



OFFICE OF THE ASSISTANT COMMISSIONER
SINDH REVENUE BOARD, GOVERNMENT OF SINDH

Bungalow Number-42 Block-B Near NAB Office,
Sindh Muslim Housing Society, Nisar Ahmed Siddiqui Road, Sukkur



NO.SRB-SKR-CB-65-Arslan/12/543

Dated: 08-Apr-21, 2021

M/s Arslan Construction Company,
G.T Road, Bashir Colony,
Dahraki.
(+92, 302, 8778861)

Subject: **ORDER OF SUSPENSION OF REGISTRATION OF M/S ARSLAN CONSTRUCTION COMPANY BEARING SNTN # 3027024-3.**

Whereas, section 25(1)(a)(ii) of the Sindh Sales Tax on Services Act, 2011 (hereinafter referred to as "the Act-2011") provides that registration of a registered person can be suspended where registered person "has failed to comply with its obligations under this Act". Rule 10 of the Sindh Sales Tax on Services Rules, 2011 (hereinafter referred to as "the Rules-2011") also provides that where a registered person commits any act of fraud or deliberate and intentional non-payment, short payment or evasion of tax or non-filing of returns for four consecutive tax periods, the Board or an officer of SRB authorized by the Board in this behalf may, without prejudice to any other action under the law for the time being in force, suspend the registration of such person.

2. Every registered person is required to deposit the monthly Sindh sales tax on services as required under section 9 and 17 of the Sindh Sales Tax on Services Act, 2011, read with rule 14 of the Sindh Sales Tax on Services Rules, 2011 within the time prescribed therein and is further required to e-file the monthly SST returns as required under section 30 read with Rule 11, 12, 13 and 14 of the Rules-2011 within three days of due date of payment of tax.

3. M/s Arslan Construction Company bearing SNTN # 3027024-3 ("registered person") are registered with SRB. Scrutiny of Sindh sales tax returns of other persons registered with SRB shows that registered person have provided or rendered taxable services, charged and collected Sindh sales tax, however, neither they have declared in their monthly returns nor paid the Sindh sales tax thereof. Details are given in the following two tables:

S.No	Tax Period	Invoice No	Date	Tax Amount	Purchase Value	Tax Withheld	Not Paid
1	Jan-17	35	18/01/2017	401,415	3,087,808	80,283	321,132
2	Apr-17	216	25/04/2017	988,450	7,603,462	197,690	790,760
3	Jun-18	44	30/06/2018	1,185,505	9,119,269	237,101	948,404
4	Dec-18	42	18/12/2018	1,856,770	14,282,846	371,354	1,485,416
5	Jan-19	36	25/01/2019	2,107,945	16,214,962	421,589	1,686,356
6	Mar-19	152	13/03/2019	2,021,680	15,551,385	404,336	1,617,344
7	Mar-19	225	12/03/2019	1,185,505	9,119,269	237,101	948,404
8	May-19	56	30/04/2019	15,935	122,577	3,187	12,748
9	Jun-19	61	17/06/2019	6,155	47,346	1,231	4,924
10	Jul-19	47	26/07/2019	1,342,760	10,328,923	268,552	1,074,208
11	Jul-19	46	26/07/2019	369,490	2,842,231	73,898	295,592
12	Feb-21	34	16/02/2021	4,515,200	34,732,308	903,040	3,612,160
Total				15,996,810	123,052,386	3,199,362	12,797,448

S.No	Tax Period	Invoice No	Date	Tax Amount	Purchase Value	Tax Withheld	Not Paid
1	Oct-18	16462224	19/10/2018	149,390	1,149,154	29,878	119,512
2	Oct-18	16462255	22/10/2018	76,025	584,808	15,205	60,820
3	Nov-18	1500218383	28/11/2018	16,150	124,231	3,230	12,920

