4/1/2

अधीक्षण अभियंता का कार्यालय ग्रामीण कार्य विभाग, कार्य अंचल, मुजफ्फरपुर।

क्त्रांक:- 1712

दिनांक:- 10 12 24

प्रेषक,

ई0 देवनाथ प्रसाद, अधीक्षण अभियन्ता।

सेवा में.

कार्यपालक अभियंता, ग्रामीण कार्य विभाग, कार्य प्रमंडल मुजफ्फरपुर पूर्वी—1।

विषय:-

MMGSY योजनान्तर्गत Construction of Road PMGSY Sadak to Gosai Tola Tak में GST दावा की स्वीकृति के संबंध में।

प्रसंगः—

विभागीय GST समिति की अनुशंसा, विभागीय पत्रांक—2688 अनु0 दिनांक—26.09.2024।

महाशय,

उपर्युक्त विषयांकित कार्य में GST की राशि की प्रतिपूर्ति जो जांचोपरान्त रूपये 8,62,021 / — मात्र होती है, के भुगतान हेतु निम्न शर्तों के साथ अनुमति प्रदान की जाती है:—

- 1. किसी भी परिस्थिति में व्यय को प्रशासनिक स्वीकृति के अनुक्षेत्र सीमा के अन्तर्गत रखा जाय!
- 2. यदि भविष्य में दावा नियमानुकूल नहीं पाया गया तो सम्पूर्ण राशि एकमुश्त संवेदक के अगले विपत्र/अग्रधन से समायोजित कर ली जाय।

विश्वासभाजन

अधीक्षण अभियंता ग्रामीण कार्य विभाग,कार्य अंचल

भू जुपफरपुर।

ग्रामीण कार्य विभाग बिहार, पटना

पत्रांक:— RWD/CLAIM/2024-25/258 - 2688 अनुरु

पटना / दिनांक:-26/09/2024

मनोज कुमार, भाठआविनक्षे अपर मुख्य कार्यपालक पदाधिकारी—सह—सचिव, ब्राडा। सेवा में

> अधीक्षण अभियंता ग्रामीण कार्य विभाग, कार्य अंचल— मुजफ्फरपुर।

विषय : MMGSY योजनान्तर्गत Construction of Road PMGSY Sadak to Gosai Tola Tak.में जीoएसoटीo दावा की स्वीकृति के संबंध में।

प्रसंग— कार्य प्रमंडल— मुजफ्फरपुर ईस्ट—1 का पत्रांक—943 अनु0, दिनांक—13.06.2023

महाशय,
 उपर्युक्त विषयक प्रासंगिक पत्र के माध्यम से विषयांकित पथ में GST अंतर राशि का दावा की जॉच हेतु संवेदक द्वारा अभिलेख समर्पित किया गया है जिसके आधार पर विभागीय GST परामर्शी फर्म M/s SKKSS & Co. द्वारा उक्त दावो की जाँच की गई तथा राशि क्र 8,62,021 / — मात्र दावे के योग्य पाया गया है।

GST परामर्शी फर्म के प्रतिवेदन के आधार पर विभागीय GST समिति की अनुशंसा एवं परामर्शी के प्रतिवेदन अग्रेतर कार्रवाई हेतु प्रेषित की जा रही है।

अनु०– यथोक्त।

विश्वासभाजन अपर मुख्य कार्यपालक पदाधिकारी–सह–सचिव, ब्राडा

ज्ञापांक— RWD/CLAIM/2024-25/258 – 2-6 8% - पटना / दिनांक:—2-6/09/2024 प्रतिलिपि:— कार्यपालक अभियंता, ग्रामीण कार्य विभाग, कार्य प्रमण्डल— मुजफ्फरपुर ईस्ट—1 को सूचनार्थ।

अपर मुख्य कार्यपालक पदाधिकारी—सह—सचिव, ब्राडा

ग्रामीण कार्य विभाग, बिहार, पटना।

GST Claim के निष्पादन हेतु ग्रामीण कार्य विभाग द्वारा गठित समिति की दिनांक — .! 🗘 🚉 ... को आहूत बैठक की कार्यवाही

विषय:-MMGSY योजनान्तर्गत Construction of road PMGSY Sadak to Gosai Tola Tak . एकरारनामा संख्या 08 MBD/2019-20 में जी.एस.टी. दावा की स्वीकृति के संबंध में।

प्रसंग :- कार्य प्रमंडल, मुजफ्फरपुर ईस्ट-1 का पत्रांक 943 अनु० दिनांक 13.06.2023 महाशय.

