

⑥  
**Office of the Principal Controller of Defence Accounts**

(South Western Command)

**Khatipura Road, Jaipur- 302012**

Phone No. 0141-6605524/05/55 Fax No. 0141-6605575/95

**SPEED POST**

No. E/1/100/HQ

Dated: 13.12.2016

To

All AOs GE

All PMs MAP

Sub: -Applicability of Service Tax in respect of MES/MAP Works.

Ref: - HQr office letter No. 18001/AT-X/D/Points/MES(PC) dated 18.10.2016

\*\*\*\*\*XXXXX\*\*\*\*\*

Please find enclosed a copy of the HQrs office letter under reference on the above subject for strict compliance at your end.

Please ack. Receipt

Addl. CDA has seen.

Encl: - As above

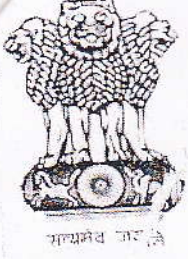
Sd  
Sr. Accounts Officer (E)

Copy to:-

EDP Section :- Please upload on the PCDA(SWC) Website.

Local

Sr. Accounts Officer (E)



कार्यालय रक्षा लेखा महानियंत्रक  
Controller General of Defence Accounts  
उलान बटार रोड, पालम, दिल्ली छावनी  
Ulan Batar Road, Palam, Delhi Cantt - 110010  
Ph No. 011 - 25665579, FAX No. 011- 25674806  
(Audit-X)  
E-Mail : [cgdanewdelhi@nic.in](mailto:cgdanewdelhi@nic.in)



No: 18001/AT-X/D/Points/MES(PC)

To

The PCDA (Swc)  
Jaipur

*Very Important*  
*Pl. take immediate action*  
Dated: 18.10.2016  
*SRAD(S)*

Sub :- Applicability of Service Tax in respect of MES/MAP Works.

In this context, it is intimated that GOI MOF (Department of Revenue) vide their Notification No. 09/2016 dated 1<sup>st</sup> March 2016 has restored the withdrawn exemption of Service tax by inserting Para 12A under ibid notification (against Para 12 of Notification No. 25/2012 which was withdrawn). Accordingly, the works are now exempted from Service tax.

2. As the exemption has been restored retrospectively, reimbursement of service tax made to the contractors need to be recovered in respect of contract concluded prior to 1.3.2015.

3. The payments released in respect <sup>of</sup> contracts concluded after 01-03-2015 but before issue of notification 09/2016, also needs to be recovered to the extent of Service Tax, as applicable, to avoid loss to the state and undue benefit to the contractors, assuming the fact that tendered rates are inclusive of rate of Service Tax to be paid to the Govt. and which subsequently have been exempted through notification 09/2016.

4. In view of the foregoing, it is requested that an inventory of all the affected cases may please be prepared and held in records for watching recovery ultimately. Further communication in this regard would follow.

*[Signature]*  
Sr.ACGDA(P&W)