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Boman Irani
Harish Patel
Nainesh Shah
Domnic Romell

ADDL. VICE PRESIDENT

Sukhraj Nahar

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Bandish Ajmera

TREASURER

Mukesh Patel

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Sandeep Raheja
Jayesh Shah
Sanjay Chhabria
Rasesh Kanakia

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Sandeep Runwal
Shailesh G. Puranik
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JOINT TREASURER

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Munish Doshi

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Vyomesh Shah
Paras Gundecha
Pravin Doshi
Mohan Deshmukh
Mofatraj Munot
Rajnikant Ajmera
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Late Lalit Gandhi
Late Babubhai Majethia

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Ajay Ashar

PRESIDENT, KALYAN-DOMBIVLI
Ravi Patil

PRESIDENT, MIRA VIRAR CITY
Ashit Shah

PRESIDENT, RAIGAD
Ateeque Khot

PRESIDENT, NAVI MUMBAI
Prakash Baviskar

Ref. No.: MCHI/PRES/19-20/047

September 16, 2019

To

Hon'ble Shri Sudhir Mungantiwar

Minister of Finance, Planning and Forest Department

Government of Maharashtra

Mantralaya, Mumbai.

Sub. : Extend the cut-off date to 31st October, 2019 under "Sabka Vishwas (Legal Dispute Resolution) Scheme, 2019" for cases covered under Audits

Respected Sir,

Under the Indirect Tax Amnesty scheme "Sabka Vishwas (Legal Dispute Resolution) Scheme, 2019", an opportunity is provisioned for only those cases where SCN or Demand has already been issued before 30th June, 2019.

Sir, it may be pertinent to bring to your kind notice that there are many cases where the afore-mentioned scheme cannot be availed of by the assesses if the audit began before the cut-off date of 30th June, 2019 but the SCN or Audit report was received post 30th June, 2019.

Considering the fact that LDRS is limited to SCNs where final hearing has not happened before cut off date, which is going to be subjective as there is no concrete evidence to prove final hearing in all cases, it is recommended to extend the benefit to all pending cases where there is no order passed by the Department before cut off date in respect of pending SCNs.

Besides, considering the complex nature of the Real Estate Industry and the legacy issues related to tax on redevelopment, reversal of credit on OC, TDR and other complex issues, i.e. GTA tax for under-construction property after abatement of 25% vs 30%, inclusion of additional charges in taxable value etc., CREDAI-MCHI would like to request you to kindly extend the cut-off date to 31st October, 2019 by which time, most of the audits will be closed / completed. Such an extension will enable the department and the assesses, who are deprived of the scheme owing to the cut-off date, to avoid unnecessary, time consuming and costly litigations by paying 30% or 50% of the disputed amount. A mere extension of the cut-off date shall create a win-win situation for the department as well as the assessee.

We sincerely look forward to your kind consideration and roll out of the necessary directives.

Thanking you,

Your sincerely,
For CREDAI-MCHI

Nayan A. Shah
President

Bandish Ajmera
Hon. Secretary

Sanjiv S. Chaudhary MRICS
Chief Operating Officer