माल एवं सेवा कर आसूचना महानिदेशालय
गुरुग्राम आंचलिक इकाई
प्लाट नं 44, सेक्टर – 32
गुरुग्राम -122001
दूरभाष : 0124 -2383024
ईमेल: dggi.gzu@gov.in

DIRECTORATE GENERAL OF
GST INTELLIGENCE
GURUGRAM ZONAL UNIT
PLOT NO. 44, SECTOR-32
GURUGRAM – 122001
Phone : 0124 -2383024
E-mail : dggi.gzu@gov.in

F.No. DGGI/GZU/INV/GR-D/154/2021-22/Pt/38343 Dated : 19 .02.2024
DIN- 20240202adgEE000812647

[Form GST DRC-01]

[Refer Rule 142 (1)(a)]

SHOW CAUSE CUM DEMAND NOTICE NO. 143 /2023-24

Tax Period	Act/Rules	Section/Sub-section under which SCN is being issued
December 2020 to June 2021	CGST Act, 2017, Haryana State GST Act, Haryana GST Act, 2017, IGST Act, 2017, and the rules made there under.	Section 74 (1) of CGST Act, 2017, Relevant provisions of Haryana State GST Act, 2017, Section 20 of IGST Act, 2017 & Corresponding Sections of State GST Act, 2017

To,

Sr. No.	Name & Address of Noticee
1	M/s VSG Pan Industries Pvt. Ltd. located at Khasra No 52/6/2,7/2,8,9/1,13,14,15/2,16/1,17,18/1,26, Village Jhundpur, Tehsil-Rai, Sonipat, Haryana, 131023
2	Sh. Sujeet Kumar Singh, Director of M/s. Bharat Transport Company Pvt. Ltd.; S/o Sh Ramanand Singh, Flat No. 102, Marvella Tower, Mahagun Modern, Sector-78, Noida, Uttar Pradesh
3	Sh. Sanjay Gupta, Director (Sale & Purchase) of M/s VSG Pan Industries Pvt. Ltd. located at Khasra No 52/6/2,7/2,8,9/1,13,14,15/2,16/1,17,18/1,26, Village Jhundpur, Tehsil-Rai, Sonipat, Haryana, 131023
4	Sh. Sunil Kumar, Director (Purchase & Production) of M/s VSG Pan Industries Pvt. Ltd. located at Khasra No 52/6/2,7/2,8,9/1,13,14,15/2,16/1,17,18/1,26, Village Jhundpur, Tehsil-Rai, Sonipat, Haryana, 131023
5	M/s Montage Sales Pvt Ltd (now known as M/s. Lagrowth Associates Private Limited), located at Plot No B-26, B Block,

	Jhilmil Industrial Area, Delhi, 110095.

M/s VSG Pan Industries Private Limited, having registered premises at (hereinafter referred to as ***"M/s. VSG"***) is registered with CGST Commissionerate, Rohtak vide GSTIN-06AAHCV4675L1ZQ w.e.f. 05.08.2020. M/s. VSG is engaged in manufacture and supply of different types of packaging of Pan Masala falling under HSN 21069020 and Elaichi falling under HSN 21069099 and both these products are being supplied by M/s. VSG under the brand name **"VIMAL"**. This notice under section 74 of Central Goods and Services Tax Act, 2017 (CGST Act, 2017 hereinafter) read with relevant provisions of Haryana State Goods and Services Tax Act, 2017 and Integrated Goods And Services Tax Act, 2017 is hereby issued to M/s. VSG to show cause as to why the GST & Cess determined herein which has not been paid should not be recovered along with interest under section 50 and penalty under Section 74 & 122 ibid.

2. Whereas, information received by Directorate General of Goods and Services Tax Intelligence (hereinafter referred as 'DGGI'), Meerut Zonal Unit indicated that M/s Montage Enterprises Private Limited (hereinafter referred to as ***"M/s MEPL"***) having manufacturing unit at Noida, Haridwar, Malanpur and Jammu, & registered principal place of business for their GSTIN-09AACCM8173H1Z6, located at C-20-22, Sector-57, Noida, Uttar Pradesh-201301 was supplying packaging materials i.e. Paper/Aluminium Coated Laminates to Pan Masala/Tobacco manufactures through its associates/dealers and issuing invoices in the name of bogus/non-existent firms. Acting on above information, searches were conducted by DGGI, Meerut Zonal Unit at various premises connected with M/s MEPL on 14/15.06.2021 and on subsequent dates. After conduct of preliminary searches by DGGI, Meerut Zonal Unit, on the basis of executive jurisdiction, the enquiry in r/o various recipient entities was transferred to DGGI, Gurugram Zonal Unit, for conducting necessary investigation.

2.2 Whereas, the investigations conducted by DGGI, Gurugram Zonal Unit has revealed that M/s MEPL was supplying goods i.e. 'Printed Laminate plastic/papers' to its associates/dealers namely M/s. Montage Sales Private Limited (GSTIN-07AAMCM9016D1ZG), located at Plot No.B-26, B-Block, Jhilmil Industrial Area, Delhi-110095 (hereinafter referred to as ***"M/s. MSPL"***), which in turn was raising invoices in the name of dummy/ non-existing firms without concomitant supply and it was found that the finished packaging products were being supplied clandestinely to the manufacturers of Pan Masala/Tobacco etc. One such recipient manufacturer entity has been found to be M/s. VSG who appears to have received the concomitant supply of bogus invoices raised in the names of non-existent firms. On the basis of facts and evidences emerged during investigation, it appears that the laminates procured clandestinely by M/s VSG, were further used for clandestine clearance of the finished goods i.e. VIMAL Brand Pan Masala and Elaichi. Through the said clandestine procurement and usage of Laminates, during the period from December 2020 to June 2021, M/s. VSG appears to have indulged themselves in evasion of taxes totally amounting to **Rs. 107,57,29,431/-**

(IGST/CGST/SGST = Rs. 343433403/- + Cess Rs. 732296028 /-). The detailed facts of investigation conducted against M/s. VSG are brought out in subsequent paras of this SCN.

INVESTIGATION WITH TRANSPORTER

3. Whereas, information received by DGGI, Meerut Zonal Unit indicated that M/s MEPL was supplying packaging materials i.e. Paper/Aluminium Coated Laminates to Pan Masala/Tobacco manufactures through its associates/dealers and issuing invoices in the name of bogus/non-existent firms; that one person namely Shri Sujeet Kumar Singh, Owner of M/s. Bharat Transport Company was a key operative in the entire nexus of clandestine clearance of Printed Packaging Materials (Laminates) by M/s MEPL to the Pan Masala/ Tobacco manufacturers.

3.2 Accordingly, search at the residential premises of Shri Sujeet Kumar Singh, located at Flat No.101, 102, Tower-Marvella, Mahagun Moderne, Sector-78, Noida, Uttar Pradesh was carried out by the Officers of DGGI, Meerut Zonal Unit on 25.06.2021 and the proceedings were recorded in Panchnama dated 25.06.2021 **(RUD-1).** During the course of above said search proceedings various incriminating documents & electronic devices were found, which were resumed for further investigation under GST INS-02 dated 25.06.2021 to the above panchnama. The above said resumed records of transportation inter-alia contained date wise, vehicle wise, brand wise and destination wise details of clandestine supply of laminates by M/s. MSPL to the recipient manufacturer entities.

3.3 Whereas, voluntary statement of Shri Sujeet Kumar Singh, owner of M/s Bharat Transport Company Private Limited, was recorded on 25.06.2021 **(RUD-2),** and **relevant extracts** of above mentioned statement of Shri Sujeet Kumar Singh are reproduced as under:-

Page-1 of Statement dated 25.06.2021 tendered by Shri Sujeet Kumar Singh-

बयान

(केन्द्रीय माल एंव सेवाकर अधिनियम, 2017 की धारा 70 के प्रावधानों के तहत)

श्री सुजीत कुमार सिंह पुत्र श्री रामानन्द सिंह, उम्र 35 वर्ष, पता 102, मार्वेला टॉवर, महागुन मार्डन, सैक्टर-78, नौएडा, का वरिष्ठ आसूचना अधिकारी, वस्तु एंव सेवाकर आसूचना महानिदेशालय, गाजियाबाद क्षेत्रीय इकाई, गाजियाबाद के समक्ष दिनांक 25.06.2021 को दर्ज बयान।

मेरे बयान को दर्ज करने के पूर्व, मुझे सूचित किया गया है, कि मेरा बयान केन्द्रीय माल एंव सेवाकर अधिनियम, 2017 की धारा 70 के प्रावधानों के तहत दर्ज किया जाना आवश्यक है, जिसके लिए मैं अपनी स्वैच्छिक सहमति देता हूँ। इसके बाद मुझे समझाया गया, कि केन्द्रीय माल एंव सेवाकर अधिनियम, 2017 की धारा 70 के अनुसार मुझे केवल सत्य और सही तथ्यों को बताना है। इसके अलावा मुझे समझाया गया, कि यदि मेरा बयान या उसकी कोई भी सामग्री झूठी, असत्य या भ्रामक पाई जाती है, तो भारतीय दंड संहिता के प्रावधानों के तहत मेरे विरुद्ध कार्यवाही शुरू की जा सकती है। मुझे यह भी समझाया गया, कि वरिष्ठ आसूचना अधिकारी, वस्तु एंव सेवाकर आसूचना महानिदेशालय, मेरठ के समक्ष दर्ज मेरा यह बयान मेरे, मेरी कम्पनी अथवा किसी अन्य व्यक्ति/कम्पनी के विरुद्ध जारी जाँच-पड़ताल में सबूत के रूप में इस्तेमाल किया जा सकता है। उपरोक्त तथ्यों को समझने के बाद, मैं बयान दर्ज करने के लिए अपनी सहमति देता हूँ।

प्रश्नोत्तर रूप में मेरा सही बयान निम्नानुसार है।

प्रश्न 1 - कृपया अपना विस्तृत परिचय दें?

उत्तर 1 - मेरा नाम सुजीत कुमार सिंह है पुत्र श्री रामानन्द सिंह है। वर्तमान में मैं फ्लैट नम्बर 102, मार्वेला टावर, महागुन मार्डन, सेक्टर 78, नौएडा में रहता हूँ। इस पते पर मैं लगभग पिछले तीन साल से रह रहा हूँ। मेरा आधार नम्बर 835150027971 है। मेरा पैन नम्बर BKTPS7605J है। मैं दो

25/6/21

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Page-6 of Statement dated 25.06.2021 tended by Shri Sujeet Kumar Singh-

डायरेक्टर हैं।

XV. भारत एयरटेल आइलैंड लिमिटेड :- यह कम्पनी कम्पनी
(ब) क्षेत्र का काम करती है। इस कम्पनी में मेरे और
मेरे परिवार का डायरेक्टर है।

XVI. भारत हॉस्पिटैलिटी सर्विसेज लिमिटेड :- इस कम्पनी
में 12% हिस्सा है। इस कम्पनी में मैं और मेरे बड़े भाई 2 साल
तक डायरेक्टर थे। अभी वर्तमान में केवल चन्द्र पारुल
और मदन मोहन चीना डायरेक्टर हैं। यह कम्पनी टूरिज्म
हॉस्पिटैलिटी का काम करती है। यह कम्पनी अभी
भी मेरे से डेवलपमेंट में चलती है। और जो भी
रिपोर्ट लिखे जाते हैं वो मेरे द्वारा ही लिखे जाते हैं।
मैं अपनी कम्पनियों की एक लिस्ट और अपने
मेरे और मेरे भाई द्वारा लिखे की विस्तृत लिस्ट
प्रस्तुत कर रहा हूँ।
लिस्ट में दी गई सारी कम्पनियों को मैं
रूप से मैं ही कंट्रोल करता हूँ।

हस्ताक्षर

22-6-21

Page-7 of Statement dated 25.06.2021 tended by Shri Sujeet Kumar Singh-

"प्रश्न 2 भारत हॉस्पिटैलिटी सर्विसेज लिमिटेड के बारे में विस्तृत रूप
से बताएं कि कम्पनी कब बनी, उद्देश्य क्या, डायरेक्टर और
कब किस तरह के नाम का इंकॉर्पोरेशन करती है।

उत्तर: मैंने गुड़गांव हॉस्पिटैलिटी करने के लिये वर्ष 2011 में
एक कार्य भारत हॉस्पिटैलिटी कम्पनी के नाम से
कोई लिमिटेड प्रोपराइटर में था। वर्ष 2014 में मेरे
से मेरे भारत हॉस्पिटैलिटी कम्पनी प्राइवेट लिमिटेड के
नाम से एक कम्पनी पंजीकृत कराया और डायरेक्टर
कार्ड (भारत हॉस्पिटैलिटी कम्पनी) का कामकाज इस कम्पनी में
कामकाजसहित दे दिया। वर्ष 2014 और 2015 में मैं
और मेरे बड़े भाई इसके डायरेक्टर थे वर्ष
2016 के अंत में यह कम्पनी केवलचन्द्र पारुल
और मदन मोहन चीना को इसके डायरेक्टरों
और इस प्रति पर की आड़ियों की कापी
लिस्टों के अनुसार के नाम पर किया जाने की
लिखित कार्यवाही हो गयी। मैंने यह कम्पनी
अपने व्यक्तियों को बेच दी। चूंकि यह
मेरे व्यक्ति और परिवार से सम्बन्धित था कोई विदेशी
शेयरहोल्डर नहीं हुआ था।

हस्ताक्षर

22-6-21

Page-8 of Statement dated 25.06.2021 tendered by Shri Sujeet Kumar Singh-

[illegible]

Page-9 of Statement dated 25.06.2021 tendered by Shri Sujeet Kumar Singh-

[illegible]

उत्तर 4 – मैं मोहेल इन्टरप्राइजेज प्राइवेट लिमिटेड नोएडा और मोहेक सेल्स प्राइवेट लिमिटेड जिलजित दिल्ली का काम करता हूँ। यह लिमिटेड के डीलर पान मसाला, गुटखा, तम्बाकू, चूना, जिसके बिना गुटखे के बैच बनते नहीं मैं डिलर हूँ।

प्रश्न 5 – [illegible]

उत्तर – मैं मोहेल इन्टरप्राइजेज के साथ अक्टूबर 2012 से काम कर रहा हूँ। यहाँ गाड़ी चलाने के लिये रखे P N Pandey बोलते थे। तथा मोहेक सेल्स प्राइवेट लिमिटेड जिलजित से अक्टूबर 2012 से काम कर रहा हूँ। यहाँ गाड़ी के लिये सुशील रखे था बोलते थे।

Page-10 of Statement dated 25.06.2021 tendered by Shri Sujeet Kumar Singh-

[illegible]

Page-11 of Statement dated 25.06.2021 tendered by Shri Sujeet Kumar Singh-

[illegible]

(8)

Page-12 of Statement dated 25.06.2021 tendered by Shri Sujeet Kumar Singh-

पर प्रविष्टी बनती है कि 1-12-2020 को गाड़ी संख्या 2993 के द्वारा लेमिनेट जो कि [illegible] पीस मशीन [illegible] NRC ओरेंज CT, 2 रु. प्रति, [illegible] पीस मशीन [illegible] SNR पीस मशीन 12 रु. प्रति, [illegible] पीस मशीन 12 रु. प्रति जो कि 653 बारगो में लेकर था। [illegible] 2205 [illegible] किलो था। जो [illegible] के [illegible] अन्य प्रतिष्ठानों में [illegible], [illegible], [illegible] के साथ लेमिनेट का विवरण जो कि विभिन्न पीस मशीन बनाने वाली [illegible] के है का उल्लेख है।

पूछने पर मैंने बताया चाहता हूँ कि इन प्रेषित माल का विवरण और उनके संबंधित [illegible] मोहेल इन्फ्राप्रोजेक्ट और उनके मोहेल सेल्स प्राइवेट लिमिटेड की कुछ दिनांक में जारी इन्वॉइस के ऊपर गाड़ियों के विवरण के मिल जायेगा।

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(6)

Page-13 of Statement dated 25.06.2021 tendered by Shri Sujeet Kumar Singh-

पृष्ठ संख्या 6 से 12

इन शीटों में भारत ट्रेलर्स के द्वारा द्वारा विभिन्न दिनों के रसीदों का विवरण है।

पृष्ठ संख्या 13 से 19

इन शीटों में भी दिनांक, गाड़ियों का नंबर, विभिन्न पीस मशीन, माल के लेमिनेट जो कि जारी गाड़ियों द्वारा 1-12-2020 से 31-12-2020 के बीच मोहेल सेल्स प्राइवेट लिमिटेड से विभिन्न जगहों को भेजा [illegible] का विवरण है। इन विवरणों में पीस मशीन माल का नाम, लेमिनेट का वजन और [illegible] माल को उतारा गया का विवरण है।

पृष्ठ संख्या 20 से 21

इन पृष्ठों में दिनांकवार कैश मेमो का विवरण है जो कि जारी गाड़ियों मोहेल सेल्स प्राइवेट लिमिटेड से पीस मशीन माल अन्य को भाड़ा चलने के संबंध में दिया गया है। यहीं पर मेरी

(7)

प्रश्न 9 - कृपया फाइल नं. 12, जो कि आपके कार्यालय पत्रांक 102, मार्वेल टॉवर, अरावली मार्केट, सेक्टर-29, नोएडा में बनाए गए पंचनामा दिनांकित 25.06.2021 में अंकित किया गया था को देखें, इस फाइल में इनवाइस जो कि मैसर्स मार्वेल प्रिन्ट्स प्राइवेट लिमिटेड, दिल्ली से मैसर्स जनमेट ट्रेडर्स, प्रथम तल, 50 अन्सारी रोड, दरियागंज, नई दिल्ली-110002 को जारी की गई थी हैं, के प्रतिलिपि हैं क्या ये GR भी संलग्न हैं।

पृष्ठ संख्या 1 से 4 पर इनवाइस संख्या DSD2122/1215 दिनांकित 21.05.2021 कॉस्ट, इसमें उल्लिखित किये गिए माल हैं जो कि मैसर्स रामकिट ट्रेडर्स के नाम पर जारी हैं, जिसमें मदद माल का विवरण "Printed Paper Al Foil Laminate" है कुल मात्र 29801.630 kg और 547 बॉक्स।

पृष्ठ संख्या 1 पर जारी संख्या VP53ET 7162 दिनांकित 21.05.2021 द्वारा ट्रांसपोर्टर द्वारा मात्रा 29361.630 kg का विवरण है।

पृष्ठ संख्या 4 में उल्लिखित इनवाइस और पृष्ठ संख्या 1 में दिए गए के जारी की गई मिलान लगाए हैं। इससे ऐसा प्रतीत होता है कि इनवाइस संख्या DSD2122/1215 दिनांकित 21.05.2021 जो कि मैसर्स रामकिट ट्रेडर्स को जारी है, जिसमें Printed Paper Al-Foil Laminate का विवरण वस्तुतः निम्न ग्रेड के Laminate है।

(1) Rajshree Gold line 8/m 4/-	19767.27kg	338 Box
(2) Rajshree Gold line 8/m 4/-	3195.40kg	64 Box
(3) Kamla Pavani F/M 8/-	6419.56kg	145 Box
Total	29381.63kg	547 Box

कृपया उपरोक्त के संदर्भ में बताइए।

उत्तर 9 - इसके बारे में मुझे बताना है कि माल (लैमिनेट) जो कि

25/6/21

25.6.21

इन्वायस संख्या DSD2122/1315 दिनांक 21-05-2021 के द्वारा
होलोग्राम की गई थी वह राजनी और कमलापसन्द ब्रांड की लेबिल
थी जोकि हमारे द्वारा अधिकृत ब्रांड की मैन्युफैक्चरिंग
एकाईयों को होलोग्राम की गई थी। होलोग्राम दलवाया
करने के लिए जो इन्वायस बनाई जाती है वह खालीद हेडर
के नाम से बनाई जाती है। मैं इस कार्य की प्रति करता हूँ।
कि हमारे होलोग्राम कम्पनी द्वारा मैसर्स खालीद हेडर गुड़गांव
में जिस भी माल की सप्लाई की गई वह राजनी डालर्स और
कमला पसन्द ब्रांड से संबंधित थी। मैं यह भी बताना
चाहता हूँ कि कभी कभार माल (लेबिल) राजनी
और कमलापसन्द की कैन्टीन में हमारे द्वारा सीधे
डिलीवर किया जाता है। और या तो खालीद
हेडर के डिलीवरी की जाती है क्योंकि वह
छोटे छोटे दुकानों में कमलापसन्द और राजनी की
कैन्टीन में पहुंचाया जाता है। मैं यह बताना चाहता

है कि फोटो संख्या 12 में उपस्थित स्वाती ट्रेडर्स के नाम से जारी इनवॉइस के द्वारा लक्ष्मीमार्ट (प्रा.लि.) राजगढ़ और कमलापल्ली की कैन्टीन में डिलीवर हुए हैं।

प्रश्न 10 - कृपया चालान सं. 11 को देखें और उसके weighment slip से वह मिलान में मेल खाता।

उत्तर - जैसा कि मैंने प्रश्न संख्या 9 के उत्तर में बताया, कि स्वाती ट्रेडर्स कम्पनी द्वारा मोंडेलेज सेल्स प्राइवेट लिमिटेड के माल (प्रा.लि.) स्वाती ट्रेडर्स गुजराती में डिलीवर किया जाता था। फिर कई छोटे छोटे ट्रकों में कमलापल्ली और राजगढ़ की कैन्टीन में पहुंचता था। मैं दोनों तीन स्वाती ट्रेडर्स से कमलापल्ली और राजगढ़ की कैन्टीन में जाने के लिए बनाई गई है। मैं यह भी बताना चाहता हूँ कि यह सभी दोनों प्लांट स्वाती ट्रेडर्स की गई माल (प्रा.लि.) जो कि स्वाती ट्रेडर्स के नाम से ही और वाहन नकल पत्र और राजगढ़ पहुंचाना की कैन्टीन में डिलीवर की गई है।

25/6/21

25-6-21

3.4 Whereas, on the basis of above said voluntary admissions made by Shri Sujeet Kumar Singh, owner of M/s Bharat Transport Company Private Limited under his statement dated 25.06.2021, it emerged that :-

A. there were around 125 Trucks in M/s. Bharat Transport Company Private Limited and although, Shri Keshav Chandra Patra and Shri Madan Mohan Jeena were Directors of the company, the entire day to day operations were being looked after & controlled by Shri Sujeet Kumar Singh;
B. he was working as Transporter for M/s. MEPL since 2012 and for M/s. MSPL since October 2019;
C. the documents resumed during the search of residential premises of Shri Sujeet Kumar Singh, inter-alia contained date wise, vehicle wise, brand wise and destination wise details of clandestine supply of laminates by M/s. MSPL to the recipient manufacturer entities under the guise of bogus invoices issues to non-existent entities. Such details were pertaining to the period from December 2020 to June 2021;
D. M/s. MEPL and M/s. MSPL had devised a nexus in active collaboration of Pan Masala/tobacco manufacturers and with operational assistance of Shri Sujeet Kumar Singh, wherein M/s. MEPL was supplying Laminates to M/s. MSPL/other dealers, which in turn was issuing bogus/fraudulent goodsless invoices to non-existent/fake entities and the concomitant goods were being delivered to the factory premises of various Pan Masala/Tobacco manufacturers through the transportation carried out by company of Shri Sujeet Kumar Singh.

4. Whereas, for illustration purposes, the details of movement of Laminates mentioned on one of the pages of documents resumed during search of residential premises of Shri Sujeet Kumar Singh is as under:-

Date	Vehicle	Name	Box	Material	Weight	Destination	Expen	loading	Vhicle Exp.
-	-	-	-	-	-	-	-	-	-
1-Mar	2671	Dinesh	109	M-4	3,326,409	Ghaziabad	3,000	-	
1-Mar	2669	Binod	103	SILVER CLASSIC	5,372,710	Sonipat	5,000	-	
1-Mar	2663	Vinesh	33	Vimal	991,010	Faridabad	5,000	-	
1-Mar	2668	Gopal	100	-	4,913,290	Sonipat	5,000	-	
1-Mar	7160	Sheshar	399	Vimal	13,725,950	Lucknow	-	-	
1-Mar	7158	Shyamanand	234	-	8,306,280	Kanpur	-	-	
1-Mar	-	Lal Ram	-	-	-	-	-	300	
1-Mar	2670	Sanjay	-	-	-	-		300	18,600
2-Mar	5869	Amarpal	140	Vimal	6,834,070	Sonipat	5,000	-	
2-Mar	2669	Binod	137	Vimal	6,687,270	Sonipat	5,000	-	
2-Mar	2671	Dinesh	300	TS - 6	8,472,930	Palpargonj	1,500	-	
2-Mar	5236	Hem Singh	325	TS - 7	10,239,530	Mansesa	6,000	-	17,500
3-Mar	5869	Amarpal	200	TS	6,421,480	Mansesa	5,000	-	
3-Mar	2668	Gopal	200	TS	5,669,350	Palpargonj	1,500	-	
3-Mar	2671	Dinesh	200	TS	5,626,180	Palpargonj	1,500	-	
3-Mar	2663	Lal Ram	165	TS	5,308,950	Mansesa	5,000	-	
3-Mar	10772	Shivpratap	654	KP	26,305,310	Lucknow	-	-	
3-Mar	2671	Dinesh	220	TS	6,982,980	Mansesa	5,000	-	
3-Mar	7152	Ruponaraya	660	-	20,136,890	-	-	-	
3-Mar	2660	Vinod	237	-	8,167,120	HARDOI	-	-	
3-Mar	2668	Gopal	200	KP	8,869,150	Ghaziabad	3,000	-	
3-Mar	6300	Vinesh	100	KP	4,376,080	Ghaziabad	2,500	-	23,500
4-Mar	2668	Gopal	120	Vimal	5,265,610	Sonipat	5,000	-	
4-Mar	5869	Amarpal	116	Vimal	5,552,830	Sonipat	5,000	-	
4-Mar	2663	Vinesh	200	TS	5,570,690	Palpargonj	1,500	-	
4-Mar	2670	Sanjay	238	TS	6,554,860	Palpargonj	1,500	-	

4.2 As may be seen from above, on 02.03.2021, 140 Boxes of Vimal Brand Laminates having total weight of 6834.070 KGs was delivered through Vehicle No."5869" at Sonipat, where the factory premises of M/s. VSG is located. As brought out in preceding paras, the modus adopted by M/s. MSPL was that goodsless paper invoices were being issued to non-existent fake entities, while the concomitant goods were being delivered at the factory premises of recipient manufacturer entities. In order to corroborate the above aspect, the details of vehicle movement in respect of E-way Bills generated by M/s. MSPL on 02.03.2021 was analysed wherein it emerged that on 02.03.2021, M/s. MSPL had generated a E-way Bill No. 791177901501 in respect of their Sale Invoice no. D5D2021/2983 dated 02.03.2021 issued to ***M/s. KUMAR TRADING COMPANY, HOUSE NO/37, SHIV BUCKS PARK, NAGLOI, WEST DELHI, DELHI-110041, GSTIN-07LLYPS5428N1ZO***, wherein the quantity of Laminates is also same i.e. 6834.07 KGs. The relevant extracts of above mentioned E-way bill are as under:-

E-WAY BILL Details

eWay Bill No: 7911 7790 1501	Generated Date:02/03/2021 12:11 PM	Generated By: 07AAMCM901 6D1ZG Valid Upto: 03/03/2021
Mode: Road	Approx Distance: 32km	
Type: Outward - Supply	Document Details: Tax Invoice - D5D2021/2983 - 02/03/2021	

Address Details

From	To
GSTIN : 07AAM CM901 6D1ZG MONTAGE SALES PRIVATE LIMITED B-26, B Block, Jhilmil Industrial Area East Delhi-110095 DELHI,DELHI-110095	GSTIN : 07LLY PS542 8N1ZO KUMAR TRADING COMPANY HOUSE NO/37, SHIV BUCKS PARK NAGLOI, WEST DELHI DELHI,DELHI-110041

Goods Details

HSN Code	Product Description	Quantity	Taxable Amount Rs.	Tax Rate (C+S+I+Cess)
7607	PRINTED PAPER AL FOIL LAMINATE	6834.07 KGS	1961378.10	9.00+9.00+0.00

Total Taxable Amount ` 1961378.10 CGST Amount ` 176524.03 SGST Amount ` 176524.03 IGST Amount ` 0.00 CESS Amount ` 0.00

4.3 Further, during the course of investigation, search of the registered Principal Place of Business of ***M/S KUMAR TRADING COMPANY, HOUSE NO/37, SHIV BUCKS PARK, NAGLOI, WEST DELHI, DELHI-110041, GSTIN-07LLYPS5428N1ZO***, was carried out on 18.04.2022 whereby it emerged that the above entity didn't existed at the above mentioned address; never carried out any business activities and was created by its operators, for fraudulent purposes.

4.4 Whereas, the documents resumed during search carried out at the residential premises of Shri Sujeet Kumar Singh, inter-alia contained the details of destination-wise, brand-wise & date-wise movement of Laminates from M/s. MSPL to the Pan Masala/Tobacco Manufacturers. The date-wise movement details of

VIMAL brand laminates showing destination to Sonipat, where the factory premises of M/s. VSG is located, are encapsulated in Annexure-A **(RUD-3)** appended to this SCN, whereby it has emerged that total 6,58,076 KGs of Laminates were clandestinely diverted by M/s. MSPL to M/s. VSG in the guise of invoices issued to non-existent entities. The detailed analysis of subject data of diversion of Laminates to M/s VSG vis-à-vis the E-way Bill movement of respective vehicles is covered under subsequent paras of this SCN.

4.5 Whereas in order to conduct further enquiry, summons dated 21.11.2022, 09.01.2023 & 02.02.2023 **(RUD-4)** were issued to Shri Sujeet Kumar Singh, however, he did not turn up despite repetitive summons. But, on the basis of initial testimony of Shri Sujeet Kumar Singh and other related aspect of E-way bills mentioned above, the aspect of clandestine procurement of total 6,58,076 KGs of laminates by M/s. VSG appeared to be having some substance.

INVESTIGATION AGAINST FAKE ENTITIES -

5. Whereas, it appears that in the entire nexus of clandestine procurement of Laminates by the Pan Masala/Tobacco Manufacturers from M/s. MSPL, the fake/non-existent entities played a key role, as the invoices corresponding the diversion of Laminates was issued in their name. Whereas, on the basis of scrutiny of records of M/s. Bharat Transport Company Private Limited (hereinafter referred to as ***"M/s. Bharat Transport"***) related to supply of Laminates to pan masala manufacturers and their correlation with the corresponding E-way bill data, the details of total fake firms/entities involved was worked out. It emerged that in totality, M/s. MSPL had issued bogus invoices to 59 entities against which the accompanied goods were diverted elsewhere to the Pan Masala manufacturers.

