

From,

Adv P Pameela George,

TC 8/1837/, Parekovil Road

Sree Krishna Nagar, Thirumala PO

Trivandrum 695006

To

The CPIO

CMLRE, Atal Bhavan, LNG Road,

Oachanthuruthu PO,

Puthuvypin,

Kochi 682508

INFORMATION UNDER RTI

Sir/Madam,

1. The following information is sought under sec 6 of RTI Act.
2. When did you receive George Thomas Puthenveetil Security Agency letter No GTPS/CMLRE/ 06/2017 dated 05 Jun 2017?
3. Have you ever replied the above quoted letter? If yes, provide a copy of the same.
4. When did you complete the processing of this invoice and made payment of this service tax to the agency?
5. Provide the copy of the office note sheet from receipt of the invoice No. GTPS/CMLRE/ 06/2017 dated 05 Jun 2017 till the payment was done to the agency.
6. I am enclosing postal orders for Rs 50/- (54F 814689, 54F 814690, 54F 814691, 54F 814692 and 54F 814693) as RTI fees and xerox charges. Requested provide the information at the earliest with due certification with seal by CPIO.

3858/FCI/22/23

Trivandrum

17 Mar 23

Regards,

(Adv P Pameela George)

LLM

अपरक्राम्य
NOT NEGOTIABLE

भारतीय पोस्टल आर्डर INDIAN POSTAL ORDER

डाक महानिदेशक DIRECTOR GENERAL OF POSTS.

PAY TO The Accounts Officer
CMLRE

दस रुपए की रकम THE SUM OF RUPEES TEN ONLY

₹ 10

AT THE POST OFFICE AT



कमीशन COMMISSION रुपया 1 RUPEE

प्रेषक अपना नाम और पता यहां लिख दे।
SENDER MAY FILL IN HIS NAME AND ADDRESS HERE.

Adv. Pameela George
TC 8/1837/1
Parekovil Road
Trivandrum 695006.

के डाकघर में अदा करें।

इस लाइन के नीचे मत लिखिए DO NOT WRITE BELOW THIS LINE

54F 814689

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54F 814691

डाक टिकट
POSTAGE STAMPS

डाक टिकट
POSTAGE STAMPS

डाक टिकट
POSTAGE STAMPS

पोस्ट मास्टर POSTMASTER
17/3/23

पोस्ट मास्टर POSTMASTER
17/3/23

पोस्ट मास्टर POSTMASTER
17/3/23

पत्र का कृपाय 30 रुपये तक

दश रुपया दश रूप्यकाणि दश रुपये दश रूप्यकाणि दश रुपये दश रूप्यकाणि



भारतीय पोस्टल आर्डर INDIAN POSTAL ORDER

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कमीशन COMMISSION रुपया 1RUPEE

प्रेषक अपना नाम और पता यहां लिख दे।
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Adv. Pamela George
TC 8/1837/11
Parekuvil Road
Trivandrum - 695006.

डाक टिकट
POSTAGE STAMPS

पोस्ट मास्टर POSTMASTER

17/3/83

के डाकघर में अदा करें।

इस लाइन के नीचे मत लिखिए DO NOT WRITE BELOW THIS LINE

54F 814692

பக்க குறியீடு 36 ரூபாய்கள் 17/3/83

दश रुपया दश रूप्यकाणि दश रुपये दश रूप्यकाणि दश रुपये दश रूप्यकाणि



भारतीय पोस्टल आर्डर INDIAN POSTAL ORDER

डाक महानिदेशक DIRECTOR GENERAL OF POSTS.

PAY TO The Accounts Officer
CMLRE.

दस रुपए की रकम THE SUM OF RUPEES TEN ONLY

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AT THE POST OFFICE AT



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प्रेषक अपना नाम और पता यहां लिख दे।
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TC 8/1837/11
Parekuvil Road
Trivandrum 695006.