4	Dec-18	16462957	18/12/2018	52,580	404,477	10,516	42,064
5	Jan-19	16463269	08/01/2019	112,500	865,385	22,500	90,000
6	Feb-19	16463907	26/02/2019	25,285	194,500	5,057	20,228
7	Mar-19	16464238	26/03/2019	33,925	260,962	6,785	27,140
12	Sep-19	18408868	03/09/2019	32,713	251,639	6,543	26,170
13	Sep-19	18408927	05/09/2019	22,172	170,555	4,434	17,738
15	Nov-19	18133308	19/11/2019	78,620	604,769	15,724	62,896
16	Nov-19	18133408	26/11/2019	139,075	1,069,808	27,815	111,260
22	Nov-20	18136530-2	10/11/2020	88,730	682,538	17,746	70,984
23	Nov-20	18136575-	17/11/2020	174,640	1,343,385	34,928	139,712
24	Nov-20	18136695-7	24/11/2020	49,810	383,154	9,962	39,848
28	Dec-20	18136986-5	18/12/2020	185,304	1,425,415	37,061	148,243
Total				1,236,919	9,514,780	247,384	989,535

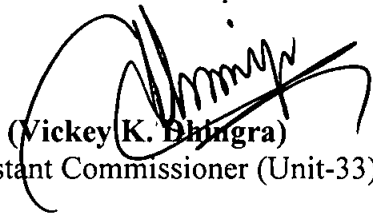
4. Besides above non-payment of Sindh sales tax, registered person also failed to e-file monthly returns for the tax periods from **May 2017 to July 2017, September 2017, November 2017, October 2020 and February 2021**. Non-payment of SST and non-filing of SST returns within the time and manner prescribed under the law is contravention of aforesaid provisions of the Act-2011 and the rules made thereunder. Record available with this office shows that you have provided or rendered taxable services and charged, collected and withheld the Sindh government revenues, however, did not deposit the same willfully. This office vide series of letters, including letters dated 31.03.2021 and 03.04.2019 informed about short payment of SST which is now amounting to **Rs. 13,786,983/-**. However, they paid no heed to the compliance of the provisions of the Act-2011 and rules made thereunder and paid partial SST amount and continued non-filing of SST returns. This shows willful default on your part and same is serious violation of aforesaid provisions of the Act-2011 and the rules made thereunder which is equal to taking the law into the hands.

5. Now, this notice is being issued to you under section 25 of the Sindh Sales Tax on Services Act, 2011 read with Circular No.02 of 2013 and Rule 10 of the Sindh Sales Tax on Services Rules, 2011 to the effect that your registration is hereby suspended with immediate effect. However, your suspension shall be revoked if you take following remedial actions by **22-04-2021**;

- To discharge all your Sindh sales tax dues including above SST amount of **Rs.13,786,983/-** along with default surcharge under section 44 of the Act-2011 and penalties under section 43 of the Act-2011 for aforementioned tax period and deposit the same in the Government of Sindh head of account B-02384.
- To e-file monthly Sindh sales tax returns for aforesaid tax periods.

6. In case of non-satisfactory response or failure to take remedial measures as suggested above on or before **12-04-2021**, your case shall be further proceeded for cancellation of your registration with SRB. If you wish to be heard in person or through your duly authorized representative, you may appear for hearing on **15.04.2021 @ 10:00 AM** in the office of undersigned along with written defence, if any, in respect of above remedial actions.

6. This notice and suspension of registration are without prejudice to the penal action, prosecution action and recovery action as may be taken against you in accordance with the provisions of the Act-2011 and the Rules-2011.


(Vickey K. Dhingra)
 Assistant Commissioner (Unit-33)

Copy for information to:

- Commissioner, SRB, Sukkur.

- M/s Mari Petroleum Company Limited, 21 Mauve Area, 3rd Road, Sector G-10/4, Islamabad, *is hereby directed to deduct and hold the payment due to the registered person, if any, until all the Sindh sales tax dues are cleared,*
- M/s Engro Fertilizers Ltd., 7th Floor, The Harobour Front Building, HC#3 Marine Drive, Clifton Block-4, Clifton Road, Karachi, *is hereby directed to deduct and hold the payment due to the registered person, if any, until all the Sindh sales tax dues are cleared,*
- Chief Manager, PRAL, Sindh Revenue Board, 6th Floor, Shaheen Complex, M.R Kiyani Road, Karachi, for suspending the registration of registered person,
- ✓ Mr. Shahid-ul-Ghani, Head of IT, SRB, for placing it on SRB website.

INWARD	
NOF	<u>106/64</u>
Date:	<u>09/4/21</u>
Received by	<u>CU</u>
	Name & Title Sindh Revenue Board