5.2 Whereas, the data mapping of GSTR-1Ms and 2As of the said 59 entities was carried out and on the basis of data collation, it emerged that these firms were having substantial inwards, with major supplier being M/s. MSPL in each case, whereas, the corresponding outwards were miniscule in majority of the cases. It further emerged that in some cases, M/s. MSPL was the only inward supplier, which clearly established nexus between M/s. MSPL and the fake entities. The details of ITC availed and passed on by the said 59 entities is summarized as under:-

Sl. No.	GSTIN	Trade Name (M/s)	ITC AVAILED	ITC PASSED ON
1	07CDCPK2241L2ZM	H K Enterprises	46,019,601	46,222,627
2	07AAMCA0840R1Z9	Arranger Tradelinks (India) Private Limited	115,607,578	62,703,637
3	07AKLPJ5035D1ZD	Blue Star	23,113,933	2,212,268
4	07EKFPS8144Q1Z7	Bsa Industries	35,426,643	12,195,352

5	07BGKPM8680D1Z2	Convergent Alliance	25,390,507	13,924,409
6	07IQCPS2541L4ZC	Gee Kay Sales	10,397,584	10,412,529
7	07AAPCA3521N1ZE	Goyal Aluminiums Limited	458,109,932	471,984,019
8	07EUXPK1745P1ZM	Jk Trading Co	15,492,436	33,543
9	07FIFPK1036L1Z7	Kc Laminates	19,249,940	32,024
10	07DRBPK8521B2Z3	Kumar Enterprises	11,298,288	11,379,550
11	07LLYPS5428N1ZO	Kumar Trading Company	41,777,979	1,164,222
12	07DHRPR6682G1ZI	Mahaveer Industries	7,333,019	3,138,747
13	07AAEPK3770F2ZT	Mahaveer Sales Corporation	38,128,211	38,557,715
14	07CGLPN7896N3Z4	Niraj Enterprises	40,574,745	40,758,825
15	07BXQPN0974E1Z5	Pitamber Packaging	77,393,753	17,495,132
16	07HJJPS0550Q1ZG	Prasad Enterprises	67,397,030	39,964,483
17	07ABAFR7758R1Z9	Radical Corporation	23,069,114	23,246,278
18	07IVWPK9323M1ZH	Ravi Kumar Laminates	41,555,525	17,224,500
19	07CBHPR7202R1Z0	Sameer Trading Company	34,681,655	150,465
20	07AAPCS3358F1Z2	Sbc Exports Limited	492,414,022	300,935,808
21	07DOPPR4508E1ZO	Subham Warpers	85,436,859	34,297,366
22	07BLVPP6162R1ZV_	Subrat Trading Company	74,594,295	15,794,606
23	07BLZPT9351G1Z5	Tiwari Trading Company	29,838,403	29,887,862
24	07AAGFU2991L1ZL	Urban Trade Industries	21,031,900	21,219,770
25	07BJVPK8809G1ZL	Winjet Industries	28,719,461	25,472,180
26	07EWAPS6954P1ZK	Jyoti Traders	41,362,090	41,593,960
27	07AFUPJ0552P1ZU	Mahalaxmi Enterprises	39,879,857	19,577,643
28	07DIOPP3069P1ZA	Sitakant Trading Co		

			47,990,978	1,054,972
29	07AYQPT5265L2ZG	St Traders	22,892,645	22,991,398
30	07ALGPU1224R2ZK	Aggarwal Traders	11,473,605	11,375,232
31	07AAUPQ6586B3Z2	Swastik Enterprises	10,713,146	84,361
32	07AAUPQ6586B1Z4	Ramesh Plastics	33,975,623	33,981,068
33	07AAIFL7295E1Z0	Life Wellness	19,629,801	15,608,024
34	07DLXPG8767F1ZA	Gita Enterprises	11,926,275	11,933,412
35	07AKLPJ5035D2ZC	Arihant Impex	42,626,049	31,642,440
36	07BDNPS7160Q1ZJ	Ajay Trading Co	64,825,820	37,465,829
37	07AAEPK3770F1ZU	Sk Packaging Solutions	78,645,262	69,031,185
38	07AAFCV2795K1ZR	Velocious Trading Pvt. Ltd.	106,109,622	92,611,336
39	07AAIFE1973E1ZI	Elfed Industries	9,463,665	9,501,090
40	07AASFB1417E1ZO	Baba International	70,933,876	52,332,032
41	07ABGFM1099L1ZU	Mirzapuria International	85,957,321	61,930,434
42	07AHGPR4479K1ZO	Katyayni Enterprises	2,129,581	7,734,535
43	07AOKPK9451R2ZZ	Jajoria Enterprise	14,187,639	12,913,465
44	07ASQPR5114G1ZI	P.R. Traders	88,199,825	81,449,405
45	07BETPY0156F2Z1	Kapur Enterprises	18,994,990	17,341,886
46	07CDCPK2241L1ZN	Quickbik Enterprises	758,160	761,268
47	07EUIPP4391D1ZD	Shiv Shakti Enterprises	14,830,742	632,484
48	07EWAPS6954P2ZJ	Bika International	0	63,671,936
49	07EWAPS6954P3ZI	Soham Marketing	12,915,736	12,856,130
50	07IQCPS2541L1ZF	Dream Business Services	11,356,630	12,427,179
51	07AAICK5965H1Z4	Korporate Bizmax Limited	48,004,080	46,035,324

52	07CBGPT7205K1ZA	Tradezone Enterprises	14,823,978	1,557,717
53	07HINPK9189N1ZZ	Seaborne Creations	23,339,699	18,213,990
54	07HKJPS1195G1ZO	Shree Shyam Trading Company	90,121,955	88,088,006
55	07EFZPS6397G1Z8	Sharma Enterprises	5,276,334	1,659,470
56	07DFRPM5804P1ZM	A M Enterprises	16,617,460	13,755,872
57	07FXVPM4565H1ZO	Vishnu Traders	34,037,469	9,797,223
58	07FRMPR1240D1ZU	Pandit Traders	16,335,941	4,770,056
59	07AOCPK8764K1ZG	Kumar Enterprises	29,820,180	32,703,713
		Total	300,42,08,447	217,94,91,994

5.3 Whereas, physical verification of the above said entities was carried out and entity-wise outcome of the same is as under:-

Sl. No.	**GSTIN**	**Trade Name**	**Outcome of physical veification**
1	07CDCPK2241L2ZM	H K Enterprises	Found Non-existent
2	07AAMCA0840R1Z9	Arranger Tradelinks (India) Private Limited	Found Non-existent
3	07AKLPJ5035D1ZD	Blue Star	Found Non-existent
4	07EKFPS8144Q1Z7	Bsa Industries	Found Non-existent
5	07BGKPM8680D1Z2	Convergent Alliance	Found Existent & party submitted that they never made any business from MSPL and M/s MSPL has issued invoices in favour of their firm without their knowledge. They never made any payment to MSPL for said transaction and never accepted input credit against said transaction
6	07IQCPS2541L4ZC	Gee Kay Sales	Found Non-existent
7	07AAPCA3521N1ZE	Goyal Aluminiums Limited	Found existent
8	07EUXPK1745P1ZM	Jk Trading Co	Found Non-existent

9	07FIFPK1036L1Z7	Kc Laminates	Found Non-existent
10	07DRBPK8521B2Z3	Kumar Enterprises	Found Non-existent
11	07LLYPS5428N1ZO	Kumar Trading Company	Found Non-existent
12	07DHRPR6682G1ZI	Mahaveer Industries	Found Non-existent
13	07AAEPK3770F2ZT	Mahaveer Sales Corporation	Found Non-existent
14	07CGLPN7896N3Z4	Niraj Enterprises	Found Non-existent
15	07BXQPN0974E1Z5	Pitamber Packaging	Found Non-existent
16	07HJJPS0550Q1ZG	Prasad Enterprises	Found Non-existent
17	07ABAFR7758R1Z9	Radical Corporation	Found Non-existent
18	07IVWPK9323M1ZH	Ravi Kumar Laminates	Found Non-existent
19	07CBHPR7202R1Z0	Sameer Trading Company	Found Non-existent
20	07AAPCS3358F1Z2	SBC Exports Limited	Found Existent
21	07DOPPR4508E1ZO	Subham Warpers	Found Non-existent
22	07BLVPP6162R1ZV	Subrat Trading Company	Found Non-existent
23	07BLZPT9351G1Z5	Tiwari Trading Company	Found existent
24	07AAGFU2991L1ZL	Urban Trade Industries	Found Non-existent
25	07BJVPK8809G1ZL	Winjet Industries	Found Non-existent
26	07EWAPS6954P1ZK	Jyoti Traders	Found Non-existent
27	07AFUPJ0552P1ZU	Mahalaxmi Enterprises	Found Non-existent
28	07DIOPP3069P1ZA	Sitakant Trading Co	Found Non-existent
29	07AYQPT5265L2ZG	ST Traders	Found Non-existent
30	07ALGPU1224R2ZK	Aggarwal Traders	Found Non-existent
31	07AAUPQ6586B3Z2	Swastik Enterprises	Found Non-existent
32	07AAUPQ6586B1Z4	Ramesh Plastics	Found Non-existent
33	07AAIFL7295E1Z0	Life Wellness	Found Non-existent
34	07DLXPG8767F1ZA	Gita Enterprises	Found Non-existent
35	07AKLPJ5035D2ZC	Arihant Impex	Found Non-existent
36	07BDNPS7160Q1ZJ	Ajay Trading Co	Found Non-existent
37	07AAEPK3770F1ZU	S.K. Packaging Solutions	Found Existent
38	07AAFCV2795K1ZR	Velocious Trading Pvt. Ltd.	Found existent but non-functional at given place of business
39	07AAIFE1973E1ZI	Elfed Industries	Found Non-existent
40	07AASFB1417E1ZO	Baba International	Found existent but non-functional at given place of business
41	07ABGFM1099L1ZU	Mirzapuria International	Found Existent
42	07AHGPR4479K1ZO	Katyani Enterprises	Found existent but found non-functional at given place of business. On further enquiry, it emerged that goods

			dispatched from M/s MSPL never received by M/s Katyani but diverted elsewhere clandestinely. At one instance, vehicle mentioned against same e-way bill issued by MSPL and destined to M/s Katyani Enterprises was shown crossing Manesar, Gurugram toll plaza against the given e-way bill which validate the fact of diversion of printed laminates in the name of M/s Katyani Enterprises.
43	07AOKPK9451R2ZZ	Jajoria Enterprise	Found Non-existent. Prop. Of the firm given written undertaking of misusing his PAN for creating fake firm.
44	07ASQPR5114G1ZI	P.R. Traders	Found Non-existent
45	07BETPY0156F2Z1	Kapur Enterprises	Found Non-existent
46	07CDCPK2241L1ZN	Quickbik Enterprises	Found Non-existent
47	07EUIPP4391D1ZD	Shiv Shakti Enterprises	Found Non-existent
48	07EWAPS6954P2ZJ	Bika International	Found Non-existent
49	07EWAPS6954P3ZI	Soham Marketing	Found Non-existent
50	07IQCPS2541L1ZF	Dream Business Services	Found Non-existent
51	07AAICK5965H1Z4	Korporate Bizmax Limited	Found Existent
52	07CBGPT7205K1ZA	Tradezone Enterprises	Found Non-existent
53	07HINPK9189N1ZZ	Seaborne Creations	Found Non-existent
54	07HKJPS1195G1ZO	Shree Shyam Trading Company	Found Non-existent
55	07EFZPS6397G1Z8	Sharma Enterprises	Found Non-existent
56	07DFRPM5804P1ZM	A M Enterprises	Found Non-existent
57	07FXVPM4565H1ZO	Vishnu Traders	Found Non-existent
58	07FRMPR1240D1ZU	Pandit Traders	Found Non-existent
59	07AOCPK8764K1ZG	Kumar Enterprises	Found Non-existent

5.4 Whereas, as brought out in above table, during physical verification of the 59 entities, 49 entities were found to be non-existent at their registered place of

businesses and were found to be bogus and non-operational since their inception. The remaining 10 entities were found to be existing and functional entities, however, on upon verification, their transactions with M/s. MSPL weren't found to be genuine as brought out in subsequent paras. Copies of panchnamas and visit report are annexed as **(RUD-5).**

5.5 **Analysis of transactions of 10 existing entities with M/s MSPL.**

(i) **M/s SBC Export Limited, M/s Velocious Trading Co., M/s Mirzapuria Enterprises & M/s Baba International** :- During investigation, all the 04 entities found to be managed and operated by directors of M/s SBC Export Limited. During physical verification dated 17.10.2022, it emerged that M/s Baba International, M/s Velocious Trading Co. & M/s SBC Export Limited found to be registered on the same address i.e. Property No. 130, Functional Industrial Estate, Patparganj, New Delhi but no traces of M/s Baba International & M/s Velocious Trading Co. were found at the given premises. Some stock available was told to be belonged to M/s SBC Export. Summons dated 17.04.2022, 19.01.2023 & 19.04.2023 but party did not turn up.

(ii) M/s Korporate Bizmax Limited :- During physical verification, party found to be existent at their principal place of business. Sh. Sandeep Srivastava, Director of the company vide his statement dated 28.10.2022 **(RUD-6)** stated that their company has been engaged in trading of packaging materials; that they purchased aluminium foil from M/s MSPL but received goods in only 60 % cases, in rest 40% instances we still did not receive goods.

(iii) M/s Goyal Aluminium Ltd. :- During physical verification, party found to be existent at their principal place of business. Sh. Sandeep Goyal, Director of the company vide his statement dated 14.10.2022 **(RUD-7)** stated that they purchased aluminium foil from M/s Montage Sales and also borne transportation cost.

(iv) M/s Convergent Alliance :- During physical verification, party found to be existent. Sh. Ashish Mittal vide his statement dated 31.10.2022 **(RUD-8)** inter alia stated that they never undertook any business activity with M/s MSPL and never receive any goods from M/s MSPL. Sh. Ashish Mittal further stated that he do not know why M/s MSPL issued goods less invoices in favour of their firm; that they never made any payment to M/s MSPL and never accepted ITC passed on by M/s MSPL.

(v) M/s Tiwari Trading Co.:- During physical verification, firm found existent at given principal place of business. Sh. Rakesh Tiwari, Prop. Of the firm appeared in office against summon issued to him and tendered his voluntary statement vide which he stated that they purchased packaging material from M/s MSPL.

(vi) M/s S.K. Packaging Solutions :- During physical verification, party found to be existent at their given principal place of business and found to be engaged in trading of aluminium foil & other packaging materials.

(vii) M/s Katyani Enterprises :- During physical verification, premises of the firm was located but no business activities were observed from the given premises. Sh. Vinay Rewri, Prop. Of the firm appeared against summon issued to him and tendered his voluntary statement vide which he stated that their 90% purchase is from import and rest they purchase from domestic market. On further enquiry in respect of purchase made from M/s MSPL, it emerged that goods shown delivered from M/s MSPL never received by M/s Katyani but diverted elsewhere clandestinely. Through RFID based analysis from e-way bill portal, at one instance, vehicle mentioned against same e-way bill issued by MSPL and destined to M/s Katyani Enterprises was shown crossing Manesar, Gurugram toll plaza against the given e-way bill which validate the fact of diversion of printed laminates in the name of M/s Katyani Enterprises.

5.6 Whereas, on further analysis of entries appearing in the GSTR-2A of one of the non-existent firm namely M/s. Seaborne Creations (GSTIN-07HINPK9189N1ZZ), it appeared that the following entities had issued invoices to the above party:

GSTIN of Supplier	**Legal Name of Supplier**	**Taxable Value**	**Total Tax**
07AAMCM9016D1ZG	Montage Sales Private Limited	121,153,342	21,807,602
07ADNPJ6198G1Z2	Ashu Gulabchand Jain	3,320,325	166,016
08AAACH4069B1ZW	Historic Resort Hotels Private Limited	122,034	21,966
08AAACT7433M1ZZ	The Lake Palace Hotels & Motels Private Limited	3,817,300	687,114
08AAACT8215H1ZC	The Lake Shore Palace Hotel Pvt Ltd	3,600,000	648,000
27AABCN7238H2ZB	Novex Communications Pvt Ltd	30,000	5,400
27AACCP9099D1Z2	Phonographic Performance Limited	20,001	3,600
Grand Total		**132,063,002**	**23,339,699**

5.7 Whereas, M/s. Historic Resort Hotels Pvt. Ltd., M/s. The Lake Palace Hotels & Motels Pvt. Ltd. & M/s. The Lake Shore Palace Hotel Pvt. Ltd. appeared to be established entities engaged in Hospitality Sector & registered as taxpayers Rajasthan. Further, the other entity i.e. M/s. Phonographic Performance Ltd. PPL licenses the use of recorded music where played in public, broadcast on radio or TV, or used on the internet, on behalf of record companies and performers. The issuance of bills by these established entities to the above mentioned suspicious fake firm appeared to be related to an event organized by the beneficiaries/operator of the above firm. Accordingly, necessary enquiries were conducted with the above entities regarding to ascertain the nature of associated transactions and events. Communications were made to M/s Lake Shore Palace Hotel & M/s Historic Resort Hotels Pvt. Ltd. in respect of service provided to M/s Seaborne Creation, one of the non-existent entities from list of 59 firms. On being enquired from given hotels, it emerged that said hotels/resorts were booked for wedding of one Mr. Sachit and Ms. Garima on 21.04.2022. Said booking was done in the name of Sh. Sonu Kumar who is shown proprietor of M/s Seaborne Creation and payments were also made through RTGS mode from account of M/s Seaborne Creation. On being asked about list of guests and photograph of wedding from hotel authorities, it was submitted from hotel that since, no booking for accommodation was made, so they didn't maintain list of guests. **(RUD-9- trail of email with The Lake Palace Hotels & Motels Pvt. Ltd)**

5.8 In registration details of above mentioned non-existent entities available on GSTN portal, no bank accounts were found to be given. However, on the basis of details available in GSTR-2A of these firms, it appears that various banks had issued invoices to these entities which may be on account of current accounts of subject entities maintained with these banks. Accordingly, letters dated 20.03.2023 were written to respective banks for forwarding the KYC details and bank statements of the entities under investigation.

5.9 **Responses received from Banks & analysis of bank statements-**

Whereas, letters were issued to respective Banks to provide copies of bank statement and KYC details in respect of fake entities. Analysis of bank accounts received in respect of following fake firms is as under :-

(i) M/s Prasad Enterprises:- M/s Prasad Enterprises shows its bank account in ICICI Bank having A/c no. 218305500415. From the scrutiny of account statement **(RUD-10)**, a pattern was observed in which huge cash amount has been shown deposited in account and the same was immediately transferred to M/s MSPL. From September 2021 to November 2021, a total of Rs. 9.58 Crores have been deposited in cash and same were immediately transferred to M/s MSPL. The above pattern indicate that said cash amount was purposely deposited for showing payment transaction against sale shown by M/s MSPL to M/s Prasad Enterprises.

(ii) **M/s Pitambar Packaging** :- M/s Pitambar Packaging shows its bank account in ICICI Bank having A/c no. 218305002453. From the scrutiny of account statement **(RUD-11)**, a pattern was observed in which huge cash amount has been shown deposited in account and the same was immediately transferred to M/s MSPL. From December 2020 to July 2021, a total of Rs. 11.27 Crores have been deposited in cash and same were immediately transferred to M/s MSPL. The above pattern indicate that said cash amount was purposely deposited for showing payment transaction against sale shown by M/s MSPL to M/s Pitambar Packaging.

(iii) **M/s Sameer Trading Co.** :- M/s Sameer Trading Company shows its bank account in ICICI Bank having A/c no. 218305500356. From the scrutiny of account statement **(RUD-12)**, a pattern was observed in which huge cash amount has been shown deposited in account and the same was immediately transferred to M/s MSPL. From January 2021 to Feb. 2022, a total of Rs. 13.41 Crores have been deposited in cash and same were immediately transferred to M/s MSPL. The above pattern indicate that said cash amount was purposely deposited for showing payment transaction against sale shown by M/s MSPL to M/s Sameer Trading Co.

(iv) **M/s Sitakant Trading Co.** :-M/s Sitakant Trading Co. shows its bank account in ICICI Bank having A/c no. 218305500456. From the scrutiny of account statement **(RUD-13)**, a pattern was observed in which huge cash amount has been shown deposited in account and the same was immediately transferred to M/s MSPL. From May 2021 to March 2022, a total of Rs. 15.21 Crores have been deposited in cash and same were immediately transferred to M/s MSPL. The above pattern indicate that said cash amount was purposely deposited for showing payment transaction against sale shown by M/s MSPL to M/s Sitakant Trading Co.

(v) **M/s KC Laminates** :- M/s KC Laminates shows its bank account in ICICI Bank having A/c no. 218305500447. From the scrutiny of account statement **(RUD-14)**, a pattern was observed in which huge cash amount has been shown deposited in account and the same was immediately transferred to M/s MSPL. From May 2021 to July 2021, a total of Rs. 51 Lakhs have been deposited in cash and same were immediately transferred to M/s MSPL. The above pattern indicate that said cash amount was purposely deposited for showing payment transaction against sale shown by M/s MSPL to M/s KC Laminates.

5.10 Whereas, on the basis of above, it appears that physical verifications conducted by this office and further investigation on the subject matter established that the 59 entities involved to whom purported sale invoices were issued by M/s. MSPL were not genuine/fake. Majority of these entities were not existent at their registered addresses and also didn't responded to the summons issued. Further, details of bank accounts of these entities were also sought from FIU, which in turn informed that majority of these dubious entities were not having any bank accounts. However, the operators of these fake entities couldn't be located. As such, it appears that these fake entities were being controlled by M/s. Montage Sales Pvt. Ltd. for nefarious purposes.

5.11 Further, the Truck Nos. appearing on the sale invoices issued by M/s. MSPL to the 59 fake/dubious entities are overlapping with the inward transportation data (against inward supplies) of M/s. VSG at various instances and thus, M/s. VSG appears to be complicit in the entire issue of clandestine procurement of laminates.

INVESTIGATION WITH SUPPLIER (M/S. MONTAGE SALES PRIVATE LIMITED)

6. Whereas, during investigation, it emerged that M/s MSPL was the nodal point for diversion of Laminates to the Pan Masala/Tobacco Manufacturers in the guise of goodsless invoices to various non-existent entities. Accordingly, in order to conduct necessary enquiry, search was carried out at the registered premises of M/s. MSPL, located at B-26, B- Block, Jhilmil Industrial Area, Shahdhara, Delhi on 10.08.2022 and proceedings were recorded in Panchnama dated 10.08.2022 **(RUD-15)**.

6.2 During visit, none of the Directors of M/s. MSPL were available. Accordingly, summon dated 10.08.2022 was issued to Shri Tarun Kumar Maiti, Manager of M/s. MSPL for tendering his voluntary statement.

6.3 Whereas, voluntary statement of Shri Tarun Kumar Maiti, Manager of M/s. MSPL was recorded on 10.08.2022 (**RUD-16**), which is reproduced as under:-

" Q.1. Please give your brief introduction and details of occupation.

A.1. I am a resident of H.No.180-GF, Gyan Khand-4, Indirapuram, Ghaziabad, Uttar Pradesh-201014. I have done MBA (PGDM) ICBM University, Ahmedabad. I am working as Manager in M/s. Montage Sales Pvt. Ltd. since last 1 year. Prior to this, I was working in M/s. Dharampal Satyapal Ltd. for the last 8 years. I am looking after the day to day commercial and administrative activities of the company in M/s. Montage Sales Pvt. Ltd. in the absence of the Directors as they are residents of Madhya Pradesh and not attending office on daily basis.

Q.2. Please provide details of directors of M/s. Montage Sales Pvt. Ltd. and activities carried out by this company along with details of major customers/suppliers.

A.2. I state that M/s. Montage Sales Pvt. Ltd. was formed in 2019 and is directorship of Mr. Subodh Kumar Sharma and Mr. Ashish Kumar Singh, who are both residents of Madhya Pradesh. Their relevant details are as under:-

1. *Mr. Subodh Kumar Sharma, R/o 403, Sukoon Apartment, Rajesh Prasad Colony, Gwalior, Madhya Pradesh-474002 (Phone No.8839093037).*
2. *Mr. Ashish Kumar Singh, R/o 28-29B, Satyaraj Enclave, C.P. Colony, Gwalior, Madhya Pradesh-474006 (Phone No.9752728155, 9555975729).*

I further state that Mr. Subodh Kumar Sharma and Mr. Ashish Kumar Singh were appointed as directors in the company in September 2021 and prior to them, Mr. Harvinder Singh Matharoo (R/o Plot E-8, Flat No.E-601, Krishna Apra Garden, Indirapuram, Ghaziabad-201001) and Mr. Jasmeet Singh (R/o A-2/602, Krishna Apra Garden, Indirapuram, Ghaziabad-201001) were working as Directors in the company. However, after joining of Mr. Subodh Kumar Sharma and Mr. Ashish Kumar Singh as Directors, both of them resigned from the company and sold their shareholdings.

I further state that the day to day affairs of the company are presently being looked after by Mr. Subodh Kumar Sharma and I am reporting to him only. As he is residing in Madhya Pradesh, I telephonically update him on daily basis regarding the total sales, purchase, dispatches etc. of the company. Mr. Subodh Kumar Sharma is also looking after the finance related matters of the company.

As regards the business activities of our company, I state that M/s. Montage Sales Pvt. Ltd. is into trading of various types of Printed Laminates (of Plastic, Aluminium & Paper type). We do not have any manufacturing facility of our own and are only carrying out trading activities. Our main suppliers are M/s. Montage Enterprises Pvt. Ltd., Noida (manufacturer of various types of laminates), M/s. Montage Global Pvt. Ltd., Silvassa (manufacturer of various types of laminates) and M/s. Ultimate Flexipack Pvt. Ltd., Jammu (manufacturer of plastic zip pouches). Our main customers are M/s. Smartpaddle Technology Private Limited, M/s. Southern India, M/s Trimurti Fragrances Pvt. Ltd., M/s. VSG Pan Industries Pvt. Ltd., M/s. Kamna Industries Pvt. Ltd. etc. We are also making online sales of our products through Amazon, Flipkart etc.

I further state that the laminates supplied by our company are printed with brand names of various companies like Ananda, Haldiram, Tansen, Vimal, Kuber, Kamla Pasand, Coolip, Nevla, Shikhar, Southern Bidi, Vedant Pastries.

Q.3. Do you have any agreements with the owners of above brand names for trading of laminates printed with their logos/brands.

A.3. We do not have any agreements with the owners of the above mentioned brands for trading of laminates printed with their logos/brands. These laminates are received by our company from M/s. Montage Enterprises Pvt. Ltd. & Ors. and further supplied as per the directions given by our directors.

Q.4. Please provide details of transportation mechanism in respect of your sale/purchases and details of your transporters.

A.4. I state that in respect of our purchases made from M/s. Montage Enterprises Pvt. Ltd., M/s. Montage Global Pvt. Ltd. & Ors., the transportation

is arranged by the respective suppliers only. As per my knowledge, the transportation charge is included in the invoice price. I am not aware about any agreement entered into with our suppliers, however, I will check with the directors of our company and will submit the copies of relevant agreements to your office shortly.

As regards our outward supplies, I state that in some cases the transportation is arranged by our company, while in other cases, the same is arranged by the respective customer only. The transporters through whom we are majorly supplying our traded goods are :-

1. *M/ s Sahara Transport (Contact person Sonu – 9821327466).*
2. *M/ s. TCI*
3. *M/ s. Safexpress.*
4. *M/ s Star Transport (Contact person Santosh – 8287088089).*
5. *M/ s. Shakti Logistics (Contact person Suraj – 6307971819).*

Copies of sample GRs/ bills of these transporters shall be submitted to your office shortly.

Q.5. What is the selection process of vendors to whom laminates are supplied by M/ s. Montage Sales Pvt. Ltd.

A.5. I state that I am not aware about any written agreements with customers regarding supply of printed laminates to them. Our director namely Mr. Subodh Kumar Sharma may be aware about the same. Prior to him, Mr. Harvinder Singh Matharu used to look after the process of vendor management. As regards our vendor selection process, our director is having a separate marketing team which procures orders from market for supply of printed laminates. The marketing team conveys the requirements of printed laminates of various brands to our director who in turn corresponds with the manufacturers viz. M/ s Montage Enterprises Pvt. Ltd., M/ s. Montage Global Pvt. Ltd. and Ors. for supply of the printed laminates to our company. After manufacturing the printed laminates are received by us and Mr. Subodh Kumar Sharma informs us about the details of parties to whom laminates are to be supplied. We are not aware as to which brand of laminates are being supplied to which vendor, however, the manufacturer may be aware about the same. I further state that we never receive any drawings etc. from the vendors and only our directors knows about the brands of laminates supplied

to respective vendors. All of our vendors are in contact with Mr. Subodh Kumar Sharma and all dispatches take place on his instructions only. He daily calls me from his mobile and informs about the details of parties to whom invoices and e-way bills are to be issued along with the details of quantity to be supplied. As a standard practice, we add margin of Rs.2 per kg. in the pricing of laminates supplied to the customers.

Q.6. Have you or your team ever physically verified the existence of your customers or contacts the concerned person for taking deliveries etc.

A.6. No, we have never verified the existence of our customers to whom goods are supplied by us and all communications of the customers are with our director Mr. Subodh Kumar Sharma only. We only manage the dispatches as per his instructions.

Q.7. Please provide details of bank accounts of M/s. Montage Sales Pvt. Ltd. and who operates these bank accounts.

A.7. As per my knowledge, our company is having accounts in two banks, (i) A/c No.50200044023860 in HDFC Bank, Noida Sector-121 Branch (ii) in ICICI Bank, account details of which shall be provided to your office shortly. As per my knowledge, Mr. Subodh Kumar Sharma operates these accounts himself, however, on telephonic confirmation/conversation with him on speaker in your presence, he couldn't inform the bank accounts of our company and also couldn't give details of the persons who operates the above mentioned bank accounts of our company & only informed that our advisor is handling the same. I will ascertain the factual position as regard to operation of above bank accounts and will submit the details of concerned persons to your office shortly.

Q.8. Are you carrying out transit insurance in respect of all the consignments dispatched from your premises.

A.8 We normally do transit insurance in respect of consignments supplied to our customers. However, no transit insurance is done in case of customers who take delivery of goods from our premises by arranging transport themselves only. Like in case of dispatches made to M/s. Kapur Enterprises yesterday i.e. on 09/08/2022, no transit insurance was done from our side.

Q.9. Who looks after payment receivables & payables.

A.9. I state that Mr. Subodh Kumar Sharma, Director of our company looks after the matters related to payments to be made to our suppliers viz. M/s. Montage Enterprises Pvt. Ltd., M/s Montage Global Pvt. Ltd. & Ors. Further, he is also looking after the payments to be received from our customers and myself or my team never follows up on the payments issue with any of the vendors.

Q.10. I have been shown a sheet comprising GSTIN & names of 37 firms/companies to whom we have supplied printed laminates and further have been requested to sign the same. I have also been asked to inform about the concerned persons of the following entities to whom our company has shown supplies of various types of Laminates and to also provide their ledgers & contact details. Please also provide account details of these customers.

A.10. I state that I have perused the said sheet comprising GSTIN and names of 37 firms/companies to whom our company has supplied printed laminates of various brands and have also signed the same. I am also providing herewith ledgers of these 37 parties to whom our company has shown supply of printed laminates. I am aware about the concerned person of only two parties out of these 37 customers viz. M/s Kapur Enterprises & M/s Tradezone Enterprises. One person namely Mr. Gaurav (Phone No.8564062421) contacts me for supplying laminates to both the above mentioned firms. On confirmation by Mr. Subodh Kumar Sharma, I arrange supply of laminates to both the above firms of Mr. Gaurav. As regards the details of concerned persons of remaining firms/companies, I state that Mr. Subodh Kumar Sharma may be having the relevant details of these entities. Further, the account details of these entities from which we have received payments against our supplies shall be submitted to your office shortly.

Q.11. What kind of printed laminates (brand/logo etc.) were supplied to the above mentioned 37 customers of your company. Please provide the copies of purchase orders received from above entities. Also inform as to who manages printing, drawings of laminates, etc. to be provided to Montage Enterprises Pvt. Ltd./other manufacturers for printing.

A.11. I state that I am not aware about the different types of printed laminates supplied to the above mentioned 37 customers, however, Mr. Subodh Kumar Sharma may be having knowledge about the same as he only

interacts with these parties. Further, the copies of purchase orders related to these customers can also be provided by him only. Also, only Mr. Subodh Kumar Sharma coordinates with the customers regarding drawings, printing etc. with the manufacturers and I am not having any knowledge about the same.

Q.12. On perusal of the ledgers of 37 parties provided by you, it is seen that huge amounts of receivables are due from various parties, some of which are pending for more than 1 year. Please comment on the same.
A.12. As stated above, the receivables of the company are being looked after by Mr. Subodh Kumar Sharma only and I can't comment on the same. I am also not aware if any legal action has been taken by our company in respect of payments which are pending for a considerable time and only Mr. Subodh Kumar Sharma can provide details of the same.

Q.13. Please provide ageing breakup of the creditors of your company as on date. Also inform if your company is reversing the ITC involved on account of non-payment to your creditors within 180 days. If yes, provide details of the same.
A.13. I state that I am hereby submitting details of the age-wise break up of our creditors as per which an amount of Rs.61,05,53,543/- is due for more than 180 days. We have not reversed any ITC on account of above said non-payment to creditors within 180 days. The applicable ITC on above amount works out to Rs.10,98,99,638/-. I have telephonically discussed the matter with Mr. Subodh Kumar Sharma and he has ensured that the reversal of above said ineligible ITC shall be done within 2 days & the relevant payment particulars shall be submitted to your office shortly.

Q.14. Has your company engaged the services of M/s. Bharat Transport Company Pvt. Ltd. If yes, please provide the details of concerned person of the above company.
A.14. I state that in past, we had engaged the services of M/s. Bharat Transport Company Pvt. Ltd. for transportation of our supplies to customers. However, we dis-engaged their services around 1 year back. I am not able to recall the name of the concerned person of above company."

6.4 Whereas, summon dated 10.08.2022 **(RUD-17)** was issued to Shri Subodh Kumar Sharma, Director of M/s. MSPL for submitting various requisite documents related to the subject investigation and also tendering his voluntary statement. In response to above, Shri Subodh Kumar Sharma, Director of M/s. MSPL vide letter dated 27.08.2022 sought some time for submitting the requisite documents but he never turned up.

6.5 Whereas, further summons dated 16.02.2023 and 03.03.2023 were issued to M/s. MSPL, Sh. Ashish Kumar Singh, Director of M/s. MSPL, Sh. Subodh Kumar Sharma, Director of M/s. MSPL, Sh. Jasmeet Singh, Ex-Director of M/s MSPL and Sh. Harvinder Singh Matharoo, Ex-Director of M/s. MSPL, however, neither anyone appeared in response to the same nor submitted the requisite documents/information called for vide the above said summons. Another summon dated 19.04.2023 was also issued to M/s. MSPL (now known as M/s. Lagrowth Associates Private Limited), however, the same also remains unanswered till date.

6.6 Whereas, during pendency of above investigation, it was found that M/s. MEPL had filed Company Petition No. (IB)-796(ND)/2022 in the NATIONAL COMPANY LAW TRIBUNAL, NEW DELHI, to initiate Corporate Insolvency Resolution Process against M/s MSPL for defaulting the payment of Rs.5,54,88,94,974/- which includes principal amount of Rs.5,161,762,767/- and interest amounting Rs.38,71,32,207/- @18% p.a. on the outstanding principal amount. Department's Claim vide Form-B against demand made vide SCN dated 08.05.2023 **(RUD-18)** against M/s Lagrowth Associates Pvt. Ltd. (formerly known as MSPL) was filed with Resolution Professional and we have also challenged the insolvency proceedings initiated against M/s Lagrowth Associates Pvt. Ltd.

6.7 Whereas, on the basis of facts & findings of investigation, it has emerged that M/s. MSPL acted as conduit between M/s. MEPL and the Pan Masala/Tobacco Manufacturers, for supply of Laminates in a clandestine manner via the façade of issuance of goodsless invoices to non-existent / bogus entities. The shareholding pattern M/s. MSPL indicates that the Directors have contributed miniscule capital and they do not have any prior commercial backing or locus standi to conduct affairs of business with turnover running into hundreds of crores. Further, it is far from commercial rationale for any company to extend credit limit exceeding Rs.500 Crores to any entity for a long period of time as observed in this case. It is also pertinent to mention that one of the Ex-Directors of M/s. MSPL namely Sh. Harvinder Singh Matharoo is an ex-employee of M/s. MEPL and left the company

after the instant investigation was initiated against M/s. MSPL & M/s. MEPL. M/s. MSPL neither received any payments on account of its sale invoices issued to fake firms nor it itself made any payments to M/s. MEPL on account of the humongous purchases of laminates. All the aforesaid facts point to the direction of M/s MSPL being a dummy entity run by M/s. MEPL itself to help out its clients to procure laminates clandestinely, as observed in the modus of the instant case. On this premise, the insolvency proceedings before NCLT have also been challenged.

6.8 The above corroborative facts inter-alia support the primary evidence which is in the form of transporter's data & testimony related to supply of laminates. Further, in view of the findings of investigation, it is clear that the goods were neither consigned or delivered to the 59 fake firms, and they appear to have nexus, apparently with M/s. VSG as the brand name "VIMAL" is associated with them only.

INVESTIGATION WITH SUPPLIER (M/S SAI TRADING CO. & M/S SAMPARK LAMINATES)

7 Whereas, in process of verifying the suppliers of raw materials to M/s VSG, visit dated 06.01.2022 was made to M/s Sai Trading Co. who supply arecanut to M/s VSG. During search conducted at premises of M/s Sai Trading Co., two trucks having no. RJ45G0157 & RJ27GB9048 were found parked in premises of firm. Driver of truck no. RJ45G0157, Sh. Sunil vide his statement dated 06.01.2022 **(RUD-19)** recorded on the spot stated that he unloaded the goods which was Arecanuts (supari) at the premises of M/s Sai Trading Co. on the direction of owner of the truck. Said goods were also found lying in premises of M/s Sai Trading Co. during search but party could not produce any corresponding purchase invoices in this respect which means party made the said purchase in cash. Further, from analyzing the movement of RFID search in respect of vehicle no. RJ45G0157 through E-way bill portal for the said date, it emerged that said truck was found registered against supply made from M/s Vinayak Enterprises, Karnataka to M/s Marble Enterprises, Karnataka. Further, statement of Sh. Naresh **(RUD-20)** Kumar, present watchman of premises of M/s Sai Trading Co., was recorded on the spot who vide his statement stated that two trucks having no. RJ45G0157 & RJ27GB9048 have been unloaded between 07:00 AM to 09:00 AM on 06.01.2022 and said trucks were full of Arecanuts (supari).

