

**ORDER FOR RESTORATION OF SUSPENSION OF
M/S. ARABIAN SEA COUNTRY CLUB**

Name & NTN of Person Suspended:	M/s. ARABIAN SEA COUNTRY CLUB SNTN: 0709681-0
Address:	Bin Qasim Town, Karachi.
Date of Institution:	21 st January, 2020
Reason for Suspension	<ul style="list-style-type: none">Non-compliance of the provisions of section 9, 17 and 30 of the Sindh Sales Tax on Services Act, 2011 and rule 12, 13 and 14 of the Sindh Sales Tax on Services Rules, 2011.
Tax Periods	January, 2019 to October, 2019

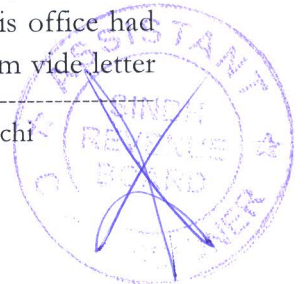
Brief facts of the case are that M/s. Arabian Sea Country Club (hereinafter referred as 'the registered person') having SNTN: S0709681-0 are registered with Sindh Revenue Board under the category of "services provided or rendered by Clubs" classified under tariff heading 9801.4000 to the second schedule of Sindh Sales Tax on Services Act, 2011 (hereinafter "Act, 2011").

2. Whereas, scrutiny of the Sindh Sales Tax profile of the registered person revealed that they had failed to make the payment of Sindh sales tax on services as required under section 9 and section 17 of the Act, 2011, read with rule 14 of the Rules, 2011. They had also failed to e-file the true & correct Sindh sales tax return (Form SST-03) as required under section 30 of the Act, 2011 read with rule 12 and rule 13 of the Rules, 2011.

3. And whereas, the excel sheet attached in the email sent by Mr. Izhar Hussain of M/s Arabian Sea Country Club dated 29-12-2019 in correspondence to this office earlier letter of short-payment dated 03-12-2019 disclosed that the registered person had provided taxable services to M/s Aisha Steel Mills Limited, M/s Master Motors, M/s Novartis Pharma (Pakistan) Limited, M/s Naveena Steel Mills (Pvt) Limited, M/s Yamaha Motor Pakistan (Pvt) Limited, M/s HighTech Auto Parts (Pvt) Limited, M/s Coca Cola Beverages Pakistan (Pvt) Limited, M/s L'oreal Pakistan Pvt Limited amounting to Rs. 11,615,885/- involving Sindh sales tax of Rs. 1,510,067/- for the tax-periods January, 2019 to October, 2019.

4. However, they had failed to declare and deposit such quantum of services, as provided to the above-mentioned service recipients, during the aforesaid tax-periods. Therefore, this office had already informed the registered person in writing about the offences committed by them vide letter

Sindh Revenue Board, 9th Floor, Shaheen Complex Building, M.R. Kiyani Road, Karachi
Phone: No.021-99217800 Ext.147, Email: muhammad.ali@srb.gos.pk



bearing No.SRB-COM-I/AC-02/2020/1332 dated 13.01.2019. The registered person was provided final opportunity to immediately pay the short paid SST amount of **Rs. 1,510,067/-** along with default surcharge (to be calculated at the time of payment) under section 44 of the Sindh Sales Tax on Services Act, 2011 latest by 20th January, 2020. However, they had failed to deposit "Government Dues" on account of Sindh sales tax within the allotted time. This was the serious violation of the above referred statutory provisions of the Act-2011 and the Rules made thereunder. Whereas, Mr. Izhar Hussain of M/s Arabian Sea Country Club, vide email dated 19-01-2020, had requested to extend the compliance by 28th February, 2020 as they had paucity of funds. The said extension request was rejected as the referred Sindh sales tax amount had already been charged and collected by the registered person.

5. Hence, this office notice bearing No.SRB-COM-II/AC-02/2020/1357 dated 21st January 2020 was served upon the registered person under section 25 of the Act, 2011 read with Circular No. 02 of 2013 and Rule 10 of the Rules, 2011, whereby, the registration of the registered person was suspended with immediate effect. The registered person was advised to take certain remedial actions, as mentioned below, by 28-01-2020 so that the suspension may be revoked:-

- to discharge all the due Sindh sales tax liability along with default surcharge under section 44 of the Act-2011 under the Government of Sindh head of account B-02384, for the aforementioned tax periods and deposit the due tax amount;
- to e-file the true and correct monthly Sindh sales tax returns (Form SST-03) for the said tax periods.

The registered person was also informed that in case of non-satisfactory response or failure to take remedial measures as suggested above on or before 28-01-2020, your case shall be proceeded for cancellation of your SRB registration

6. In compliance to this office suspension letter bearing no. No.SRB-COM-II/AC-02/2020/1357 dated 21st January 2020, Mr Imroz, Chief Financial Officer appeared before the undersigned on 04th February, 2020 and submitted (1) cheque bearing no. 33856585 and amount of **Rs. 1,010,067/-** (2) cheque bearing no. 32681492 and amount of **Rs. 500,000/-**. He also requested to restore their registration so that they may access their account and also e-file their monthly Sindh sales tax returns.

7. I have gone through the submissions of the registered person and came to the conclusion that, as a matter of procedure, on suspension of registration of taxpayer, the complete tax profile of registered person is blocked on i.srb portal due to which the taxpayer can neither e-file the return nor can generate the PSID on their SNTN. Since, the registered person has made the payment of **Rs. 1,510,067/-** as confronted vide suspension notice, therefore, taking a lenient view and for the purpose of carrying on their business activity and subsequent remedial actions to be taken by the registered person, the suspension of the registered person, made though this office notice bearing No.SRB-COM-II/AC-02/2020/1357 dated 21st January 2020, is hereby **revoked with immediate effect**. In case of failure to fulfil the stated remedial actions, registration of taxpayer may be subject to suspension again.

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8. This order contains Three (03) pages, each bearing my seal and initial.

(MUHAMMAD ALI SIDDIQUI)
Assistant Commissioner (Unit-02)

Copy for Information to:

1. Chief Collector Customs (Enforcement South), Custom House, Karachi.
2. Chief Collector Customs (Preventive South), Custom House, Karachi.
3. Chief Commissioner LTU, PIC Towers, Moulvi Tamizuddin Road, Karachi.
4. Chief Commissioner, RTO-I/II/III KARACHI, Income Tax House, 6th Floor, Income Tax Building, Shahrah-e-Kamal Atta Turk, Karachi.
5. The Commissioner-II, Sindh Revenue Board, Karachi.
6. M/s Aisha Steel Mills Limited.
7. M/s Master Motors Limited.
8. M/s Coca Cola Beverages Pakistan Pvt Limited.
9. M/s Naveena Steel Mills Pvt Limited.
10. M/s High Tech Autoparts Pvt Limited.
11. M/s L'oreal Pakistan.
12. M/s Yamaha Motor Pakistan.
13. Mr. Shahid-ul-Ghani, Head of IT, SRB, for placing it on SRB website.
14. Mr. Shaiq Jafri, Chief Manager, PRAL in SRB.
15. Manager Call Centre, SRB.



(MUHAMMAD ALI SIDDIQUI)
Assistant Commissioner (Unit-02)