

Under jurisdiction of Nagpur Court only

**WESTERN COALFIELDS
LIMITED**

(A Miniratna-Cat-1.Govt.as of India Undertaking)



**Office of the
GENERAL MANAGER(S&M)**

Regd.Office,Coal Estate,Civil Lines Nagpur-440001

Tel.No. No.0712-2511061 – 2511323 FAX No.2512977

NGP/WCL/S&M/Comml/

144

01.07.16

NOTICE

Sub: Procedure in respect of CST sale of coal against C-Forms

This is in reference to Notice no WCL/NGP/GM(F)/Sales Tax/349 dated 14.05.16 (copy enclosed as **Annexure-I**) issued by GM (Fin) on the above subject, which is self explanatory.

In view of the above, the FSA consumers taking coal through Rail mode involving interstate sale and desiring to avail the facility of billing @2% CST are requested to follow the following steps:

1. The consumer should give an application indicating the option chosen of the 2 options provided alongwith the undertaking that penalty and interest, if any, due to less payment of Sales Tax, non submission of C-Forms, rejection of C-Forms or delayed submission of C-Forms will be on the account of consumer.
2. While submitting the application of advance payment, the consumer should clearly mention that it is an interstate transaction and the payment considering 2% CST is being submitted in accordance with Notice no WCL/NGP/GM(F)/Sales Tax/349 dated 14.05.16.

Encl: a.a.

AM(Comml)
1/1/17

ANNEXURE-I

NGP/17/2016/Order No. 1331



"Under Jurisdiction of Nagpur Court Only" 2017/16
WESTERN COALFIELDS LIMITED
(A Govt. of India undertaking)
COAL ESTATE CIVIL LINES, NAGPUR - 440 001
PHONE NO. : 2510038 FAX No. : 2510038/2511664
Email : wcltax@gmail.com Website : westerncoal.gov.in
CIN : U10100MH1975GOI018626

आवक 1500
दिनांक 18/5/16
विक्रय एवं विपणन
तेकोलि नु. नागपुर

WCL/NGP/GM(F)/ Sales Tax / 349

DT. 14.05.2016

NOTICE

PROCEDURE IN RESPECT OF CST SALE OF COAL AGAINST C FORMS

WCL has its Areas spreading over of the states of Maharashtra and Madhya Pradesh wherefrom Coals are purchased from outside the states. Sales Tax Deptt have stopped giving advance C Forms to their Registered dealers and have notified that C Forms will be issued only after the end of the Quarter. Consequent upon such change, WCL has modified the procedure in respect of CST Sale of Coal. The salient points of this new procedure are enumerated below:

1. The Purchasers other than state PSUs and NTPC shall have to deposit equivalent to six months' sales tax value @ 3% as per their ACQ with an undertaking that for any penalty due to less payment of Sales Tax will be on the account of Customer and in that case 2% CST will be charged in regular bills.
2. **Alternatively** 5% shall be collected from the purchasers considering the 2% CST and 3 % deposit against submission of C Forms. After submission of C Form 3% will be refunded and in case of any rejection of C Form or non submission or delayed submission the balance 3% will be deposited and interest if any will be charged from the Customer concern and it will be recovered from any amount available with the company.
The sale order will be issued with CST at concessional rate with a stipulation that "C" Form will be submitted at the end of the Quarter. This Security Deposit will not bear any interest. Such sale orders have also distinct marking as "**POST SUBMISSION OF C-FORMS**" at the place where C-Form number is printed.
3. The purchasers shall be allowed 90 days' time from the end of the Quarter to deposit the C-Form at the concerned Areas duly filled in and containing all the relevant transaction details pertaining to the purchases made during the previous Quarter. This will enable the Company to deposit the C-Forms to the sales tax authorities within the stipulated time i.e. 3 months after the end of the Quarter. After due verification, the details of the form will be fed into the data base, refund shall be made and sale order will be closed at Area and the Original & Duplicate copy of the C Form will be forwarded to HQr Sales Account for needful action and onward submission to Sales Tax Section.
4. In the event of failure of the purchaser to deposit the C-Form within stipulated time or deposited Form found to be defective or inadequate, then the Security Deposit against the relevant or other sale order will be confiscated after information is received from Area regarding non-submission / submission of defective or incomplete C-Forms. **In such cases Penalty & Interest, if any, will also be on customer account. Consent shall have to be obtained from the purchasers for interest, if any payable to Sales Tax Deptt as stated above.**
5. It may please be noted that closure of all sale orders issued under this procedure will be kept pending till the last date of receipt of C-Form for a Quarter. In case where the validity of a sale order extends to next quarter, then the waiting period will extend to the last date of submission of C Form for the second Quarter. As a result of this process, the refunds to the concerned customers will take place only after the expiry of both the Quarters, wherever involved i.e. it **may take six to nine months from the date of the sale order.**
6. For refund cases the purchasers will have to deposit the C Forms at the office of the respective Area Sales Managers after the expiry of the Quarter.
7. The new procedure will be effective prospectively only and no claim of previous periods will be entertained.
8. Further guidelines provided for refund of 3% CST vide letter No WCL/NGP/ACCTS/STC/15-16/ 107 Dt. 13.04.2016 and 114 Dt. 16.4.2016 are also required to be adhered to.

This issues with the approval of Competent Authority.

URGENT

Pl discuss with
reference letters
& also request
to discussion

General Manager (Fin) 14/05/2016

Copy to :

1. GM(S&M) for needful action.
2. GM(System) for uploading in WCL's website.
3. All Area GMs / GM(F) Sales A/c / All AFMs for necessary action.

Copy to
19/5
Sr MGR (S)