7.2 Whereas, to investigate the matter further, M/s Sampark Laminators Pvt. Ltd. who has been engaged in manufacturing of printed laminates and one of the supplier of packaging materials to M/s VSG, a search was conducted at office premises of M/s Sampark Laminators Pvt. Ltd. at 34/13, 18/23, 1/1, village – Rathdhana, Tehsil – Sonepat, Haryana on 23.12.2021 and accordingly, panchnama has been drawn on the spot **(RUD-21)**. During the search, difference in stock of raw material has been found on which, on being pointed out, M/s Sampark Laminators Pvt. Ltd. voluntarily paid amount of Rs. 2,01,88,157/- vide DRC-03 dated 23.12.2021.

7.3 Corroborating statements of Sh. Sunil, Driver of truck and Sh. Naresh, watchman prove that goods through these trucks were received without any corresponding purchase invoice and said purchase was made in cash. Given practice of purchasing the raw material in cash/without corresponding tax invoices by suppliers entity indicate towards sale of said raw material also in cash to M/s VSG which support the modus of instant case against M/s VSG.

INVESTIGATION WITH RECIPIENT MANUFACTURER (M/S. VSG PAN INDUSTRIES PRIVATE LIMITED)

8. Whereas, in order to conduct further investigation on the issue, search was carried out at the registered premises of M/s. VSG, located at Khasra No.52/6/2, 7/2,8, 9/1,13,14,15/2,16/1, 17,18/1, 26, Village-Jhundpur, Tehsil-Rai, Sonipat, Haryana-131029 on 23.12.2021 and proceedings were recorded under Panchnama dated 23.12.2021 **(RUD-22)**. During the search proceedings, M/s VSG were found to be engaged in manufacturing of Pan Masala and Elaichi under the brand names "Vimal Pan Masala" and "Vimal Elaichi" respectively. During the search proceedings, the visiting officers carried out physical verification of Raw Materials & Finished Goods and on such verification, stock of Raw Materials and Finished Goods was found short/excess vis-a-vis Statutory records, detailed as under:-

Sr.No.	Description of goods	Quantity as per books	Actual quantity	Shortage/Excess
1	Vimal Pan Masala MRP Rs. 4	1381600	1386000	4400
2	Vimal Pan Masala MRP Rs. 4 CTN	18840	19320	480

3	Vimal Pan Masala MRP Rs. 8.50	112320	114240	1920
4	Vimal Pan Masala MRP Rs. 18	22500	23940	1440
5	Arecanut-Supari	830722	877070	46348
6	Printed Laminated Paper MRP Rs. 4	142450.4	132123	-10327.4

8.2 Whereas, the tax liability on account of above said shortage/excess of Raw Materials & Finished Goods worked out to Rs. 1,84,99,705/-. On being pointed out, Shri Sanjay Raweri, Director of M/s. VSG agreed with the findings of physical verification, which resulted in shortage of availability of Raw Materials & Finished Goods vis-à-vis the book balances and voluntarily deposited an amount of Rs. 1,84,99,705/- along with Penalty of Rs. 27,74,956/- totally amounting to Rs. 2,12,74,661/- vide DRC-03 dated 23.12.2021. Further, M/s. VSG also voluntary deposited an amount of Rs.18,00,00,000/- vide DRC-03 dated 23.12.2021 (under protest) on account of their anticipated tax liability on the issue.

8.3 Whereas, in order to conduct further investigation on the issue, search was again carried out at the registered premises of M/s. VSG, located at Khasra No.52/6/2, 7/2,8, 9/1,13,14,15/2,16/1, 17,18/1, 26, Village-Jhundpur, Tehsil-Rai, Sonipat, Haryana-131029 on 06.01.2022 and proceedings were recorded under Panchnama dated 06.01.2022 **(RUD-23)**. During the search proceedings, M/s VSG were found to be engaged in manufacturing of Pan Masala and Elaichi under the brand names "Vimal Pan Masala" and "Vimal Elaichi" respectively. During the search proceedings, the visiting officers carried out physical verification of Raw Materials & Finished Goods and on such verification, stock of Raw Materials and Finished Goods was found short/excess vis-a-vis Statutory records, detailed as under:-

Sr.No.	Description of goods	Quantity as per books	Actual quantity	Shortage/Excess
1	Vimal Pan Masala MRP Rs. 4	4979	5230	251
2	Vimal Pan Masala MRP Rs. 8.50	1019	996	-23

3	Ready Mixture	456050.10	445750	-10300.10

8.4 Whereas, the tax liability on account of above said shortage/excess of Raw Materials & Finished Goods worked out to Rs. 27,64,390/-. On being pointed out, Shri Sanjay Raweri, Director of M/s. VSG agreed with the findings of physical verification, which resulted in shortage of availability of Raw Materials & Finished Goods vis-à-vis the book balances and voluntarily deposited an amount of Rs. 27,64,390/- along with Penalty of Rs. 11,16,671/- totally amounting to Rs. 38,81,070/- vide DRC-03 dated 06.01.2022. Further, M/s. VSG also voluntary deposited an amount of Rs.12,00,00,000/- vide DRC-03 dated 06.01.2022 (under protest) on account of their anticipated tax liability on the issue.

8.5 Whereas, summon dated 06.01.2022 was issued to Shri Sanjay Raweri, Director of M/s. VSG to tender his statement. In response to above, voluntary statement of Sh. Sanjay Raweri, Director (Finance) of M/s VSG was recorded on 06.01.2022 **(RUD-24)**, which is reproduced as under:-

"On being asked I state that I am working as Director (Finance) of M/s VSG Pan Industries Pvt. Ltd., situated at KH. NO. 52/6/2Z, 7/2, 8, 9/1, 13, 14, 15/2, 16/1, 17, 18/1, 26, Jhundpur, Tehsil Rai, Sonepat-131029 since November, 2020. Before this I was working as consultant in various firms. As Director (Finance) of M/s VSG Pan Industries Pvt. Ltd., Jhundpur (Sonipat), I am overall incharge of accounts and legal matters of the company. M/s VSG Pan Industries Pvt. Ltd. are engaged in manufacturing of 'Vimal' brand Pan Masala. On being-asked I state that M/s VSG Pan Industries Pvt. Ltd. Is sub license of Vimal Brand Pan Masala.

On being asked I state that the manufacturing plant of M/s VSG Pan Industries Pvt. Ltd. is situated' at a plot measuring 3.5 Acres and there are 28 Nos. and one dismantled machine for packing Pan Masala pouches normally run the machines at speed of 1100-1200 pouches per minute are installed here. The whole Pan Masala manufacturing process is semiautomatic and; require minimum human effort/labour. On being asked regarding raw materials ingredients and manufacturing process of Pan Masala, I state that first of all Supari
is de-stoned (separation of small stones), cleaned and transferred to cutter. The cut supari is moved to oven for roasting for about 3 hours. Simultaneously

compound is prepared by mixing perfume and menthol. Separately, dried Kattha is mixed with Lime. Then cut and roasted Supari is mixed with ready compound and then the compounded Supari is mixed with ready Kattha Lime mixture to make final Pan Masala. The ready final Pan Masala is packed in pouches witA the help of pouch packing machines. One Pan Masala pouch contains net 3 grams of Pan Masala (excluding weight of lamination). 30 such pouches are packed in one polythene pack'(Packet), one final pack of PP Woven Sack (Bora) contain 6280 pouches of 3gm. Pouch. Ready mixture is dust and is recycled.

On being asked regarding ratio of various ingredients of Pan Masala, I state that Pan Masala contain below mentioned ingredients;

Item	*Ratio (%)*
Arecanut-Supari	*86.73*
Elaichi Dana	*0.35*
Garam Masala	*0.17*
Katha Powder	*9.54*
Lime Powder	*1.47*
Mix Perfumery Compound PM	*1.47*
Menthol	*0.26*

Que. 1. Please give details of vehicles owned by M/s VSG Pan Industries Pvt. Ltd. and Fasttag/RFID details thereof. Please provide photocopies of vehicle Registration Certificates?

Ans.1. No company owned vehicle is used for any operation at Jhundpur, Sonipat manufacturing plant of the company.

Que. 2. Please explain procedure of receipt of Arecanuts (Supari) and dispatch of Pan Masala by the company and give detail of records/documents maintained for the purpose?

Ans. 2. All raw-materials, including Arecanuts (Supari) are received through transport, arranged by the suppliers. Most of the time, freight is paid by the suppliers.

Major recipient of finished goods (Pan Masala) in Haryana is M/s Singh Impex, Vill. Jhundpur, Rai, Sonipat, Haryana-131023. The transporters used for outward supply by our company are M/s North Eastern Carrying Corporation Ltd., Delhi, M/s Gagan Cargo, M/s Rayan Transport Service. We also sell Pan Masala in West Bengal, Uttar Pradesh and Rajasthan, etc. We do not maintain any internal record/document for receipt of raw-materials and dispatch of finished goods other than stock maintained in computer (Tally). Our major suppliers of Arecanuts (Supari) are from M/s Nehra Trading Co., M/s Sai Trading, M/s Durga Trading, M/s CC Trading, etc. We are providing payment ledgers of all the Arecanuts (Supari) suppliers for the FY 2021-22 (upto date).

Que. 3. Since when you have been purchasing Arecanuts from M/s Sai Trading and who arranges vehicles for movement of Arecanuts from M/s Sai Trading? Please also explain as to how payments are made and what is quantity received on daily basis?

Ans. 3. We are purchasing Arecanuts from M/s Sai Trading since November, 2021. I state that vehicles for transporting Arecanuts from M/s Sai Trading to M/s VSG Pan Industries Pvt. Ltd. are arranged by them. Payments for purchase of Arecanuts is made through cheque and sometime payment is made in cash. We have received 1,49,100 Kgs. of Arecanuts during December, 2021 from M/s Sai Traders.

Que. 4. Please state how receipt of Arecanuts is maintained in your accounts, i.e., whether record is maintained at Gate or any voucher is received from M/s Sai Trading Co.?
Ans. 4. We do not maintain any record, except entry made in our accounts (Tally).

Que. 5. Please inform as to how much pouches of Pan Masala cantain 1K g. Arecanuts (Supari)?
Ans. 5. From one kg. of Arecanuts (Supari), we can make 384 pouches of MRP Rs. 4/- (each pouch having weight of 3 gm).

Que. 6. Please provide details of bank accounts in which payments are received and made by the company?

Ans. 6. There is one Kotak Mahindra Bank account having No. 2813996716 in Model Town Branch, Sonipat. Another bank account is in HDFC bank No. 50200052078039 in Khewra Branch, Sonipat. We make all payments to our plant suppliers through these accounts only.

Que. 7. On stock taking of the raw-materials and finished goods available in the factory premises of M/s VSG Pan Industries Pvt. Ltd. in the presence of company representatives and the Panchas, it was found that raw-materials/finished goods were in shortage, vis-a-vis the statutory records, as per the details given in two Annexures shown to you. On the basis of shortage of raw-materials and finished goods found during physical stock taking, M/s. VSG Pan Industries. Pvt. Ltd. is liable to pay Rs. 33,74,840/- towards GST & cess on account of above-mentioned variation in the stock of raw-material/finished goods. Please explain the difference in stock and state whether you agree to deposit tax liability on the same?
Ans. 7. I am fully satisfied with the method of stock taking of raw-materials and finished goods as well as quantity of shortage arrived at. Moreover, I am also fully satisfied with the value of goods found short and tax payable thereon. I admit shortage of raw-materials and finished goods found during physical stock taking by the officers of DGGI on today, i.e., 06.01.2022 and I am voluntarily paying applicable GST, Cess alongwith penalty-totally amounting to Rs. 38,81,070/-. I have seen the Annexures and have put my dated signatures on the same. It is stated that stock was conducted in running Unit. In addition to deposit of above GST, Cess and penalty on account of shortage, we have paid Rs. 12,00,00,000/- through DRC-03 dated 06.01.2022 (under protest). "

8.6 Whereas, further summon dated 31.01.2022 was issued to the Director of M/s. VSG for appearance. However, no one appeared in response to above said summons. Accordingly, further summon dated 04.03.2022 was issued to M/s. VSG for appearance on 07.03.2022. In response to above, Shri Sanjay Raweri, Director (Finance) of M/s. VSG appeared on 07.03.2022 and his voluntary statement was recorded on 07.03.2022 **(RUD-25)**, reproduced as under:-

"Question 1. Please introduce yourself?
Ans. My name is Sanjay Raweri, Age-57 Years, and I am resident of C-109, Pushpanjali Enclave, for last 25 years. I have done B.Com from Delhi

University. I am Director (Finance) of M/s VSG Pan Industries Private Limited, from November 2020 to till date. I am overall incharge of accounts, legal matters of company. I was earlier working as Consultant in various other firms. I am well versed in English and Hindi.

Question 2. Please provide basic details of your company M/s VSG Pan Industries Private Limited?
Ans:- My company M/s VSG Pan Industries Private Limited(M/s VSG in short), situated at KH. NO. 52/6/2/, 7/2, 8,9/1,13,14,15/2,16/1,17,18/1,26, Jhundpur, Tehsil Rai, Sonepat-131029 is engaged in manufacturing of Panmasala having brand name of "Vimal". I state that M/s VSG is sub licensee of Vimal Brand Panmasala and Elaichi. M/s VSG pays royalty at the rate of 15% of total sale to M/s PB Agro products LLP, Lajpat Nagar Delhi. M/s PB Agro products LLP is master Licensee of Vimal Brand Panmasala and Elaichi. Designated partners in M/s PB Agro products LLP are Shri Vikas Tomar and Shri Rajan Manchanda. M/s Vishnu Company Trademarks Pvt Ltd is the main trademark owner of "Vimal" brand Panmasala .

Question 3. Please give details of all the Directors / key persons of the company in M/S VSG Pan Industries Private Limited?
Ans:- There are four directors in M/s VSG Pan Industries Private Limited namely Shri Sanjay Gupta(sales), Sh. Sanjay Rawer! (Finance), Shri. Harish Thukral (Admin) and Shri Sunil Kumar (purchase and production). Sh. Archit Garg, and Sh. Ankur Garg are the major shareholder in M/S VSG Pan Industries Private Limited. Sh. Satish Tanwar, (Mobile-7011139192) is account officer in M/S VSG Pan Industries Private Limited.

Question 4. What is the turnover of the unit at Sonipat?
Ans: The turnover of M/S VSG Pan Industries Private Limited having units at Sonipat is Rs
271 Crores (approx.) for the period 01-01.2021 to 31.03.2021 and Rs 543 Crores (approx.) for the period 01.04.2021 to 31.12.2021.

Question 5. Who are your main inward suppliers for Arecanuts, Key persons in firm and transporters used for supply of goods?
Ans: Major inward suppliers for Arecanuts are M/s Sanchi Trading Company, Delhi, (Contact person- Abhishek 9083790838, Transporter used -New

National Goods Carrier), M/s Nehra Trading Company (Contact person- Vikas Nehra 9813352150, Transporter used -own vehicles), Liwaspur, Sonipat, Haryana, 131021, M/s Sai Trading Company, Sonipat, (Contact person- Ayush 9022733711, Transporter used -Maa Jagdamba Roadways) M/s Durga Trading/CC Trading (Contact person- Chetan 9910995577/Gaurav- 9999115500), Shri Salasar Ji Arecanut Traders (Contact person- Meenakshi 7988210641, Transporter used -Ayush Transport Company). Neither we are import nor we use imported Arecanuts in our products. We majorly buy arecanuts from these traders only.

Question 6. Please give details of bank accounts alongwith bank statement in which payments are - received and made by the company for the period 01.12.2020 to 30.06.2021 .
Ans. Details of bank account managed by Company are as below :-
Name of Bank- Kotak Mahindra Bank Limited
A/c No.- 2813996716
IFSC Code- KKBK0004347
Branch- Sonipat

Question 6. Please provide the details of transporter/truck details in respect of goods/raw material procured for production?
Ans. All raw materials are received through transport, arranged by the supplier. The freight on these consignments is paid by Supplier.

Question 7: Who are your main inward suppliers for packing material i.e; lamination, Key persons in firm and transporters used for supply of goods?
Ans: M/s Montage enterprises Pvt Ltd (key person- Raghav 9643013952), M/s Sampark Laminators Pvt Ltd (key person- Vishal 9992024220), Sonipat, M/s Sheetal Mercantile P Ltd (key person- Rajender Singh 9810367651) and M/s ISOE Printpack Industries Pvt Ltd (key person- Sanjay Gupta- 9818543658) are major supplier of paper packaging roll / laminate to our company. We procure ***"Vimal"*** *printed lamination in roll form from the above mentioned companies. The average weight of each* ***"Vimal"*** *printed laminate roll is on an average 26 kgs to 27kgs for Panmasala of MRP Rs 4.*

Question 8: Please give details of quantity of packing material / laminate used in Pan Masala pouches?

*Ans: I would like to inform you that in 1kg of **"Vimal"** printed laminate, approximately 1200 pouches (having 3 gram of pan Masala) of Rs. 4/- (retail price) are manufactured. There is wastage of 1-2% of lamination during this process.*

*Question 9: I am showing you the data obtained from M/s Bharat Transport Company Private Limited, a transporter who supplies lamination from M/s Montage sales Private Limited to your factory located at Sonipat, Haryana. As per the obtained data for the period Dec 2020 to June 2021 by DGGI Meerut Zonal Unit, M/s VSG Pan Industries Private Limited had clandestinely received 6,94,565 Kgs of **"Vimal"** printed laminates from M/s Montage sales Private Limited through the transporter, M/s Bharat Transport Company Private Limited. You are hereby requested to see the data and explain?*

*Ans: I have seen the data but as per my knowledge we have not received Clandestine laminates from any company. It is submitted that we do not purchase any raw material quacking material without tax invoice. However, I have already deposited **Rs 34,00,00,000/-** (18 Crore vide DRC-03 dated 23.12.2021, Rs 2,00,00,000/- Crore vide DRC-03 dated 31.12.2021 and Rs 12 crores 06.01.2021 and Rs 2,00,00,000/- Crore vide DRC-03 dated 31.12.2021) under protest on account of tax liability which may arise, if any on supply of laminates from M/s Montage sales Private Limited of Vimal brand Panmasala by clandestine procurement of **"Vimal"** printed laminates from M/s Montage sales Private Limited. I am not aware of the supplies of any material by M/s Montage sales Private Limited without invoice as we do not purchase any material without invoice.*

Question 10: As stated above M/s Sai Trading is major inward suppliers for Arecanuts to M/s VSG Pan Industries Private Limited. Based on specific information, the vehicles RJ45GA0157 & RJ27GB9048 were traced by the officers of DGGI, Gurugram Zonal Unit on 06.01.2022, and it was found that the trucks having numbers RJ45GA0157 & RJ27GB9048 have entered in the premises of M/s SAI Trading, KhasraNo. 12/4/2/2, 13/1, 9/2, 10, Village Kheri Mannat, Sonipat, Haryana-131103. As per records M/s Sai Trading majorly supplies Arecanuts to M/s VSG Pan Industries Private Limited, hence Prima facie it appears that arecanuts are clandestine supplied to your factory located at Sonipat, Haryana which is further used for clandestine

manufacturing and clandestine clearance of Vimal brand Panmasala. Please explain?

Ans: I am unable to comment on same as it is different legal entity."

9. Whereas, summon dated 03.08.2022 was issued to M/s. VSG for submitting various requisite documents/information related to their production capacity, installed machines, manufacturing process, consumption details of raw materials etc. In response to above, M/s. VSG vide their letter dated 07.09.2022 submitted various requisite documents/information asked for vide summons dated 03.08.2022. Further, Sh. Sunil Kumar, Director, M/s VSG Pan Industries Pvt. Ltd. appeared against summon dated 02.02.2023 and tendered his voluntary statement dated 08.02.2023 **(RUD-26)** which is reproduced as under :-

Q.1. Please give your brief introduction, educational qualifications and details of occupation.

A.1. I state that my name is Sunil Kumar. I have done M.Sc., M.Phil from MDU University. I am one of the Directors in M/s VSG Pan Industries Private Limited from October 2020.

Q.2. Please give details of designation you hold in M/s VSG Pan Industries and what is your role in functioning of day to day business ?

A.2. I state that as Director in M/s VSG Pan Industries Pvt. Ltd., I hold the charge of purchase & production in the company. I personally look into daily purchase and production matters in the company.

Q.3. Please explain who is decision Maker of the company regarding procurement, supplies and finance ?

A.3. I state that I myself make decisions in respect of purchase matters in the company. For supply and finance, we have separate team in the company.

Q.4. Who hold the copyright of brand "Vimal" and do you have any agreement with company holding copyright of brand for payment of Royalty. If yes what are the terms for that ?

A.4. I state that M/s P.B. Agro Products LLP hold the brand i.e. "Vimal" and we have agreement with P.B. Agro for using brand name i.e. "Vimal". We pay royalty @ 15% for using brand name. Copy of agreement has already been submitted with the department.

Q. 5 When M/s VSG Pan Industries Pvt. Ltd. has been incorporated and what is your Capital contribution of in the company and rationale for operating such huge manufacturing facility without any capital of their own ? Pls explain.

A.5 I state that M/s VSG Pan Industries Pvt. Ltd. has been incorporated in July 2020. Sh. Ankur Garg & Sh. Archit Garg had major share holders in the company. I joined the company in October 2020 with no capital contribution. I do not hold any share in the company and I am just salaried Director in the company.

I further state that Sh. Archit Garg & Sh. Ankur Garg left the shareholding of company in September 2022.

Q. 6 What is the Procedure followed for normal Vendor selection ? Pls explain.

A. 6 I state that we do not follow any particular criterion for selection of vendors. When any party approach us for selling any raw material, first we check quality of material & check their GST compliance. After this due verification, we finalize that particular vendor.

Q. 7 What procedure was followed in selection of M/s. Montage Sales Pvt. Ltd. and do you have any agreement ?

A. 7. I state that while selecting M/s Montage Sales Pvt. Ltd. for providing laminates & other packaging material, Sh. Kesar Singh (M.No. 8743892911), representative from M/s Montage Sales met us and finalize the deal and checked the quality of material and after due verification, we finalized M/s Montage Sales Pvt. Ltd. for providing laminates to VSG.

Q. 8 What details did you forward to Montage Sales for sending the laminates or packaging material ?

A.8 I state that we provide them design & size specifications of laminates as per our requirement. M/s Montage provide us laminates of desired specifications in form of rolls having average weight of 25 kg. We load these rolls in machines and machine cut them in desired sizes and make pouches from them.

Q.9 What is the Procedure followed in receipt of goods on day to day basis i.e. transport arrangement & its payment. Further, what are payment terms related to supply, insurance, delivery acknowledgement etc. ?

A.9 I state that after placing order for any raw material all the responsibilities like transportation, insurance of goods & transportation have been responsibilities of supplier. After receipt of goods, payment to suppliers was made.

Q. 10. Please provide List of transporters used in respect of purchase made from M/s Montage Sales Private Limited along with contact of key persons along with details of builties provided by transporter & insurance agents ?

A. 10 I already stated that transportation of goods is the responsibility of supplier. I never asked Montage to send the goods through any particular transporter. I will provide the details of invoices, e-way bill including builties of transporters received from Montage within two days time.

Q.11 What are type of Laminates supplied by Montage (details like brand-name, quality, specifications) ?

A. 11 I state that we purchased only one type of laminates which has been used for manufacturing of pouch of Rs. 4 (MRP) from both M/s Montage Sales Pvt. Ltd. & M/s Montage Enterprises.

Q.12 How many pouches of Rs. 4 are made from one kg. of laminates and how much quantity of laminates M/s VSG has purchased from M/s Montage Enterprises & M/s Montage Sales Pvt. Ltd. from period July 2020 to March 22 ?

A.12 I state that from 1 kg. of Laminates, around 1200 pouches of Rs. 4 are manufactured. I will be submitting the detailed sheet of quantity of laminates used in manufacturing of pouch of Rs. 4 purchased from M/s Montage Sales & M/s Montage Enterprises.

Q13. What are the raw material / ingredients required in manufacturing of Elaichi and Pan Masala and what are the tax/ duty structure on them ?

A13 :- I state that the following ingredients are required in manufacturing of Elaichi and after final preparation of finished Elaichi, the same has been packed in 1 Rs. pouch made of laminates (plastic) under the name of Vimal Brand.

Sr No.	Items of Ratio	Ratio (%)
1	Elaichi Dana	88.32
2	Compund El Saffron	2.83
3	Propylene Glycol	0.88
4	Menthol	0.88
5	Saccharine	1.06
6	Spice Mix	0.18
7	Aspertame	0.16
8	Gond	1.99
9	O-2 Micron Silver Foil	0.53
10	Luster Dust Silver	0.53
11	Water	2.38
12	Saffron	0.09
13	Titanium Dioxide	0.18
	Total	100

In respect of ratio of ingredients required in manufacturing of Pan Masala, I had already submitted in my previous statements. I reiterated the same again which are as below :-

Sr No.	Items of Ratio	Ratio (%)
1	Arecanut –Supari	86.73
2	Elaichi Dana	0.35
3	Garam Masala	0.17
4	Katha Powder	9.54
5	Lime Powder	1.47
6	Mix Perfumery Compound PM	1.47
7	Menthol	0.26
	Total	100

I further state that 18 percent CGST & SGST/ IGST is applicable on Elaichi and 28 percent CGST & SGST/ IGST is applicable on Pan Masala along with Cess of 60 percent.

Laminates are packing material required for packing of finished products.

Q 14. What is the process of manufacturing of Elaichi and please also tell what is the ratio of consumption of laminates used in packing of Elaichi ?

A14 :- I state that the company manufacture Elaichi using different raw material as stated above. After preparation of Elaichi product, 0.17 mili gram of finished Elaichi is packed in 1 Rs. pouch made of laminates. 70 pouches of Rs. 1 pouch is further packed in outer packet, also made of laminates and one cartoon is prepared which contains total 420 packets.

In preparation of one carton of Elaichi having Rs 1 pouch a total of 8.20 kg laminates is used and 3585 pouches are made in 1 Kg of laminates. One carton consists of total 29400 pouches. The price of one carton of elaichi having Rs 1 pouch is 13,729/- on which tax @ 18 percent is paid.

I state that there is wastage of 4 to 5 percent of laminates per kgs as per industry norm.

Q15. What is the process of manufacturing of Pan Masala and their ingredients?

A15 :- I state that first supari is de-stoned, cleaned and then transferred to cutter. The cut supari is moved to Oven for roasting for about 3 hours. Simultaneously compound is prepared by mixing perfume and menthol and dried katha is mixed with Lime. Then cut and roasted supari is mixed with ready compound and then the compound Supari is mixed with ready kattha Lime fixture to make final Pan Masala.

I state that Pan Masala is packed in pouches with help of pouch packing machines. One Pan Masala pouch contains net 3 gram of pan masala (excluding weight of lamination). One final pack of PP woven Sack (Bora) contain 6280 pouches of 3 gm.

I state that there is also wastage of 4 to 5 percent of laminates per kgs as per industry norm.

Q.16. Please tell the ratio of laminates consumed in packing of one pouch of Pan Masala ?

A.16 :- I state that in preparation of one carton of Pan Masala having Rs 4 pouch a total of 5.25 kg laminates is used and 1200 pouches are made in 1 kg of laminates. One carton consists of 6280 pouches. The price of one carton of Pan Masala having Rs 4 pouch is 10,303/- on which tax @ 28 percent and 60 percent Cess is paid.

Q. 17 Please provide contact details of concerned persons of Montage, bank account details through which payments were made.

A.17 I state that in M/s Montage Sales, I contacted Sh. Kesar Singh (M.No. 8743892911) and in M/s Montage Enterprises, we contacted Sh. Gagandeep (M.No. 9643405610) for placing orders. For payments & other banking matters, I inform the account department for clearing the payments.

Q.18 Do M/s VSG Pan Industries Pvt. Ltd. purchase laminates & other packing materials from M/s Montage Sales Private Limited or M/s Montage Enterprises as on date ? If yes, pls provide details of concerned persons who book order and person who dispatch goods to your company and which transporter has been involved in said dispatch ?

A. 18 I state that we purchased laminates from M/s Montage Sales Pvt. Ltd. only from January 2021 to May 2021 & in M/s Montage Enterprises, we purchased laminates from January 2021 to September 2022. At present, we do not have any business allegiance with both of these entities. At present no payment is outstanding in respect of both of the entities.

Q. 19 Please see the statement of Sh. Sujeet Kumar, Director of M/s Bharat Transport. Vide his statement he produced a sheet regarding delivering of laminates and packaging material to VSG from Montage Sales Pvt. Ltd. and invoices issued to fake firms. Pls. explain.

A.19 I state that I have seen the statement along with sheet maintained by Sh. Sujeet Kumar, Director of M/s Bharat Transport and has put my dated signature for having seen the same. I further state that I do not know any person named Sh. Sujeet Kumar and do not know why he mentioned name of our firm in his sheet and reason best known to him. We never purchased any goods from any fake firm or never made any purchase on tax less invoice.

Q.20 On the basis of statement of Sh. Sujeet Kumar dated 25.06.2021 and evidence sheet provided by him, it has been explained that M/s Montage has issued bills to fake firms and packaging materials has been delivered to VSG against the said invoices. From the E-way bill analysis, it emerged that vehicles are shown crossing Mavikala Toll which is nearby of premises of VSG, against e-way bill issued to fake firms. E-way bill data is validating the facts produced by Sh. Sujeet Kumar that invoices have been issued to fake firms and goods delivered to VSG. Pls explain.

A.20 I state that I denied the above fact that we have purchased any goods in cash or without proper tax invoice. I even do not know Sh. Sujeet Kumar and do not accept the above fact.

Q.21 From investigation conducted by this office it emerged that same vehicle nos. of transporter appearing in clandestine procurement data produced by Sh. Sujeet Kumar vide his statement dated 25.06.2021, which is also reflecting in actual invoices of montage to M/s VSG. Pls comment ?

A.21 I decline the above fact. We don't procure any goods without proper tax invoices.

Q. 22 Pls explain the proportion of raw material used in one kg. of finished Pan Masala product & pls proved month wise opening and closing statement of raw materials procured by M/s VSG.

A. 22 I state that in manufacturing of finished Pan Masala Product, composition of finished goods are as below :-

Sr. No.	Item	Ratio (%)
1	Arecanut-Supari	86.73
2	Elaichi Dana	0.35
3	Garam Masala	0.17
4	Katha Powder	9.54
5	Lime Powder	1.47
6	Mix Perfumary Compound PM	1.47
7	Menthol	0.26
	Total	**100.00**

I, further submitting signed copies of month wise stock summery with opening and closing balance in respect of every raw material we use in manufacturing of finished product.

Q.23 How many machines are installed in the premises of M/s VSG and what is the capacity of each machine per hour ?

A.23 I state that initially we had installed 28 machines in Dec. 2020 in the factory premises. Each machine works for 12-14 hours per day on an average. One machine produces 1200 pouch in one minute. I will provide details of machine working period wise.

Q.24 Pls give details of suppliers of all the raw materials you procured for manufacturing the finished product ?

A. 24. Below are the material wise details of suppliers we made purchase for manufacturing of finished goods.

- *Arecanut- We purchase Arecanut from M/s Nehra Trading, M/s Sai Trading Co. & M/s Sanchi Trading Co., M/s Durga Trading Co., M/s C.C. Trading Co., M/s Salsar Arecanut Trader.*

- *Kathha, Ilaichi Dana, Garam Masala- We purchase these goods from M/s Shivansh Trading Co.*

- *Lime Powder- We purchase lime powder from M/s Paulco's.*

- *Laminates- We purchase laminates from M/s Montage Sales Pvt. Ltd., M/s Montage Enterprises, M/s Sampark Laminators, M/s Sheetal Merchantile Pvt. Ltd., M/s ISOE Print Pack Industries Pvt. Ltd.*

- *Menthol- We purchase menthol from M/s Ageson Global Pvt. Ltd., M/s S. Chemicals.*

- *Compound-We purchase compound from M/s N.G. Fragrances Pvt. Ltd.*

Q.25 What is the proportion of wastage of laminates in packing of pouches of Pan Masala & Ilaichi ?

Ans.25 I state that I have not calculated percentage of wastage of laminates in packing of pouches of Pan Masala & Ilaichi but as per Industrial norms there is around 4-5% approx. of wastage of laminates in packing of pouches of Pan Masala & Ilaichi.

10. Whereas, **Sh. Sanjay Kumar Gupta, Director, M/s VSG Pan Industries Pvt. Ltd.** appeared on 10.02.2023 against summon dated 02.02.2023 **(RUD-27)** and tendered his voluntary statement which is reproduced as under :-

Q.1. Please give your brief introduction, educational qualifications and details of occupation.

A.1. I state that my name is Sanjay Kumar Gupta. I have done B.Com in my graduation. I am working as one of Directors in M/s VSG Pan Industries Pvt. Ltd. from July 2020.

Q.2. Please give details of designation you hold in M/s VSG Pan Industries and what is your role in functioning of day to day business ?

A.2. I state that as Director in M/s VSG Pan Industries Pvt. Ltd., I hold the charge of sale and dispatch of goods in the company.

Q.3. Please explain who is decision Maker of the company regarding sale, supply and finance ?

A.3. I state that I myself make decisions in respect of sale & dispatch matters in the company.

Q.4 Have M/s VSG Pan Industries has its own transportation facility or there is any other arrangement for supply of goods and who bear the cost of transportation and other expenses related to supply ?

A.4 I state that M/s VSG Pan Industries do not own any transportation facility of its own. For delivery of goods we have tie up with two transporter companies. Details of the same are as below:-

(i). M/s North East Carrying Corporation

(ii) M/s Rayan Cargo

We don't have any written agreement with both of these transporter companies. Cost of transportation is borne by M/s VSG in delivery of goods. All the responsibilities during transportation is borne by transporter only.

Q.5. Please provide the details of vendors of M/s VSG and do M/s VSG have any agreement with vendors/dealers ?

A.5. I state that we do not have any written agreement with vendors of M/s VSG. First we check their GST registration and other compliance details like food license etc. and then list them as vendor of VSG. I am providing complete details of vendors of M/s VSG vide separate sheet.

Q. 6 When M/s VSG Pan Industries Pvt. Ltd. was incorporated and what was your Capital contribution in the company and rationale for operating such huge manufacturing facility? Pls explain.

A.6 I state that M/s VSG Pan Industries Pvt. Ltd. was incorporated in July 2020. Sh. Ankur Garg & Sh. Archit Garg had major share holders in the company. I also joined the company in July 2020 with Rs. 5 Lakhs of capital contribution. At present, I have capital contribution of Rs. 65 Lakhs in the company.

I further state that Sh. Archit Garg & Sh. Ankur Garg left the shareholding of company in September 2022.

