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डाक प्राप्ति

डायरी सं.....

F. No. 280/26/2018-CX.8A

Government of India

Ministry of Finance

Department of Revenue

Central Board of Indirect Taxes and Customs
(Legal Cell)

5th Floor, C-Wing Hudco Vishala Building
Bhikaji Cama Place R K Puram
New Delhi the 10 February 2023

To

1. All Principal Chief Commissioners/Chief Commissioners
2. All Principal Director Generals/Director Generals
3. webmaster.cbac@icegate.gov.in

Sir/Madam,

Subject: Issuance of Authorizations on behalf of Competition Commission of India (CCI), New Delhi in place of National Anti-profiteering Authority, New Delhi in GST related cases filed before Hon'ble High Courts – reg.

The undersigned is directed to refer to Board's Instruction F.No.280/26/2018-CX.8A dated 23.10.2018 (copy available on CBIC website), read with letter dated 23.12.2018 (copy enclosed) wherein it was directed that the field formations shall defend the cases on behalf of National Anti-Profiteering Authority (NAA) and DG Anti-Profiteering (DGAP) and Government Standing Counsels shall also accept the notice on behalf of NAA and DGAP.

2. In this regard, the undersigned is directed to refer to Notification No.23/2022-Central Tax dated 23.11.2022 wherein Competition Commission of India (CCI) has now been empowered to examine the cases earlier dealt by NAA, in terms of Section 171(2) of CGST Act, 2017.

3. Accordingly, field formations shall, henceforth, also defend the cases on behalf of Competition Commission of India (CCI) in addition to the erstwhile NAA (wherever impleaded as a party) pending before the Hon'ble Courts. It is also requested that the Government Counsels may be directed to accept notices on behalf of CCI, in addition to the erstwhile NAA, if impleaded as respondent in any petition. The Authorized Commissionerate may seek the policy comments, if required, directly from the Nodal Officer in CCI under intimation to Legal Cell, CBIC. The details of the Officer are as under:

Additional Commissioner
Anti-Profiteering Office,
6th floor, Tower-I, Jeevan Bharti Building,
Connaught Place, New Delhi-110001.
Phone No. 011-21400650, E-mail-secretary.naa@gov.in

4. The contents of this instruction may be brought to the notice of field formations under your jurisdiction.

Encl: As above

Yours faithfully,



(Anish Gupta)
OSD (Legal)

011-261775141

Copy to:

1. Chairperson, CCI, 9th Floor, Office Block-2, Kidwai Nagar (East), New Delhi-110023
2. DG Anti-Profiteering, Second Floor, Bhai Vir Singh Sahitya Sadan, Bhai Vir Singh Marg, Gole Market, New Delhi -110001
3. Additional Secretary (Revenue), Deptt of Revenue, North Block, New Delhi 110001
4. Joint Secretary, GST Council Secretariat, Jeevan Bharti Building, Connaught Place, New Delhi - 110001
5. Principal Commissioner, Directorate of Legal Affairs, CBIC, Fourth Floor, Rajendra

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F.No.280/26/2018-CX.8A
Government of India
Ministry of Finance
Department of Revenue
(Central Board of Indirect taxes & Customs)
Legal Cell

Wing 5 'C' HUDCO-VISHALA Building
Bhikaji Cama Place, R.K. Puram
New Delhi, the 27th December 2018

To,

The Director General
Director General of Anti-profiteering
2nd Floor, Bhai Vir Singh Sahitya Sadan
Bhai Vir Singh Marg, Gole Market
New Delhi 110 001

Sir,


Sub: Authorising filed formations to defend DGAP, CBIC and NAA & GSTC in the Writ Petitions against the Orders of NAA -reg.

The undersigned is directed to refer to your D.O. vide F.No. D-22011/AP/58/2018/5919 dated 13.12.2018 on the above subject.

2. In this regard, the undersigned is directed to inform that Legal Cell, CBIC shall, henceforth, authorize the field formations on behalf of DG, Anti-profiteering also. The copy of such authorization shall also be marked to your office. You are also requested to furnish comments directly to the authorized Commissionerates, under intimation to Legal Cell, CBIC.

O/C
Jeshu
28-12-2018

Yours faithfully,


(Anish Gupta)
OSD (Legal)

011-26177514

Copy to

1. Special Secretary, GST Council, New Delhi with respect to letter vide F.No. 685/WP/Pyramid/GSTC/2018/2058 dated 23.10.2018
2. Commissioner, Directorate of Legal Affairs, CBIC, New Delhi for information