

सीमा शुल्क एवं केंद्रीय उत्पाद शुल्क तथा सेवा कर प्रधान आयुक्त का कार्यालय  
केंद्रीय उत्पाद शुल्क भवन आयुक्तालय नागपुर - 1 नागपुर

F.NO. I(22)73/RTI/NGP-I/2016/

Dated 29.11.2016.

~~RTI MATTER~~ RTI MATTER  
TIME BOUND

सेवा में,  
सहायक आयुक्त,  
केंद्रीय उत्पाद शुल्क एवं सीमा शुल्क,  
प्रभाग - हिंगणा - 1/II, बुटिबोरी - 1/II, मीहान,  
मुख्यालय, नागपुर - 1

विषय :- सुचना अधिकार नियम 2005 के अंतर्गत आवेदन कर्ता Shri Kapil Vinayak,  
New Delhi, के पत्र दिनांक 12.10.2016 ( इस कार्यालय में दिनांक 28.11.2016  
को प्राप्त ) के - संदर्भ में ।

आवेदन कर्ता Shri Kapil Vinayak, New Delhi, ने सुचना अधिकार नियम 2005 के  
अंतर्गत जानकारी प्राप्त करने हेतु आवेदन दि. 12.10.2016 के तहत बिनती की है ।


उपरोक्त पत्र उप आयुक्त/ CPIO(CCO), Nagpur, के द्वारा भेजा गया प्राप्त पत्र, पत्र संख्या  
IV/(16)30-07/RTI/CCO/NZ/2016/11671 दिनांक 25.11.2016 का पत्र जो की इस कार्यालय में  
दिनांक 28.11.2016 को प्राप्त हुआ है ।

उपरोक्त जानकारी आपके विभाग से संबन्धित होने के कारण उपरोक्त आवेदन नियम  
under Section 6(3) of RTI Act, 2005 के तहत आपके तरफ भेज रहे हैं ।

अतः आपसे निवेदन है की मांगी गई जानकारी सीधे आवेदक को भेजकर, इस कार्यालय को  
सूचीत करे ।


उपरोक्त पत्र कि प्रतिलिपी आपको आवश्यक कार्यवाही हेतु प्रस्तुत है ।

संलग्न :- उपरोक्तानुसार ।  
(05 प्रति)

  
(अनील शशीधरन)  
केंद्रीय लोक सुचना अधिकारी तथा सहायक आयुक्त  
केंद्रीय उत्पाद शुल्क एवं सीमा शुल्क, नागपुर-1

प्रतीलीपी :-

1) Shri Kapil Vinayak, BW-30B, Shalimar Bagh, New Delhi - 110088 - Your  
RTI application has been already forwarded for reply to the concerned CPIO, for further follow  
up. You may directly contact them.

  
(अनील शशीधरन)  
केंद्रीय लोक सुचना अधिकारी तथा सहायक आयुक्त  
केंद्रीय उत्पाद शुल्क एवं सीमा शुल्क, नागपुर-1

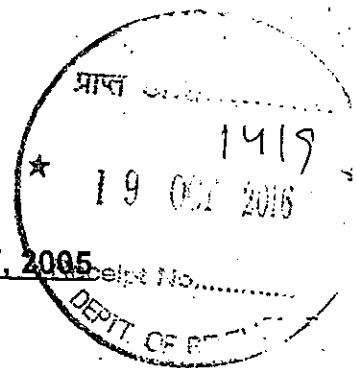
11- 2974  
(1)

**SPEED POST**

Date: 12/10/2016

**The Public Information Officer**

The Ministry of Finance, Department of Revenue  
North Block, Cabinet Secretariat, Raisina Hill  
New Delhi-110001



**SUB: APPLICATION UNDER SECTION 6 OF THE RTI ACT, 2005**

Sir,

Kindly furnish the following information to the undersigned applicant:

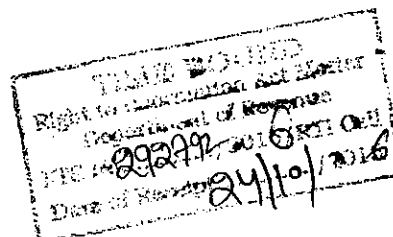
1. Please inform the action taken by the Ministry/Department to implement/comply with the judgement dated 03.06.2016 passed by the Hon'ble High Court Of Delhi in W.P. (C) 2235/2011, titled 'Suresh Kumar Bansal vs. UOI & Ors', wherein the Hon'ble High Court of Delhi has held that buyers cannot be charged with service tax for under construction flats being built by the builder and further directed the department to refund the service tax so deposited with interest at the rate of 6% from the date of deposit till the date of refund. Kindly furnish all the relevant documents in regard to above including file notings, if any.
2. Please inform if the Ministry/Department has preferred an Appeal on the above Judgement and the current status of the said Appeal. Kindly provide the Appel/Case Number and title.
3. Please inform regarding action taken, if any to facilitate providing refund in line with the above judgement. Please provide relevant documents in this regard, if any including directions issued to the concerned department.
4. Please inform, if refunds have been issued to the payer/buyer of flats so far in line with the above judgement. Please furnish the details of such refunds and relevant documents, if any.

via Tax cell

24/10/16

The requisite fees as prescribed under the RTI Act, 2005 is enclosed herewith vide P.O for Rupees Ten only bearing number 280547.

*Kanayak*  
Kapil Vinayak  
BW-30B, Shalimar Bagh  
New Delhi-110088  
Ph: 9871331619



By Speed Post

**OFFICE OF THE ASSISTANT COMMISSIONER,**  
**CUSTOMS, CENTRAL EXCISE & SERVICE TAX,**  
**DIVISION-HINGNA-I, NAGPUR-I COMMISSIONERATE, KENDRIYA UTPAD**  
**SHULK BHAWAN, TELENKEDHI ROAD CIVIL LINES NAGPUR-440001**

F.No.IV(16)30-14/RTI/2016-17/H-I/885

Nagpur, the dtd. 16.12.2016

To,

Shri Kapil Vinayak  
BW-30B, Shalimar Bagh,  
New Delhi - 110088

Sir,

**Subject:-** Application of Shri Kapil Vinayak, New Delhi Dt. 12.10.2016  
under RTI Act, 2005 -reg

Please refer to your application dated 12.10.2016.2016 under RTI Act,2005  
address to Public Information Officer MOF,DOR North Block, New Delhi & copy  
forwarded by Nagpur-I Commissionerate to this office on dt. 02.12.2016.

The information on point No. 4 of your application, is that no refund has  
been sanctioned to payer/buyer of flats under the jurisdiction of Central Excise,  
Division Hingna- I, Nagpur-I Commissionerate Nagpur. As none have file Refund  
claim in this regard.

The information may please be treated as NIL.

Yours faithfully

*sd/-*

(ANIL SASIDHARAN )  
ASSISTANT COMMISSIONER  
CENTRAL EXCISE,DN.HINGNA-I  
NAGPUR

✓ Copy to :- CPIO & The Deputy Commissioner (RTI) C.Ex. Hqrs., Nagpur-I, With  
reference to your letter C.No. I(22)73 /RTI/NGP-/2016/2617 dt .29.11.2015 for  
information please.

*sd/-*  
20/12/16

(ANIL SASIDHARAN)  
ASSISTANT COMMISSIONER  
CENTRAL EXCISE,DN.HINGNA-I  
NAGPUR

By Speed Post

**OFFICE OF THE ASSISTANT COMMISSIONER,**  
**CUSTOMS, CENTRAL EXCISE & SERVICE TAX,**  
**DIVISION-HINGNA-I, NAGPUR-I COMMISSIONERATE, KENDRIYA UTPAD**  
**SHULK BHAWAN, TELENKEDHI ROAD CIVIL LINES NAGPUR-440001**

