भारत सरकार GOVERNMENT OF INDIA
वित्त मंत्रालय MINISTRY OF FINANCE
राजस्व विभाग DEPARTMENT OF REVENUE
केन्द्रीय अप्रत्यक्ष कर और सीमा शुल्क बोर्ड
CENTRAL BOARD OF INDIRECT TAXES AND CUSTOMS
प्रधान आयुक्त का कार्यालय
OFFICE OF THE PRINCIPAL COMMISSIONER
केन्द्रीय कर एवं केन्द्रीय उत्पाद शुल्क
CENTRAL TAX & CENTRAL EXCISE
कोच्चि,KOCHI
केन्द्रीय राजस्व भवन, CENTRAL REVENUE BUILDING
आई. एस. प्रेस रोड, कोच्चि, I.S. PRESS ROAD, KOCHI-682 018
E-mail: cexcochi@nic.in Fax: 0484-2390608 Phone: 0484-2390404

NATION TAX MARKET

प.सं./C.No. IV/16/87/2019-Tech दिनांक /Date: .06.2020

व्यापार सुविधा सं./ Trade Facility No: 04/2020 केन्द्रीय कर / Central Tax

विषय: मौजूदा कानून के तहत गलत तरीके से लाभांवित सेनवैट क्रेडिट और अग्राह्य संक्रमणकालीन ऋण के बकाया की वसूली- संबंधित

Subject: Recovery of arrears of wrongly availed CENVAT credit under the existing law and inadmissible transitional credit -Regarding.

संदर्भ: परिपत्र संख्या 88/07/2019-जीएसटी दिनांक 1 फरवरी 2019

Ref: Circular No.88/07/2019-GST dated 1st February 2019

Kind reference is invited to Trade Facility No. 16/2018 Central Tax dated 29th November 2018 issued by this office with reference to Board's Circular No.58/32/2018-GST dated 4th September, 2018 and on the above subject.

Attention is also invited to Board's Circular No. 88/07/2019-GST dated 1st February, 2019 vide which Para 3 of the above mentioned Circular No.58/32/2018-GST has been amended as below:

Original Para 3.

Currently, the functionality to record this liability in the electronic liability register is not available on the common portal. Therefore, it is clarified that as an alternative method, taxpayers may reverse the wrongly availed CENVAT credit under the existing law and inadmissible transitional credit through Table 4(B)(2) of FORM GSTR-3B. The applicable interest and penalty shall apply on all such reversals which shall be paid through entry in column 9 of Table 6.1 of FORM GST-3B.

Amended Para 3.

It may be noted that all such liabilities may be discharged by the taxpayers, either voluntarily in FORM GST DRC-03 or may be recovered vide order uploaded in FORM GST DRC-07, and payment against the said order shall be made in FORM GST DRC-03. It is further clarified that the alternative method of reversing the wrongly availed CENVAT credit under the existing law and inadmissible transitional credit through Table 4(B)(2) of FORM GSTR-3B would no longer be available to taxpayers. The applicable interest and penalty shall apply in respect of all such amounts, which shall also be paid in FORM GST DRC-03

18.06.20.

(के.आर. उदय भास्कर)
(K.R. Uday Bhaskar)
प्रधान आयुक्त / Principal Commissioner

सेवा में / To,

कोचिन आयुक्तालय की प्रेषण सूची के अनुसार
As per DL-I & II of Cochin Commissionerate

प्रति प्रस्तुत है /Copy Submitted to:
मुख्य आयुक्त कार्यालय The Chief Commissioner's Office.