डाक टिकट
POSTAGE STAMPS

पोस्ट मास्टर POSTMASTER

17/3/83

के डाकघर में अदा करें।

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54F 814693

பக்க குறியீடு 36 ரூபாய்கள் 17/3/83

Government of India
Centre for Marine Living Resources and Ecology (CMLRE)
Ministry of Earth Sciences (MoES)
Atal Bhavan, LNG Road, Oachanthuruthu.P.O.,
Puthuvyppu, Kochi-682 508, Kerala. FAX: 0484-2944006

File No.RTI/1/2022-RTI Section-CMLRE

11/04/2023

To
Adv. P. Pameela George
TC 8/1837/1, Parekovil Road,
Sree Krishna Nagar, Thirumala.P.O.,
Trivandrum-695006.

Sub: Information is sought under RTI Act, 2005

Sir,

The undersigned herewith referring your RTI application dated 17/03/2023 (received CMLRE on 20/03/2023), the following information be noted that has received from the admin section.

Q.No.1: Received the letter in CMLRE on 12.06.2017

Q.No.2: No

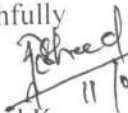
Q.No.3: Vide our Bill No. CP00000306 dated 02.02.2022 made the payment.

Q.No.4: Admin section taken up the matter separately, so no note sheet available in this regard.
Payment portion and related note sheet attached (Pl see page. No. 1-5).

The details of Appellate Authority (CMLRE) for filing the appeal (within 45 days) under RTI act as given follows,

Dr.G.V. M. Gupta, Director,
Appellate Authority (RTI)
CMLRE,AtalBhavan, Oachanthuruthu.P.O.,Puthuvyppu,
Kochi-682 508

Yours faithfully


11/04/2023
Dr. Rasheed.K
Scientist-E /CPIO,
CMLRE, Kochi

Letter No. GTPS/CMLRE/11/2021 dated 13.10.2021 received from Col. George Thomas, M/s. George Thomas Puthenveetil Security Agency, Trivandrum regarding non revealing of Corporate Identity and non payment of Service Tax informing that they mentioned as "Service Tax not claimed" in the each of their invoices for the period from 01.02.2016 to 31.05.2017.

2. Letter No. GTPS/CMLRE/10/2021 dated 07.10.2021 along with the copies of relevant communications between CMLRE and the Security Agency received from Col. George Thomas, M/s. George Thomas Puthenveetil Security Agency, Trivandrum regarding non revealing of Corporate Identity and non payment of Service Tax informing that they mentioned as "Service Tax not claimed" in the each of their invoices for the period from 01.02.2016 to 31.05.2017.

In para 2 of the above letter, the Security Agency mentioned that:

Quote: "You Identity of not being a "Body Corporate" was not revealed to us at all by you. It accidently came to our notice in May 2017 (i.e. one year three months after the commencement of contract)" Unquote.

This is not correct. As per the 1st Para of the Agreement executed between the Security Agency and CMLRE, it is clearly mentioned that "This Agreementof the one part and the Centre for Marine Living Resources and Ecology (CMLRE), an Attached Office of the Ministry of Earth Sciences, Government of India having its office....."

3. According to the Security Agency, CMLRE is required to pay a sum of Rs.2,50,936/- towards Service Tax and Rs.1,56,380/- towards penal interest.

As per the clarification vide letter C.No.IV/16/0/201 ST(H)Tech dated 19.07.2017 received from the Office of the Commissioner, Central GST and Central Excise, Thiruvananthapuram in reply to this office letter No.CMLRE/1-1(1)/2016 dated 16.06.2017 that Government departments are also liable to pay Service Tax for the services received unless such service are exempted by inclusion in the 'Negative List' or 'Mega Exemption Notification'.

As per the above clarification, CMLRE being the Service Receiver, is liable to pay the Service Tax to the Security Agency since they had made the Service Tax vide Receipt dated 12.10.2021 (UTR: SBINR52021101246521508).

Submitted for kind approval pl.

344/AO/CMLRE
08/11/2021

08/11/2021

Asst. Section Officer

08/11/2021
bs

Finance Officer

Please see for further necessary action.