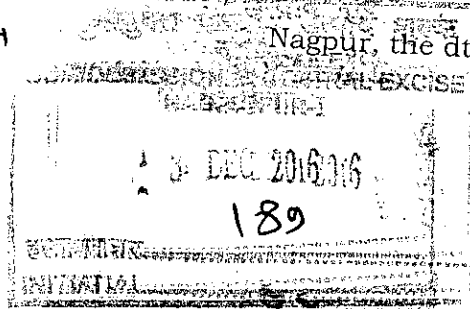
F.No.IV(16) 04/RTI/2014/H-II/524

Nagpur, the dtd. 09.12.2016

To,

Shri Kapil Vinayak  
BW-30B, Shalimar Bagh,  
New Delhi - 110088

Sir,



**Subject:-** Application of Shri Kapil Vinayak, New Delhi Dt. 12.10.2016  
under RTI Act, 2005 -reg

Please refer to your application dated 12.10.2016.2016 under RTI Act,2005  
address to Public Information Officer MOF,DOR North Block, New Delhi & copy  
forwarded by Nagpur-I Commissionerate to this office on dt. 02.12.2016.

It is to inform you that the information on point No. 4 of your application,  
there is no any refund has been issued to payer/buyer of flats under the  
jurisdiction of Central Excise, Division Hingna- II, Nagpur-I Commissionerate  
Nagpur.

The information may please be treated as NIL.

Yours faithfully

*(Signature)*  
(KAMAL PUGGAL)  
ASSISTANT COMMISSIONER  
CENTRAL EXCISE, DN.HINGNA-II  
NAGPUR

Copy to :- CPIO & The Deputy Commissioner (RTI) C.Ex. Hqrs., Nagpur-I, With  
reference to your letter C.No. I(22)73 /RTI/NGP-/2016/2617 dt .29.11.2015 for  
information please.

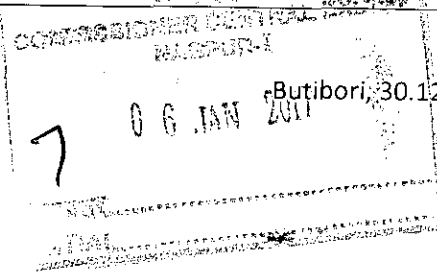
*(Signature)*  
(KAMAL PUGGAL)  
ASSISTANT COMMISSIONER  
CENTRAL EXCISE, DN.HINGNA-II  
NAGPUR

*Recd.  
2016*



भारत सरकार  
वित्त मंत्रालय, राजस्व विभाग,  
कार्यालय सहायक आयुक्त, केन्द्रीय उत्पाद शुल्क, सीमा शुल्क एवं सेवाकर,  
प्रभाग-I, सिविल लाइन्स, तेलगखेडी रोड, नागपुर

F.No. IV(16)30-10/RTI/Dn B-I/2014/08/117



To,  
Shri. Kapil Vinayak,  
BW-30B, Shalimar Bagh,  
New Delhi-110088.

Gentlemen,

Sub:-The Information u/s 6/1 of RTI Act, 2005 application dated.12.10.2016-reg.

Please refer to the RTI information letter dated 12.10.2016 received through CPIO/Assistant Commissioner Central Excise, Custom & Service Tax Hqrs Nagpur-I this office on dated 02.12.2016 on the above subject..

In the above context, the point wise reply is as under.

1. No such cases of refund has been received in this office so far, hence the information sought by you on Point No.4 is not available with this Division. The report may kindly be treated as "Nil" in respect of Division Butibori-I.

Yours faithfully

CPIO & Assistant Commissioner  
Customs, Central Excise & Service tax,  
Division. Butibori-I.

✓ Copy to the:- CPIO/Assistant Commissioner, Central Excise Customs & Service Tax,  
Nagpur-I Commissionerate w.r.t letter F.No.I(22)73/RTI/NGP-I/2016 /2618 dated  
29.11.2016 for information please.

CPIO & Assistant Commissioner  
Customs, Central Excise & Service tax,  
Division. Butibori-I.