Q. 7 What is the payment procedure against sale of finished goods to your vendors. Do M/s VSG have any receivables from vendors as on date ?

A.7 I state that on the normal basis, payment has been received from vendors within 30 days against the sale of goods. At present VSG has about Rs. 64 Crore of receivables from the vendors as on date.

Q.8 As per investigation conducted by this office and corroborating evidences submitted by Sh. Sujeet Kumar, Director of M/s Bharat Transport Pvt. Ltd., it has emerged that M/s Montage has supplied laminates to M/s VSG clandestinely i.e. in cash through Bharat Transport vehicles and VSG has procured this laminates in cash. Now it is evident that when VSG has procured raw material in cash then finished goods have also been sold in cash only. Please explain through which transporter VSG delivered these goods which are cleared clandestinely.

A.8 I state that as per my knowledge, VSG do not procure any raw material in cash or without proper tax invoices. On the question of sale, I state that VSG do not

sale any goods in cash or without any taxable invoice. I deny the above fact produced by your good office.

Q.9 Please explain, how much quantity of Pan Masala do M/s VSG cleared against sale of finished goods on daily basis ?

A.9 I state that around 1000-1200 Cartons on an average of Pan Masala as finished goods has been cleared from factory premises against sale on daily basis.

Q.10 As you stated earlier that VSG do not have any written agreement with transporter, do you insured your goods and who is responsible for insurance of goods during period of transportation ?
A. 10 I state that we do not insure the goods we clear from premises of VSG. For any mishap or loss during transportation, all the cost will be bear by transporter only.

Q.11. Do the vehicles used for delivery of goods dispatched from VSG are GPS enabled ?
A.11 I state that as per my knowledge, these vehicles are not GPS enabled.

Q.12 Do you have extend any authority to transporter for storing your goods at their own godown before dispatching to concerned party ?
A.12 I state that we never extend any authority to transporter for storing the goods of VSG before dispatching to concerned dealer. We directly load the goods in vehicles of transporter for dispatching to destination of particular vendor.

Q.13 In last two to three years, do VSG had encountered any incident where duplicate goods of brand name of "Vimal" had been found manufactured or stored by any dummy person/entity on the name of VSG. What is the course of action from VSG side against said incidents ?
Q.13 I state that in last two to three years, we faced many incidents where some small scale manufacturing unit were found manufacturing fake Pan Masala for brand name "Vimal". In such cases we lodged FIR with police authorities.

Q.14. Please state what is the commission of agent against sale of each pouch of Pan Masala ?

A.14 I state that sale price of one carton of Pan Masala consisting 6240 pouches of MRP Rs. 4 is Rs. 10303 without GST. Sale price per pouch is Rs. 1.65 approx. without GST.

Q.15 Do VSG extend any extra commission/benefit to vendor for surpassing the targeted sale of Pan Masala ?
Ans.15 I state that there is no such provision of extra incentive or cash discount to vendor against sale made in large quantity.

10.2 Whereas, the premises of M/s. VSG has been searched two times, and both the times, variations in stock of raw materials, finished goods have been found. These findings at the time of searches, inter-alia points to the corroboration of clandestine procurement of raw materials & supply of finished goods clandestinely by M/s. VSG.

TEST RESULTS OF SAMPLES OF VIMAL BRAND PAN MASALA

11. Whereas, in order to cross-verify & analyze the consumption pattern of raw materials for manufacture of finished goods by M/s. VSG vis-à-vis their statutory declarations and individual submissions of Directors/key persons under their respective statements, vide letter dated 18.12.2022 **(RUD-28)**, samples of Vimal Brand Pan Masala were sent to Central Revenues Control Laboratory (CRCL), New Delhi for specific testing parameters regarding details of ingredients & proportion of same in the said mixture.

11.2 In response to above, CRCL, New Delhi vide letter dated 10.02.2023 forwarded their Test Report **(RUD-29)** which is reproduced as under:

> *"The sample describe as Vimal Pan Masala is in unit packing having description as "Saffron Blended Vimal Pan Masala". The sample is in the form of light brown colored small cut pieces of different shape & sized having characteristics pleasant odour. It is composed of betel nut, catechu, added lime, menthol and flavoring substances. It is having following constants.*

Sr. No.	*Parameters*	*Result*
1.	*Moisture (% by mass)*	*5.4 %*
2.	*Total Ash on dry basis (% by mass)*	*7.7%*

3.	*Acid insoluble ash on dry basis*	*2.3%*
4.	*% of Calcium Oxide (CaO)*	*5.5%*
5.	*Weight % of betal nut (in cut pieces)(% by mass)*	*83.1%*

11.3 Whereas, during the period from December 2020 to June 2021, M/s. VSG has shown procurement of following raw materials, which inter-alia includes Arecanuts:-

Name of Raw material	Quantity in Kgs.	Percentage of total production during the period
Arecanut	8608174	86
Compound	112650	1.13
Menthol	54231	0.54
Elaichi dana	34942	0.35
Garam Masala	17205	0.17
Katha	951353	9.5
Lime	146032	1.47

11.4 Analysis of consumption pattern shown in books vis-à-vis production worked out as per report of CRCL indicates that M/s. VSG has shown consumption of areca-nut amounting to 86 percent of total production during the period December 2020 to June 2021 whereas CRCL report suggested around 83 percent to total mass of arecanut (betal nut). Hence, M/s. VSG appears to be have over stated that consumption of Areca Nuts with malafide intention to divert the underlying quantity for clandestine manufacture & supply purposes.

12. ANALYSIS OF DIGITAL EVIDENCES & RESULT OF IP ADDRESS ANALYSIS USED FOR FILING RETURNS OF FAKE FIRMS

During the course of Investigation it is observed that M/s Montage Sales Pvt. Ltd. (hereinafter will be referred to as MSPL) has passed on Input Tax Credit fraudulently to the 59 firms through GSTR 1M without actual supply of goods/ services. These 59 firms were found to availed Input Tax Credit amounting to Rs.300.42 Crore and passed on ITC amounting to Rs.217.94 Crore. MSPL has issued invoices in the name of these 59 firms however, the goods i.e. packaging material was diverted to different manufacturing units. On further investigation, these out of these 59 firms, 49 firms were found to be non-existing on physical verification. Subsequently, a letter was sent to the GSTN, along with a list of above

mentioned 59 firms and GSTN was requested to furnish the information about the IP addresses which were used for filing of GST returns of these 59 firms. GSTN furnished the list of IP addresses **(RUD-30).**

12.2 Subsequently, a letter was sent to the GSTN, along with a list of above mentioned 59 non-existent firms and GSTN was requested to furnish the information about the IP addresses which were used for filing of GST returns of these 59 firms. These IP addresses were analyzed and following observations have been made:

(a)Analysis of IP Address No. 103.217.132.178: A list of GSTIN is prepared which used IP address 103.217.132.178. From the said list, it is observed that 07 GSTIN(s) have used this IP address, the detail of the same is as following:

(i) M/s Subrat Trading Company;
(ii) M/s Sameer Trading Company;
(iii) M/s Sitakant Trading Company;
(iv) M/s Ajay Trading Company;
(v) M/s Kumar Trading Company;
(vi) M/s J K Trading Company; and
(vii) M/s K C Laminates.

It is observed that the above mentioned IP Address was used on 04.09.2021 for filing of GSTR 1M & GSTR 3B for the month of June, 2021; July, 2021; & August 2021. The said IP connection was started at 13:36 and ended on 15:43. During the said time period, 42 GST Returns (GSTR 1M & GSTR 3B) were filed. Thus, it appears that the said 42 GST returns of the 07 firms were filed by one person using above mentioned IP address.

(b) Analysis of IP Address No. 106.198.169.171 : A list of GSTIN is prepared which used IP address 106.198.169.171. From the said list, it is observed that 03 GSTIN(s) have used this IP address, the detail of the same is as following:

(i) M/s Subrat Trading Company;
(ii) M/s Ajay Trading Company; and
(iii) M/s Subham Warpers

It is observed that the above mentioned IP Address was used on 03.09.2020 for filing of GSTR 1M & GSTR 3B for the month of April, 2020 to August 2020. The said IP connection was started at 12:44 and ended on 16:48. During the said time period, 25 GST Returns (GSTR 1M & GSTR 3B) were filed. Thus, it appears that the said 25 GST returns of the 03 firms were filed by one person using above mentioned IP address.

(c) Analysis of IP Address No. 103.100.6.107:A list of GSTIN is prepared which used IP address 103.100.6.107. From the said list, it is observed that 02 GSTIN(s) have used this IP address, the detail of the same is as following:

(i) M/s Prasad Enterprises; and
(ii) M/s Subrat Trading Company;

It is observed that the above mentioned IP Address was used on 02.09.2020 for filing of GSTR 1M & GSTR 3B for the month of January, 2020 to August 2020. The said IP connection was started at 15:55 and ended on 17:28. During the said

time period, 12 GST Returns (GSTR 1M & GSTR 3B) were filed. Thus, it appears that the said 12 GST returns of the 02 firms were filed by one person using above mentioned IP address.

(d)Analysis of IP Address No. 103.87.59.23:A list of GSTIN is prepared which used IP address 103.87.59.23. From the said list, it is observed that 06 GSTIN(s) have used this IP address, the detail of the same is as following:

(i) M/s Ravi Kumar Laminates;
(ii) M/s Subham Warpers;
(iii) M/s Ajay Trading Company;
(iv) M/s Prasad Enterprises;
(v) M/s Subrat Trading Company; and
(vi) M/s Pitambar Packaging.

It is observed that the above mentioned IP Address was used on 15.12.2020 for filing of GSTR 1M & GSTR 3B for the month of November, 2020. The said IP connection was started at 11:59 and ended on 15:21. During the said time period, 11 GST Returns (GSTR 1M & GSTR 3B) were filed. Thus, it appears that the said 11 GST returns of the 06 firms were filed by one person using above mentioned IP address.

(e)Analysis of IP Address No. 103.92.113.104:A list of GSTIN is prepared which used IP address 103.92.113.104. From the said list, it is observed that 09 GSTIN(s) have used this IP address, the detail of the same is as following:

(i) M/s Ajay Trading Company;
(ii) M/s Pitambar Packaging;
(iii) M/s Prasad Enterprises;
(iv) M/s Ravi Kumar Laminates;
(v) M/s Subrat Trading Company;
(vi) M/s J K Trading Company;
(vii) M/s KC Laminates;
(viii) M/s Sitakant Trading Company;and
(ix) M/s Sameer Trading Company.

It is observed that the above mentioned IP Address was used on 10.04.2021 for filing of GSTR 1M & GSTR 3B for the month of February, 2021 & March, 2021. The said IP connection was started at 11:14 and ended on 16:40. During the said time period, 22 GST Returns (GSTR 1M & GSTR 3B) were filed. Thus, it appears that the said 22 GST returns of the 09 firms were filed by one person using above mentioned IP address.

(f)Analysis of IP Address No. 103.92.114.50:A list of GSTIN is prepared which used IP address 103.92.114.50. From the said list, it is observed that 03 GSTIN(s) have used this IP address, the detail of the same is as following:

(i) M/s Ajay Trading Company;
(ii) M/s Kumar Trading Company; and
(iii) M/s Pitambar Packaging.

It is observed that the above mentioned IP Address was used on 19.03.2021 for filing of GSTR 1M & GSTR 3B for the month of January, 2021 & February, 2021. The said IP connection was started at 14:28 and ended on 17:45. During the said time period, 07 GST Returns (GSTR 1M & GSTR 3B) were filed. Thus, it

appears that the said 07 GST returns of the 03 firms were filed by one person using above mentioned IP address.

(g)Analysis of IP Address No. 146.196.37.240:A list of GSTIN is prepared which used IP address 146.196.37.240. From the said list, it is observed that 03 GSTIN(s) have used this IP address, the detail of the same is as following:

(i) M/s Pitambar Packaging;
(ii) M/s Prasad Enterprises;
(iii) M/s Subrat Trading Company;
(iv) M/s Saneer Trading Company; and
(v) M/s Sitakant Trading Company.

It is observed that the above mentioned IP Address was used on 18.05.2021 for filing of GSTR 1M & GSTR 3B for the month of April, 2021. The said IP connection was started at 12:53 and ended on 13:22. During the said time period, 10 GST Returns (GSTR 1M & GSTR 3B) were filed. Thus, it appears that the said 10 GST returns of the 05 firms were filed by one person using above mentioned IP address.

(h)Analysis of IP Address No. 47.31.228.173:A list of GSTIN is prepared which used IP address 146.196.37.240. From the said list, it is observed that 07 GSTIN(s) have used this IP address, the detail of the same is as following:

(i) M/s Jyoti Traders;
(ii) M/s Swastik Enterprises;
(iii) M/s Kumar Enterprises;
(iv) M/s H K Enterprises;
(v) M/s Gee Kay Sales;
(vi) M/s Niraj Enterprises; and
(vii) M/s S T Traders.

It is observed that the above mentioned IP Address was used on 21.06.2021 for filing of GSTR 1M & GSTR 3B for the month of May, 2021. The said IP connection was started at 09:58 and ended on 13:32. During the said time period, 14 GST Returns (GSTR 1M & GSTR 3B) were filed. Thus, it appears that the said 14 GST returns of the 07 firms were filed by one person using above mentioned IP address.

12.3. Further, on the basis of data regarding the I.P addresses the details of which were provided by GSTN office, all the I.P address were analyzed and tried to find that the I.P address belong to which Network Service Provider through the website www.whatismyipaddress.com. So letter dated 16.05.2023 was issued to various Network Service Provider Companies asking therein to submit the details about the Individuals who have used the I.P address for filing of returns.

12.4 In this process letter dated 16.05.2023 **(RUD-31)** bearing DIN No. 202305adgEE000813523 was also issued to M/s Excitel Private Limited and the company replied vide E-mail dated 19.05.2023 **(RUD-32)** and has provided the certain information including the name, Phone number and address of the individuals(s) who were using particular I.P address at a certain point of time. On analyzing the above mentioned data, it was observed that I.P address 146.196.37.240 was used on 18.05.2021 for filing of GST returns of 05 entities

which were found to be non-existing during the investigation. The said firm details are as under:

S.NO	GSTIN	NAME	RETURN	DATE	DATE & TIME	I.P. ADDRESS
1	07BLVPP6162R1ZV	SUBRAT TRADING COMPANY	R1	18-05-2021	18-05-2021 13:08	146.196.37.240
2	07BLVPP6162R1ZV	SUBRAT TRADING COMPANY	R3B	18-05-2021	18-05-2021 13:09	146.196.37.240
3	07BXQPN0974E1Z5	PITAMBAR PACKAGING	R1	18-05-2021	18-05-2021 12:53	146.196.37.240
4	07BXQPN0974E1Z5	PITAMBAR PACKAGING	R3B	18-05-2021	18-05-2021 12:55	146.196.37.240
5	07CBHPR7202R1Z0	SAMEER TRADING COMPANY	R1	18-05-2021	18-05-2021 13:08	146.196.37.240
6	07CBHPR7202R1Z0	SAMEER TRADING COMPANY	R3B	18-05-2021	18-05-2021 13:09	146.196.37.240
7	07DIOPP3069P1ZA	SITAKANT TRADING CO.	R1	18-05-2021	18-05-2021 13:20	146.196.37.240
8	07DIOPP3069P1ZA	SITAKANT TRADING CO.	R3B	18-05-2021	18-05-2021 13:22	146.196.37.240

9	07HJJPS0550Q1ZG	PRASAD ENTERPRISES	R1	18-05-2021	18-05-2021 12:54	146.196.37.240
10	07HJJPS0550Q1ZG	PRASAD ENTERPRISES	R3B	18-05-2021	18-05-2021 12:54	146.196.37.240

12.5 Further on analysis of the data submitted vide E-mail dated 19.05.2023, it emerged that three person(s) had used the I.P. Address 146.196.37.240 on 18.05.2021 between 1253 to 1322. The details of three persons are as under:

S.No.	Name of the User	Phone Number	Address
1	Kishan Rajput	9911541418	S-417, School Block, Shakarpur, Near Mother Dairy Booth, Delhi-110092
2	Kailash Nath Kaushik	9968554844	1/9569 Gali No. 4, Pratap Pura
3	Rajat Kumar Sharma	9999196113	S-83, 3rd Floor, School Block, Shakarpur, Delhi

12.6 In order to reach the target person and to take the investigation a head, an email dated 20.05.2023 was again sent to the M/s Excitel Private Limited requesting therein to intimate this office as to who, among the above mentioned three persons, has accessed the GST portal on 18.05.2021 between 12:53 hrs to 13:22 hrs., but no reply was received on E-mail. Further the concerned person of IT person of M/s Excitel was contacted telephonically on 30.05.2023 and he informed that the destination port I.P, which was sent by them vide mail dated 19.05.2023 is the I.P address of the site which was accessed by the persons (s) which were mentioned in their reply. Then these I.P addresses used by the above mentioned three were searched on www.whatsismyipaddress.com and it was found that out of the 126 destination I.P address, two of these belong to Goods & Service Tax Network namely 103.83.77.14 & 103.83.76.18.

12.7 Further on being checking these two destination I.P addresses (103.83.77.14 & 103.83.76.18), it was found that the these two destination I.P addresses were searched/accessed by one personal namely Sh. Kishan Rajput R/o S-417, School Block, Shakarpur, Near Mother Dairy Booth, Delhi- 110092. From the above it was observed that Sh. Kishan Rajput has accessed the website of Goods & Service Tax Network on 18.05.2021 between 12:53 hrs to 13:22 hrs for filing the Goods & Service Tax returns of the five firms.

12.8 Further a search operation dated 02.06.2023 was conducted on the residential premises of Sh. Kishan Rajput who has accessed the website of Goods & Service Tax in respect of various fake/non-existent firms (Alleged buyers of M/s

Montage Sales Private Limited) and panchnama dated 02.06.2023 was prepared. During the search of the residence premises various incriminating documents were recovered from the residential premises of Sh. Kishan Rajput and the details of which is as under:

(i) A list of around ninety four (94) fake firms which were found along with their e-way bill, GSTIN id and password and name of bank where bank accounts were opened in respect of these suspected fake firms.

(ii) Further, there were bank account statements of different firm wherein huge amount of cash was deposited was noticed and then the amount through bank channel was transferred to M/s Montage Sales Pvt. Ltd. and its related entities.

(iii) Further various bilties and GR's of M/s Paras Transport Company was found.

12.9 Summon dated 02.06.2023 was issued to Sh. Kishan Rajput and statement dated 02.06.2023 of Sh. Kishan Rajput was recorded wherein he inter-alia stated that he had worked as a part time Account Executive for Shri Gaurav Singh where he used to work for the period **July 2018 to December 2021** (the investigation pertains to December, 2020 to June, 2021) and he used to look-after work related to accounting, cash dealing, registration of GST, filing of GST returns, banking activities, in respect of firms, whose details were being provided by him to Sh. Gaurav Singh. Further, on being shown a list of the fifty-nine (59) firms about whether he has performed any work related to the accounting, cash dealing, GST registration, filing of GST returns, banking activities with respect the firms, Sh. Kishan Rajput informed that Out of these fifty nine (59) firms he has done some work related to accounting, cash dealing, GST registration, filing of GST returns, banking activities in respect of thirty one (31) firms. These thirty one (31) firms were mainly engaged in the trading of HSN related to paper laminates, paper aluminum foil laminates, printed paper laminates, printed plastic paper laminates etc. He had not met any person related to these firms. Shri Gaurav Singh used to give him direction in respect of filing of GST returns, generation of invoice, payment to be made in bank, E way bill generation, etc. in respect of above-mentioned firms. He also informed that the relation between M/s Montage Sales Private Limited (MSPL) and the firm which were controlled by Shri Gaurav Singh i.e. in the firm in which he was working can be understood in following manner:

- Shri Gaurav Singh used to collect/obtain/gather PAN cards, Aadhar Cards, E-mail ids, and Mobile Numbers from different persons by using his resources for generation of GST registrations. Further, Sh. Gaurav Singh also received/collect/obtain various GST registration certificates by using his resources so as to mis-utilized them. In all, at certain point of time, Sh. Gaurav Singh had more than 100 fake GST registrations firms.
- In some cases, where the E-mail ids were not provided by the persons, they used to create their own e-mail ids for the firms.
- Then, they take a GST Registration on the basis of above mentioned documents, after getting GST Registration they used to open accounts in the name of different firms in different banks on the directions of Shri Gaurav Singh.
- After registering these firms with GST department, they used to create login ID for generating E-way bills from the E-way Bill portal.

- After all this process, the firm used to collect cash from MSPL (which was used to be in tune of Rs.1 Crore to Rs. 2 Crore) on daily basis. Thereafter, out of total amount received from MSPL, somewhere around 50-60% of the cash was deposited into the accounts of the above-mentioned (31) firms along with other firms, which were operated and controlled by Shri Gaurav Singh and remaining cash was handed over to the buyers of these above-mentioned 31 firms along with other firms. These buyers of 31 firms along with other firms deposit the cash amount in their bank account.
- After that, MSPL generate sale invoices of complete amount to the 31 firms and other firms which were controlled by Sh. Gaurav Singh.
- Thereafter, they used to transfer this amount (deposited by them in these 31 firms and other firms) into the account of MSPL electronically.
- Further, the amount deposited by the buyers of these 31 firms and others transfer that amount electronically into the account of these 31 firms against the sale invoices raised by these 31 firms and others which were controlled by Sh. Gaurav Singh and thereafter, they used to transfer that amount electronically into MSPL.
- In this way, they used to convert the cash (black money) of MSPL into white.
- However, he was not aware as who was controlling the item, HSN, weight and value for which invoices were issued by MSPL. During these transactions, no actual movement of Goods was recorded.
- After generating the bill/ issuance of invoices, they used to inform Sh. Gaurav Singh. After that, they have to inform about the value, item and weight of the items, whose invoice has been issued by them, to one person, namely Sh. Bajpai and Sh. Bajpai used to provide them the truck number to be entered in e-way bill according to the value and weight that matches the vehicle number and they used to generate E way bills, as the user-id and password of e-way bill was created and retained by them. Further, Bajpai ji have approximately data of 400 trucks which were used for e-way bill generation.
- Further, mostly the cash work was done by Sh. Arun Saxena (Mob: 7836823892). (It included going to MSPL, Noida in the car along with driver, collecting cash from MSPL, taking back the cash to the office of Shri Gaurav Singh, Taking the cash to the Banks, Depositing the cash into the bank accounts as per the directions of Shri Gaurav Singh). In some instances, in the absence of Shri Arun Saxena, any person, available in office, on the direction of Shri Gaurav Singh, used to complete the above work of cash. He had also done this wok of cash on some instances.
- The returns (GSTR1M and GSTR3B) of the above-mentioned firms were also filed by him on the directions given by Sh. Bhupender Singh, Head Account (svbhupendra@gmail.com,8882074079). Further, Sh. Bhupender Singh also provided him letter head of various for submitting in the bank at the time of deposit of cash in the banks as the bank used to ask for authority/ recommendation on the letter-head of the firm at the time of deposit of huge amount in cash.

(ii) The firm has provided them the laptops and we used to file the GST returns on those laptops. Sometimes, he used to bring that laptop to his home also. On many occasions, he has filed GST returns on the laptop from his home also. Earlier the OTP were received on e-mail id of firms and they have id and password of those firms. At the time of registrations of firm, OTP were obtained from the mobile

number given to them and they called on that mobile number and informed to the person that your number has been given to them by Sh. Gaurav Singh for giving OTP. The said person already knows the reason behind the OTP. At the time of filing of returns of the above-mentioned firms OTP was received on the mail id of Sh. Bhupender Singh and all these mails were also received on mail id of the firm as well as on the mail id of Sh. Bhupender Singh, and sometimes they took password from Sh. Bhupender Singh and sometimes user id and password were given to us. He used to go to M/s Montage Sales Pvt. Ltd. once in a month to match the amount of invoices generated from the above-mentioned firms and further, he used to contact Sh. Puneet on his mobile number-9555975729 who works as Accountant in M/s Montage Sales Private Limited. Probably C.A Deepak Bichhoria (Mob:9410077000) was looking after the Balance Sheets or other supervision work of these fake firms. In case of departmental litigation, he only used to submit the documents like bank account statement; invoices etc. to Sh. Bhupender Singh who further represent the fake firms with C.A Deepak Bichhoria in the Department.

(iii) He has done the registration of various firms on the GST portal and documents (Aadhar number, mobile number, PAN card, Rent Agreement) were provided by Sh. Gaurav Singh and Sh. Bhupender Singh and accordingly, e-mail ids were created by them. Most of the firm's GST registration sheets were given by Sh. Gaurav Singh and then these firms name with registration sheets were sent to M/s Montage Sales Pvt. Ltd., Noida for billing purpose. For the creation of fake firms, documents were provided by Sh. Madan Mohan Jeena to Sh. Gaurav Singh and some monthly fixed amount was given to the peoples whose id's were used, and this amount was given till the firm was active. Sh. Gaurav Singh was Director in Bharat Group of Companies. His brother's name is Saurav Singh, and probably lives in Antrix Golf View2, Assotech Windsor Court, Noida Sector-78, U.P. Sh. Guarav Singh mainly looks after the work of fake billing only and his cousins were operating M/s Bharat Transport Company Pvt. Ltd., M/s Bharat Foods & Beverages, M/s Bharat Apparels Pvt. Ltd., M/s Bharat Value Bazar Pvt. Ltd. Further, at the time of my resignation, Sh. Gaurav Singh gave me Certificate of Appointment and Resignation Acceptance for the firm M/s Bharat Apparels (P) Ltd. Further Sh. Gaurav Singh also told him that he was the Director of Bharat Group of Companies. Apart from using his official e-mail id acc.staff17@gmail.com, he used his personal e-mail id kishan766rajput@gmail.com for filing of GST returns of these firms. Currently, he didn't remember the password of office mail id. As per his information only bills were generated for the firms mentioned above and he didn't know the amount of commission. The commission amount was only known to Sh. Gaurav Singh and M/s Montage Sales Pvt. Ltd.

(iv) On being enquired about that as per his record, he has filed GST returns of five firms namely M/s Pitambar Packaging, M/s Subrat Trading Company, M/s Sitakant Trading Company, M/s Sameer Trading Company & M/s Prasad Enterprises. Sh. Kishan Rajput replied that Yes, the GST returns of above-mentioned firms were filed by him by a laptop which was given to him by Sh. Gaurav Singh to file these GST returns. Further, the same laptop was carried by him at his home and to the best of their knowledge, he has used the same laptop at his home for filing these GST returns. However, the same laptop was returned to the Sh. Gaurav Singh some time back.

13. Based on the search at the residential premises of Sh. Kishan Rajput and on the basis of discreet enquiry, it was found that Sh. Gaurav Singh was operating his office from RWA Society K0-15, Block- C, Sector-71, Block C, Noida, Uttar Pradesh – 201307. Accordingly, a search operation dated 13.06.2023 was conducted on the above mentioned address and panchnama dated 13.06.2023 **(RUD-33)** was drawn on the spot. Further, summon dated 13.06.2023 was issued to Sh. Gaurav Singh and statement dated 13.06.2023 of Sh. Gaurav Singh was recorded wherein he inter-alia stated that M/s Bharat Group Limited is owned by his cousin brother namely Sh. Sujeet Kumar Singh.; that he had been allotted the work of accounting, cash dealing, banking activities, in respect of firms whose details were being provided by his cousin i.e. Sh. Sujeet Kumar Singh from time to time; that on being shown list of fifty-nine (59) firms, Shri Gaurav Kumar replied that he has carefully examined the list of fifty-nine (59) firms shown to him and on being enquired as to whether he has done some work related to accounting, cash dealing, GST registration, filing of GST returns, banking activities in these firms or not, he stated that he knows some of the firms in the list and has done work in respect of them; that out of the total 59 firms mentioned in the list, he has worked for 19 firms; that these firms were mainly engaged in the trading of packaging material of plastic laminates, used in the packaging of Pan Masala, Tobacco & other items; that he never met any person (s) who was/were related to the above-mentioned firms; that on the directions of Shri Sujeet Kumar Singh, he used to give direction to his staff in respect of filing of GST returns, generation of invoices, payment to be made in respective bank accounts, E-way bill generation, etc. in respect of the above-mentioned firms. He further stated that apart from him, total six to seven persons were also involved in the process of billing in respect of M/s Montage Sales Pvt. Ltd. that he worked on the directions of Sh. Sujeet Kumar Singh and he was the supervisory person of this work and in-charge of the entire finance related work; that he used to give directions to the staff such as Shri Bhupendra Singh, Shri Harish etc., for Issuance of Invoices, Transactions of money, collection of cash, generations of E-way Bills, issuance of Credit Notes/ debit Notes, filing of GST returns etc.; that Shri Arun Saxena, was the cash handler of the firm; that he used to give directions to Shri Arun Saxena as to which amount (in cash) has to be collected from Montage Sales Private Limited and thereafter Shri Arun Saxena used to deposit the cash collected from Montage Sales Private Limited in different accounts of the above-mentioned firms and thereafter, the said amount was again transferred in the account of the M/s Montage Sales Private Limited

He further stated that M/s Montage Sales Pvt. Ltd., Noida has an average monthly sale of packaging material of around 5000 tones and for transportation of the same, they hire some four to five transporters such as M/s Bharat Transport Company, M/s Paras Transport Company, M/s Swastik Freight Carrier, M/s North East Freight Carrier; that work related to billing was also distributed to different persons like Sh. Sujeet Kumar Singh and Others; that business relationship between MSPL and the office which he was supervising and controlled by Shri Sujeet Kumar Singh (hereinafter will be referred to as **'the firm'**) can be understood in following manner:

- M/s Bharat Transport Company Pvt. Ltd. used to receive various GST registration certificates by using their resources so as to mis - utilized them. In all,

at certain point of time, at a time they have more than 50 fake GST registrations firms.

- After receiving the fake firms, we used to create login ID for generating E-way bills from the E-way Bill portal.
- After this process, the firm used to collect cash from MSPL (which was used to be in tune of Rs.1 Crore to Rs. 2 Crore) on daily basis. Thereafter, out of total amount received from MSPL, somewhere around 50-60% of the cash was deposited into the accounts of the above-mentioned firms along with other firms, which were operated and controlled by Shri Sujeet Kumar Singh and remaining cash was handed over to the buyers of these above-mentioned firms along with other firms. These buyers of these firms along with other firms deposit the cash amount in their bank account.
- After that, MSPL generate sale invoices of complete amount to these firms. Thereafter, they used to transfer this amount into the account of MSPL electronically.
- Further, the amount deposited by the buyers of these firms and others transfer that amount electronically into the account of these firms against the sale invoices raised by these firms and others which were controlled by Sh. Sujeet Kumar Singh and thereafter, they used to transfer that amount electronically into MSPL. In this way, they used to convert the cash (black money) of MSPL into white.
- After generating the bill/issuance of invoices, they used to generate E-way bills according to the value and weight that matches the vehicle number and he used to generate E-way bills, as the user-id and password of e-way bill was created and retained by them. Further, they have approximately data of 400 trucks which were used for e-way bill generation. The returns (GSTR1M and GSTR3B) of the above-mentioned firms were also filed by him on the directions given by Sh. Sujeet Kumar Singh.

He further stated that he used to get directions from Sh. Sujeet Kumar Singh which ultimately received directions from M/s Montage Sales Pvt. Ltd. and they routinely change their locations of offices so as to not get caught; that they have not done the work related to GST registration of fake firms.

Further, on being asked about that during the search at his premises located at KO-15, Sector -71, Noida, various bilties of M/s Bharat Transport Company Pvt. Ltd. along with different companies/entities invoices have been found, Sh. Gaurav Singh replied that it might be possible that Shri Madan Mohan Jeena, the present owner of M/s Bharat Transport Company Pvt. Ltd. has placed these bills at their office premise; that as of now there are two companies involved in clandestinely removing the laminates or printing material for M/s Montage Enterprises, one is M/s Bestpack Enterprises Pvt. Ltd. (07AAKCB0250A1ZD) and the other is M/s Arihant Foods Pvt. Ltd. (07AARCA3901C1ZZ).

13.1. Further, a letter dated 16.05.2023 was sent to M/s Fusionnet Web Services Private Limited with a request to inform about contact details which have used the IP addresses (which were mentioned in the letter dated 16.05.2023) to access the website of GSTIN at particular date and time (as the same was accessed to file the GSTR 1M and 3B of M/s Jajoria Enterprises and M/s Life Wellness). In compliance to the same, M/s Fusionnet Web Services Private Limited vide E-their mail dated

19.05.2023 **(RUD-34)** replied that they have pulled data against the info provided by DGGI, Gurugram Zonal Unit Office and found one user is common in this IP. Details of that user is Name:- Vishal Dagar, Address:- Unit No 718.Tower-1 Assotech Business Crestera Sec-135, Mobile No:- 8700157475, Email Id:- ca.vishaldagar@gmail.com, Device MAC :- 98da.c472.e9f3, Gautam Buddha Nagar , Uttar Pradesh.

