

PRINCIPAL CHIEF COMMISSIONER
CENTRAL GST & CENTRAL EXCISE CHANDIGARH ZONE
C.R. BUILDING, PLOT NO.-19, SECTOR 17-C, CHANDIGARH
Phone: 0172-2704150 Fax:0172-2702572
E-mail: ccu-lexcnd@gov.in

PRINCIPAL CHIEF COMMISSIONER

DO. No...TECN-ANPF/1/2019-GST ZONE-CHD-Part(1)

Dated:8th July, 2020/155.....

Dear

Subject: Notification for constituting State Level Screening Committee on Anti-Profiteering for the state of Punjab: reg

In terms of the provisions contained in Section 171 of the Central Goods and Services Act, 2017 read with Rule 123 of the Central Goods and Services Rules, 2017 and corresponding provisions under Section 171 of State Goods and Services Act, 2017, a State Level Screening Committee ('SLSC' for brevity) for Anti-Profiteering is to be constituted in each State by the State Government. This Committee is constituted by issue of a notification by the state. However, in the state of Punjab the notification for creating of the Screening Committee is yet to be issued, with the result, the complaints on anti-profiteering received by the GST department are not being processed and are pending for quite a long time.

2. Hon'ble Revenue Secretary, Government of India, in the Video Conference dated 21.11.2019, has also stressed upon constitution of State Level Screening Committees at the earliest.

3. Further, Sh. B.N Sharma, Chairman, National Anti-Profiteering Authority, vide D.O letter No. Admn(NAA)/DO(Pt)/04/2018/131/1006 dated 19.02.2020 (copy enclosed) wrote to Principal Secretary (Finance), Government of Punjab, requesting for immediate constitution of the State Screening Committee.

4. Shri Ashutosh Baranwal, Principal Commissioner, CGST Commissionerate, Ludhiana, has also written letter dated 21.01.2020, 15.02.2020, 18.03.2020 and 19.06.2020 requesting for immediate formation of the Committee.

5. Further, on the basis of the data available with the Principal Commissioner, CGST Ludhiana, there are 08 complaints pending to be examined for which SLSC has a statutorily mandated time frame of two months, which however is extendable by another one month by the NAA on written request. Keeping in view of the mandated two month's time limit to dispose off

the complaints, the possibility of most of the pending complaints getting time-barred, cannot be ruled out. The filing of fresh complaints regarding profiteering measures is also being hindered in the absence of notified authority for receiving the applications.

6. It is therefore, requested that the notification constituting State Level Screening Committee for the state of Punjab may please be issued immediately.

Given the sensitivity and currency of the issue, an expeditious response is requested.

Yours faithfully,

— sd —

(Himanshu Gupta)

To,
Sh. K.A.P Sinha,
Principal Secretary, Finance,
Government of Punjab,
Civil Secretariat, Capital Complex,
Sector 1, Chandigarh..

Copy for information to:

- i. Sh. B.N Sharma, Chairman, National Anti-Profiteering Authority, with reference to D.O letter No. Admn(NAA)/DO(Pt)/04/2018/131/1006 dated 19.02.2020
- ii. The Director General of Anti-Profiteering, CBIC, New Delhi with reference to letter F.No.D-22011/AP/32/2019 dated 22.06.2020
- iii. The Principal Commissioner, CGST Commissionerate, Ludhiana: With request to do the necessary followup with Government of Punjab in the matter

Himanshu Gupta
08/07/2020
(Himanshu Gupta)

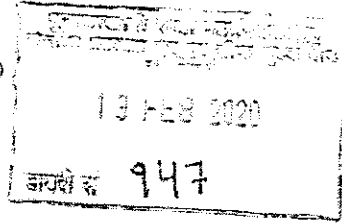
218009/2020/o/o Chief Commissioner Chandigarh



वी. एन. शर्मा
B. N. SHARMA, IAS

CHAIRMAN
National Anti-profiteering Authority (GST)
& Ex-officio Secretary to Government of India

Handwritten signature and date: 20/2/2020



DO No. Admn(NAA)/DO(P1)/04/2018/131 /1006
Dated: 19.02.2020

Handwritten notes on the left margin:
APG
20/2
N/A
19/2/2020
As per...

