



OFFICE OF THE
ASSISTANT COMMISSIONER
SINDH REVENUE BOARD
GOVERNMENT OF SINDH

No. SRB/COM-SUK/COB--9/ZES/2021/854

Dated: 21st April, 2021

M/s Fahad Arts & Panaflex Painter & Artist.,

Mohalla Ameer Bukhsh Soomro, Daharki,

Distt: Ghotki, Sindh

Contact: +92, 300, 7393000

Subject: **ORDER FOR SUSPENSION OF REGISTRATION OF M/S FAHAD ARTS & PANAFLEX PAINTER & ARTIST. (SNTN # 4031357-3).**

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. In terms of section 9 and 17 of the said Act-2011 read with Rule 14 of the said Rules-2011, every registered person is required to deposit the monthly Sindh sales tax in the time and manner prescribed therein and is further required, under section 30 of the Act-2011 read with 11, 12, 13 and 14 of the Rules-2011, to e-file the monthly SST returns within three days of due date of payment of tax.

3. During scrutiny of monthly returns/withholding statements of other persons, it is revealed that the registered person has provided or rendered taxable services whereby they have charged and collected Sindh sales tax during the tax periods **October 2016, December 2017, June 2018 and from January 2019 to February 2021**, however, neither declared in its returns nor deposited the amount of tax. Details are given as under:

NTN	Name of Recipient	Purchased Value	VAT Amount	WHT Amount	Not Paid
1414673	Mari Petroleum Company Limited	3,342,194	434,485	86,897	347,588
1435809	Fauji Fertilizer Company Limited	1,001,776	130,231	26,047	104,184
2639742-7	Engro Powergen Qadirpur Limited	220,130	140,119	20,679	119,440
Total		4,564,100	704,835	133,623	571,212
Less: SST paid					(65,799)
Outstanding Sindh sales tax dues					505,413

4. However, the registered person has neither declared in the monthly Sindh sales tax returns nor deposited into the Sindh government treasury which is amounting to willful default. Furthermore, they have failed to e-file the monthly Sindh sales tax returns for the tax periods **July 2016 to January 2019; March 2019 to April 2019; July 2019 to February 2020; April 2020 to October 2020; and December 2020 and February 2021**. Non-payment or short payment of SST against providing of taxable services and non-filing or non-filing of true and corrects returns are contravention of provisions of section 8, 9, 17 and 30 of the said Act-2011 read with rules prescribed therein. The said contraventions are liable to penalties prescribed under section 43 of the Act-2011 and are subject to levy of default surcharge under section 44 of the said Act-2011. This office vide letter dated 15th April, 2021 informed you regarding non-payment and non-filing of SST

Address: Bungalow Number-42 Block-B Near NAB Office, Sindh Muslim Housing Society, Nisar Ahmed Siddiqui Road, Sukkur. Tel: (071-9310995) Email: vickey.dhingra@srb.gos.pk Website: www.srb.gos.pk

returns for the aforementioned tax periods. However, you paid no heed to the compliance of the provisions of the Act-2011 and rules made thereunder and continued non-filing. 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 actions by **07-05-2021**:

- to discharge all your Sindh sales tax dues **including above SST amount of Rs. 505,413/-** 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 the monthly SST returns for the tax periods.

6. In case of non-satisfactory response or failure to take remedial measures as suggested above on or before **07-05-2021**, 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 **30.04.2021 @ 10:00 AM** in the office of undersigned along with written defence, if any, in respect of above remedial actions.

7. 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, *with the request to deduct and hold the payment due to the registered person, if any, until all the Sindh sales tax dues are cleared,*
- M/s Fauji Fertilizer Company Limited, Ib-35, KDA Scheme No.1, Karsaz, Karachi *with the request 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 Powergen Qadirpur Limited, 7th Floor, The Harobour Front Building, HC#3 Marine Drive, Clifton Block-4, Clifton Road, Karachi, *with the request 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
No. 111534
Date: 26-04-21
Received by: [Signature]
Sindh Revenue Board

Address: Bungalow Number-42 Block-B Near NAB Office, Sindh Muslim Housing Society, Nisar Ahmed Siddiqui Road, Sukkur. **Tel:** (071-9310995) **Email:** vickey.dhingra@srb.gos.pk **Website:** www.srb.gos.pk