13.2 On the basis of above information, the officers of DGGI, Gurugram Zonal Unit visited the address Unit No 718, Tower-1 Assotech Business Crestera Sec-135, Gautam Buddha Nagar, Uttar Pradesh on 27.07.2023. On reaching at the premises it was found that the said premises was occupied by Shri Uma Shankar and he was engaged in the business of renting of furniture/ electronic items and was also working as real estate agent. During the search of the above mentioned premises some incriminating documents including the stamps of Life wellness and Jajoria Enterprises, were found along with the router which whose details were provided by M.s Fusion Net Web Services Private Limited and the same were resumed vide Panchnama dated 27.07.2023. Further, statement of Shri Uma Shankar was recorded under Section 70 of the CGST Act, 2017 wherein he inter-alia stated that *he has started the operations at 718, 7th Floor, Tower-1, Assotech Business Cressita, Sector-135, Noida, UP-201301 from October, 2022; that he has shifted the company here because one of his friends Sh. Vishal Dagar was running company at this address by the name of M/s Rusty Woods, that M/s Fusion Net Broadband Company's internet connection is being used at the premises and the payment of internet bill is being done by him since October, 2022; that this internet connection is in the name of Sh. Vishal Dagar; that the router used in providing the internet connection is of tp-link and the mac address of the same is 98-DA-C472-E9-F2. Further, he was shown a list of 59 firms which are being under investigation in the Montage Case, and after carefully examining the list of fifty-nine (59) firms and on being asked as to whether he has done some work related to accounting, cash dealing, GST registration, filing of GST returns, banking activities in these firms, he stated that he has not heard anything about those firms. Further, on being asked about that GST returns of two firms namely M/s Jajoria Enterprises and M/s Life Wellness have been filed using the IP address of internet connection installed at their premises, Sh. Uma Shankar replied that these GST returns might be filed by people operating at that premise before October, 2022 and Sh. Vishal Dagar might be aware of the same.*

13.3 Further, Shri Uma Shankar was requested to call Shri Vishal Dagar to the said premises. Shri Visha Dagar came 2 hours later and joined the proceedings. Statement of Shri Vishal Dagar was recorded under Section 70 of the CGST Act, 2017 **(RUD-35)** wherein he inter-alia stated that *he had worked as one of the partners in Team SVP realty which worked as broker in real estate and at that time, his office was located at 718, Tower-1, Assotech Business Cresteria, Sector-135, Noida, U.P. from March, 2021 to October, 2022; that he has taken the premises on rent during March 2021 to November 2022; that he had left the said premises in November, 2021, however, the agreement is still on his name. He also informed that after about 3 or 4 months, one C.A namely Sh. Anmol Kumar having mobile number 9310234626, 9312745308, 6306804157, mail id Caanmolkumar@gmail.com (whose*

current office address is 1st Floor, SNG Plaza, Ansal Golf Link-1,Sector- Omega-1, Greater Noida -201310) approached him and requested him to provide some office space to him. Further, as Sh. Anmol Kumar was old aluminus of him, he provided him some space in his office. He used to keep 3 to 4 assistants with him. He worked in this office till November, 2022 and Shri Anmol, C.A., also worked with in this office till November, 2022. After November 2022, Sh. Vishal Dagar shifted to M/s Realty Assistant Private Limited and this premise was again handed over to Sh. Uma Shankar who uses this place for his company / firm Five X Prop, which deals in providing the household items on rent. The agreement is still on his name with the landlord till August 2023. Further, at the Unit No. 718, Tower-1, Assotech Business Cresterra, Sector-135, Noida, U.P. - 201301 connection of M/s Fusionnet Web Services Pvt. Ltd. having router of brand "TP Link" MAC ID as: 98da.c472.e9f2 and this connection is installed at his id proof; that on being asked about the specific information that they are using the Internet services of M/s Fusionnet Web Services Pvt. Ltd. having I.P Address as 103.219.228.166, 45.251.50,50, 103.77.0.232, 103.77.0.61, 103.77.1.79, 43.230.64.10, 43.230.64.196, 43.230.64.252, 43.230.64.30, 43.230.65.139 and the router used by you is of "TP Link" brand bearing MAC ID as : 98da.c472.e9f3. Sh. Vishal Dagar replied that he agrees that he has internet connection of M/s Fusionnet Web Services Pvt. Ltd., However, he was not sure about the I.P. Address and MAC ID of the router installed at the premises is 98da.c472.e9f2; that on being requested he uninstalled the router and checked the information which is available on the router and found that S/N:3195069004659, PIN:13994389 is mentioned and MAC ID is mentioned as: MAC: 98da.c472.e9f2 on the body of router. He was shown the list of 59 firms which were under investigation of the Montage case and he carefully examined the list of fifty nine (59) firms shown to him and on being enquired as to whether he has done some work related to these firms, Sh. Vishal Dagar Stated that he has not done any activity related to filing of GST returns, E- way bill generation, generation of invoices. Further, he stated that Sh. Anmol C.A has worked in this office during April 2022 to November 2022 and he used his above mentioned internet connection it may be possible that he might have done some work related to GST returns, E- way bill generation, generation of invoices etc. At this address he has done work related to the brokerage related to the real estate property.

Further, with respect to documents related to some of the firms, which were recovered from the above mentioned premise i.e. 718, Tower-1, Assotech Business Cresterra, Sector 135, Noida, he stated that all those documents belonged to Sh. Anmol Kumar, C.A.; that on being shown the documents recovered from the above mentioned premises related to the firms M/s Jajoria Enterprises (07AOKPK9451R2ZZ) and M/s Life Wellness (07AAIFL7295E1Z0) whose returns were filed by using his office internet of M/s Fusionnet Web Services Pvt. Ltd. having I.P Address as 103.219.228.166, 45.251.50,50, 103.77.0.232, 103.77.0.61, 103.77.1.79, 43.230.64.10, 43.230.64.196, 43.230.64.252, 43.230.64.30, 43.230.65.139 and the router used by their office is of "TP Link" brand bearing MAC ID as : 98da.c472.e9f3 and this internet connection is on his name. Shri vishal Dagar replied Yes, he has seen the documents and put his dated signature on the same. He has earlier stated in above question that this internet connection is on his name but returns related work was not done by him or any of his office staff because their

work was related to the brokerage of real estate projects. Information about these two firms i.e. M/s Jajoria Enterprises and M/s Life Wellness might be available with Shri Anmol Kumar, C.A. If the GST returns of M/s Jajoria Enterprises and M/s Life Wellness are filed by using the above-mentioned internet connection, then these might be filed by Shri Anmol Kumar.

13.4 Further, on the basis of above information the officers searched the office address of Sh. Anmol Kumar C.A located at 48, FF, SNG Plaza, Ansal Golf Link, Sector- Omega-1, Greater Noida, U.P-201310 on 01.08.2023. Shri Anmol Kumar was not available at the time of search. However, some incriminating documents were found during the search and the same were resumed vide Panchnama dated 01-02.08.2023. Further, Statement of Shri Pushpender Kumar, Accountant was recorded under Section 70 of the CGST Act,2017 wherein he inter-alia stated *that the said office belonged to Shri Anmol Kumar; that at this office, work related to filing of returns and generation of invoices and e-way bills is being done on the direction of Shri Anmol Kumar (who was chartered accountant by profession) at Horam Singh Complex, Sector-15, Noida, U.P for the duration 5 to 6 months after that their office shifted to FF-46, Ansal Arcade, Sector-18 Noida, U.P-201301; that at this address, their office ran for the period 2019 to July 2022 and after that they shifted to Assotech Business Cresterra, 7th Floor, 718, Sector-135, Noida, U.P-201301 and worked there for approximately for 7 to 8 months. Thereafter, they shifted to this present address i.e. 48 FF, SNG Plaza, Ansal Golf Link, Greater Noida,U.P-201310; that Sh. Anmol C.A took another office at this location i.e. 7 FF, SNG Plaza, Ansal Golf Link, Greater Noida, U.P-201310; that he was shown a list of 59 firms which are under investigation in the case of Montage Sales Private Limited, he has carefully examined the list of fifty-nine (59) firms shown to him and the information as to whether he has done some work related to accounting, GST registration, filing of GST returns, banking activities in these firms, he stated that he has done work related to M/s Life Wellness, M/s Jajoria Enterprises, Ms Kumar Enterprises, M/s Sharma Enterprises; that these firms were mainly engaged in the trading of HSN related to paper laminates, paper aluminum foil laminates, printed paper laminates, printed plastic paper laminates etc. and all these firms were created on the direction of Sh. Anmol Kumar C.A.; that he has filed returns of M/s Jajoria Enterprises (07AOKPK9451R2ZZ) and M/s Life Wellness (07AAIFL7295E1Z0) using internet of M/s Fusionnet Web Services Pvt. Ltd.TP Link" brand bearing MAC ID as: 98da.c472.e9f3 installed at Unit No. 718, Assotech Business Cresterra, Noida Sector -135, U.P and this premises was used by Sh. Anmol Kumar C.A for the office work from July 2022 to November 2022 and this premises was taken on rent by Sh. Vishal Dagar; that he he don't know about the relation between M/s Montage Sales Private Limited (MSPL) and the firms which were controlled by Shri Anmol Kumar against which he has replied yes. This can only be known to Sh. Anmol Kumar. As per his knowledge, these firms have made purchases from M/s Montage Sales Private Limited (MSPL). .*

13.5 Further, it is observed that the instant case against M/s Montage Sales Private Limited was initiated by search conducted by the Meerut Zonal Unit of the DGGI on 25.06.2021 at the residential premises of Shri Sujit Kumar Singh, the then controller and operator of M/s Bharat Transport Private Limited and his

statement was recorded on the spot wherein he provided the detailed information about the modus and manner of clandestine removal of laminates. Thus, it appears that this entire nexus of clandestine clearance of aluminum laminates, paper laminates from the premises of MSPL was running under the supervision of MSPL with active connivance of Shri Sujit Kumar Singh, wherein the laminates were allegedly shown to supply to various fictitious firms while the actual goods were being diverted to the tobacco /Pan Masala manufacturers.

14. Further, since, Sh. Sujeet Kumar, Director, Bharat Transport Group did not appear against repeated summons issued against him, visit dated 11.05.2023 was made to M/s Bharat Transport Company Private Limited, Transport Nagar, B-134, Sector 69, Noida, Gautam Buddha Nagar, Uttar Pradesh, 201301 and voluntary statement of Sh. Sujeet Kumar was recorded on 11.05.2023 **(RUD-36)** which is reproduced as under :-

Q1. Please introduce yourself and details of your business ?
A1. I am Sujeet Kumar Singh S/o Shri Ramanand Singh, Resident of 102, Marvela Tower, Mahagun Garden, Sector 78, Noida, Uttar Pradesh, Aadhar no 857350927873, former Director and currently controller of M/s Bharat Transport Company Private Limited, Transport Nagar, B-134, Sector 69, Noida, Gautam Buddha Nagar, Uttar Pradesh, 201301. I am B. Com graduate and could read and write English and Hindi language.

Q2. Please provide details of directors/Key persons and also explain about nature of activities of M/s Bharat Transport Company Private Limited and your role in that?
Ans: I looked after day-to-day activities relating to M/s Bharat Transport Company Private Limited during the period 2017 to 2018 as director and then controller of the Company from 2018 to 2021. The Company was started by me in 2017 however, later the Directorship of the company was transferred to Shri Madan Mohan Jena and Shri Keshav Chandra Patro. In spite of transfer of Directorship of the Company, I was controlling the Company as all the clients were known to me and most of the staffs in M/s Bharat Transport Company Pvt Ltd were appointed by me. Hence as per understanding with the current Directors, I was managing the transportation activities in the Company till 2021.

Q3. Please provide the details of major customers (Consignor and Consignee) for whom you transported laminates and details of key persons with whom you contact for transportation of laminates and who pays for freight?
Ans: My Company, M/s Bharat Transport Company Private Limited had approx 84 trucks during the period 2021. The company was engaged in transportation of goods mainly for the clients, M/s Bharat Foods and Beverages pvt Ltd and M/s Montage Sales Private Limited. M/s Bharat Foods and Beverages pvt Ltd was under my Directorship and was engaged in manufacture of Noodles, Sabji Masala, etc. M/s Montage Sales Private Limited was engaged in trading of Laminates and as per their direction, we used to transport laminates from their Godown at Jhilmil Industrial Area to the address of their clients. We used to bill M/s Montage Sales Pvt Limited or their clients as per prior understanding/ direction under HSN "9965" i.e. "Goods Transport Agency". The GST No. of M/s Bharat Transport Company is

09AAHCB3571H1ZK. We also transported agricultural goods of local businessman from one place to another on all India basis as "Goods Transport Agency" services.

Q4. I am showing you your statement dated 25.06.2021 recorded at 102, Marvela Tower, Mahagun Garden, Sector 78, Noida, Uttar Pradesh. Please go through the same?
Ans: I have seen my statement dated 25.06.2021 recorded at 102, Marvela Tower, Mahagun Garden, Sector 78, Noida, Uttar Pradesh and have signed it as token of having seen it. I agree with the details/facts mentioned in the statement dated 25.06.2021.

Q5. On perusal of your statement dated 25.06.2021 it is observed that the invoices were raised in the name of shell firms located in Delhi but packaging products were clandestinely supplied to M/s Trimurti Fragrances Private Limited in Manesar, Haryana and Delhi & other Pan Masala manufacturing Companies, despite the invoices being raised in the names of firms located in New Delhi. Please give details of key person who gave you orders on behalf of Montage Sales Private Limited/ M/s Trimurti Fragrances Private Limited for diversion of laminates?
Ans: I don't remember the exact details of the invoices mentioned in my statement dated 25.06.2021. I have left the company long ago. If the invoices were raised in the name of the firms located in Delhi, then usually the goods were transported to that place only. On being shown, the list of E-way bills having numbers of trucks of Bharat transport company Pvt Limited for the period December 2020- June 2021, I have signed it as token of having seen it. On being shown the movement of few trucks of M/s Bharat Transport Company Private Limited during the period Dec 2020- June 2021, I have signed it and accept that these trucks have crossed Manesar toll Plaza from Delhi Side in spite of invoices being issued for firms located in Delhi only.

Q6. I am showing you a list comprising names of 59 firms/companies to whom M/s. Montage Enterprises Pvt. Ltd have supplied printed laminates through your trucks. Please provide details of concerned persons, KYC Documents, ledgers & contact details with whom you have contacted for transactions. Please also provide account details of these customers?

SI.	Trade Name	Outcome of physical verification
1	H K Enterprises	Found Non-existent
2	Arranger Tradelinks (India) Private Limited	Found Non-existent
3	blue Star	Found Non existent
4	Bsa Industries	Found Non existent
5	Convergent Alliance	Found Existent & party submitted that they never made any business from MSPL and they have issued invoices in favour of their firm without any knowledge and never took credit against said transaction
6	Gee Kay Sales	Found Non-existent
7	Goyal Aluminiums Limited	Found existent
8	Jk Trading Co	Found Non-existent
9	Kc Laminates	Found Non-existent
10	Kumar Enterprises	Found Non-existent
11	Kumar Trading Company	found Non-existent
12	Mahaveer Industries	Found Non-existent
13	Mahaveer Ji Sales Corp.	Found Non-existent
14	Niraj Enterprises	Found Non-existent
15	Pitamber Packaging	Found Non-existent
16	Prasad Enterprises	Found Non-existent
17	Radical Corporation	Found Non-existent
18	Ravi Kumar Laminates	Found Non-existent
19	Sameer Trading Company	Found Non-existent
20	SBC exports	Found Non-existent
21	Subham Wapers	Found Non-existent
22	Subrat Trading Company	Found Non-existent
23	Tiwari Trading Company	Found Non-existent
24	Urban Trading Industries	Found Non-existent
25	XVinjet Industries	Found Non-existent
26	Jyoti Traders	Found Non-existent
27	Mahalaxmi Enterprises	Found Non-existent
28	Sitakant Trading Co	Found Non-existent
29	ST Traders	Found Non-existent
30	Agganval Traders	Found Non-existent
31	Swastik Enterprises	Found Non-existent
32	Ramesh Plastics	Found Non-existent
33	Life 1Vellness	Found Non-existent
34	Gita Enterprises	Found Non-existent
35	Arihant Impex	Found Non-existent
36	Ajay Trading Co	Found Non-existent
37	SK Packaging Solutions	Found Non-existent
38	Velocious Trading Ltd.	Found Non-existent
39	Elfed Industries	Found Non-existent
40	Baba International	Found existent but non-functional at given place of business
41	Mirzapuria International	Found Existent
42	Katyayni Enterprises	Found existent but non-functional at given place of business
43	Jajoria Enterprise	Found Non-existent
44	P.R. Traders	Found Non-existent
45	Kapur EnterprisCs	Found Non-existent
46	Quickbik Enterprises	Found Non-existent
47	Shiv Shakti Enterprises	Found Non-existent
48	Bilca International	Found Non existent
49	Soham Marketing	Found Non-existent
50	Dream Business Services	Found Non-existent
51	Korporate Bizmax Limited	Found Existent
52	Tradezone Enterprises	Found Non-existent
53	Seaborne Creations	Found Non-existent
54	Shree Shyam Trading Company	Found Non-existent
55	Sharma Enterprises	found Non existent
56	A M Enterprises	Found Non-existent
57	Vishnu Traders	Found Non-existent
58	Pandit Traders	Found Non-existent
59	Kumar Enterprises	Found Non-existent

Ans: I have seen the list of firms, their address, GSTIN and have signed it as a token of having seen it. Its long time, so I don't remember the names & other details like key persons etc of these firms. However, on being shown the invoices and E-way bills I accept that the trucks mentioned in these E-way bills were under control of M/s Bharat Transport Company Pvt Ltd only.

Q7. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s H K Enterprises (GSTIN-07CDCPK224IL2ZM)?

A. The details in respect of goods transported to the firm M/s H K Enterprises (GSTIN-07CDCPK224IL2ZM) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash.

Q8. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Arranger Trade links (India) Private Limited (GSTIN-07AAMCA0840RIZ9)?

A. The details in respect of goods transported to the firm M/s Arranger Trade links (India) Private Limited (GSTIN-07AAMCA0840RIZ9) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q9. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s blue Star (GSTIN-07AKLPJ5035D1ZD)?

A. The details in respect of goods transported to the firm M/s blue Star (GSTIN-07AKLPJ5035D1ZD) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q10. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s BSA Industries (GSTIN-07EKFPS8I44QIZ7)?

A. The details in respect of goods transported to the firm M/s BSA Industries (GSTIN-07EKFPS8I44QIZ7) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q11. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Convergent Alliance (GSTIN-0/BGKPM8680D1Z2)?

A. The details in respect of goods transported to the firm M/s Convergent Alliance (GSTIN-0/BGKPM8680D1Z2) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q12. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Gee Kay Sales (GSTIN-07IQCPS254IL4ZC)?

A. The details in respect of goods transported to the firm M/s Gee Kay Sales (GSTIN-07IQCPS254IL4ZC) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q13. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Goyal Aluminums Limited (GSTIN-07AAPCA3521N1ZE)?

A. The details in respect of goods transported to the firm M/s Goyal Aluminums Limited (GSTIN-07AAPCA3521N1ZE) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q14. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Jk Trading Co (GSTIN-0ZEUXPKI745P1ZM)?

A. The details in respect of goods transported to the firm M/s Jk Trading Co (GSTIN-0ZEUXPKI745P1ZM) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095

Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q15. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Kc Laminates (GSTIN-07FI FPKI036LIZ7)?

A. The details in respect of goods transported to the firm M/s Kc Laminates (GSTIN-07FI FPKI036LIZ7) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q16. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Kumar Enterprises (GSTIN-07DRBPK8521B2Z3)?

A. The details in respect of goods transported to the firm M/s Kumar Enterprises (GSTIN-07DRBPK8521B2Z3) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q17. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Kumar Trading Company (GSTIN-0ZLLYPS5428NIZO)?

A. The details in respect of goods transported to the firm M/s Kumar Trading Company (GSTIN-0ZLLYPS5428NIZO) are as follows:

Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q18. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Mahaveer Industries (GSTIN-07DHRPR6682G1ZI)?

A. The details in respect of goods transported to the firm M/s Mahaveer Industries (GSTIN-07DHRPR6682G1ZI) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q19. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Mahaveer Ji Sales Corp. (GSTIN-07AAEPK3770F2ZT)?

A. The details in respect of goods transported to the firm M/s Mahaveer Ji Sales Corp. (GSTIN-07AAEPK3770F2ZT) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q20. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-

up, the proof/ receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/ s Niraj Enterprises (GSTIN-07CGLPN7896N3Z4)?

A. The details in respect of goods transported to the firm M/ s Niraj Enterprises (GSTIN-07CGLPN7896N3Z4) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/ s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/ receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q21. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/ receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/ s Pitamber Packaging (GSTIN-07BXQPN0974E1Z5)?

A. The details in respect of goods transported to the firm M/ s Pitamber Packaging (GSTIN-07BXQPN0974E1Z5) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/ s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/ receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q22. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/ receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/ s Prasad Enterprises (GSTIN-07HJJ PS0550Ql ZG)?

A. The details in respect of goods transported to the firm M/ s Prasad Enterprises (GSTIN-07HJJ PS0550Ql ZG) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/ s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.

Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q23. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Radical Corporation (GSTIN-07AßAFRZZ58RIZ9)?

A. The details in respect of goods transported to the firm M/s Radical Corporation (GSTIN-07AßAFRZZ58RIZ9) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q24. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Ravi Kumar Laminates (GSTIN-07IVWPK9323M1ZH)?

A. The details in respect of goods transported to the firm M/s Ravi Kumar Laminates (GSTIN-07IVWPK9323M1ZH) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q25. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Sameer Trading Company (GSTIN-07CBH PR7202R1Z0)?

A. The details in respect of goods transported to the firm M/s Sameer Trading Company (GSTIN-07CBH PR7202R1Z0) are as follows:
Key Person: Currently don't remember, will have to see the records.

Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q26. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s SBC Export (GSTIN-07AAPCS3358FJZ2)?

A. The details in respect of goods transported to the firm M/s SBC Export (GSTIN-07AAPCS3358FJZ2) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q27. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Subham Warpers (GSTIN-07DOPPR4508E1ZO)?

A. The details in respect of goods transported to the firm M/s Subham Warpers (GSTIN-07DOPPR4508E1ZO) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q28. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode

of payment received in respect of goods transported to the firm M/s Subrat Trading Company (GSTIN-07BLVPP6162R1ZV)?

A. The details in respect of goods transported to the firm M/s Subrat Trading Company (GSTIN-07BLVPP6162R1ZV) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q29. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Tiwari Trading Company (GSTIN-07BLZPT9351G1Z5)?

A. The details in respect of goods transported to the firm M/s Tiwari Trading Company (GSTIN-07BLZPT9351G1Z5) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q30. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Urban Trade Industries (GSTIN-07AAGFU2991LIZ1.)?

A. The details in respect of goods transported to the firm M/s Urban Trade Industries (GSTIN-07AAGFU2991LIZ1.) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.

Mode of payment: Cash

Q31. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Winjet Industries (GSTIN-07BJVPK8809G1ZL)?

A. The details in respect of goods transported to the firm M/s Winjet Industries (GSTIN-07BJVPK8809G1ZL) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q32. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Jyoti Traders (GSTIN-07EWAPS6954P1ZK)?

A. The details in respect of goods transported to the firm M/s Jyoti Traders (GSTIN-07EWAPS6954P1ZK) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q33. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Mahalaxmi Enterprises (GSTIN-07AFUPJ0552PIZU)?

A. The details in respect of goods transported to the firm M/s Mahalaxmi Enterprises (GSTIN-07AFUPJ0552PIZU) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.

Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q34. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Sitakant Trading Co (GSTIN-07DIOPP3069PJZA)?

A. The details in respect of goods transported to the firm M/s Sitakant Trading Co (GSTIN-07DIOPP3069PJZA) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q35. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s ST Traders (GSTIN-07AYQPT5265L2ZG)?

A. The details in respect of goods transported to the firm M/s ST Traders (GSTIN-07AYQPT5265L2ZG) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q36. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Aggarwal Traders (GSTIN-07ALGPUI224R2ZK)?

A. The details in respect of goods transported to the firm M/s Aggarwal Traders (GSTIN-07ALGPUI224R2ZK) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q37. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Swastik Enterprises (GSTIN-07AAUPQ6586B3Z2)?

A. The details in respect of goods transported to the firm M/s Swastik Enterprises (GSTIN-07AAUPQ6586B3Z2) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q38. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Ramesh Plastics (GSTIN-OZAAUPQ6586BIZ4)?

A. The details in respect of goods transported to the firm M/s Ramesh Plastics (GSTIN-OZAAUPQ6586BIZ4) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q39. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Life Wellness (GSTIN-07AAIFL7295E1Z0)?

A. The details in respect of goods transported to the firm M/s Life Wellness (GSTIN-07AAIFL7295E1Z0) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q40. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Gita Enterprises (GSTIN-07DINPG8767F1ZA)?

A. The details in respect of goods transported to the firm M/s Gita Enterprises (GSTIN-07DINPG8767F1ZA) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q41. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Arihant Impex (GSTIN-07AKLPJ5035D2ZC) ?

A. The details in respect of goods transported to the firm M/s Arihant Impex (GSTIN-07AKLPJ5035D2ZC) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095

Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q42. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Ajay Trading Co (GSTIN-07BDNPS7160Q1ZJ) ?

A. The details in respect of goods transported to the firm M/s Ajay Trading Co (GSTIN-07BDNPS7160Q1ZJ) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q43. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s SK Packaging Solutions (GSTIN-07AAEPK3770Fl ZU) ?

A. The details in respect of goods transported to the firm M/s SK Packaging Solutions (GSTIN-07AAEPK3770Fl ZU) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q44. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Velocious Trading Pvt Ltd (GSTIN-07AAFCV2795K1ZR) ?

A. The details in respect of goods transported to the firm M/s Velocious Trading Pvt Ltd (GSTIN-07AAFCV2795K1ZR) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q45. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Elfed Industries (GSTIN-07AAl FEl973ElZl) ?

A. The details in respect of goods transported to the firm M/s Elfed Industries (GSTIN-07AAl FEl973ElZl) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q46. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Baba International (GSTIN-07AASFBl417ElZO) ?

A. The details in respect of goods transported to the firm M/s Baba International (GSTIN-07AASFBl417ElZO) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q47. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Mirzapuria International (GSTIN-07ABG FM1099LIZU)?

A. The details in respect of goods transported to the firm M/s Mirzapuria International (GSTIN-07ABG FM1099LIZU) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q48. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Katyayni Enterprises (GSTIN-07AHGPR44Z9K1ZO) ?

A. The details in respect of goods transported to the firm M/s Katyayni Enterprises (GSTIN-07AHGPR44Z9K1ZO) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q49. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Jajoria Enterprise (GSTIN-07AOKPK945IR2ZZ) ?

A. The details in respect of goods transported to the firm M/s Jajoria Enterprise (GSTIN-07AOKPK945IR2ZZ) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095

Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q50. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s P.R. Traders (GSTIN-0ZASQPR5II4GIZI) ?

A. The details in respect of goods transported to the firm M/s P.R. Traders (GSTIN-0ZASQPR5II4GIZI) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q51. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Kapur Enterprises (GSTIN-0ZBETPY0I56F2ZI) ?

A. The details in respect of goods transported to the firm M/s Kapur Enterprises (GSTIN-0ZBETPY0I56F2ZI) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q52. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Quickbik Enterprises (GSTIN-0ZCDCPK2241L1ZN) ?

A. The details in respect of goods transported to the firm M/s Quickbik Enterprises (GSTIN-0ZCDCPK2241L1ZN) are as follows:

Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q53. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Shiv Shakti Enterprises (GSTIN-07EUIPP4391D1ZD) ?

A. The details in respect of goods transported to the firm M/s Shiv Shakti Enterprises (GSTIN-07EUIPP4391D1ZD) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q54. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Bika International (GSTIN-0ZEWAPS6954 P2ZJ) ?

A. The details in respect of goods transported to the firm M/s Bika International (GSTIN-0ZEWAPS6954 P2ZJ) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q55. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-

up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Soham Marketing (GSTIN-07EWAPS6954P3Z1)?

A. The details in respect of goods transported to the firm M/s Soham Marketing (GSTIN-07EWAPS6954P3Z1) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q56. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Dream Business Services (GSTIN-0/lQCPS2541L1 ZF) ?

A. The details in respect of goods transported to the firm M/s Dream Business Services (GSTIN-0/lQCPS2541L1 ZF) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash
Q57. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Korporate Bizmax Limited (GSTIN-07AA1CK5965H1Z4) ?

A. The details in respect of goods transported to the firm M/s Korporate Bizmax Limited (GSTIN-07AA1CK5965H1Z4) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.

Mode of payment: Cash

Q58. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Trade zone Enterprises (GSTIN-07CBGPT7205KIZA) ?

A. The details in respect of goods transported to the firm M/s Trade zone Enterprises (GSTIN-07CBGPT7205KIZA) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q59. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Seaborne Creations (GSTIN-07H INPK9189NIZZ) ?

A. The details in respect of goods transported to the firm M/s Seaborne Creations (GSTIN-07H INPK9189NIZZ) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q60. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Shree Shyam Trading Company (GSTIN-07HKJPS1195C1ZO) ?

A. The details in respect of goods transported to the firm M/s Shree Shyam Trading Company (GSTIN-07HKJPS1195C1ZO) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.

Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q61. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Sharma Enterprises (GSTIN-OZEFZ PS6397G1Z8) ?

A. The details in respect of goods transported to the firm M/s Sharma Enterprises (GSTIN-OZEFZ PS6397G1Z8) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q62. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s A M Enterprises (GSTIN-07DFRPM5804 PIZM) ?

A. The details in respect of goods transported to the firm M/s A M Enterprises (GSTIN-07DFRPM5804 PIZM) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q63. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Vishnu Traders (GSTIN-O7FXVPM4565HIZO) ?

A. The details in respect of goods transported to the firm M/s Vishnu Traders (GSTIN-07FXVPM4565HIZO) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q64. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Pandit Traders (GSTIN-07FRMPRI240D1ZU) ?

A. The details in respect of goods transported to the firm M/s Pandit Traders (GSTIN-07FRMPRI240D1ZU) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.
Mode of payment: Cash

Q65. Kindly provide the name of Key person, the ledger maintained by you, the logbook for the movement of vehicles for transportation of goods, place of goods pick-up, the proof/receipt of delivery of goods, the place of delivery of goods and the mode of payment received in respect of goods transported to the firm M/s Kumar Enterprises (GSTIN-07AOCPK8764KIZG) ?

A. The details in respect of goods transported to the firm M/s Kumar Enterprises (GSTIN-07AOCPK8764KIZG) are as follows:
Key Person: Currently don't remember, will have to see the records.
Ledger: Was maintained but currently not available.
Logbook: Was maintained but currently not available.
Place of goods pick-up: M/s Montage Sales Pvt Ltd, B-26, Jhilmil Industrial Area, Delhi-110095
Place of delivery of goods: Will have to see the records, currently not available.
Proof/receipt of delivery of goods: Will have to see the records, currently not available.

Mode of payment: Cash

Q66). Please see the Panchama's made at the address of above 59 firms. As per the panchnama address of the most of the firms are fake/non-existent and at many places the mentioned firms were found non-operational. Since the firms were bogus, to whom your company M/s Bharat Transport Company had delivered the goods as per the invoice and E-way Bills?
A. We being the transporter used to transport the goods as per the direction of our clients. Many times, the clients request the driver to deliver goods to nearby godown or somewhere else. I don't remember exactly whether during the delivery of goods from the godown of M/s Montage Sales Pvt Ltd to the address of above mentioned 59 firms as per the invoices, where the goods were actually delivered.

Q67) Please provide the list of vehicles owned by your company M/s Bharat Transport Company Pvt Ltd. during the period 2020-2021 and their capacity/validity/copy of insurance of these trucks along with the details of drivers like name, Mobile no of these trucks?
Ans: The list of 84 trucks under the ownership of M/s Bharat Transport Company Pvt Ltd is hereby submitted, however the details of capacity/validity/copy of insurance of these trucks along with the details of drivers running these trucks will be submitted in 2 days.

Q68). Please explain, once the goods/laminates have been accepted by you for transportation of goods, who controls the vehicles and the driver and who can monitor the vehicles?
A) The vehicle is in our control; we deliver the goods on the address as per request from our client. There is no such electronic monitoring of the vehicles.

Q69). To monitor movement of trucks, have your company installed GPS on the trucks?
Ans: GPS were not installed on our trucks.

Q70). Please explain procedure of receipt of laminates and dispatch of laminates by the company and give detail of records/documents maintained for the purpose and details of Gate Pass/bilty/document as an evidence/acknowledgement to show that the goods/laminates have been accepted by you for transportation of goods?
Ans: As per verbal understanding, we station few of our trucks near the godwon of M/s Montage Sales Private Limited. As per the requirement, loading supervisor of M/s Montage Sales Private Limited contacts us for the trucks. The trucks are loaded by the staff of M/s Montage Sales Private Limited and all the transit documents like invoice, E-way Bill etc are given to the driver who delivers the goods at designated place. The payment was received by our driver after the delivery of goods from the clients of the M/s Montage Sales Private Limited.

Q71). Please refer to the question no 6 wherein it has been informed to you that the mentioned 59 firms on whose name bills/invoices were issued by M/s MSPL were

found non-existent/ non-operational at their registered premise. Since the firms were nonexistent, who gave your drivers the payment for the transportation?
A). The data pertains to 2020-21, I don't remember about it now.

Q72). Please explain do you have any agreements with the M/s Montage Sales Pvt Ltd or Pan Masala manufacturers for supplying laminates printed with their logos/brands to them?
Ans: There was no agreement made with M/s Montage sales Pvt Ltd.

Q73). Please give details/weight of quantity of packing material / laminate supplied to M/s Trimurti Fragrances Private Limited in Manesar, Haryana and Delhi & other Pan Masala manufacturing Companies by M/s Bharat Transport Company Pvt Ltd.
Ans: I don't remember about it.

Q74). Please provide the records/ details of laminates and other goods transported by M/s Bharat Transport Company Private Limited for M/s Montage Sales Pvt Ltd?
Ans: The details are of period 2020-2021, and hence I don't remember anything now.

Q75). I am showing you copy of records having entry dated 30-Jan-2021, vehicle no 2671, material-Tan, weight-4566.230, destination-Manesar, having details such as date-wise, vehicle-wise & destination-wise transportation of goods resumed from office of M/s. Bharat Transport Company Pvt. Ltd according to which these invoices were raised in the name of shell firms located in Delhi but packaging products were clandestinely supplied to M/s Trimurti Fragrances Private Limited in Manesar, Haryana and Delhi & other Pan Masala manufacturing Companies and which are corroborated from Eway bill data of trucks which were found crossing Manesar toll plaza from Delhi side on same date. Please explain whether said goods were unloaded/delivered in premise of M/s Trimurti Fragrances Private Limited in Manesar?
Ans: I have seen and signed in token of having seen the records like my statement recorded during the search dtd 25.06.2021, Eway bills and vehicle movement details obtained from Eway-bill portal. I have already retracted my statement made during the search dtd 25.06.2021. The details are of period 2020-2021, and hence I don't remember anything now.

Q76. Please inform whether any transit insurance was taken in respect of all the consignments transported from the godown of M/s Montage Sales Pvt Ltd to their clients?
Ans: No transit insurance was taken for transportation of goods by our company.

Q77. Has your company engaged the services of M/s. Bharat Transport Company Pvt. Ltd., M/s Rajkumar Transport Company, M/s Radha Krishna Freight Carrier. If yes, please provide the details of concerned person of the above company.
A). As per the invoice it appears that trucks of M/s Bharat Transport Company Pvt Ltd were given on rent to M/s Rajkumar Transport Company and M/s Radha Krishna Freight Carrier. These transporters have used their bilty/ consignment note to transport the goods of their clients. The details are of period 2020-2021, and hence

I don't have any records of M/s Rajkumar Transport Company and M/s Radha Krishna Freight Carriers now.

Q78). I am showing you an annexure-1 which contains details like weight, quantity and brand of laminates supplied by you from the Godwon of M/s MSPL to different Pan masala manufacturing firms. The annexure-1 had been prepared on the basis of details resumed from your residence vide search dated 25.06.2021. As per the details available it appears that your Company, M/s. Bharat Transport Company Pvt. Ltd was engaged in supply of printed laminates from the Godwon of M/s MSPL to various Pan Masala manufacturers in spite of invoice/bills issued in the name of some non-existent/fake firms? Please Comment.
A). I have signed the annexure-1 as a token of having seen it. However, I don't remember about such details of transportation of laminates to various Pan Masala manufacturers.