As you are aware, the National Anti-profiteering Authority (NAA) started functioning with effect from 1st December, 2017. The Authority has so far passed 114 orders and established profiteering of around Rs. 1050 crores, thus touching the lives of millions of consumers.

I am writing to you to bring out a practical difficulty being faced by us, here at NAA, which may harm the interest of the consumer. As you are aware, the Central Goods and Services Tax Act, 2017, along with the Rules, lay down an elaborate mechanism of dealing with the complaints and cases related to profiteering by any taxpayer. The applicants/complainants can send their complaints to either the State Screening Committees or Standing Committee on Anti-profiteering, depending upon the spatial implications of the complaint. Also, the complaints received by the Authority are also forwarded to the concerned State Screening Committee for preliminary prima-facie scrutiny.

Till 15.02.2020, the Authority has sent 6 applications (copy annexed) to the Punjab State Screening Committee on Anti-profiteering but I am afraid that the Committee in Punjab is not constituted since many months now and has not been formed even at the time of me writing this letter.

I must highlight here that the State Screening Committees have a statutorily mandated time limit prescribed to dispose of these complaints, which is two months, extendable by one further month by the Authority on a written request. In the event of lapse of these timelines the complaints becomes time-barred and ultimately the end-consumer loses. Since the anti-profiteering mechanism was incorporated into GST law to protect the consumers' interests, it becomes our solemn duty to ensure its successful implementation.

Also, the Revenue Secretary to the Government of India had reviewed the performance of these Committees through a video conference, on 21.11.2019

where it was emphasised by him that under no circumstance should a profiteering-related complaint go time-barred. I am also enclosing the Minutes of Meeting of this Video Conference for your quick reference.

In light of this fact, I request you to look into the matter personally and ensure the expeditious constitution of the State Screening Committee on Anti-profiteering and its smooth, uninterrupted functioning so that not even a single complaint gets time-barred.

- Sd -

(B.N. Sharma)

Shri Anirudh Tewari, IAS
Pr. Secretary (Finance), Government of Punjab.

Copy to:

- ✓ 1. Smt. Hemambika Priya, Director General, Directorate General of Anti-Profiteering, for immediate necessary follow up.


(B.N. Sharma)

	<p>कार्यालय प्रधान आयुक्त OFFICE OF THE PRINCIPAL COMMISSIONER मालऔर सेवा कर आयुक्तालय - लुधियाना CENTRAL GOODS AND SERVICES TAX COMMISSIONERATE-LUDHIANA जीएसटी भवन ,फ ब्लॉक, ऋषि नगर लुधियाना-141001 GST BHAWAN, F-BLOCK, RISHI NAGAR, LUDHIANA-141001 दूरभाष/Phone No. 0161-2679415, फैक्स/Fax No.-0161-2304881 ई-मेल/E-mail: gst.ludhiana@gov.in</p>	
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Date: 21.01.2020

To,

The Additional Chief Secretary-cum-Financial Commissioner
2nd Floor, Punjab Civil Secretariat,
Sector-1,
Chandigarh-160001.

Sir,

Subject: Details of Central Government officer, for nomination as member of State Level Screening Committee (designation-wise) for the state of Punjab –reg.

Please refer to DGAP letter D-22011/AP/31/2019/163 dated 06.01.2020 regarding minutes of meeting of the Video Conference held on 21.11.2019 chaired by Revenue Secretary to review the functioning of Standing Committee and State Screening Committees.

2. In compliance to the directions contained in Para 2(a) of the letter *ibid.* following officer is hereby nominated (**designation-wise**) as CGST member for State Screening Committee for Anti-Profitteering for State of Punjab:-

Designation of the officer	Commissionerate	Branch	Contact No.	Email_ID
Additional Commissioner	CGST Commissionerate, Ludhiana	Technical	0161-2303807	icu-gstldh@gov.in

3. It is, therefore, requested that the State Level Screening Committee may

kindly be notified in terms of the provisions contained in Rule 123 of the CGST Rules, 2017 and copy of the same may kindly be forwarded to this office.

This issues with the approval of the Principal Commissioner.



