasion Section registered 45 cases during the period from 01.07.2017 to 30.09.2019. Estimated amount of GST involved is Rs. 335.26 Crore. Out of 45 cases, 22 cases are registered against taxpayers involved in issuance of fake GST invoices or passing on irregular Input Tax Credit (ITC) or circular trading etc the details cannot be provided in terms of Section 8(1)(h) of the RTI Act, 2005.

**Point No.2:**The details of officers cannot be provided as it would not serve any public interest as held by the Hon'ble CIC in the case of Shri.Nadeem M.Oomerbhoy Vs Reserve Bank of India reported in Decision No.177/IC(A)/2006 dated 17.08.2006.

**Point No.3:**One SCN was issued, the details of which cannot be provided under section 8(1)(h) in as much as the information sought for relates to quasi-judicial proceedings as held by the Hon'ble CIC in the case of Shri. Vijay Kamble Vs Customs Department, Mumbai reported in F.No.CIC/AT/A/2008/01466 dated 23.03.2009.

**Point No.4:**Out of 45 cases, 05 cases are closed on payment of tax along with applicable interest and penalty (out of 5 cases, 3 cases pertainis to issuance of fake GST invoices or passing on irregular Input Tax Credit or circulat trading etc.) the details are furnished in Annexure-A and 01 case was closed by way of issuance Show

Cause Notice, the details of which cannot be provided under section 8(1)(h) in as much as the information sought for relates to quasi-judicial proceedings as held by the Hon'ble CIC in the case of Shri. Vijay Kamble Vs Customs Department, Mumbai reported in F.No.CIC/AT/A/2008/01466 dated 23.03.2009. Remaining 39 cases are pending the details of which cannot be provided as the same may impede the proves of investigation under Section 8 (1)(h) of RTI Act,2005.

**Point No.5:**Estimated amount of GST involved is Rs.335.26 Crore. Out of which Rs.94.42 Crore was realized.

**Point No.6:** Total 9 persons are arrested so far under the provisions of the CGST Act, 2017 during the period from 01.07.2017 to 30.09.2019. The details cannot be provided in terms of Section 8(1)(h) of the RTI Act, 2005.

**Point No.7:**Total 12 arrest authorizations issued for arrest of accused persons under the provisions of the CGST Act,2017 during the period from 01.07.2017 to 30.09.2019. The details cannot be provided in terms of Section 8(1)(h) of the RTI Act, 2005 as it would harm the investigation process.

**Point No.8:**03 arrest authorizations are pending without executing the same as the persons were not readily available. The details cannot be provided in terms of Section 8(1)(h) of the RTI Act, 2005 as it would harm the investigation process.

**Point No.9:** Not applicable.

**Point No.10:**Not applicable, as the copy of file notings on the movement of RTI application has been already forwarded along with the order dt 20.11.2019.

ENC: As above



(N. MADHUSUDANA REDDY)

के.लो .सू.अ./ उपायुक्त (तक)

CPIO/DEPUTY COMMISSIONER(TECH)

To  
Shri Byragoni Sreenivas Goud, 15-16, I Janapriya Bungalows, Macha Bolarum  
Secunderabad-500010 (Telangana)

**Copy to:** The Deputy/Assistant Commissioner & Central Public Information Officer,  
Chief Commissioner's office, Hyderabad Zone, Hyderabad - for information.

**Copy to:** The Deputy/Assistant Commissioner (Computer Section) for uploading on  
Hyderabad Zonal Website

ANNEXURE-A				
Sl. No.	Name of the Taxpayer	Amount Detected (in Lakh)	Amount Recovered (in lakhs)	Remarks
1	Galaxy Distributors	30.00	40.16	Closed (on payment of tax along with applicable interest and penalty)
2	Sarala project Works	70.00	88.31	Closed (on payment of tax along with applicable interest and penalty)
3	Navdurga Billets	25.91	36.23	Closed (on payment of tax along with applicable interest and penalty)
4	Vijayaneha Polymers	20.00	23.39	Closed (on payment of tax along with applicable interest and penalty)
5	Avanthi warehousing services private ltd	42.62	47.00	Closed (on payment of tax along with applicable interest and penalty)