Q79). Kindly provide the list of bank accounts maintain by your company and statement of these bank account statement for the period Dec'20 to June'21?
A). I will provide the details within 2 days.

Q80). Kindly provide all the mobile no's used by you since Dec'2020?
A). The mobile no's used by me since Dec;2020 are 9958613421 and 9400110000.

14.2 Sh. Sujeet Kumar Singh under his initial statement recorded by Officers of MeZU had accepted the fact of clandestine supply of Laminates by M/s. MSPL to M/s. VSG under the guise of invoices issued to fake firms. However in his above mentioned statement, he had no response in respect of the transportation carried out by his vehicles in respect of invoices issued by M/s. MSPL to the 59 fake firms. He didn't submitted any relevant details or response in respect of even a single entity and as such, it can be fairly assumed that the facts tendered under his initial statement were true & corroborate the aspect of clandestine procurement of laminates by M/s VSG.

15. Investigation conducted and material found during search at the premise of M/s Bharat Transport Company Pvt Ltd

15.1 It appears that M/s MSPL issued bills/ invoices of Laminates, weighing total 658076 kgs to fake firms without supply of concomitant goods whereas, the said laminates have been diverted to manufactured companies of Vimal Brand pan masala. Sh Sujit Kumar Singh, director of M/s Bharat Transport Company Pvt Ltd under his statement dated 25.06.2021 admitted that register / documents found in his premises contained details of vehicle number, name of brand masala, date, weight etc which shows that vehicles have been used for transporting of goods on mentioned date. He further told that the same details can be corroborated with the invoices issued by M/s MSPL also wherein the same details like weight, number of box, vehicle number have been mentioned.

15.2 The data taken from register/ documents found and seized during search of M/s Bharat Transport Company Pvt Ltd relating to Brand -VSG Pan Masala has been consolidated. The details are as under :-

S.No	Date	Vehicle No.	Name	Box	Material	Weight (in Kg)	Location
1	08-Jan	2669	Binod	205	Vimal	5,206.43	sonipat
2	08-Jan	5869	Amarpal	100	Vimal	4,911.73	sonipat
3	08-Jan	2671	BAHORILAL	106	Vimal	5,218.55	sonipat
4	08-Jan	2670	Sanjay	104	Vimal	5,141.37	sonipat
5	09-Jan	5209	DEVJEET	186	Vimal	9,132.30	sonipat
6	11-Jan	2671	BAHORILAL	140	Vimal	6,699.00	sonipat
7	12-Jan	5209	DEVJEET	216	Vimal	10,226.86	sonipat
8	13-Jan	5209	DEVJEET	324	Vimal	15,301.57	sonipat
9	14-Jan	5209	DEVJEET	217	Vimal	10,231.80	sonipat
10	18-Jan	5209	DEVJEET	215	Vimal	10,126.20	sonipat
11	19-Jan	5209	DEVJEET	206	Vimal	10,198.74	sonipat
12	20-Jan	5209	DEVJEET	340	Vimal	16,291.58	sonipat
13	21-Jan	3036	RATANLAL	291	Vimal	14,202.14	sonipat
14	22-Jan	5236	SATENDER	315	Vimal	15,188.76	sonipat
15	23-Jan	5209	DEVJEET	275	Vimal	13,877.56	sonipat
16	23-Jan	5236	SATENDER	210	Vimal	10,236.91	sonipat
17	23-Jan	5209	DEVJEET	286	Vimal	14,234.43	sonipat
18	24-Jan	5236	SATENDER	221	Vimal	11,045.15	sonipat
19	24-Jan	2663	AKHTAR	130	Vimal	6,257.99	sonipat
20	26-Jan	2669	RAM AVTAR	142	Vimal	6,931.15	sonipat
21	26-Jan	2663	AKHTAR	138	Vimal	6,735.90	sonipat
22	28-Jan	5209	DEVJEET	161	Vimal	8,484.26	sonipat
23	28-Jan	2663	Viresh	124	Vimal	6,430.15	sonipat
24	29-Jan	5236	DINESH	173	Vimal	9,081.23	sonipat
25	29-Jan	5209	DEVJEET	175	Vimal	9,144.48	sonipat
26	30-Jan		Binod	139	Vimal	7,130.18	sonipat

27	03-Feb	2663	Viresh	128	Vimal	6,761.27	sonipat
28	03-Feb	6300	Dilip	64	Vimal	3,293.96	sonipat
29	04-Feb	2663	Viresh	133	Vimal	6,845.26	sonipat
30	04-Feb	6300	DINESH	64	Vimal	3,353.22	sonipat
31	06-Feb	5869	AMARPAL	100	Vimal	5,345.77	sonipat
32	06-Feb	2671	DILIP	90	Vimal	4,811.19	sonipat
33	07-Feb	2669	Vinod	104	Vimal	5,517.96	sonipat
34	07-Feb	2671	Sanjay	100	Vimal	5,443.08	sonipat
35	10-Feb	5869	Amarpal	95	Vimal	5,103.58	sonipat
36	10-Feb	2668	Dilip	105	Vimal	5,649.66	sonipat
37	11-Feb	2663	Viresh	100	Vimal	5,313.79	sonipat
38	11-Feb	2669	Binod	96	Vimal	5,101.24	sonipat
39	12-Feb	2671	DINESH	100	Vimal	5,386.40	sonipat
40	12-Feb	5869	Amarpal	90	Vimal	4,847.76	sonipat
41	14-Feb	2663	DILIP	105	Vimal	5,602.23	sonipat
42	14-Feb	2671	DINESH	100	Vimal	5,335.46	sonipat
43	15-Feb	2668	GOPAL	143	Vimal	7,660.88	sonipat
44	15-Feb	2670	Sanjay	100	Vimal	5,256.79	sonipat
45	19-Feb	2669	Binod	101	vim	5,185.59	sonipat
46	19-Feb	5869	LALA RAM	110	vim	5,557.26	sonipat
47	20-Feb	5869	Amarpal	104	Vimal	5,126.58	sonipat
48	20-Feb	2671	DINESH	100	Vimal	4,929.40	sonipat
49	20-Feb	5869	Amarpal	125	Vimal	6,087.48	sonipat
50	20-Feb	2671	DINESH	100	Vimal	4,869.98	sonipat
51	22-Feb	5869	Amarpal	112	Vimal	5,449.30	sonipat
52	22-Feb	2663	Viresh	108	Vimal	5,254.68	sonipat
53	23-Feb	2663	Viresh	102	Vimal	5,050.83	sonipat
54	23-Feb	5869	Amarpal	120	Vimal	5,942.50	sonipat
55	23-Feb	2670	SANJAY	65	Vimal	3,167.14	sonipat
56	25-Feb	5869	Amarpal	145	Vimal		sonipat

						7,150.24	
57	25-Feb	6300	LAL RAM	65	Vimal	3,204.28	sonipat
58	26-Feb	5209	DHARMESH	205	Vimal	10,170.12	sonipat
59	26-Feb	2671	DINESH	145	Vimal	7,180.40	sonipat
60	28-Feb	2663	Viresh	140	Vimal	6,947.84	sonipat
61	02-Mar	5869	Amarpal	140	Vimal	6,834.07	sonipat
62	02-Mar	2669	Binod	137	Vimal	6,687.27	sonipat
63	04-Mar	2668	Gopal	110	Vimal	5,265.61	sonipat
64	04-Mar	5869	Amarpal	116	Vimal	5,552.83	sonipat
65	04-Mar	6037	Rakesh	0	Vimal	99.00	sonipat
66	05-Mar	2670	Sanjay	100	Vimal	4,695.57	sonipat
67	05-Mar	2663	Sanjay	115	Vimal	5,402.80	sonipat
68	06-Mar	3036	Harishchand	207	Vimal	9,703.86	sonipat
69	03-May	2671	DINESH	135	Vimal	6,577.88	sonipat
70	03-May	2669	Sanjay	132	Vimal	6,251.62	sonipat
71	03-May	2668	GOPAL	129	Vimal	6,285.53	sonipat
72	04-May	2669	Sanjay	120	Vimal	5,863.25	sonipat
73	04-May	2671	DINESH	116	Vimal	5,642.03	sonipat
74	06-May	2668	GOPAL	140	Vimal	7,156.56	sonipat
75	06-May	2663	LALA RAM	132	Vimal	7,022.80	sonipat
76	06-May	2667	Viresh	130	Vimal	6,567.04	sonipat
77	06-May	2663	LALA RAM	135	Vimal	6,819.62	sonipat
78	07-May	2663	Sanjay	144	Vimal	7,224.69	sonipat
79	07-May	2667	Viresh	140	Vimal	6,995.45	sonipat
80	08-May	5869	AMARPAL	125	Vimal	6,196.65	sonipat
81	08-May	2663	Sanjay	120	Vimal	5,948.78	sonipat
82	09-May	2668	GOPAL	155	Vimal	7,855.97	sonipat
83	09-May	2669	Sanjay	145	Vimal	7,374.90	sonipat
84	10-May	2669	Sanjay	100	Vimal	4,937.40	sonipat
85	10-May	2667	Viresh	110	Vimal	5,431.14	sonipat

86	13-May	2667	Viresh	125	Vimal	6,196.64	sonipat
87	13-May	2670	Sanjay	63	Vimal	3,110.56	sonipat
88	01-Jun	2663	Viresh	135	Vimal	6,821.24	sonipat
89	01-Jun	2668	GOPAK	142	Vimal	7,174.93	sonipat
90	01-Jun	2668	GOPAK	142	Vimal	7174.93	bahalgarh
91	03-Jun	2667	Viresh	110	Vimal	5,545.93	sonipat
92	03-Jun	2669	SONU	100	Vimal	5,041.75	sonipat
93	03-Jun	2667	Viresh	110	Vimal	5545.93	bahalgarh
94	03-Jun	2669	SONU	100	Vimal	5041.75	sonipat
95	05-Jun	2670	Sanjay	112	Vimal	5,677.70	sonipat
96	05-Jun	5869	Amarpal	100	Vimal	5,105.09	sonipat
97	05-Jun	2670	Sanjay	112	Vimal	5677.7	sonipat
						6,58,076	

Above details shows that above mentioned vehicle of M/s Bharat Transport Company Pvt Ltd, have been used for transportation of goods supplied by M/s MSPL. As per sheet resumed from Sh. Sujeet Kumar, total weight of laminates shown against brand "Vimal " and destination "Sonipat" calculated is **6,58,076** Kgs.

E-WAY BILL DATA ANALYSIS OF M/S MSPL

16. The above details maintained in sheet by Sh. Sujeet Kumar were also entry wise cross examined with E-way bill data wherein invoices/ E-way bills issued by M/s MSPL to fake firms mentioned in above para were found to be corroborated. E-way bill data of invoices issued by M/s MSPL (GSTIN-07AAMCM9016D1ZG), a list of 84 e-way bills/ invoices was ascertained which appeared to be related to clandestine diversion of goods by M/s MSPL to M/s VSG, in guise of issuance of invoices to bogus firms, as summarized as under:-

Sr. No.	EWB No.	To GSTIN & Name	Doc No. & Dt.	Assess Val.	Tax Val.	HSN Code	Latest Vehicle No.	WEIGHT	TOLL CROSSED
1	701167556033	07IVWPK9323M1ZH / RAVI KUMAR LAMINATES	D5D2021/1913 - 09/01/2021	4,815,516	866,793	7607	UP16DT5209	9132.3	
2	711167941063	07IVWPK9323M1ZH / RAVI KUMAR LAMINATES	D5D2021/1955 - 12/01/2021	2,935,109	528,320	7607	UP16DT5209	10226.86	

3	711168456227	07DOPPR4508E1ZO / SUBHAM WARPERS	D5D2021/2001 - 14/01/2021	3,851,049	693,189	7607	UP16DT5209	10231.8	
4	721169915168	07HJJPS0550Q1ZG / PRASAD ENTERPRISES	D5D2021/2145 - 22/01/2021	2,937,993	528,839	7607	UP16DT5236	15188.76	
5	731167328134	07BLVPP6162R1ZV / SUBRAT TRADING COMPANY	D5D2021/1900 - 08/01/2021	847,029	152,465	7607	UP16BT2669	5206.43	
6	731170347324	07CBHPR7202R1Z0 / SAMEER TRADING COMPANY	D5D2021/2186 - 24/01/2021	1,781,663	320,699	7607	UP16BT2670	3703.56	
7	731171361985	07BXQPN0974E1Z5 / PITAMBAR PACKAGING	D5D2021/2294 - 29/01/2021	2,481,634	446,694	7607	UP16DT5209	9144.48	
8	731171361998	07BLVPP6162R1ZV / SUBRAT TRADING COMPANY	D5D2021/2295 - 29/01/2021	1,652,055	297,370	7607	UP16DT5236	9081.23	
9	731171483177	07DIOPP3069P1ZA / SITAKANT	D5D2021/2309 - 30/01/2021	1,657,415	298,335	7607	UP16BT2669	7130.18	
10	741167326847	07BXQPN0974E1Z5 / PITAMBAR PACKAGING	D5D2021/1898 - 08/01/2021	1,707,592	307,367	7607	UP16BT5869	4911.73	
11	741167327121	07DOPPR4508E1ZO / SUBHAM WARPERS	D5D2021/1899 - 08/01/2021	1,188,591	213,946	7607	UP16BT2671	5218.55	
12	741169837206	07BXQPN0974E1Z5 / PITAMBAR PACKAGING	D5D2021/2133 - 21/01/2021	4,127,629	742,973	7607	JH04K3036	14202.14	
13	751168312369	07BLVPP6162R1ZV / SUBRAT TRADING COMPANY	D5D2021/1987 - 13/01/2021	2,936,527	528,575	7607	UP16DT5209	15301.57	
14	751169062335	07HJJPS0550Q1ZG / PRASAD ENTERPRISES	D5D2021/2055 - 18/01/2021	2,927,038	526,867	7607	UP16DT5209	10126.2	
15	751170881844	07HJJPS0550Q1ZG / PRASAD ENTERPRISES	D5D2021/2238 - 28/01/2021	1,845,453	332,182	7607	UP16BT2663	6430.15	CROSSED DASANA AND MANESAR
16	761167423636	07BXQPN0974E1Z5 / PITAMBAR PACKAGING	D5D2021/1903 - 08/01/2021	849,685	152,943	7607	UP16BT2670	5141.37	
17	761169622880	07BXQPN0974E1Z5 / PITAMBAR PACKAGING	D5D2021/2116 - 20/01/2021	4,210,146	757,826	7607	UP16DT5209	16291.58	
18	781169286624	07HJJPS0550Q1ZG / PRASAD ENTERPRISES	D5D2021/2085 - 19/01/2021	4,675,683	841,623	7607	UP16DT5209	10198.74	

	781171120349	07HJJPS0550Q1ZG / PRASAD ENTERPRISES	D5D2021/2267 - 28/01/2021	2,624,466	472,404	7607	UP16DT5209	8484.26	
20	791170144554	07HJJPS0550Q1ZG / PRASAD ENTERPRISES	D5D2021/2165 - 23/01/2021	3,169,958	570,592	7607	UP16DT5236	10236.91	
21	791170334056	07HJJPS0550Q1ZG / PRASAD ENTERPRISES	D5D2021/2180 - 24/01/2021	2,894,441	520,999	7607	UP16DT5236	11045.15	
22	701174539580	07CBHPR7202R1Z0 / SAMEER TRADING COMPANY	D5D2021/2616 - 14/02/2021	2,391,672	430,501	7607	UP16BT2663	5602.23	
23	701176918224	07DIOPP3069P1ZA / SITAKANT	D5D2021/2828 - 25/02/2021	2,659,910	478,784	7607	UP16BT5869	7150.24	
24	701176928674	07LLYPS5428N1ZO / KUMAR TRADING COMPANY	D5D2021/2831 - 25/02/2021	430,900	77,562	3923	UP16BT6300	3204.28	
25	711172463705	07BLVPP6162R1ZV / SUBRAT TRADING COMPANY	D5D2021/2417 - 04/02/2021	1,442,387	259,630	7607	UP16BT2663	6845.26	
26	711172909238	07LLYPS5428N1ZO / KUMAR TRADING COMPANY	D5D2021/2461 - 06/02/2021	1,562,164	281,190	7607	UP16BT2671	4811.19	
27	711174149267	07LLYPS5428N1ZO / KUMAR TRADING COMPANY	D5D2021/2585 - 12/02/2021	382,953	68,932	7607	UP16BT5869	4847.76	
28	721172235602	07IVWPK9323M1ZH / RAVI KUMAR LAMINATES	D5D2021/2406 - 03/02/2021	962,374	173,227	7607	UP16BT6300	3293.96	
29	721172845779	07LLYPS5428N1ZO / KUMAR TRADING COMPANY	D5D2021/2456 - 06/02/2021	749,267	134,868	4823	UP16BT5869	5345.77	
30	721174105457	07BLVPP6162R1ZV / SUBRAT TRADING COMPANY	D5D2021/2577 - 12/02/2021	508,529	91,535	3920	UP16BT2671	5386.4	
31	721174538343	07DIOPP3069P1ZA / SITAKANT	D5D2021/2615 - 14/02/2021	1,442,387	259,630	7607	UP16BT2671	5335.46	
32	721174641159	07CBHPR7202R1Z0 / SAMEER TRADING COMPANY	D5D2021/2628 - 15/02/2021	880,654	158,518	7607	UP16BT2668	7660.88	
33	721175640717	07BLVPP6162R1ZV / SUBRAT TRADING COMPANY	D5D2021/2700 - 19/02/2021	1,747,107	314,479	7607	UP16BT5869	5557.26	
34	721175767397	07BLVPP6162R1ZV / SUBRAT TRADING COMPANY	D5D2021/2708 - 20/02/2021	150,449	27,081	4823	UP16BT5869	5126.58	

35	721175883325	07BLVPP6162R1ZV / SUBRAT TRADING COMPANY	D5D2021/2720 - 20/02/2021	1,606,082	289,095	7607	UP16BT2671	9799.38	
36	721176092735	07BLVPP6162R1ZV / SUBRAT TRADING COMPANY	D5D2021/2746 - 22/02/2021	1,449,588	260,926	7607	UP16BT2663	5254.68	
37	721176476799	07BLVPP6162R1ZV / SUBRAT TRADING COMPANY	D5D2021/2790 - 23/02/2021	2,448,615	440,751	7607	UP16BT2663	5050.83	
38	731173099026	07CBHPR7202R1Z0 / SAMEER TRADING COMPANY	D5D2021/2483 - 07/02/2021	1,400,522	252,094	7607	UP16BT2671	5443.08	
39	741173889868	07DIOPP3069P1ZA / SITAKANT	D5D2021/2554 - 11/02/2021	2,459,848	442,773	7607	UP16BT2669	5101.24	
40	741175768945	07BLVPP6162R1ZV / SUBRAT TRADING COMPANY	D5D2021/2709 - 20/02/2021	1,384,730	249,251	7607	UP16BT5869	6087.48	
41	741176232535	07LLYPS5428N1ZO / KUMAR TRADING COMPANY	D5D2021/2758 - 22/02/2021	1,705,498	306,990	7607	UP16BT5869	5449.3	
42	751175535483	07IVWPK9323M1ZH / RAVI KUMAR LAMINATES	D5D2021/2691 - 19/02/2021	799,109	143,840	4823	UP16BT2669	5185.59	
43	751176429044	07LLYPS5428N1ZO / KUMAR TRADING COMPANY	D5D2021/2782 - 23/02/2021	781,591	140,686	4823	UP16BT5869	5942.5	
44	761172232056	07BLVPP6162R1ZV / SUBRAT TRADING COMPANY	D5D2021/2405 - 03/02/2021	1,964,590	353,626	7607	UP16BT2663	6761.27	
45	761173650132	07DIOPP3069P1ZA / SITAKANT	D5D2021/2529 - 10/02/2021	1,773,845	319,292	7607	UP16BT5869	5103.58	
46	771177518280	07LLYPS5428N1ZO / KUMAR TRADING COMPANY	D5D2021/2915 - 28/02/2021	2,020,558	363,700	7607	UP16BT2663	6947.84	
47	791173098667	07DIOPP3069P1ZA / SITAKANT	D5D2021/2482 - 07/02/2021	1,977,192	355,895	7607	UP16BT2669	5517.96	
48	701178366939	07LLYPS5428N1ZO / KUMAR TRADING COMPANY	D5D2021/3028 - 04/03/2021	1,511,230	272,021	7607	UP16BT2668	5265.61	CROSSED MAVIKALA
49	721177851557	07DIOPP3069P1ZA / SITAKANT	D5D2021/2975 - 01/03/2021	224,959	40,493	4823	UP16BT2663	9,750.640	CROSSED BADARPUR, FARIDABAD
50	721178572701	07EUXPK1745P1ZM / J.K. TRADING CO.	D5D2021/3039 - 04/03/2021	3,210,759	577,937	7607	UP16BT5869	5552.83	

51	751178772665	07LLYPS5428N1ZO / KUMAR TRADING COMPANY	D5D2021/3061 - 05/03/2021	1,550,604	279,109	7607	UP16BT2663	5402.8	
52	751179009210	07FIFPK1036L1Z7 / KC LAMINATES	D5D2021/3079 - 06/03/2021	2,785,008	501,301	7607	JH04K3036	9703.86	
53	761177904233	07DIOPP3069P1ZA / SITAKANT	D5D2021/2984 - 02/03/2021	1,919,247	345,464	7607	UP16BT2669	6,687.270	
54	781177857397	07CBHPR7202R1Z0 / SAMEER TRADING COMPANY	D5D2021/2979 - 01/03/2021	195,275	35,149	7607	UP53ET7160	13,725.950	
55	781178573856	07FIFPK1036L1Z7 / KC LAMINATES	D5D2021/3043 - 04/03/2021	2,962,936	533,329	7607	UP53ET6037	99	
56	791177901501	07LLYPS5428N1ZO / KUMAR TRADING COMPANY	D5D2021/2983 - 02/03/2021	1,961,378	353,048	7607	UP16BT5869	6,834.070	
57	791178772612	07LLYPS5428N1ZO / KUMAR TRADING COMPANY	D5D2021/3060 - 05/03/2021	1,347,629	242,573	7607	UP16BT2670	4695.57	
58	701188938153	07AKLPJ5035D1ZD / BLUE STAR	D5D2122/888 - 03/05/2021	1,803,947	324,710	76072090	UP16BT2668	6285.53	
59	761188938122	07AKLPJ5035D1ZD / BLUE STAR	D5D2122/887 - 03/05/2021	1,887,852	339,813	76072090	UP16BT2671	6577.88	
60	791188935599	07BGKPM8680D1Z2 / CONVERGENT ALLIANCE	D5D2122/886 - 03/05/2021	1,794,215	322,959	76072090	UP16BT2669	6251.62	
61	781189086778	07AKLPJ5035D1ZD / BLUE STAR	D5D2122/926 - 04/05/2021	1,619,263	291,467	76072090	UP16BT2671	5642.03	
62	791189086755	07AKLPJ5035D1ZD / BLUE STAR	D5D2122/924 - 04/05/2021	1,682,753	302,896	76072090	UP16BT2669	5863.25	
63	791189101355	07EKFPS8144Q1Z7 / BSA INDUSTRIES	D5D2122/937 - 05/05/2021	762,459	137,243	48239018	UP16BT6300	2419.91	
64	741189198307	07AKLPJ5035D1ZD / BLUE STAR	D5D2122/960 - 06/05/2021	2,059,679	370,742	76072090	UP16BT2668	7156.56	CROSSED MAVIKALA
65	741189229272	07BGKPM8680D1Z2 / CONVERGENT ALLIANCE	D5D2122/964 - 06/05/2021	1,957,231	352,302	76072090	UP16BT2663	7022.8	CROSSED MAVIKALA
66	771189229239	07BGKPM8680D1Z2 / CONVERGENT ALLIANCE	D5D2122/963 - 06/05/2021	1,884,741	339,253	76072090	UP16BT2667	6567.04	CROSSED MAVIKALA

67	781189198309	07AKLPJ5035D1ZD / BLUE STAR	D5D2122/961 - 06/05/2021	2,015,544	362,798	76072090	UP16BT2663	6819.62	CROSSED MAVIKALA (3 TIMES)
68	701189391780	07AKLPJ5035D1ZD / BLUE STAR	D5D2122/1009 - 07/05/2021	404,125	72,742	76072090	UP16BT6300	4045.4	
69	731189324798	07BGKPM8680D1Z2 / CONVERGENT ALLIANCE	D5D2122/989 - 07/05/2021	2,073,486	373,227	76072090	UP16BT2663	7224.69	CROSSED MAVIKALA (2 TIMES)
70	781189324889	07BGKPM8680D1Z2 / CONVERGENT ALLIANCE	D5D2122/990 - 07/05/2021	2,007,694	361,385	76072090	UP16BT2667	6995.45	CROSSED MAVIKALA
71	761189423812	07AKLPJ5035D1ZD / BLUE STAR	D5D2122/1017 - 08/05/2021	1,778,439	320,119	76072090	UP16BT5869	6196.65	CROSSED MAVIKALA
72	781189423933	07BLZPT9351G1Z5 / TIWARI TRADING COMPANY	D5D2122/1018 - 08/05/2021	1,707,300	307,314	76072090	UP16BT2663	5948.78	CROSSED MAVIKALA
73	711189490064	07BGKPM8680D1Z2 / CONVERGENT ALLIANCE	D5D2122/1046 - 09/05/2021	2,116,596	380,987	76072090	UP16BT2669	7374.9	
74	721189490025	07BGKPM8680D1Z2 / CONVERGENT ALLIANCE	D5D2122/1044 - 09/05/2021	2,254,663	405,839	76072090	UP16BT2668	7855.97	CROSSED MAVIKALA
75	701189826914	07AKLPJ5035D1ZD / BLUE STAR	D5D2122/1160 - 13/05/2021	892,731	160,692	76072090	UP16BT2670	3110.56	CROSSED MAVIKALA
76	711189826876	07AKLPJ5035D1ZD / BLUE STAR	D5D2122/1159 - 13/05/2021	1,778,436	320,118	76072090	UP16BT2667	6196.64	CROSSED MAVIKALA
77	731189548538	07BGKPM8680D1Z2 / CONVERGENT ALLIANCE	D5D2122/1076 - 10/05/2021	1,558,737	280,573	76072090	UP16BT2667	5431.14	CROSSED MAVIKALA
78	741189548487	07BGKPM8680D1Z2 / CONVERGENT ALLIANCE	D5D2122/1075 - 10/05/2021	1,417,034	255,066	76072090	UP16BT2669	4937.4	
79	731191790255	07AAEPK3770F2ZT / SHRI MAHAVEER JI SALES CORPORATION	D5D2122/1511 - 01/06/2021	1,821,271	327,829	76072090	UP16BT2663	6821.24	
80	761191790267	07AAEPK3770F2ZT / SHRI MAHAVEER JI SALES CORPORATION	D5D2122/1512 - 01/06/2021	1,915,706	344,827	76072090	UP16BT2668	7174.93	CROSSED MAVIKALA
81	741191972913	07AAEPK3770F2ZT / SHRI MAHAVEER JI SALES CORPORATION	D5D2122/1522 - 03/06/2021	1,346,147	242,307	76072090	UP16BT2669	5041.75	

82	781191972845	07AAEPK3770F2ZT / SHRI MAHAVEER JI SALES CORPORATION	D5D2122/1521 - 03/06/2021	1,480,763	266,537	76072090	UP16BT2667	5545.93	CROSSED MAVIKALA
83	701192266730	07AAEPK3770F2ZT / SHRI MAHAVEER JI SALES CORPORATION	D5D2122/1549 - 05/06/2021	1,516,480	272,966	76072090	UP16BT2670	5677.7	CROSSED MAVIKALA
84	761192266824	07AAEPK3770F2ZT / SHRI MAHAVEER JI SALES CORPORATION	D5D2122/1551 - 05/06/2021	1,363,059	245,351	76072090	UP16BT5869	5105.09	CROSSED MAVIKALA
	Total			**155768562**	**28038342**			**573454.01**	

16.2 Whereas, out of these 84 transactions, it was found that there were 19 instances of the vehicle involved crossing tolls outside Delhi (17 in case of Mavikala Toll & 02 in case of Manesar & Faridabad toll) against invoices issued by M/s Montage Sales Pvt Ltd to firms based in Delhi. Sample printouts of the Fastag analysis of e-way bill portal are enclosed **(RUD-37)**. As may be seen, the Mavikala toll falls enroute to Sonipat and it appears to corroborate the fact that the goods were diverted to the factory of tobacco products manufacturers against invoices issued to fake entities.

16.3 However, the total laminates which have been diverted clandestinely to M/s VSG by M/s MSPL through transporter M/s Bharat Transport Pvt Ltd arrives at **6,58,076** kgs whereas corresponding invoices and e-way bills were issued to fake firms. Further, M/s VSG used said laminates to pack the manufactured pan masala and sold them clandestinely without issuance of invoices.

16.3.1 In order to corroborate the above aspect, the details of vehicle movement in respect of E-way bills generated by M/s MSPL were examined at some of the sample transactions along with E-way bill analysis are summarized as below:-

(i) E-way bill having no. 721177851557 dated 01.03.2021 was issued by M/s MSPL to M/s Sitakant Trading Co. which have principle place of business at Jain Park, Uttam Nagar, New Delhi. From the E-way bill analysis through RFID bases vehicle movement, it emerged that movement of subject vehicle having no. UP16BT2663 shown in given transportation has been realized crossing Badarpur/Faridabad border which is in complete different direction of principle place of business of M/s Sitakant Trading Co, Jain Park, Uttam Nagar **(RUD-38)**. The same can be understood through below given excerpt of given e-way bill.

(ii) E-way bill having no. 741189229272 dated 06.05.2021 was issued by M/s

10/6/23, 3:19 PM

E-Way Bill System

E-Way Bill No. 701178366939 Go Exit (./mainmenu.aspx)

(Latest time reported from the Fastag system : 06-10-2023 15:00:06)

Details of Eway-bill

E-Way Bill Details			Dispatch From Place & Pincode	Dispatch To Place & Pincode	HSN Code & Description	Assessable Value and Tax Value (Rs)
EWB No.	EWB Date	Valid Till				
701178366939	04-03-2021 11:27:00	05-03-2021 00:00:00	DELHI 110095	DELHI 110041	7607 - ALUMINIUM FOIL (WHETHER O	1511230.10 & 272021.42

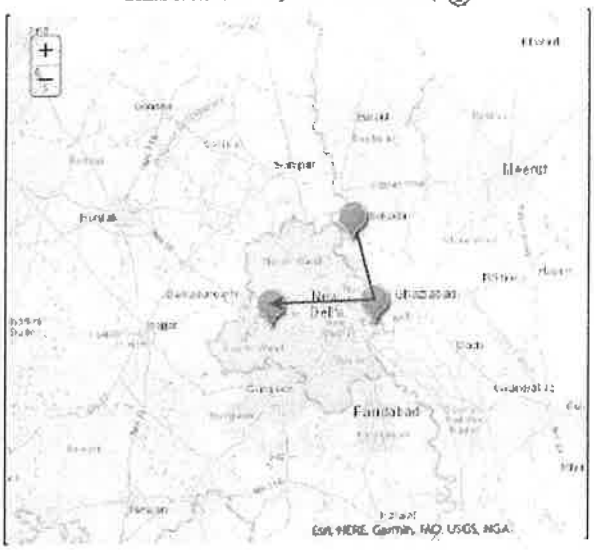
Vehicles entered for the E-way bill (Part B details of only Road are considered)

Vehicle No.	Vehicle details entry date in EWB	New vehicle details entry date in EWB(if any)
UP16BT2668	04/03/2021 11:27:00	NA

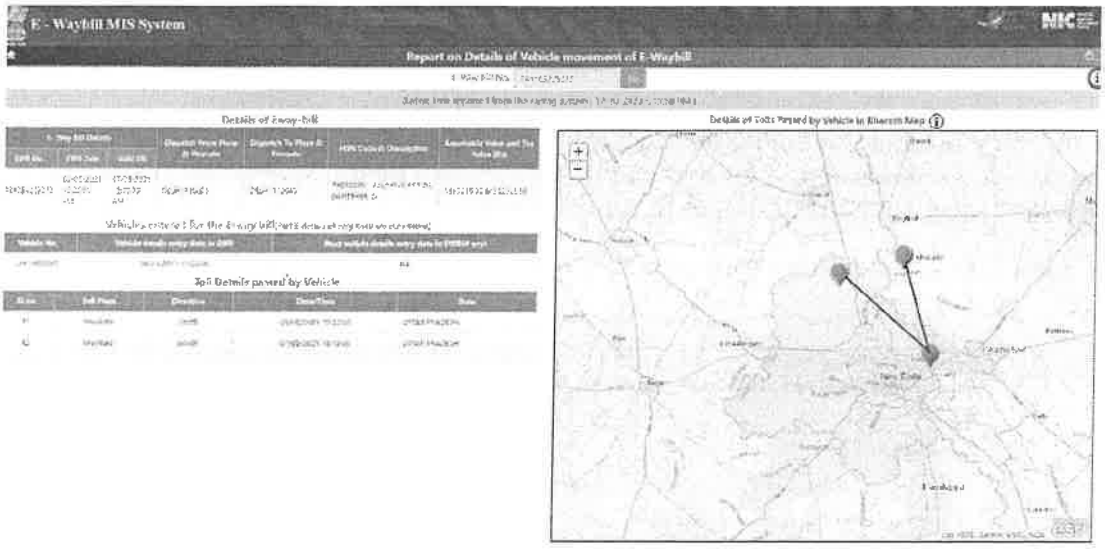
Toll Details passed by Vehicle

Time	Toll Plaza	Direction	Date/Time	State
Vehicle No : UP16BT2668				
T1	Mavikala	South	04/03/2021 22:28:00	UTTAR PRADESH

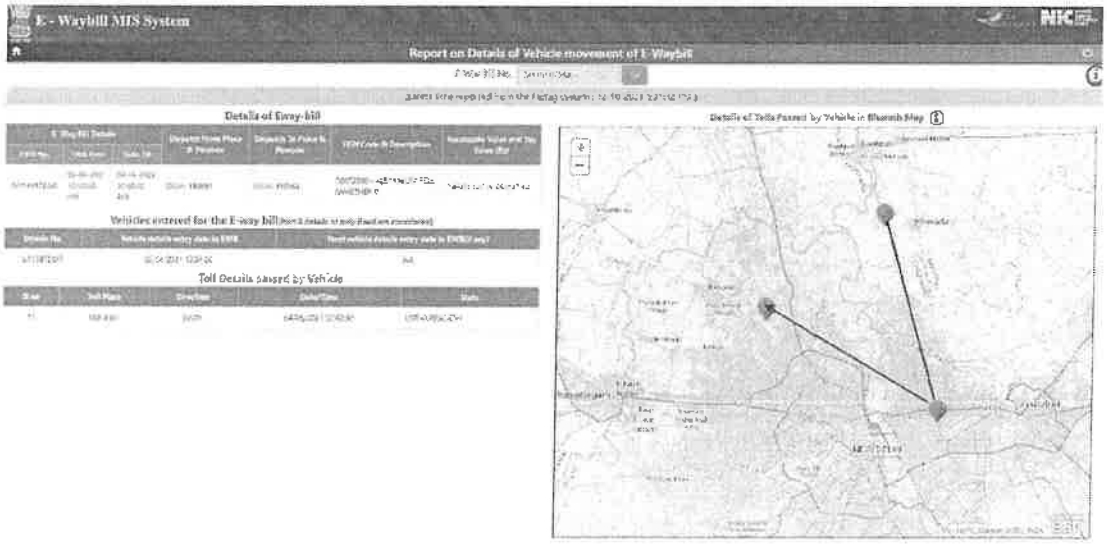
Details of Tolls Passed by Vehicle in Bharath Map



MSPL to M/s Convergent Alliance , which have principle place of business at Khasra No. 83/23, First Floor, Gali No. 1A, Mundka, New Delhi, West Delhi, Delhi, 110041 From the E-way bill analysis through RFID bases vehicle movement, it emerged that movement of subject vehicle having no. UP16BT2663 shown in given transportation has been realized crossing Mavikala which is in complete different direction of principle place of business of M/s Convergent Alliance **(RUD-39)**. The same can be understood through below given excerpt of given e-way bill. It is also corrobated with statement of proprietor of M/s Convergent Alliance that they had not received any goods from MSPL.