Yours faithfully,

Digitally signed by RAJAN LACHALA
Date: Wed Jan 22 16:12:05 IST 2020
Reason: Approved

**Additional Commissioner
(Technical)**

Copy to the Additional Commissioner (CCU), Chandigarh with respect to letter C.NO.TECHN-ANPF/1/2019-GST Zone-CHD-Part (1) dtd.16.01.2019 for information please.

**Additional Commissioner
(Technical)**

	<p>कार्यालय प्रधान आयुक्त OFFICE OF THE PRINCIPAL COMMISSIONER मानशौर मेवा कर आयुक्तालय - लुधियाना CENTRAL GOODS AND SERVICES TAX COMMISSIONERATE- LUDHIANA जीएसटी भवन ,फ ब्लॉक, ऋषि नगर लुधियाना-141001 GST BHAWAN, F-BLOCK, RISHI NAGAR, LUDHIANA-141001 दूरभाष/Phone No. 0161-2303807, फैक्स/Fax No.-0161-2304881 ई-मेल/E-mail: gst.ludhiana@gov.in</p>	
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Date:- 15.02.2020

To,

The Additional Chief Secretary-cum-Financial Commissioner,
 Punjab Civil Secretariat,
 2nd Floor, Sector-1,
 Chandigarh.

Sir,

**Subject: Details of Central Government officer, for nomination as member
 of State Level Screening Committee of the state of Punjab – reg.**

Please refer to DGAP letter D-22011/AP/31/2019/163 dated 06.01.2020 regarding minutes of meeting of the Video Conference held on 21.11.2019 chaired by Revenue Secretary to review the functioning of Standing Committee and State Screening Committees. Also, refer this office letter C. No. TECH-ANPF/1/2019-HQ-GST-LDH dated 21.01.2020 on the subject cited above.

2. Vide above said letter dated. 21.01.2020, it was requested to notify the State Level Screening Committee in terms of provisions of Rule 123 of CGST Rules, 2017. However, communication with regard to notification of the State Level Screening Committee is still awaited.

3. It is, therefore, once again requested that the State Level Screening Committee may kindly be notified in terms of the provisions contained in Rule 123 of the CGST Rules, 2017 and copy of the same may kindly be forwarded to this office.

Yours faithfully,

Additional Commissioner
 (Technical)



Copy to the Additional Commissioner (CCU), O/o Chief Commissioner,
 CGST Chandigarh Zone, Chandigarh for information please.

Additional Commissioner
 (Technical)

Digitally signed by RAJAN LACHALA

Date: Sat Feb 15 18:01:53 IST 2020

Reason: Approved

	<p>कार्यालय प्रधान आयुक्त OFFICE OF THE PRINCIPAL COMMISSIONER मालऔर सेवा कर आयुक्तालय - लुधियाना CENTRAL GOODS AND SERVICES TAX COMMISSIONERATE-LUDHIANA जीएसटी भवन ,फ ब्लॉक, ऋषि नगर लुधियाना-141001 GST BHAWAN, F-BLOCK, RISHI NAGAR, LUDHIANA- 141001 दूरभाष/Phone No. 0161-2303807, फैक्स/Fax No.-0161-2304881 ई-मेल/E-mail: gst.ludhiana@gov.in</p>	
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Date: 18.03.2020

To,

The Additional Chief Secretary-cum-Financial Commissioner
2nd Floor,
Punjab Civil Secretariat,
Sector-1,
Chandigarh-160001.

Sir,

Sub: Details of Central Government officer, for nomination as member of
State Level Screening Committee (designation-wise) for the state of
Punjab – reg.

Please refer to DGAP letter D-22011/AP/31/2019/163 dated 06.01.2020 regarding minutes of meeting of the Video Conference held on 21.11.2019 chaired by Revenue Secretary to review the functioning of Standing Committee and State Screening Committees. Also, refer this office letter C. No. TECH-ANPF/1/2019-HQGST-LDH dated 21.01.2020 and even C. No. I/68196/2020(1) dt. 15.02.2020 (copies enclosed for ready reference) on the subject cited above.

