

GIB/RJ/ TP AJMER/11.05.18/AAR-149

Advance Ruling Category : Taxability

State : Rajasthan

Order No.: GIB/RJ/ TP AJMER/11.05.18/AAR-149

Name of Entry :

M/s TP AJMER DISTRIBUTION LIMITED

Date : 11-04-2019

Product/ Service Involve :

Transmission or distribution of electricity by an electricity transmission or distribution utility

Breif Issue :

Facts & Issue Of The Case :

M/s TP Ajmer Distribution Limited ('TPADL' or 'Applicant' or 'the Company*'); having Goods and Services Tax ("GST") Registration No. 08AAGCT2158P1ZR and is engaged in the business of distribution of electricity

The question/ issue before the authority of advance Ruling (AAR) for determination are:

(i) Whether TPADL is eligible to avail the exemption from levy of GST under Entry No. 25 of [Notification 12/2017-Central Tax \(Rate\) dated 28.06.2017](#) bearing description 'Transmission or distribution of electricity by an electricity transmission or distribution utility' with respect to the non-tariff charges recovered from its customers?

The other services such as:

- a. Application fee for releasing connection of electricity
- b. Rental Charges against metering equipment
- c. Testing fee for meters/transformers, capacitors etc
- d. Labour charges from customers for shifting of meters or shifting of service lines
- e. Charges for duplicate bill

(ii) Whether TPADL is liable to pay tax on the aforesaid recovery made from its customer?

Decision of Advance Ruling Authority :

Decision:

In the light of clarification issued under [Circular no. 34/8/2018 - GST dated 01.03.2018](#) issued vide F.No. 354/17/2018-TRU and provisions of GST Act, The Service provided by M/s TPADL with respect to non tariff charges recovered from their customers are not eligible for exemption and M/s

TPADL is liable to pay tax on aforesaid recovery.

Refer to AAAR ruling on [GIB/RAJ/T.P.Ajmer/18.10.2018/AAAR-44](#)