Hob

8/11/2021

In this case, the service tax payable to the Govt. was neither collected from CMLRE nor paid to the Tax authorities by the service

This document is issued to Adv. P. Pameela George as per RFI request
D. P. ... to 108, CMLRE

from pre-page)
provider, resulting in a service tax claim
of Rs. 250,936/- and penal interest of
Rs. 156,380/- towards ~~penal interest~~.

279/US/CM/65
9/11/2021

We may, if approved release an amount
of Rs. 250,936/- as the rightful Service Tax
amount and book the expenditure under
OE head.

130/H/00/CM/65
9/11/21

M
9/11/21

Director Director has approved by email.

As directed by Director, write to
the firm to produce the proof of payment
of Service Tax after releasing the amount
to the firm.

M
10/11/21

ASD

The firm has already paid the
Service tax vide UTR: SBINR52021101246521508
dt 12/10/2021 (FR)
ANSTF

Submitted P/s

6/11/2021
ASD

Order Sent by

(PTO)

श्री एन. एन. अरि. ई. / C.M.L.K.E.
विभागाध्यक्ष / सहायक
Head of the Dept. / Dir.
आदेश सं. क्र. 052
दिनांक/Date: 09/11/2021

350/Adm/CHLRB
10/11/2021

This document is issued to Adv. P. Ramchand George as
per RTI request

Dr. Roshan K, CRIP, CMIRB

Gfm pro page)

Reference holdings on pro-page and approval vide sy. no. 2130/HOD/eme/22 dt. 09.11.2022 for Rs. 2,50,936/- towards S.T. inclusive of fine of Rs. 28,995/-

As per Court Rules we may cannot pay the fine. Hence we may pay Rs. 2,21,941/- (250936 - 28995) to M/s.

George Thomas Pathirathal Security Agency. If approved, as already sanctioned. The amount of Rs. 2,50,936/- by HOD, we may issue sanction order for Rs. 2,21,941/- and make the payment.

Submitted please

21/12/2022

Head of Office

Please proceed for payment.

A/s

Sanction order pls to be 02/10/22.

21/12/2022

Signature pls

S. order for Rs. 2,21,941/- with OE for lease

21/12/2022

HOD

02/10/22

Amunt

This document is issued to Mr. P. Pameela George as per DTI receipt.

CPID, 11/12/22

(From payee)

As per the approval, Bill no. CP00000306 dt 02.02.2022 for Rs 2,21,941/- towards the Service Tax on the payment of security services for the period from February 2016 to June 2017, placed below for kind perusal/signature ref.

02/02/2022

Asst Section Officer

2/2/2022

DDO checker

Passed.


02/02/2022

DDO


Revised Bill no. CP00000306 dt 02.02.2022 for Rs. 2,21,941/- placed below for kind perusal/signature ref.

02/02/2022

Asst Section Officer

DDO checker

Passed.


03/2/22

DDO


8/2/2022

Asst

Lt. No. 3050/3/22 received from: Col. P. Geige Ghorar, Proprietor, M/s. Geige Ghorar Puttanvethil Security Agency pertaining to the payment of Service Tax and fine accrued due to

- 4 -

This document is issued to Adv. Pamela George as per RTI request

Dr. Rashid K, CPID, CMURE

620/DDO/CMURE
09/02/2021

delayed processing of invoice by Comptroller.

It may kindly be noted that when the firm had raised the bill, they had not claimed the Service Tax and subsequently the Service Tax alone was claimed, based on which, Comptroller had paid the Service Tax Amount for the period February 2016 to June 2017.


Accordingly, a reply (draft) was made after discussing the matter with As/PSO, ASO and LAC(UR) today. The same may kindly be seen prior to dispatch of final letter to the firm.

Submitted please.

~~As/PSO~~
Submitted please



22/02/22

Director


22/02/2022

~~As~~ Reference to e-mail received from Director, Comptroller on 02/03/2022, the suggested connections have been investigated and final reply to Mr. George Thomas Puttannattil Security Agency is signed for dispatch. Retain a copy on file.

~~ASO~~
V
issued


02/03/22

This document is issued to Adv. P. Pameela George as per RFI request.
Dr. Rashmi K, CPIS, CMLRE

719/As/Comptroller
23/2/2022