> उपर्युक्त प्रासंगिक पत्र के आलोक में कार्यपालक अभियंता, ग्रामीण कार्य विभाग, कार्य प्रमंडल, मुजफ्फरपुर ईस्ट-1 द्वारा विषयांकित पथ में रु० 21,81,973 की जी.एस.टी. अंतर राशि का दावा जाँच हेतु समर्पित किया गया है। विभागीय पत्रांक 43/2023-761, दिनांक 23.03.2023 के आलोक में विभागीय जी एस टी. Consultant M/s SKKSS & Co. द्वारा दावे की जाँच की गई तथा रु. 8,62,021/- मात्र की राशि के दावे के योग्य पाया गया है।

तदालोक में एकरारनामा 08 MBD /2019-20 विषयांकित कार्य PMGSY Sadak to Gosai Tola Tak के लिए दावे की राशि रु. 8,62,021/- रुपये मात्र संवेदक सिंह कंस्ट्रक्शन प्राइवेट लिमिटेड को भुगतान की अनुशंसा की जाती है।

विभागीय GST Consultant

पदाधिकारी

(Taxation)

KKSS & Co



08.04.2024

To,
The Additional Chief Executive Officer,
Bihar Rural Road Development Agency
Rural Works Department
Government of Bihar.

Re: Submission of GST Impact Report of M/s Singh Construction Private Limited vide agreement number 08 MBD/2019-20

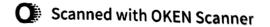
Ref: Our appointment as GST Consultant by Rural Works Department, vide agreement number BRRDA/01/GST Consultancy dated 24.02.2023 and EE, Muzaffarpur East-1, RWD letter no. 943 dated 13.06.2023

Respected Sir,

We are appointed to recommend payment of Impact arising on account of roll out of GST and change in taxation structure by analysing claim of contractors as per Scope of Work.

GST Impact Summary						
Agreement No.	Name of Project	GST Impact in Rupees (Construction)	GST Impact in Rupees (Escalation)			
08 MBD/2019- 20	Construction of road from PMGSY Sadak to Gosai Tola Tak	8,62,021 (ANNEXURE – I)	0.00			





KKSS & Co

Tel: +91 9263374200 Email- rwdgst@gmail.com

We are therefore pleased to make our submission of GST Impact Report of M/s Singh Construction Private Limited for the following project with reference to the Construction of road from PMGSY Sadak to Gosai Tola Tak.

With this letter, we would like to draw your attention towards the following facts: -

1) The impact being given is from RA Bill 01 to RA Bill 04. GST Impact in later RA bills have to be verified and audited on submission of bill by M/s Singh Construction Private Limited in future period.

That we have charged fees for entire contract and therefore as and when the new RA bills are submitted, the same should be sent to our office and sent via BRRDA for needful action. That a flat percentage cannot be applied for payment of future claims on RA bills and remaining amount of contract as the material & services components differs on every milestone of payment.

In our capacity as Indirect Consultant to you we therefore request you not to pay any adhoc GST reimbursement in future RA bills submitted as the same may cause loss to public exchequer, if the same is paid without proper analysis and auditing of records. Kindly forward all communication with respect to GST for proper analysis and needful action from our end.

- 2) That the above impact has taken into cognizance that any additional benefit that the contractor is being entitled to due to enactment of GST is passed onto Rural Works Department in terms of anti-profiteering clause in the GST law;
- 3) That the GST Impact calculation is made on the following premise:
 - a) That the above work is a Construction of road from PMGSY Sadak to Gosai Tola Tak.

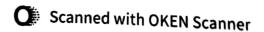


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- b) As per section 15 of the CGST and BGST Act, 2017
 - (1) The value of a supply of goods or services or both shall be the transaction value, which is the price actually paid or payable for the said supply of goods or services or both where the supplier and the recipient of the supply are not related and the price is the sole consideration for the supply.
 - (2) The value of supply shall include—
 - (a) any taxes, duties, cesses, fees and charges levied under any law for the time being in force other than this Act, the State Goods and Services Tax Act, the Union Territory Goods and Services Tax Act and the Goods and Services Tax (Compensation to States) Act, if charged separately by the supplier;
 - (b) any amount that the supplier is liable to pay in relation to such supply but which has been incurred by the recipient of the supply and not included in the price actually paid or payable for the goods or services or both;
 - (c) incidental expenses, including commission and packing, charged by the supplier to the recipient of a supply and any amount charged for anything done by the supplier in respect of the supply of goods or services or both at the time of, or before delivery of goods or supply of services;
 - (d) interest or late fee or penalty for delayed payment of any consideration for any supply; and
 - (e) subsidies directly linked to the price excluding subsidies provided by the Central Government and State Governments
- c) Further, in the BOQ rates of items has been taken from Road Construction department Schedule of rates (mentioned in BOQ). As per guidelines of RCD SOR, there has been inclusion of 4% in the name of VAT in the overhead



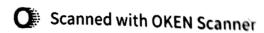


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component, hence in our calculation also 4% in the name of VAT has been reduced and impact has been considered accordingly.