(iii) E-way bill having no. 781191972845 dated 03.06.2021 was issued by M/s MSPL to M/s Shri Mahaveer Ji Sales Corporation which have principle place of business at khasra no- 12/26, bijapur, village- budhpur bijapur, north east delhi, delhi, 110082 from the E-way bill analysis through RFID bases vehicle movement, it emerged that movement of subject vehicle having no. UP16BT2667 shown in given transportation has been realized crossing Mavikala which is in complete different direction of principle place of business of M/s. Shri Mahaveer Ji Sales Corporation **(RUD-40).** . The same can be understood through below given excerpt of given e-way bill. It is also corrobated with statement of proprietor of M/s Shri Mahaveer Ji Sales Corporation that they had not received any goods from MSPL.



17 Although M/s. VSG hasn't admitted to usage of the laminates involved in subject investigation, they have contended that if required, the utilization ratio of laminates may be considered as 80:20 in manufacture of Elaichi and Pan Masala

and they are ready to discharge their on the issue, which may be derived in above ratio. The submissions made by M/s. VSG in this regard under their letter dated 09/08/2023 **(RUD-41)** are reproduced as under:-

To,

August 09, 2023

The Additional Director General,
Directorate of Goods and Service Tax Intelligence,
Gurugram.

Respected Sir,

Subject: Investigation against VSG Pan Industries P. Ltd., Jhundpur, Sonepat

This refers to searches conducted at our factory premises on 23.12.2021 and 6.1.2022, by the officers of DGGI, Gurugram, as a follow up action of some inquiry. During the course of searchers, no incriminating documents were recovered. However, during the course of investigation, we have deposited 34 crores through DRC 03, under protest, although at no point of time we agreed to the allegation of clandestine receipt of any packing material. It was emphasized by us that at no point we purchase any goods in cash without valid invoices. The said amount was deposited by us in order to avoid any coercive action by the department, to show our bonafide in co-operating with the investigation by the department and to buy peace of mind.

Sir, the said investigation has prolonged for almost two years and during the course of entire investigation, we have not been confronted with any tangible evidence in support of the allegation of clandestine receipt of packing material or out ward supply of finished goods. The evidence shown do not in any way suggest the allegation of alleged clandestine receipt of packing material.

Sir, it is to bring to your kind notice that we are engaged in manufacture and supply of Pan Masala and coated Elaichi. It may be submitted that in order to promote sale of Elaichi, advertisement is undertaken through different media both at national level and at local level. During the period 2021-22 and 2022-23, the amount spent for advertisement of Elaichi attributed to more than 90% of the total expenses incurred for advertisement.

Sir, if the entire quantity of packing material alleged to have been received by us clandestinely, is to be considered for Elaichi, then in that case, the total tax payable on the assumed supply of Elaichi would be much less than the amount already deposited by us. We would be entitled for the refund of the excess amount deposited, which may not be accepted by the department.

In order to arrive at any figure based on reasonableness in order to put an end to the investigation, in absence of any tangible evidence of packing material quantity for Pan Masala and Elaichi, it is suggested that the entire quantity of packing material under dispute may be bifurcated in the ratio of 80% Elachi and 20% Pan Masala. The above suggestions may not be construed as admission of alleged clandestine receipt of any packing material.

In view of above facts, there being no evidence of alleged receipt of packing material based on any identification, by application of the above ratio, the entire investigation may be put to an end.

Sir, we assure you of co-operation by us at every stage.

Thanking you,
Yours Sincerely,

For: M/s VSG Pan Industries P. Ltd.

VSG PAN INDUSTRIES PVT. LTD. Haryana

Sunil Kumar

17.2 Whereas, during the period from December 2020 to June 2021, the total consumption of Laminates by M/s VSG in manufacture & supply of Pan Masala and Elaichi is as under:-

i. Pan Masala - 2221964 KGs
ii. Elaichi - 20270.40 KGs
iii. Ratio of Laminates consumption in manufacture of Pan Masala vis-à-vis Elaichi – 109.616:1.
iv. Percentage bifurcation of laminates consumption in manufacture of Pan Masala vis-à-vis Elaichi – 99.10% (Pan Masala), 0.90% (Elaichi).

The total clandestinely procured laminates as discussed above is 6,58,076 Kgs. As per Industry norms and submission of VSG, wastage of laminates during manufacturing is around 4 to 5 percent.

17.3 Whereas, M/s VSG vide letter dated 07.09.2022, submitted annexure 3 (list of machines & their installation date **(RUD-42)** and stated that there are total 29 machines installed in their factory premises during the period December, 2020 to June, 2021; out of which 04 machines are lying in non-working conditions and 1 machine is lying dismantled.

The particulars of one machine mentioned in Annexure 3, is illustrated below :-

Installation date	Date of purchase	Particular	Bill no.	Identification (S.No.)	Power load (approx.)	Motor	Types of machine	Capacity of Machine (PPM)
10.12.2020	22.09.2020	Uflex Limited	20170142100661 &20170142100663	1708026852007955	25-27 AMP	12 Motor	Semi Automatic	1200.00

M/s VSG further submitted that all machines installed in their factory premises is having capacity of packing of **1200 pouches per minute**. In this case, duty liability on finished goods can be inferred on the capacity of machine.

17.4 M/s VSG vide letter dated 07.09.2022, further submitted details of finished goods manufactured during the period December, 2020 to June, 2021 in **Annexure -2 (RUD-43).** They submitted that the company is engaged in manufacturing of Vimal Pan Masala having MRP Rs. 04, 08.50 and 18.00. The details are below :-

Finished Goods Manufactured (Quantity in KGs)

Item Name	Dec-20	Jan-21	Feb-21	Mar-21	Apr-21	May-21	Jun-21
Pan Masala MRP 04.00	166,666	1,257,502	1,378,366	1,448,177	1,349,688	695,601	387,686
Pan Masala MRP 08.00	60,960	295,919	467,623	326,145	435,102	223,483	180,207
Pan Masala MRP 18.00	-	128,590	172,679	133,541	165,670	119,768	147,766
Total	227,626	1,682,011	2,018,669	1,907,863	1,950,460	1,038,852	715,660

M/s VSG is calculating duty on finished goods on cartoon/ box basis which consist of 6240 pouches (208 pkts x 30 pouches). Further, M/s VSG submitted quantity of finished goods used in each pouch being filled during March, 2022 as under :-

Item Name	**Qty Filled**
MRP Rs. 04.00	02.50 Gms
MRP Rs. 08.50	06.00 Gms
MRP Rs. 18.00	12.00 Gms

The finished goods manufactured during the period Dec- 2020 to June- 2021 as mentioned in above Table on which duty has been paid by M/s VSG are as under in quantity in cartoon /box :-

	Dec-20	Jan-21	Feb-21	Mar-21	Apr-21	May-21	Jun-21	Total	Price of box	Rate of Duty * 28% +Cess 60% i.e. 88%	Total Duty
	Box/ cartoon	Box/ cartoon	Box/ cartoon	Box/ cartoon	Box/ cartoon	Box/ cartoon	Box/ cartoon				
MRP Rs. 04.00	10684	80609	88357	92832	86518	44590	24852	428441	10303	3884524028	388,45,24,028
MRP Rs. 08.50	1628	7904	12490	8711	11621	5969	4813	53137			
MRP Rs. 18.00		1717	2306	1783	2212	1599	1973	11592			
Total Box / Cartoon	12312	90230	103153	103326	100352	52158	31638	493170			

(* Illustration:- Total No. of cartoons for the month of Dec, 2020 for item/finished goods having MRP Rs. 4; =166666*1000/2.5/6240= 10684)

17.5 Whereas, the details of production of Pan Masala shown by M/s. VSG in its statutory records vis-à-vis the installed capacity of production in their factory premises are as under:-

Month	Days 22	Dec-20	Jan-21	Feb-21	Mar-21	Apr-21	May-21	Jun-21	Total
Machines		19	19	19	24	24	24	24	
No. of cartoons of final Production of Pan Masala	shown by VSG	12312	90230	103153	103326	100352	52158	31638	493169
No. of cartoons of final Production of	installed capacity	77,169	77,169	77,169	97,477	97,477	97,477	97,477	621,415
Difference		64,857	(13,061)	(25,984)	(5,849)	(2,875)	45,319	65,839	128,246
	Duty	1,162,809,969							

17.6 Whereas, the above installed production capacity has been worked out considering that the factory is operational for 16 hours per day and 22 days in a month. As may be seen from above, the total installed capacity for production of Pan Masala in the factory premises of M/s. VSG, during the impugned period from December 2020 to June 2021, was 6,21,415 Cartons against which they have shown production of only 4,93,169 Cartons, indicating massive under-utilization & suppression of the installed production capacity. The difference between the installed capacity vis-à-vis as shown by M/s. VSG in its production records works out to 1,28,246 Cartons.

Quantification of Evasion of Duty

18. Statement of Sh Sunil Kumar, Director (Purchase & Production), of M/s. VSG was recorded on 08.02.2023 and the same is reproduced as verbatim :-

Q 14. What is the process of manufacturing of Elaichi and please also tell what is the ratio of consumption of laminates used in packing of Elaichi ?

A14 :- I state that the company manufacture Elaichi using different raw material as stated above. After preparation of Elaichi product, 0.17 mili gram of finished Elaichi is packed in 1 Rs. pouch made of laminates. 70 pouches of Rs. 1 pouch is further packed in outer packet, also made of laminates and one cartoon is prepared which contains total 420 packets.

In preparation of one carton of Elaichi having Rs 1 pouch a total of 8.20 kg laminates is used and 3585 pouches are made in 1 Kg of laminates. One carton consists of total 29400 pouches. The price of one carton of elaichi having Rs 1 pouch is 13,729/- on which tax @ 18 percent is paid.

I state that there is wastage of 4 to 5 percent of laminates per kgs as per industry norm.

Q15. What is the process of manufacturing of Pan Masala and their ingredients?

A15 :- I state that first supari is de-stoned, cleaned and then transferred to cutter. The cut supari is moved to Oven for roasting for about 3 hours. Simultaneously compound is prepared by mixing perfume and menthol and dried katha is mixed with Lime. Then cut and roasted supari is mixed with ready compound and then the compound Supari is mixed with ready kattha Lime fixture to make final Pan Masala.

I state that Pan Masala is packed in pouches with help of pouch packing machines. One Pan Masala pouch contains net 3 gram of pan masala (excluding weight of lamination). One final pack of PP woven Sack (Bora) contain 6280 pouches of 3 gm.

I state that there is also wastage of 4 to 5 percent of laminates per kgs as per industry norm.

Q.16. Please tell the ratio of laminates consumed in packing of one pouch of Pan Masala ?

A.16 :- I state that in preparation of one carton of Pan Masala having Rs 4 pouch a total of 5.25 kg laminates is used and 1200 pouches are made in 1 kg of laminates. One carton consists of 6280 pouches. The price of one carton of Pan Masala having Rs 4 pouch is 10,303/- on which tax @28 percent and 60 percent Cess is paid.

18.2. On the basis of aforesaid facts & findings of investigation, submissions made by various persons as brought out in foregoing paras & evidences unearthed during investigation, it has emerged that :-

i. Information was received by DGGI, Meerut Zonal Unit that M/s MEPL having manufacturing unit at Noida, Haridwar, Malanpur and Jammu, was supplying packaging materials i.e. Paper/Aluminium Coated Laminates to Pan Masala/Tobacco manufactures through its associates/dealers and issuing invoices in the name of bogus/non-existent firms. Acting on above information, searches were conducted by DGGI, Meerut Zonal Unit at various premises connected with M/s MEPL on 14/15.06.2021 and on subsequent dates. After conduct of preliminary searches by DGGI, Meerut Zonal Unit, on the basis of executive jurisdiction, the enquiry in r/o various recipient entities was transferred to DGGI, Gurugram Zonal Unit, for conducting necessary investigation.

ii. Accordingly, necessary investigations on the subject matter were initiated by DGGI, Gurugram Zonal Unit which revealed that M/s MEPL was supplying goods i.e. 'Printed Laminate plastic/papers' to its associates/dealers namely M/s. Montage Sales Private Limited (GSTIN-07AAMCM9016D1ZG), located at Plot No.B-26, B-Block, Jhilmil Industrial Area, Delhi-110095, which in turn was raising invoices in the name of dummy/ non-existing firms without concomitant supply and it was found that the finished packaging products were being supplied clandestinely to the manufacturers of Pan Masala/Tobacco etc. One of the recipient manufacturer entity was found to be M/s. VSG Pan Industries Pvt. Ltd. (Brand-Vimal) who appeared to have received the concomitant supply of bogus invoices raised in the names of non-existent firms.

iii. On the basis of investigation conducted by DGGI, Meerut Zonal Unit it was found that one person namely Shri Sujeet Kumar Singh, Owner of M/s. Bharat Transport Company was a key operative in the entire nexus of clandestine clearance of Printed Packaging Materials (Laminates) by M/s MEPL to the Pan Masala/ Tobacco manufacturers. Accordingly, search at the residential premises of Shri Sujeet Kumar Singh, was carried out on 25.06.2021 and various incriminating documents & electronic devices were found. The said resumed records of transportation inter-alia contained date wise, vehicle wise, brand wise and destination wise details of clandestine supply of laminates by M/s. MSPL to the recipient manufacturer entities. Voluntary statement of Shri Sujeet Kumar Singh, owner of M/s Bharat Transport Company Private

Limited, was recorded on 25.06.2021, and on the basis of his submissions and scrutiny of resumed records, it emerged that -

A. there were around 125 Trucks in M/s. Bharat Transport Company Private Limited and although, Shri Keshav Chandra Patra and Shri Madan Mohan Jeena were Directors of the company, the entire day to day operations were being looked after & controlled by Shri Sujeet Kumar Singh;
B. he was working as Transporter for M/s. MEPL since 2012 and for M/s. MSPL since October 2019;
C. the documents resumed during the search of residential premises of Shri Sujeet Kumar Singh, inter-alia contained date wise, vehicle wise, brand wise and destination wise details of clandestine supply of laminates by M/s. MSPL to the recipient manufacturer entities under the guise of bogus invoices issues to non-existent entities. Such details were pertaining to the period from December 2020 to June 2021;
D. M/s. MEPL and M/s. MSPL had devised a nexus in active collaboration of Pan Masala/tobacco manufacturers and with operational assistance of Shri Sujeet Kumar Singh, wherein M/s. MEPL was supplying Laminates to M/s. MSPL/other dealers, which in turn was issuing bogus/fraudulent goodsless invoices to non-existent/fake entities and the concomitant goods were being delivered to the factory premises of various Pan Masala/Tobacco manufacturers through the transportation carried out by company of Shri Sujeet Kumar Singh.

iv. In the entire nexus of clandestine procurement of Laminates by the Pan Masala/Tobacco Manufacturers from M/s. MSPL, the fake/non-existent entities played a key role, as the invoices corresponding the diversion of Laminates was issued in their name. On the basis of scrutiny of records of M/s. Bharat Transport Company Private Limited (hereinafter referred to as ***"M/s. Bharat Transport"***) related to supply of Laminates to pan masala manufacturers and their correlation with the corresponding E-way bill data, the details of total fake firms/entities involved was worked out. It emerged that in totality, M/s. MSPL had issued bogus invoices to 59 entities against which the accompanied goods were diverted elsewhere to the Pan Masala manufacturers. Data mapping of GSTR-1Ms and 2As of the said 59 entities was carried out and on the basis of data collation, it emerged that these firms were having substantial inwards, with major supplier being M/s. MSPL in each case, whereas, the corresponding outwards were miniscule in majority of the cases. It further emerged that in some cases, M/s. MSPL was the only inward supplier, which clearly established nexus between M/s. MSPL and the fake entities. During physical verification of the 59 entities, 45 entities were found to be non-existent at their registered place of businesses, while 7 entities were found to be bogus and non-operational since their inception, bringing total bogus entities to 52 in no. The remaining 7 entities were found to be existing and functional entities and however, on upon verifications, their transactions with M/s. MSPL weren't found to be genuine.

v. Further, the details of IP Addresses used by the fake entities were worked out with the help of GSTN and on further enquiry on the issue, it has been observed that same IP Addresses were used by multiple fake entities, pointing towards the fact that multiple set of fake firms may have been operated/run by the same person.

vi. Whereas, during pendency of above investigation, it was found that M/s. MEPL had filed Company Petition No. (IB)-796(ND)/2022 in the NATIONAL COMPANY LAW TRIBUNAL, NEW DELHI, to initiate Corporate Insolvency Resolution Process against M/s MSPL for defaulting the payment of Rs.5,54,88,94,974/- which includes principal amount of Rs.5,161,762,767/- and interest amounting Rs.38,71,32,207/- @18% p.a. on the outstanding principal amount. During our investigation, it had emerged that M/s MSPL was the nodal point for diversion of Laminates to the Pan Masala/Tobacco Manufacturers in the guise of goodsless invoices to various non-existent entities. Accordingly, search was carried out at the registered premises of M/s. MSPL, located at B-26, B- Block, Jhilmil Industrial Area, Shahdhara, Delhi on 10.08.2022 and statement of Shri Tarun Kumar Maiti, Manager of M/s. MSPL was recorded. On the basis of facts & findings of investigation, it emerged that M/s. MSPL acted as conduit between M/s. MEPL and the Pan Masala/Tobacco Manufacturers, for supply of Laminates in a clandestine manner via the façade of issuance of goodsless invoices to non-existent / bogus entities. The shareholding pattern M/s. MSPL indicates that the Directors have contributed miniscule capital and they do not have any prior commercial backing or locus standi to conduct affairs of business with turnover running into hundreds of crores. Further, it is far from commercial rationale for any company to extend credit limit exceeding Rs.500 Crores to any entity for a long period of time as observed in this case. It is also pertinent to mention that one of the Ex-Directors of M/s. MSPL namely Sh. Harvinder Singh Matharoo is an ex-employee of M/s. MEPL and left the company after the instant investigation was initiated against M/s. MSPL & M/s. MEPL. All the aforesaid facts point to the direction of M/s MSPL being a dummy entity run by M/s. MEPL itself. Subsequently, vide multiple summons, M/s. MSPL and its Directors were directed to join investigation, however, they have not cooperated so far.

vii. Searches were also conducted at the registered premises of M/s. VSG on 23.12.2021 and 06.01.2022, during which M/s. VSG paid an amount of Rs. 34 Crore under protest, on account of their anticipated tax liability. Statements of various key persons/Directors of M/s. VSG have also been recorded from time to time wherein they couldn't furnish satisfactory reply in respect of the findings of investigation.

viii. Whereas, in the subject investigation, M/s. MSPL, all the manufacturer entities involved have time and again refused to budge away with key information/documents relevant to the investigation and also didn't

cooperated during the investigation. For instance, following details hasn't been furnished till date:

- Details of Printed laminates design orders by fake firms;
- key persons of fake firms;
- Bank accounts of fake firms through which payments were received;
- Commercial/financial rationale for entering into transactions with fake entities;
- Reasons for non-initiation of legal proceedings for recovery of dues from fake firms;
- Reasons/Commercial rationale for extending credit facility by M/s. MESL to M/s. MSPL without any mortgage;
- Also, the Directors of M/s. MSPL haven't appeared during the subject investigation for recording of their statements till date.

18.2.2 These factors inter-alia confirm the "presumption of culpable mental state", on part of the noticees to this SCN. There are sufficient materials on record, as brought out in preceding paras, that there is "intention, motive, knowledge of facts" on part of the noticees to act in evasive manner, as the investigations conducted has identified them as the "persons" who have, requisite mens rea in the instant case. Considering these facts of the case, the Law of Adverse Inference is applicable as corroborative evidence in the subject investigation.

Adverse Inference under the Indian Evidence Act:*

Under Section 114 of the Indian Evidence Act, the court has the authority to draw adverse inferences from the absence or non-production of evidence that could reasonably be expected from a party. This provision allows the court to presume the existence of certain facts based on the circumstances of the case and the conduct of the parties involved.

Case Laws:

1. M. Selvaraj v. State, rep. by Inspector of Police: The Madras High Court in this case reiterated that adverse inferences can be drawn from the failure of a party to explain certain crucial aspects or to produce material evidence within its knowledge or control. The court emphasized the importance of fairness and reasonableness in drawing such inferences.

2. *Assistant Collector of Customs v. Anam Electrical Manufacturing Co.*: In this case, the Supreme Court held that in customs matters, if a person fails to produce relevant documents or explain certain discrepancies found during the investigation, the Customs authorities may draw adverse inferences against

them. The failure to provide satisfactory explanations may lead to the presumption that the goods are liable to confiscation under the Customs Act.

3. *CIT v. Smt. P. K. Noorjahan*: In this case, the Karnataka High Court held that in income tax matters, if a taxpayer fails to maintain proper books of accounts or provide necessary explanations regarding their income, the Income Tax authorities may draw adverse inferences against them. Such failure may lead to the assessment of additional income or penalties under the Income Tax Act.

4. *Collector of Central Excise, Madras v. Ponni Sugars & Chemicals Ltd.*: In this case, the Supreme Court held that in central excise matters, if a manufacturer fails to maintain proper records or provide satisfactory explanations regarding the production, clearance, or valuation of goods, the Central Excise authorities may draw adverse inferences against them. This may result in the imposition of duty demands or penalties under the Central Excise Act.

These case laws illustrate how tax authorities can draw adverse inferences when taxpayers fail to comply with the provisions of various tax laws and regulations. It highlights the importance of maintaining proper records, providing necessary explanations, and cooperating with the authorities during tax assessments and investigations.

18.2.3 Reference in the instant matter may be drawn from the case of Issardas Daulat Ram and Others vs The Union of India and Others, and M/s Kanungo and Co. vs Collector of Customs, it was held that, "**The prosecution or the Department is not required to prove its case with mathematical precision to a demonstrable degree. The law does not require the prosecution to prove the impossible. All that is required is the establishment of such a degree of probability that a prudent person may, on its basis, believe in the existence of the fact in issue. Thus, legal proof is not necessarily perfect proof; often it is nothing more than a prudent man's estimate of the probabilities of the case.**" "Since it is exceedingly difficult, if not absolutely impossible, for the prosecution to prove facts which are especially within the knowledge of the opponent or the accused, it is not obliged to prove them as parts of its primary burden. Smuggling is the clandestine conveying of goods to avoid legal duties. Secrecy and stealth being its covering guards, it is impossible for the Preventive Department to unravel every link of the process. Many facts relating to this illicit business remain in the special or peculiar knowledge of the person concerned in it. According to the principle underlying Section 106 of the Evidence Act, the burden to establish those facts is cast on the person concerned; and if he fails to establish or explain those facts, an adverse inference of facts may arise against him, which, coupled with the presumptive evidence adduced by the prosecution or the Department, would rebut the initial presumption of innocence in favor of that person and, in the result, prove him guilty."

18.2.4 In the case of Collector of Customs, Madras, and Others vs D. Bhoormul, it was held, "While it is true that no direct evidence of the illicit importation of the goods was adduced by the Department, it had made available to the Collector several circumstances of a determinative character which, coupled with the inference arising from the dubious conduct of Baboothmull and Bhoormull, could reasonably lead to the conclusion drawn by the Collector that they were smuggled goods." The judgment also highlighted that the broad application of the basic principle underlying Section 106 of the Evidence Act, 1872, to cases under Section 167(8) of the Act, is that the department would be deemed to have discharged its burden if it adduces only so much evidence, circumstantial or direct, as is sufficient to raise a presumption in its favor with regard to the existence of the facts to be proved. In the Bhoormul case, even after repeated requisitions, Bhoormull did not furnish any information about the source of goods. He did not cooperate in any of the investigations even after two SCNs. "The totality of these circumstances, reinforced by the inferences arising from the conduct of Baboothmull and Bhoormull, could reasonably and judicially lead one to conclude that these goods had been illicitly imported into Madras, a seaport. Even if the Division Bench of the High Court felt that this circumstantial evidence was not adequate enough to establish the smuggled character of the goods beyond doubt, then also, in our opinion, that was not a good ground to justify interference with the Collector's order in the exercise of the writ jurisdiction under Art. 226 of the Constitution. The function of weighing the evidence or considering its sufficiency was the business of the Collector or the appellate authority, which was the final tribunal of fact." "In view of the fact that the initial onus of proof on the Department can be sufficiently discharged by circumstantial evidence."

18.2.5 Based on the precedent set forth in the Bhoormul case, it's clear that circumstantial evidence can be sufficient to establish guilt, even in the absence of direct evidence. So, in a similar scenario, if the department can provide determinative circumstantial evidence suggesting clandestine activities, it can reasonably conclude that the manufacturer was engaged in dubious business practices, despite the lack of direct evidence regarding purchases of inputs and the sale of goods clandestinely.

18.3 The total clandestinely procured laminates as discussed above is 6,58,076 Kgs. As per Industry norms and submission of VSG, wastage of laminates during manufacturing is around 4 to 5 percent. Considering the wastage of laminates 5 percent and consummation of laminates in above ratio, total duty comes to Rs. 1,07,57,29,578 /- including cess. The total clandestinely procured laminates as discussed above can be attributed towards manufacture of Pan Masala and Elaichi as 6,19,545.6 KGs and 5627 KGs respectively. The details of resultant production of Pan masala and Elaichi out of above laminates and subsequent tax calculation is detailed as under:-

DUTY CALCULATION			
Sr No.	Product Description	ELAICHI @ MRP Rs.	PAN MASALA @ MRP

		1.	Rs. 4.
1	Number of Pouches in 1 Cartoon	29400	6240
2	Assessable Value of 1 Cartoon	Rs 13,729	Rs 10,303
3	Rate of Duty	IGST/CGST/SGST = 18 %	88 % (IGST/CGST/SGST = 28 + Cess 60)
4	Duty per Cartoon	Rs 2471	Rs 9067
5	No. of Pouches made in 1 kg of Laminates	3585	1200
6	Lamination Consumption per Cartoon in Kg (1 / 5)	8.20	5.23
7	Ratio of Laminates on the basis of consumption	0.9	99.1
8	Total Lamination consumption in kg, out of 625172 kg	5627	6,19,545
9	Number of cartoons manufactured (8 / 6)	686	118460
10	Total assessable value (9 * 2)	Rs. 94,18,094	Rs. 1,22,04,93,380
11	Duty (IGST/CGST/SGST)	16,95,257	34,17,38,146
12	Cess		73,22,96,028
13	Total Duty	**107,57,29,431**	

Pan masala total production (in value) = Rs 122,04,93,380 /-
Tax liability = Rs. 34,17,38,146/-
Cess = Rs. 73,22,96,028/-
Total Duty on Pan Masala = Rs. 107,40,34,174/-

Elaichi total production (in value) = Rs. 94,18,094/-
Tax liability on Elaichi= Rs 16,95,257/-

Total duty comes to Rs. 107,57,29,431/-.

The above duty has been calculated on the basis of laminates consumed in packing of finished products i.e Elaichi and Pan Masala to the proportion of ratio used in both products.

18.4 As brought out in above paras; on the basis of documents/information available on record and as emerged during investigation, it appears that M/s. VSG has manufactured & supplied 118,460 Cartons of Pan Masala using the clandestinely procured laminates. The difference between the installed capacity vis-à-vis as shown by M/s. VSG (128,246 Cartons) clearly corroborates the investigation finding that M/s. VSG were indeed having the production capacity and requisite infrastructure to process the clandestinely procured laminates and manufacture 118,460 Cartons of Pan Masala, which still peg the total utilization of installed capacity at around 96%, giving room for any breakdown or unexpected closures. The above narrow difference between the figures of under-utilized capacity (128246 Cartons) and clandestinely manufactured Pan Masala (118,460 Cartons) further goes on to show that M/s. VSG suppressed their production to the extent which was actually required to process the clandestinely procured laminates.

18.5 In view of the above factual aspects, it appears that M/s. VSG has evaded taxes amounting to Rs. 107,57,29,431/-, on account of clandestine production and supply of Pan Masala and Elaichi, using the clandestinely procured laminates and these findings are inter-alia supported by the analysis of their installed production capacity as brought out in Para 18.4 and various other primary/corroborative evidences which have been detailed in foregoing paras as well.

19. Sh. Sujeet Kumar Singh was managing the transportation aspect of the clandestinely supplied laminates. Under his statement dated 25.06.2021, he has admitted his involvement in the above nexus of supply of laminates without any corresponding tax invoices, which has resulted in huge loss to the government exchequer.

19.2 Furthermore, the Directors of M/s. VSG namely Sh. Sanjay Gupta (Sale and Dispatch) and Sh. Sunil Kumar (Purchase & Production) are managing the different aspects of day to day operations of the company and it appears that they are working in tandem to carry out the operations of clandestine procurement of raw materials, its usage in manufacture of Pan Masala and it subsequent clandestine clearance. As such, they appear to be beneficiaries of the proceeds of the tax evasion which has been found to have taken place in the instant case.

19.3 Further, M/s. MSPL acted as conduit between M/s. MEPL and the Pan Masala/Tobacco Manufacturers, for supply of Laminates in a clandestine manner via the façade of issuance of goodsless invoices to non-existent / bogus entities as discussed in preceding paras. As such, M/s. MSPL appear to be beneficiaries of the proceeds of the tax evasion which has been found to have taken place in the instant case.

Legal Provisions

20. The provisions of Section 31 of CGST Act, 2017 relates to tax invoices and the same are reproduced as under:

A registered person supplying taxable goods shall, before or at the time of,—

(a) removal of goods for supply to the recipient, where the supply involves movement of goods; or

(b) delivery of goods or making available thereof to the recipient, in any other case, issue a tax invoice showing the description, quantity and value of goods, the tax charged thereon and such other particulars as may be prescribed: Provided that the Government may, on the recommendations of the Council, by notification, specify the categories of goods or supplies in respect of which a tax invoice shall be issued, within such time and in such manner as may be prescribed.

(2) A registered person supplying taxable services shall, before or after the provision of service but within a prescribed period, issue a tax invoice, showing the description, value, tax charged thereon and such other particulars as may be prescribed: Provided that the Government may, on the recommendations of the Council, by notification and subject to such conditions as may be mentioned

therein, specify the categories of services in respect of which— (a) any other document issued in relation to the supply shall be deemed to be a tax invoice; or (b) tax invoice may not be issued.

(3) Notwithstanding anything contained in sub-sections (1) and (2)—

(a) a registered person may, within one month from the date of issuance of certificate of registration and in such manner as may be prescribed, issue a revised invoice against the invoice already issued during the period beginning with the effective date of registration till the date of issuance of certificate of registration to him;

(b) a registered person may not issue a tax invoice if the value of the goods or services or both supplied is less than two hundred rupees subject to such conditions and in such manner as may be prescribed;

(c) a registered person supplying exempted goods or services or both or paying tax under the provisions of section 10 shall issue, instead of a tax invoice, a bill of supply containing such particulars and in such manner as may be prescribed: Provided that the registered person may not issue a bill of supply if the value of the goods or services or both supplied is less than two hundred rupees subject to such conditions and in such manner as may be prescribed;

(d) a registered person shall, on receipt of advance payment with respect to any supply of goods or services or both, issue a receipt voucher or any other document, containing such particulars as may be prescribed, evidencing receipt of such payment;

(e) where, on receipt of advance payment with respect to any supply of goods or services or both the registered person issues a receipt voucher, but subsequently no supply is made and no tax invoice is issued in pursuance thereof, the said registered person may issue to the person who had made the payment, a refund voucher against such payment;

(f) a registered person who is liable to pay tax under sub-section (3) or sub-section (4) of section 9 shall issue an invoice in respect of goods or services or both received by him from the supplier who is not registered on the date of receipt of goods or services or both;

(g) a registered person who is liable to pay tax under sub-section (3) or sub-section (4) of section 9 shall issue a payment voucher at the time of making payment to the supplier. (4) In case of continuous supply of goods, where successive statements of accounts or successive payments are involved, the invoice shall be issued before or at the time each such statement is issued or, as the case may be, each such payment is received.

(5) Subject to the provisions of clause (d) of sub-section (3), in case of continuous supply of services,–

(a) where the due date of payment is ascertainable from the contract, the invoice shall be issued on or before the due date of payment;

(b) where the due date of payment is not ascertainable from the contract, the invoice shall be issued before or at the time when the supplier of service receives the payment;

(c) where the payment is linked to the completion of an event, the invoice shall be issued on or before the date of completion of that event.

The provisions of Section 22 of CGST Act, 2017, relates to persons liable for registration and the same are reproduced as under:

(1) Every supplier shall be liable to be registered under this Act in the State or Union territory, other than special category States, from where he makes a taxable supply of goods or services or both, if his aggregate turnover in a financial year exceeds twenty lakh rupees.

Provided that where such person makes taxable supplies of goods or services or both from any of the special category States, he shall be liable to be registered if his aggregate turnover in a financial year exceeds ten lakh rupees.

(2) Every person who, on the day immediately preceding the appointed day, is registered or holds a licence under an existing law, shall be liable to be registered under this Act with effect from the appointed day.

(3) Where a business carried on by a taxable person registered under this Act is transferred, whether on account of succession or otherwise, to another person as a going concern, the transferee or the successor, as the case may be, shall be liable to be registered with effect from the date of such transfer or succession.