2. Vide above said letters dtd. 21.01.2020 and dtd. 15.02.2020, it was requested to notify the State Level Screening Committee in terms of provisions of Rule 123 of CGST Rules, 2017. However, communication with regard to notification of the State Level Screening Committee is still awaited.

3. It is, therefore, once again requested that the State Level Screening Committee may kindly be notified in terms of the provisions contained in Rule 123 of the CGST Rules, 2017 and copy of the same may kindly be forwarded to this office.

Yours faithfully,

Digitally signed by RAJAN LACHALA
Date:Wed Mar 16 18:20:25 IST 2020
Reason:Approved



Enclosure: As above.

Additional Commissioner
(Technical)

Copy for information and necessary action to :-

1. Sh. A. K. Goel, Secretary, National Anti Profiteering Authority, 6th Floor, Tower-I, Jeewan Bharti Building, Connaught Place, New Delhi-110001.
2. The Additional Commissioner, O/o the Directorate General of Anti-Profiteering (DGAP), 2nd Floor, Bhai Vir Singh Sahitya Sadan Bhai Vir Singh Marg, Gole Market New Delhi-110001.
3. The Additional Commissioner (CCU), GST Chandigarh Zone, Chandigarh with respect to letter TECHN-ANPF/1/2019-GST Zone-CHD-Part (1) dtd.16.01.2019.

Additional Commissioner
(Technical)

	<p style="text-align: center;">कार्यालय प्रधान आयुक्त OFFICE OF THE PRINCIPAL COMMISSIONER केन्द्रीय माल और सेवाकर प्रधान आयुक्त कार्यालय लुधियाना CENTRAL GOODS & SERVICES TAX COMMISSIONERATE, LUDHIANA जीएसटी भवन, एफ-ब्लॉक, ऋषि:नगर, लुधियाना - 141001 GST BHAWAN, F-BLOCK, RISHI NAGAR, LUDHIANA- 141001 दूरभाष/TELE: 0161-2303807, फैक्स/FAX: 0161-2304881; ई-मेल/Email: gst.ludhiana@gov.in</p>	
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Date: 19.06.2020

To,

**The Additional Chief Secretary-cum-Financial Commissioner
2nd Floor, Punjab Civil Secretariat, Sector-1,
Chandigarh - 160001.**

**Sub: Details of Central Government officer, for nomination as member of
State Level Screening Committee (designation-wise) for the state
of Punjab – reg.**

Sir,

Please refer to DGAP letter dated 22011/AP/31/2019/163 dated 06.01.2020 regarding minutes of meeting of the Video Conference held on 21.11.2019 chaired by Revenue Secretary to review the functioning of Standing Committee and State Screening Committees. Also, refer this office letter C. No. TECH-ANPF/1/2019-HQGST-LDH dated 21.01.2020 and even C. No. I/68196/2020(1) dated 15.02.2020 and I/73534/2020 dated 18.03.2020 (copies enclosed for ready reference) on the subject cited above.

2. Vide above said letters dated 21.01.2020, dated 15.02.2020 and dated 20.03.2020, it was requested to notify the State Level Screening Committee in terms of provisions of Rule 123 of CGST Rules, 2017. However, communication with regard to notification of the State Level Screening Committee is still awaited.

3. It is, therefore, once again requested that the State Level Screening Committee may kindly be notified in terms of the provisions contained in Rule 123 of the CGST Rules, 2017 and copy of the same may kindly be forwarded to this office.

Yours faithfully,

Encl:- As above

Additional Commissioner
(Technical)

Copy for information and necessary action to:-

1. Sh. A.K. Goel, Secretary, National Anti-Profiteering Authority, 6th Floor, Tower-I, Jeewan Bharti, Cannought Place, New Delhi-110001.
2. The Additional Commissioner, O/o the Directorate General of Anti-Profiteering (DGAP), 2nd Floor, Bhai Vir Singh Sahitya Sadan Bhai Vir Singh Marg, Gole Market New Delhi - 110001.
3. The Additional Commissioner (CCU), Chandigarh with respect to letter TECHN-ANPF/1/2019-GST Zone- CHD-Part(1) dated 16.01.2019.

Additional Commissioner
(Technical)