- d) The above said impact is derived by considering the contract as Works Contract as defined U/s 2(119) of the Central Goods and Services Act, 2017 taxable @ 12% (Heading 9954 (iv): Construction service Composite supply of works contract as defined in clause (119) of section 2 of the Central Goods and Services Tax Act, 2017 other than that covered by items (i), (ia), (ib), (ic), (id), (ie) and (if) above, supplied by way of construction, erection, commissioning, installation, completion, fitting out, repair, maintenance, renovation, or alteration of,-(a) a road, bridge, tunnel, or terminal for road transportation for use by general public;
- e) Therefore, suitable adjustment should be made if there is any amendment in law till the payment is settled under this contract or if there is any departure in the premise mentioned above must be brought to our notice as it may bring deviation in the GST Impact to be passed on to the contractor.
- f) That GST impact is calculated on the basis of all documents and records produced by Contractor and duly verified & audited by us as per our scope of work.
- 4) That the GST Impact amount indicated in the table above is derived on the basis of the RA Bills submitted before us. Therefore, in any case no excess payment can be made over and above the amount mentioned in the Annexure attached with this letter for completing the project.
- 5) That the GST claim amount submitted for approval by the Contractor was Rs. 21,81,973/- while as per our calculation the GST claim amount shall be Rs. 8,62,021/- which result in savings of Rs. 13,19,952/-





KKSS & Co

Tel: +91 9263374200 Email- rwdgst@gmail.com

6) That at any later stage if it is brought to our notice that any fact/figures/calculation which was provided to us the basis of which has been our calculation, is misrepresented and which has a material effect on the above GST Claim amount, then the GST claim amount shall be void ab initio.

For any query or clarification, please contact the undersigned at earliest.

Therefore, kindly do the needful in this regard.

For and on behalf of

SKKSS & Co.

Authorized Signatory

Enclosed: -

1. GST claim computation

ANNEXURE-I						
GST Impact Assessment of M/s Singh Construction						
Agreement No: 08 MBD/2019-20 DETAILS OF GST COMPONENT CONSIDERED FOR THE ROAD FROM PMGSY SADAK TO GOSAL TOLA TAK						
Particulars	work value in which OH @ 20% and CP @ 10% has been considered	work value in which O11@ 10% and CP@ 10% has been considered	TOTAL			
Work done till date (RA 04)	55,54,817	1,40,48,570	1,96,03,387			
Work done in Pre-GST period		•				
Work done in GST period	55,54,817	1,40,48,570	1,96,03,387			
Less: Rate Analysis incomplete/not found		3,85,705	3,85,705			
Work Value on which GST is assessed (A)	55,54,817	1,36,62,865	1,92,17,682			
Less: GST added in Rate analysis (Annexure III, VI)	2,34,207	3,95,360/	6,29,567 6,59,808			
Less: VAT in OH (Annexure IV, VII)	1,77,354	4,82,455	1,79,28,306			
Taxable Value	51,43,256	1,27,85,050	21,51,397			
Add: GST @ 12%	6,17,191	15,34,206	2,00,79,703			
Revised work value (B)	57,60,446	1,43,19,256	8,62,021			
GST Claim (B - A)	2,05,630	6,56,391				



ANNEXURE - II					
GST Impact Assessment of M/s Singh Construction					
Agreement No: 08 MRD/2019-20					
Project Name: Construction of Road from PMGSY Sadak To Gosai Tola Tak					
Particulars Amount					
Total Work done till date	55,54,817				
Less: Pre-GST work done value	-				
Balance work to be in GST period	55,54,817				
Less: Work value for which rate analysis not found [after 10%					
below]	-				
Total Work value for which GST impact is calculated,	55,54,817				
Less: Extra GST added in rate analysis - OH @ 10% (19-433)	2,34,207				
Less: VAT added in Overhead-OH@10% (19-432)	1,77,354				
Taxable Value	51,43,256				
Add: GST @ 12%	6,17,191				
Revised Work Value	57,60,446				
GST reimbursement 2,05,630					