**OFFICE OF THE ASSISTANT COMMISSIONER : CUSTOMS & CENTRAL EXCISE  
DIVISION BUTIBORI- II, NAGPUR-I COMMISSIONERATE.**

C.No. IV(16)30-03//Dn.BT-II/RTI./2014/654 Nagpur, dated 15.12.2016

To,  
Shri Kapil Vinayak,  
BW-30B, Shalimar Bagh,  
New Delhi-110088,

Gentleman,

**Subject:-Application of Shri Kapil Vinayak, dated-12.10.2016 under RTI  
ACT, 2005...reg.**

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Please refer to your letter, Ref. No. 149/137/2016-Service Tax(pt-2) dated 21-11-2016 & CPIO's letter F. No.I(22)73/RTI/NGP-I/2016/2619 dated 29-11-2016, vide which your application for RTI was forwarded to this office.

The report in the subject matter pertaining to the jurisdiction of Division Butibori-II, Nagpur-I Commissionerate may please be treated as Nil as such no such cases falling under the jurisdiction of Division Butibori-II.

—Sd—

**( DR. PINKY BASKEY )  
ASSISTANT COMMISSIONER  
CENTRA EXCISE & CUSTOMS  
DIVISION-BUTIBORI-II**

Copy to:

The CPIO & Assistant Commissioner, (RTI) Central Excise & Customs , Hdqr. Nagpur-I Commissionerate with reference to letter F.No. I(22)73/RTI/NGP-I/2016/2619, dtd: 29-11-2016, for information please.

**( DR. PINKY BASKEY )  
ASSISTANT COMMISSIONER  
CENTRA EXCISE & CUSTOMS  
DIVISION-BUTIBORI-II**

Recd.  
16/12/16  
Inq. RTI.

**OFFICE OF THE ASSISTANT COMMISSIONER OF CUSTOMS, CENTRAL EXCISE & SERVICE TAX, DIVISION MIHAN, NAGPUR-I COMMISSIONERATE, NAGPUR-440001**

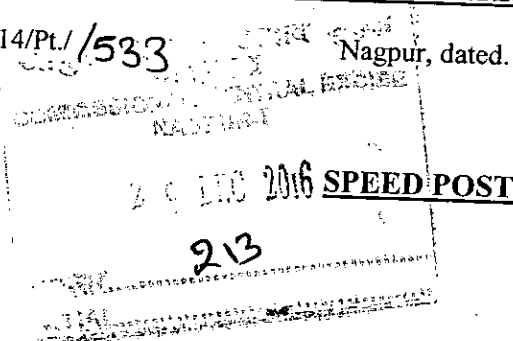
F.No.IV (16)30-01/RTI/MIHAN/2014/Pt./533

Nagpur, dated. 27-12-2016

To,

Shri Kapil Vinayak,  
BW-30B, Shalimar Bagh,  
New Delhi-110088

Sir,



Subject: - Information sought by Shri Kapil Vinayak, Delhi dated 12.10.2016  
(Received in this office on 02-10-2016) Under RTI Act, 2005 - reg.

Please refer to your letter dated 12-10-2016 on the above subject.

It is to inform that, report in respect of point no. 4 may please be treated as Nil, since no refund/rebate have been issued to the payer/buyer of flats so far in line with the Hon'ble High Court of Delhi in W.P. (C) 2235/2011, titled "Suresh Kumar Bansal vs UOI & Ors" as on date under the jurisdiction of Division Mihan Central Excise, Nagpur-I Commissionerate.

Yours sincerely,

*Sd -*  
CPIO & ASSISTANT COMMISSIONER  
CUSTOMS, CENTRAL EXCISE & SERVICE TAX,  
DIVISION MIHAN

Copy submitted to the CPIO & Dy/Assistant Commissioner (RTI), Central Excise, Hqs Office, Nagpur -1 with reference to their letter F.No.I(22)73/RTI/NGP-I/2016/2620, dated 29-11-2016 for information please.

*[Signature]*  
CPIO & ASSISTANT COMMISSIONER  
CUSTOMS, CENTRAL EXCISE & SERVICE TAX,  
DIVISION MIHAN