(4) Notwithstanding anything contained in sub-sections (1) and (3), in a case of transfer pursuant to sanction of a scheme or an arrangement for amalgamation or, as the case may be, demerger of two or more companies pursuant to an order of a High Court, Tribunal or otherwise, the transferee shall be liable to be registered, with effect from the date on which the Registrar of Companies issues a certificate of incorporation giving effect to such order of the High Court or Tribunal.

Explanation.—For the purposes of this section,—

(i) the expression "aggregate turnover" shall include all supplies made by the taxable person, whether on his own account or made on behalf of all his principals;

(ii) the supply of goods, after completion of job work, by a registered job worker shall be treated as the supply of goods by the principal referred to in section 143, and the value of such goods shall not be included in the aggregate turnover of the registered job worker;

(iii) the expression "special category States" shall mean the States as specified in sub-clause (g) of clause (4) of article 279A of the Constitution.

The method of filing Returns in GST regime is prescribed in section 37 to section 47 of the CGST Act, 2017 and Rules 46,47,48, 49, 59,60,61,80,85,86,87 and 142 of Central Goods and Service Tax Rules, 2017 read with the provisions of Section 7 and Section 13 of the Union Territory Goods and Service Tax Act, 2017 and the provisions of Section 20 of Integrated Goods and Service Tax Act, 2017. These provisions of CGST Act, 2017 are as under:

Section 37

(1) Every registered person, other than an Input Service Distributor, a non-resident taxable person and a person paying tax under the provisions of section 10 or section 51 or section 52, shall furnish, electronically, in such form and manner as may be prescribed, the details of outward supplies of goods or services or both effected during a tax period on or before the tenth day of the month succeeding the said tax period and such details shall be communicated to the recipient of the said supplies within such time and in such manner as may be prescribed:

Provided that the registered person shall not be allowed to furnish the details of outward supplies during the period from the eleventh day to the fifteenth day of the month succeeding the tax period:

Provided further that the Commissioner may, for reasons to be recorded in writing, by notification, extend the time limit for furnishing such details for such class of taxable persons as may be specified t
herein: Provided also that any extension of time limit notified by the Commissioner of State tax or Commissioner of Union territory tax shall be deemed to be notified by the Commissioner.

(2) Every registered person who has been communicated the details under sub-section (3) of section 38 or the details pertaining to inward supplies of Input Service Distributor under sub-section (4) of section 38, shall either accept or reject the details so communicated, on or before the seventeenth day, but not before the fifteenth day, of the month succeeding the tax period and the details furnished by him under sub-section (1) shall stand amended accordingly.

(3) Any registered person, who has furnished the details under sub-section (1) for any tax period and which have remained unmatched under section 42 or section 43, shall, upon discovery of any error or omission therein, rectify such error or omission in such manner as may be prescribed, and shall pay the tax and interest, if any, in case there is a short payment of tax on account of such error or omission, in the return to be furnished for such tax period:

Provided that no rectification of error or omission in respect of the details furnished under sub-section (1) shall be allowed after furnishing of the return under section 39 for the month of September following the end of the financial year to which such details pertain, or furnishing of the relevant annual return, whichever is earlier.

Section 38.

(1) Every registered person, other than an Input Service Distributor or a non-resident taxable person or a person paying tax under the provisions of section 10 or section 51 or section 52, shall verify, validate, modify or delete, if required, the details relating to outward supplies and credit or debit notes communicated under sub-section (1) of section 37 to prepare the details of his inward supplies and credit or debit notes and may include therein, the details of inward supplies and credit or debit notes received by him in respect of such supplies that have not been declared by the supplier under sub-section (1) of section 37.

(2) Every registered person, other than an Input Service Distributor or a non-resident taxable person or a person paying tax under the provisions of section 10 or section 51 or section 52, shall furnish, electronically, the details of inward supplies of taxable goods or services or both, including inward supplies of goods or services or both on which the tax is payable on reverse charge basis under this Act and inward supplies of goods or services or both taxable under the Integrated Goods and Services Tax Act or on which integrated goods and services tax is payable under section 3 of the Customs Tariff Act, 1975, and credit or debit notes received in respect of such supplies during a tax period after the tenth day but on or before the fifteenth day of the month succeeding the tax period in such form and manner as may be prescribed: Provided that the Commissioner may, for reasons to be recorded in writing, by notification, extend the time limit for furnishing such details

for such class of taxable persons as may be specified therein: Provided further that any extension of time limit notified by the Commissioner of State tax or Commissioner of Union territory tax shall be deemed to be notified by the Commissioner.

(3) The details of supplies modified, deleted or included by the recipient and furnished under sub-section (2) shall be communicated to the supplier concerned in such manner and within such time as may be prescribed.

(4) The details of supplies modified, deleted or included by the recipient in the return furnished under sub-section (2) or sub-section (4) of section 39 shall be communicated to the supplier concerned in such manner and within such time as may be prescribed.

(5) Any registered person, who has furnished the details under sub-section (2) for any tax period and which have remained unmatched under section 42 or section 43, shall, upon discovery of any error or omission therein, rectify such error or omission in the tax period during which such error or omission is noticed in such manner as may be prescribed, and shall pay the tax and interest, if any, in case there is a short payment of tax on account of such error or omission, in the return to be furnished for such tax period: Provided that no rectification of error or omission in respect of the details furnished under sub-section (2) shall be allowed after furnishing of the return under section 39 for the month of September following the end of the financial year to which such details pertain, or furnishing of the relevant annual return, whichever is earlier.

Section 39.

(1) Every registered person, other than an Input Service Distributor or a non-resident taxable person or a person paying tax under the provisions of section 10 or section 51 or section 52 shall, for every calendar month or part thereof, furnish, in such form and manner as may be prescribed, a return, electronically, of inward and outward supplies of goods or services or both, input tax credit availed, tax payable, tax paid and such other particulars as may be prescribed, on or before the twentieth day of the month succeeding such calendar month or part thereof.

(2) A registered person paying tax under the provisions of section 10 shall, for each quarter or part thereof, furnish, in such form and manner as may be prescribed, a return, electronically, of turnover in the State or Union territory, inward supplies of goods or services or both, tax payable and tax paid within eighteen days after the end of such quarter.

(3) Every registered person required to deduct tax at source under the provisions of section 51 shall furnish, in such form and manner as may be prescribed, a return, electronically, for the month in which such deductions have been made within ten days after the end of such month.

(4) Every taxable person registered as an Input Service Distributor shall, for every calendar month or part thereof, furnish, in such form and manner as may be prescribed, a return, electronically, within thirteen days after the end of such month.

(5) Every registered non-resident taxable person shall, for every calendar month or part thereof, furnish, in such form and manner as may be prescribed, a return, electronically, within twenty days after the end of a calendar month or within seven

days after the last day of the period of registration specified under sub-section (1) of section 27, whichever is earlier.

(6) The Commissioner may, for reasons to be recorded in writing, by notification, extend the time limit for furnishing the returns under this section for such class of registered persons as may be specified therein: Provided that any extension of time limit notified by the Commissioner of State tax or Union territory tax shall be deemed to be notified by the Commissioner.

(7) Every registered person, who is required to furnish a return under sub-section (1) or sub-section (2) or sub-section (3) or sub-section (5), shall pay to the Government the tax due as per such return not later than the last date on which he is required to furnish such return.

(8) Every registered person who is required to furnish a return under sub-section (1) or sub-section (2) shall furnish a return for every tax period whether or not any supplies of goods or services or both have been made during such tax period.

(9) Subject to the provisions of sections 37 and 38, if any registered person after furnishing a return under sub-section (1) or sub-section (2) or sub-section (3) or sub-section (4) or sub-section (5) discovers any omission or incorrect particulars therein, other than as a result of scrutiny, audit, inspection or enforcement activity by the tax authorities, he shall rectify such omission or incorrect particulars in the return to be furnished for the month or quarter during which such omission or incorrect particulars are noticed, subject to payment of interest under this Act: Provided that no such rectification of any omission or incorrect particulars shall be allowed after the due date for furnishing of return for the month of September or second quarter following the end of the financial year, or the actual date of furnishing of relevant annual return, whichever is earlier.

(10) A registered person shall not be allowed to furnish a return for a tax period if the return for any of the previous tax periods has not been furnished by him.

Section 40.

Every registered person who has made outward supplies in the period between the date on which he became liable to registration till the date on which registration has been granted shall declare the same in the first return furnished by him after grant of registration.

Section 41.

(1) Every registered person shall, subject to such conditions and restrictions as may be prescribed, be entitled to take the credit of eligible input tax, as self-assessed, in his return and such amount shall be credited on a provisional basis to his electronic credit ledger.

(2) The credit referred to in sub-section (1) shall be utilized only for payment of self assessed output tax as per the return referred to in the said sub-section.

Section 42.

(1) The details of every inward supply furnished by a registered person (hereafter in this section referred to as the "recipient") for a tax period shall, in such manner and within such time as may be prescribed, be matched—

(a) with the corresponding details of outward supply furnished by the corresponding registered person (hereafter in this section referred to as the "supplier") in his valid return for the same tax period or any preceding tax period;

(b) with the integrated goods and services tax paid under section 3 of the Customs Tariff Act, 1975 in respect of goods imported by him; and (c) for duplication of claims of input tax credit.

(2) The claim of input tax credit in respect of invoices or debit notes relating to inward supply that match with the details of corresponding outward supply or with the integrated goods and services tax paid under section 3 of the Customs Tariff Act, 1975 in respect of goods imported by him shall be finally accepted and such acceptance shall be communicated, in such manner as may be prescribed, to the recipient.

(3) Where the input tax credit claimed by a recipient in respect of an inward supply is in excess of the tax declared by the supplier for the same supply or the outward supply is not declared by the supplier in his valid returns, the discrepancy shall be communicated to both such persons in such manner as may be prescribed.

(4) The duplication of claims of input tax credit shall be communicated to the recipient in such manner as may be prescribed.

(5) The amount in respect of which any discrepancy is communicated under sub-section (3) and which is not rectified by the supplier in his valid return for the month in which discrepancy is communicated shall be added to the output tax liability of the recipient, in such manner as may be prescribed, in his return for the month succeeding the month in which the discrepancy is communicated.

(6) The amount claimed as input tax credit that is found to be in excess on account of duplication of claims shall be added to the output tax liability of the recipient in his return for the month in which the duplication is communicated.

(7) The recipient shall be eligible to reduce, from his output tax liability, the amount added under sub-section (5), if the supplier declares the details of the invoice or debit note in his valid return within the time specified in sub-section (9) of section 39.

(8) A recipient in whose output tax liability any amount has been added under sub-section (5) or sub-section (6), shall be liable to pay interest at the rate specified under sub-section (1) of section 50 on the amount so added from the date of availing of credit till the corresponding additions are made under the said sub-sections.

(9) Where any reduction in output tax liability is accepted under sub-section (7), the interest paid under sub-section (8) shall be refunded to the recipient by crediting the amount in the corresponding head of his electronic cash ledger in such manner as may be prescribed: Provided that the amount of interest to be credited in any case shall not exceed the amount of interest paid by the supplier.

(10) The amount reduced from the output tax liability in contravention of the provisions of sub-section (7) shall be added to the output tax liability of the recipient in his return for the month in which such contravention takes place and such recipient shall be liable to pay interest on the amount so added at the rate specified in sub-section (3) of section 50.

Section 43.

(1) The details of every credit note relating to outward supply furnished by a registered person (hereafter in this section referred to as the "supplier") for a tax period shall, in such manner and within such time as may be prescribed, be matched— (a) with the corresponding reduction in the claim for input tax credit by

the corresponding registered person (hereafter in this section referred to as the "recipient") in his valid return for the same tax period or any subsequent tax period; and (b) for duplication of claims for reduction in output tax liability.

(2) The claim for reduction in output tax liability by the supplier that matches with the corresponding reduction in the claim for input tax credit by the recipient shall be finally accepted and communicated, in such manner as may be prescribed, to the supplier.

(3) Where the reduction of output tax liability in respect of outward supplies exceeds the corresponding reduction in the claim for input tax credit or the corresponding credit note is not declared by the recipient in his valid returns, the discrepancy shall be communicated to both such persons in such manner as may be prescribed.

(4) The duplication of claims for reduction in output tax liability shall be communicated to the supplier in such manner as may be prescribed.

(5) The amount in respect of which any discrepancy is communicated under sub-section (3) and which is not rectified by the recipient in his valid return for the month in which discrepancy is communicated shall be added to the output tax liability of the supplier, in such manner as may be prescribed, in his return for the month succeeding the month in which the discrepancy is communicated.

(6) The amount in respect of any reduction in output tax liability that is found to be on account of duplication of claims shall be added to the output tax liability of the supplier in his return for the month in which such duplication is communicated.

(7) The supplier shall be eligible to reduce, from his output tax liability, the amount added under sub-section (5) if the recipient declares the details of the credit note in his valid return within the time specified in sub-section (9) of section 39.

(8) A supplier in whose output tax liability any amount has been added under sub-section (5) or sub-section (6), shall be liable to pay interest at the rate specified under sub-section (1) of section 50 in respect of the amount so added from the date of such claim for reduction in the output tax liability till the corresponding additions are made under the said sub-sections.

(9) Where any reduction in output tax liability is accepted under sub-section (7), the interest paid under sub-section (8) shall be refunded to the supplier by crediting the amount in the corresponding head of his electronic cash ledger in such manner as may be prescribed: Provided that the amount of interest to be credited in any case shall not exceed the amount of interest paid by the recipient.

(10) The amount reduced from output tax liability in contravention of the provisions of sub-section (7) shall be added to the output tax liability of the supplier in his return for the month in which such contravention takes place and such supplier shall be liable to pay interest on the amount so added at the rate specified in sub-section (3) of section 50.

Section 44.

(1) Every registered person, other than an Input Service Distributor, a person paying tax under section 51 or section 52, a casual taxable person and a non-resident taxable person, shall furnish an annual return for every financial year electronically in such form and manner as may be prescribed on or before the thirty-first of December following the end of such financial year.

(2) Every registered person who is required to get his accounts audited in accordance with the provisions of sub-section (5) of section 35 shall furnish, electronically, the annual return under sub-section (1) along with a copy of the audited annual accounts and a reconciliation statement, reconciling the value of supplies declared in the return furnished for the financial year with the audited annual financial statement, and such other particulars as may be prescribed.

Section 45.
Every registered person who is required to furnish a return under sub-section (1) of section 39 and whose registration has been cancelled shall furnish a final return within three months of the date of cancellation or date of order of cancellation, whichever is later, in such form and manner as may be prescribed.

Section 46. Where a registered person fails to furnish a return under section 39 or section 44 or section 45, a notice shall be issued requiring him to furnish such return within fifteen days in such form and manner as may be prescribed.

Section 47.
(1) Any registered person who fails to furnish the details of outward or inward supplies required under section 37 or section 38 or returns required under section 39 or section 45 by the due date shall pay a late fee of one hundred rupees for every day during which such failure continues subject to a maximum amount of five thousand rupees.
(2) Any registered person who fails to furnish the return required under section 44 by the due date shall be liable to pay a late fee of one hundred rupees for every day during which such failure continues subject to a maximum of an amount calculated at a quarter per cent of his turnover in the State or Union territory. (Levy of Late Fee)

Further, the provisions of Section 50 of CGST Act, 2017 are as under:

(1) Every person who is liable to pay tax in accordance with the provisions of this Act or the rules made thereunder, but fails to pay the tax or any part thereof to the Government within the period prescribed, shall for the period for which the tax or any part thereof remains unpaid, pay, on his own, interest at such rate, not exceeding eighteen per cent., as may be notified by the Government on the recommendations of the Council.
(2) The interest under sub-section (1) shall be calculated, in such manner as may be prescribed, from the day succeeding the day on which such tax was due to be paid.
(3) A taxable person who makes an undue or excess claim of input tax credit under sub-section (10) of section 42 or undue or excess reduction in output tax liability under sub-section (10) of section 43, shall pay interest on such undue or excess claim or on such undue or excess reduction, as the case may be, at such rate not exceeding twenty-four per cent., as may be notified by the Government on the recommendations of the Council.

Whereas, Section 74 of the CGST Act, 2017 provides : –

(1) Where it appears to the proper officer that any tax has not been paid or short paid or erroneously refunded or where input tax credit has been wrongly availed or utilized by reason of fraud, or any willful-misstatement or suppression of facts to evade tax, he shall serve notice on the person chargeable with tax which has not been so paid or which has been so short paid or to whom the refund has erroneously been made, or who has wrongly availed or utilised input tax credit, requiring him to show cause as to why he should not pay the amount specified in the notice along with interest payable thereon under section 50 and a penalty equivalent to the tax specified in the notice.

(2) The proper officer shall issue the notice under sub-section (1) at least six months prior to the time limit specified in sub-section (10) for issuance of order.

(3) Where a notice has been issued for any period under sub-section (1), the proper officer may serve a statement, containing the details of tax not paid or short paid or erroneously refunded or input tax credit wrongly availed or utilised for such periods other than those covered under sub-section (1), on the person chargeable with tax.

(4) The service of statement under sub-section (3) shall be deemed to be service of notice under sub-section (1) of section 73, subject to the condition that the grounds relied upon in the said statement, except the ground of fraud, or any willful-misstatement or suppression of facts to evade tax, for periods other than those covered under sub-section (1) are the same as are mentioned in the earlier notice.

(5) The person chargeable with tax may, before service of notice under sub-section (1), pay the amount of tax along with interest payable under section 50 and a penalty equivalent to fifteen per cent. of such tax on the basis of his own ascertainment of such tax or the tax as ascertained by the proper officer and inform the proper officer in writing of such payment.

(6) The proper officer, on receipt of such information, shall not serve any notice under sub-section (1), in respect of the tax so paid or any penalty payable under the provisions of this Act or the rules made thereunder.

(7) Where the proper officer is of the opinion that the amount paid under sub-section (5) falls short of the amount actually payable, he shall proceed to issue the notice as provided for in sub-section (1) in respect of such amount which falls short of the amount actually payable.

(8) Where any person chargeable with tax under sub-section (1) pays the said tax along with interest payable under section 50 and a penalty equivalent to twenty-five per cent of such tax within thirty days of issue of the notice, all proceedings in respect of the said notice shall be deemed to be concluded.

(9) The proper officer shall, after considering the representation, if any, made by the person chargeable with tax, determine the amount of tax, interest and penalty due from such person and issue an order.

(10) The proper officer shall issue the order under sub-section (9) within a period of five years from the due date for furnishing of annual return for the financial year to which the tax not paid or short paid or input tax credit wrongly availed or utilised relates to or within five years from the date of erroneous refund.

(11) Where any person served with an order issued under sub-section (9) pays the tax along with interest payable thereon under section 50 and a penalty equivalent to fifty per cent. of such tax within thirty days of communication of the order, all proceedings in respect of the said notice shall be deemed to be concluded.

Explanation 1—For the purposes of section 73 and this section,—
(i) the expression "all proceedings in respect of the said notice" shall not include proceedings under section 132;
(ii) where the notice under the same proceedings is issued to the main person liable to pay tax and some other persons, and such proceedings against the main person have been concluded under section 73 or section 74, the proceedings against all the persons liable to pay penalty under sections 122, 125, 129 and 130 are deemed to be concluded.
Explanation 2-- For the purposes of this Act, the expression "suppression" shall mean non-declaration of facts or information which a taxable person is required to declare in the return, statement, report or any other document furnished under this Act or the rules made thereunder, or failure to furnish any information on being asked for, in writing, by the proper officer.

21. Whereas, on the basis of aforesaid facts & findings of investigation, submissions made by various persons as brought out in foregoing paras & evidences unearthed during investigation, it has emerged that M/s MEPL was supplying goods i.e. 'Printed Laminate plastic/papers' to its associates/dealers namely M/s. Montage Sales Private Limited which in turn was raising invoices in the name of dummy/ non-existing firms without concomitant supply and it was found that the finished packaging products were being supplied clandestinely to the manufacturers of Pan Masala/Tobacco etc inter-alia including M/s. VSG. Whereas, these subject raw material i.e. Paper/Aluminium Coated Laminates was being supplied through one transporter M/s. Bharat Transport Company and its Director namely Shri Sujeet Kumar Singh has admitted the above modus of clandestine supply in his statement dated 25.06.2021. After his initial statement, he has continuously evaded himself from further investigation and his retraction of initial statement merely appears to be an afterthought. On the basis of investigations conducted, it appears that the laminates procured clandestinely by M/s VSG, were further used for clandestine clearance of the finished goods i.e. VIMAL Brand Pan Masala. Through the said clandestine procurement and usage of Laminates, during the period from December 2020 to June 2021, M/s. VSG appears to have indulged themselves in evasion of taxes totally amounting to Rs. 107,57,29,431/-.

21.2 Whereas, on the basis of the above, it appears that M/s VSG has failed to fulfill the aforementioned requirements of law and hence contravened the above provisions of the Act, ibid and the Central Goods and Service Tax Rules, 2017, State Goods and Service Tax Act, 2017 read with the provisions of IGST Act, 2017, in as much as they:
A. failed to pay GST & Cess in respect of their outward supply of goods as envisaged under Section 9 of CGST Act, 2017;
B. didn't issued any tax invoices in respect of their outward supply of goods as envisaged under Section 31 of CGST Act, 2017;
C. didn't furnish the correct details of their outward supplies and didn't filed correct monthly returns as envisaged under Section 37 to 47 of CGST Act, 2017.

21.3 Whereas, in view of the above contraventions committed by M/s. VSG, the IGST of ₹ 34,34,33,403/- & GST Compensation Cess of Rs. 73,22,96,028/- totally amounting to Rs. 107,57,29,431/- in respect of clandestine clearance of Pan Masala made by them is liable to be recovered along with interest as applicable under the provisions of Section 50 of CGST Act, 2017. As per the findings of investigation conducted, M/s. VSG had created a nexus with raw material supplier, through which they were making clandestine procurement of raw materials, which were being used in manufacture of huge quantity of Pan Masala and the same was never declared to the Department. M/s. VSG further carried out clandestine clearance/transportation and storage of manufactured goods with the help of their transporter. M/s. VSG neither raised any tax invoices related to the huge quantity of clandestine clearance of Pan Masala made by them nor paid any GST or Cess as applicable on the supply of Pan Masala. M/s. VSG were well versed with the legal provisions as they are registered taxpayer under GST. The provisions of GST Act and the Rules made there under provide a system of Self-assessment and Self-disclosure through periodical returns. Through this system, the Department has laid the onus on the assessee to himself assess their tax liability and comply with the related provisions. In other words, it is the legal responsibility of the assessee himself to obtain Registration, assess and discharge their tax liability as per the provisions of the Act and also to declare the same through the prescribed periodical returns. Although, M/s. VSG were manufacturing and making taxable supply of goods, however, they neither filed correct periodical returns nor issued any tax invoices towards clearance of the taxable goods made by them. Therefore, it appears that M/s. VSG has resorted to willful suppression of facts and contravention of the above said provisions of the CGST Act 2017 read with the corresponding provisions of Haryana SGST Act, 2017 & IGST Act 2017 with an intent to evade the payment of GST and Cess leviable on the Pan Masala so manufactured and cleared by them. The above matter of tax evasion by M/s. VSG would have remained undetected, if the Officers of DGGI had not initiated investigation in the matter. Under the said circumstances, it appears that M/s. VSG have also rendered themselves liable for penal action under the provisions of Section 74 and Section 122 of the CGST Act, 2017/SGST Act,2017 read with IGST Act, 2017.

21.4 Also, it appears that Sh. Sanjay Gupta, (Directors Sales) & Sh. Sunil Kumar (Director-Purchase & Production) in M/s. VSG are direct beneficiaries of the acts of tax evasion committed by M/s. VSG and they are actual perpetrators of the day of the operations resulting in above said evasion. During recording of their statements, they could neither submit any clarification in response to the discrepancies in their operations as observed during investigation, nor could provide reasonable clarifications regarding the aspect of clandestine procurement of laminates and supply of resultant finished goods. As such, they have aided and abetted the clandestine operations and have rendered themselves liable for penalty under Section 122 of the CGST Act, 2017/SGST Act, 2017 read with IGST Act, 2017.

21.5 Furthermore, it appears that Sh. Sujeet Kumar Singh, Director of M/s. Bharat Transport Company Pvt. Ltd aided and abetted the entire nexus of

clandestine supply of laminates and without his cooperation, the entire tax evasion wouldn't have taken place. As such, he appears to be liable for penalty under Section 122 of the CGST Act, 2017/SGST Act, 2017 read with IGST Act, 2017.

22. Whereas, M/s VSG has been issued DRC 01A vide file No. DGGI/GZU/Gr-D/Inv/154/2021-22/ pt/ 29521 dated 05.12.2023; CBIC DIN No. 202312adgee00000D29E as prescribed under Rule 142 (1A) of the C.G. & S.T. Rules, 2017 to pay the due tax, arrived to be Rs. 107,57,29,431/- along with interest and penalty. M/s VSG, vide its letter dated 14.12.2023 submitted reply under part B that the said liability is not acceptable. On the question of 6,58,076 Kgs laminates procured clandestinely by M/s VSG, party submitted that no details as to how and from which records the said quantity has been worked out has been brought on record. Thereafter, the calculation has been made purely on hypothetical, mathematical basis.

22.1. However, M/s VSG reply is not correct. During investigation it emerged that M/s MEPL was supplying goods i.e. 'Printed Laminate plastic/papers' to its associates/dealers namely M/s. Montage Sales Private Limited, located at Plot No.B-26, B-Block, Jhilmil Industrial Area, Delhi-110095, which in turn was raising invoices in the name of dummy/ non-existing firms without concomitant supply and it was found that the finished packaging products were being supplied clandestinely to the manufacturers of Pan Masala/Tobacco etc. One such recipient manufacturer entity has been found to be M/s. VSG who appears to have received the concomitant supply of bogus invoices raised in the names of non-existent firms. The said fact was also apprised to Directors of M/s VSG during their voluntary statement before the department.

22.2 DRC 01 A have also been issued to Sh. Sanjay Gupta, Director of M/s VSG (Sale & Purchase); Sh. Sunil Kumar, Director of M/s VSG (Purchase & Production), and Shri Sujeet Kumar Singh, Director of M/s Bharat Transport Company. In response, Sh. Sanjay Gupta and Sh. Sunil Kumar, both Director of M/s VSG submitted reply that they are not liable for penalty. Shri Sujeet Kumar Singh, Director of M/s Bharat Transport Company did not submit any reply.

22.3 Whereas, it has emerged that M/s. MSPL acted as conduit between M/s. MEPL and the Pan Masala/Tobacco Manufacturers, for supply of Laminates in a clandestine manner via the façade of issuance of goodsless invoices to non-existent / bogus entities as discussed in preceding paras. Further, M/s. MSPL abetted M/s VSG in evading the tax, as discussed in preceding paras. Thus, by this act of commission or omission, M/s Montage Sales Pvt Ltd rendered themselves liable for penal action under Section 122(i) &(ii) and Section 122(3)(a), (b) & (e) of the CGST Act,2017 read with DGST Act,2017.

23. Now, therefore, **M/s VSG Pan Industries Pvt. Ltd.** located at Khasra No 52/6/2,7/2,8,9/1,13,14,15/2,16/1,17,18/1,26, Village Jhundpur, Tehsil-Rai, Sonipat, Haryana, 131023 are hereby called upon to show cause to the **Additional/Joint Commissioner, CGST Commissionerate, Chandigarh**, having

office at C.R. Building, Plot No.19, Sector 17-C, Chandigarh – 160017 within 30 days of receipt of this notice, as to why:

i. IGST of ₹ 34,34,33,403/- & GST Compensation Cess of Rs. 73,22,96,028/- totally amounting to Rs. 107,57,29,431/- (Rs. One Hundred Seven Crore Fifty Seven Lakh Twenty Nine Thousand Four Hundred and Thirty one only) should not be demanded and recovered from them under proviso to Section 74 (1) of the CGST Act, 2017; and amount of Rs. 34 Crore (Rupees Thirty Four Crore Only) deposited by them Under Protest, should not be appropriated against this demand ;

ii) Interest should not be imposed upon them under Section 50 of the CGST Act, 2017, for failure to make the payment of GST & GST Compensation Cess on Supply of goods in the prescribed time limit;

iii) Penalty should not be imposed upon them under Section 74 and Section 122 of the CGST/SGSTAct, 2017 read with the relevant provisions of IGST Act, 2017 for indulging in clandestine supply of pan masala & Elaichi with intent to evade payment of GST & GST Compensation Cess.

24. Now, therefore, Sh. Sujeet Kumar Singh, Director of M/s. Bharat Transport Company Pvt. Ltd. S/o Sh Ramanand Singh, Flat No.101, 102, Tower-Marvella, Mahagun Moderne, Sector-78, Noida, Uttar Pradesh is hereby called upon to show cause to the **Additional/Joint Commissioner, CGST Commissionerate (Adjudication), Chandigarh,** having office at C.R.Building, Plot No.19, Sector 17-C, Chandigarh – 160017 within 30 days of receipt of this notice, as to why penalty should not be imposed upon him under Section 122 of the CGST/SGSTAct, 2017 read with the relevant provisions of IGST Act, 2017.

25. Now, therefore, Sh. Sanjay Gupta, Director (Sale & Purchase) of **M/s VSG Pan Industries Pvt. Ltd.** located at Khasra No 52/6/2,7/2,8,9/1,13,14,15/2,16/1,17,18/1,26, Village Jhundpur, Tehsil-Rai, Sonipat, Haryana, 131023 are hereby called upon to show cause to the **Additional/Joint Commissioner (Adjudication), CGST Commissionerate, Chandigarh**, having office at C.R. Building, Plot No.19, Sector 17-C, Chandigarh – 160017 within 30 days of receipt of this notice, as to why: penalty should not be imposed upon him under Section 122 of the CGST/SGSTAct, 2017 read with the relevant provisions of IGST Act, 2017.

26. Now, therefore, Sh. Sunil Kumar, Director (Purchase & Production) of M/s VSG Pan Industries Pvt. Ltd. located at Khasra No 52/6/2,7/2,8,9/1,13,14,15/2,16/1,17,18/1,26, Village Jhundpur, Tehsil-Rai, Sonipat, Haryana, 131023 is hereby called upon to show cause to the **Additional/Joint Commissioner (Adjudication), CGST Commissionerate, Chandigarh**, having office at C.R. Building,Plot No.19, Sector 17-C, Chandigarh –

160017 within 30 days of receipt of this notice, as to why penalty should not be imposed upon him under Section 122 of the CGST/SGST Act, 2017 read with the relevant provisions of IGST Act, 2017.

27. Now, therefore, M/s Montage Sales Pvt Ltd, Plot No B-26, B Block, Jhilmil Industrial Area, Delhi, 110095 (07AAMCM9016D1ZG), is hereby required to show cause within 30 days of receipt of this notice to the **Additional/Joint Commissioner (Adjudication), CGST Commissionerate, Chandigarh**, having office at C.R. Building,Plot No.19, Sector 17-C, Chandigarh – 160017 as to why penalty should not be imposed on them under Section 122 1(1) & (ii) and Section 122(3) (a), (b) & (c) of the CGST Act, 2017 read with DGST Act,2017.

28. The noticee should produce at the time of showing cause, the evidence, documentary or otherwise, on which they intend to rely in support of their defence. They should also mention in their written explanation whether they wish to be heard in person or through their legal representative/counsel before adjudication of the case. If no such mention is made in their written explanation, it will be presumed that they do not wish to be heard in person.

29. The noticee should also note that if no cause is shown against the action proposed to be taken within the stipulated period of 30 days or if they do not appear before the adjudicating authority when the case is posted for hearing, the case will be decided ex-parte on the basis of evidence already available on record.

30. This show cause notice is issued without prejudice to any other or further action that may be taken against the noticees, either in this case or any other case under the provisions of CGST Act, 2017 read with section 20 of IGST Act, 2017 and Haryana GST Act, 2017 and Rules made thereunder or any other law for the time being in force.

31. Copies of all the relied-upon-documents, as per the enclosed RUD List, are attached to this show Cause Notice.

32. The non-relied upon documents to the show cause notice, resumed during the course of investigation, may be collected from O/o Directorate General of GST Intelligence, Gurugram Zonal Unit, 1st Floor, Plot No.44, Sector-32, Gurugram, Haryana-122001, within 30 days of receipt of this Show Cause Notice.

33. The above Show Cause Notice is limited to the issues of GST as mentioned above and does not restrain the department from demanding tax, duties and liabilities on other issues, if any, for the period covered under this notice.

Encl: List of RUDs as per Annexure.

19/2/2024

(DR. BIJENDRA KUMAR MEENA)
ADDITIONAL DIRECTOR

BY REGD. POST A.D/By Hand

1. M/s VSG Pan Industries Pvt. Ltd., located at Khasra No 52/6/2,7/2,8,9/1,13,14,15/2,16/1,17,18/1,26, Village Jhundpur, Tehsil-Rai, Sonipat, Haryana, 131023
2. Sh. Sujeet Kumar Singh, Director of M/s. Bharat Transport Company Pvt. Ltd. S/o Sh Ramanand Singh, Flat No.101, 102, Tower-Marvella, Mahagun Moderne, Sector-78, Noida, Uttar Pradesh
3. Sh. Sanjay Gupta, Director (Sale & Purchase) of M/s VSG Pan Industries Pvt. Ltd. located at Khasra No 52/6/2,7/2,8,9/1,13,14,15/2,16/1,17,18/1,26, Village Jhundpur, Tehsil-Rai, Sonipat, Haryana, 131023
4. Sh. Sunil Kumar, Director (Purchase & Production) of M/s VSG Pan Industries Pvt. Ltd. located at Khasra No 52/6/2,7/2,8,9/1,13,14,15/2,16/1,17,18/1,26, Village Jhundpur, Tehsil-Rai, Sonipat, Haryana, 131023.
5. M/s Montage Sales Pvt Ltd, (now known as M/s. Lagrowth Associates Private Limited located) at Plot No B-26, B Block, Jhilmil Industrial Area, Delhi, 110095.

Copy submitted for information and necessary action to:-

1. The Director General, Sub National Unit-North, Gurugram.
2. The Pr. Commissioner, CGST Commissionerate, Chandigarh, having office at C.R. Building, Plot No.19, Sector 17-C, Chandigarh – 160017 :- For allocation of adjudication of this SCN to the Addl/Joint Commissioner posted in the Commissionerate, in terms of Circular No.169/01/2022-GST dated 12/03/2022.
3. The Additional/Joint Commissioner, CGST Commissionerate, Chandigarh, having office at C.R. Building, Plot No.19, Sector 17-C, Chandigarh – 160017 along with copies of Relied upon Documents for adjudication.
4. CEIB
5. Notice Board.

(Dharmendra K. Singh)
Deputy Director