			ANNEX	URE - II	I		The same of the sa
<u>`</u>			M/S SINGII C	ONSTRUCTIO	N		
	DETAILS OF COT O	01470	AGREEMENT N	O - 08 MBD/201	9-20		
	DETAILS OF GST COMPONENT CONSIDERED FOR THE ROAD FROM PMGSY SADAK TO GOSALTOLA TAK						
SI. No.	Description of Direct Material (As per nature of Contract)	Unit	Rate considered as per Rate analysis	Quantity RA 01 to RA 94	Basic Value of Material Incl. GST	GST RATE (ss per rate analysis)	GST
1	2	3	4	5	6 (4X5)	7	8 ~ 6/(100% + 7) ± 7
ı	53 mm to 9.5 mm	cum	476.80	0.00		1%	0
2	9.5 mm to 2.36 mm	cum	369.38	0.00		1%	0
3	Stone crusher dust	cum	87.85	0.00		1%	
4	53 mm to 22.4 mm	cum	366.2	0.00	· .	1%	
5	11.20 mm for grading 3	cum	250.99	0.00		1%	
6	Bitumen emulsion SS- 1/primer	tonne	49501.65	0.00		14%	(
7	Bitumen emulsion RS-1	tonne	47512.35	0.00		14%	
8	13.2 mm to 0.09 mm	cum	378.28	0.00		1%	
9	Bricks	no.	(6.311	241950.00	15,26,946	1%	15,11
10	Sand	cum	68.34	414.72	28,342	1%	28
- 11	Cement	tonne	6020.94	108.33	6,52,270	/24%	1,26,24
12	Sand	cum	111.8	228.19	25,511	1%	25
13	40 mm aggregate	cum	348.67	88.09	30,716	1%	30
14	20 mm aggregate	cum	460.89	66.76	30,770	1%	
15	10 mm aggregate	cum	525.62	29.83	15,677	1% 1%	15
16	Crushed stone	cum	437.67	0.00	•	14%	
17	Polythene sheet	sqm	16.25	0.00	-	14%	
18	Bituminous scalant	ltr	26.29	0.00	•	24%	
19	Plasticizer	ltr	188.65	4.78	2,47,210	14%	30,33
20	HYSD bars	tonne	51744.60 81.72	36.40	2,975	14%	30,3.
21	AC pipe	kg m	45.50	235.20	10,702	14%	1,31
23	MS clamps	nos.	35.37	224.00	/7,923	14%	97
24	Hot applied thermo comp	ltr	212.93	0.00	,,,723	14%	9.
25	Reflectorising glass beads	kg	69.48	0.00		14%	
26	RCC pipe NP3	m	3050.04	0.00		14%	
27	RCC pipe NP4	m	558.57	0.00		14%	
						Total	1,75,67
					Total (after OII		1,/3,0





(432)

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Computation of Embodded To the				
Computation of Embedded Tax in Overhead as per RCD Guideline				
Agreement No: 08 MBD/2019	9-20			
Project Name: Construction of Road from PMGSY Sadak To Gosai Tola Tak				
Particulars	Amount (in Rs.)			
Total Work done till date (RA 04) (ANNEXURE -II)	55,54,817			
Less: Pre-GST work done value	-			
Balance work to be in GST period	55,54,817			
Less: Work value for which rate analysis not found				
Work value for which GST impact is calculated	55,54,817			
Less: Extra GST added in rate analysis (ANNEXURE - III)	2,34,207			
Work Value without taxes (A)	53,20,609			
Less: LWC @ 1%	52,679			
Work Value without taxes and LWC (A)	> 52,67,930			
Less: OH and CP @ 20% (A)/1.32 x 0.32	/12,77,074			
Work Value without taxes, OH ,CP and LWC (B)	/39,90,856			
Embedded Taxes @ 4% on above (B) x 4%	1,59,634			
Contractor Profit on above embedded taxes computed	15,963			
LWC @ 1% on embedded taxes in CP and OH	1,756			
Total Embedded taxes on OH, CP & LWC	1,77,354			



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ANNEXURE - V					
GST Impact Assessment of M/s Singh Construction					
Project Name: Construction of Road from PMGSY Sadak To Gosai Tola Tak					
Total Work done till date	Amount				
Less: Pre-GST work done value	1,40,48,570				
Balance work to be in GST period	1,40,48,570				
Less: Work value for which rate analysis not found	<i>⁄</i> 3,85,705				
Total work value for which GST impact is calculated	/1,36,62,865				
Less: Extra GST added in rate analysis - OH @ 10%	3,95,360				
Less: VAT added in Overhead-OH@10%	4,82,455				
Taxable Value	1,27,85,050				
Add: GST @ 12%	15,34,206				
Revised Work Value	1,43,19,256				
GST reimbursement 6,56,391					



(430)

	ANNEXURE - VI						
			M/S SINGH CO	NSTRUCTIC	N		
- NI	TAILS OF CET COME		AGREEMENT NO	0 - 08 MBD/201	9-20		
DETAILS OF GST COMPONENT CONSIDERED FOR THE ROAD FROM PMGSY SADAK TO GOSAI TOLA TAK Description of Direct							
SI. No.	Material (As per nature of Contract)	Unit	Rate considered as per Rate analysis	Quantity RA 01 to RA 04	Basic Value of Material incl. GST	GST RATE (as per rate analysis)	GST
1	2	3	4	5	6 (4X5)	7	8 = 6/(100% + 7) x 7
1	53 mm to 9.5 mm	cum	476.80	1123.65	5,35,755	1%	5,305
2	9.5 mm to 2.36 mm	cum	369.38	450.63	1,66,454	1%	1,648
3	Stone crusher dust	cum	87.85	673.02	59,125	1%	585
4	53 mm to 22.4 mm	cum	366.2		4,08,824	1%	4,048
5	11.20 mm for grading 3	cum	250.99	1116.39 221.43	55,578	1%	550
6	Bitumen emulsion SS-	-	230.99	221.43	33,376	7170	
0	1/primer	tonne	49501.65	28.15	13,93,405	14%	1,71,120
7	Bitumen emulsion RS-1	tonne	47512.35	3.16	1,49,951	14%	18,415
8	13.2 mm to 0.09 mm	cum	378.28	310.67	1,17,522	1%	1,164
9	Bricks	no.	6.311	22436.58	1,41,597	1%	1,402
10	Sand	cum	68.34	20.70	1,414	1%	14
11	Cement	tonne	6020.94	38.15	2,29,721	24%	44,462
12	Sand	cum	111.8	56.63	6,331	1%	63
13	40 mm aggregate	cum	348.67	0.00	0,557	1%	0
14	20 mm aggregate	cum	460.89			1%	0
15	10 mm aggregate	cum	525.62	0.00		1%	0
16	Crushed stone	cum	437.67	97,40	42,629	1%	422
_ 17	Polythene sheet	sqm	16.25	595.22	9,672	14%	1,188
18	Bituminous sealant	ltr	26,29	-	721	14%	89
19	Plasticizer	ltr	188.65		33,210	24%	6,428
20	HYSD bars	tonne	51744.60			14%	
21	Binding wire	kg	81.72	0,00		14%	
22	AC pipe	m	45,50			14%	
23	MS clamps	nos.	35.37	0.00		14%	
24	Hot applied thermo comp	ltr	212.93	2030.00	4,32,248	14%	53.08
25	Reflectorising glass beads		69.48	203.00	14,104	14%	1,73
26	RCC pipe NP3	m	3050.04	15.00			
27	RCC pipe NP4	m	558.57	90.00	50,271	14%	
						Total	0,17
					Total (after OH.		



	A		
		-	
	ANNEX	JKF	~ \/II
0 -			- v 11

Computation CP ANNEXURE - VII					
Computation of Embedded Tax in Overhead as per RCD Guideline Agreement No: 08 MRD 2010 20					
Agreement No. 09 MPD 2010	s per RCD Guideline				
Project Name: Construction of Road from PMGSY Sadak To Gosai Tola Tak					
particulars Particulars PAGSY Sadak To Gosai Tola Tak					
Total Work done till date (RA 04) (ANNEXURE -V)	Amount (in Rs.)				
Less: Pre-GST work done value	1,40,48,570				
Balance work to be in GST period	-				
Less: Work value for which	1,40,48,570				
Less: Work value for which rate analysis not found	3,85,705				
Work value for which GST impact is calculated	1,36,62,865				
Less. Extra GST added in rate analysis (ANNEXLIBE VI)	,3,95,360				
work value without taxes (A)	1,32,67,505				
Less: LWC @ 1%	1,31,361				
Work Value without taxes and LWC (A)	1,31,36,144				
Less: OH and CP @ 10% (A)/1.21 x 0.21	22,79,827				
Work Value without taxes, OH ,CP and LWC (B)	1,08,56,317				
Embedded Taxes @ 4% on above (B) x 4%	4,34,253				
Contractor Profit on above embedded taxes computed	-43,425				
LWC @ 1% on embedded taxes in CP and OH	4,777				
Total Embedded taxes on OH, CP & LWC 4,82,455					

