The Report of the Comptroller and Auditor General of India

on

Revenue Sector

for the year ended 31 March 2012

Government of Himachal Pradesh Report No. 3 of the year 2012

TABLE OF CONTENTS

Description	Reference to	
Description	Paragraphs	Pages
Preface		v
Executive Summary		vii
Chapter-I: General		
Trend of revenue receipts	1.1	1
Variations between the budget estimates and actuals	1.2	4
Cost of collection of major revenue receipts	1.3	5
Analysis of arrears of revenue in terms of total outstanding and outstanding	1.4	6
of more than 5 years		
Arrears in assessments	1.5	7
Evasion of Tax	1.6	8
Pendency of Refunds Cases	1.7	8
Response of the Government/ departments towards audit	1.8	9
Failure of the Heads of Department to enforce accountability to protect	1.8.1	9
interest of the Government		
Departmental audit committee meetings	1.8.2	10
Response of the Departments to the draft audit paragraphs	1.8.3	10
Follow up on Audit Reports-summarised position	1.8.4	11
Compliance with the earlier Audit Reports	1.8.5	11
Analysis of the mechanism for dealing with the issues raised by Audit	1.9	12
Position of Inspection Reports	1.9.1	12
Assurances given by the Departments/ Government on the issues	1.9.2	13
highlighted in the Audit Reports		
(a) Recovery of accepted cases		13
(b) Action taken on the recommendations accepted by the department/		13
Government		
Audit planning	1.10	14
Results of audit	1.11	14
Position of local audit conducted during the year		
Coverage of this Report	1.12	15
Chapter-II: Taxes/VAT on Sales, Trades etc.		
Tax administration	2.1	17
Trend of receipts	2.2	17
Arrears in assessment	2.3	18
Action plan of the department to liquidate the pending assessments	2.3.1	18
Position of arrears	2.3.2	19
Cost of collection	2.4	19
Internal audit	2.5	19
Impact of audit	2.6	20
Results of audit	2.7	21
Audit observations	2.8	21
Non-observance of provisions of the Acts/ Rules	2.9	21

Incorrect deduction of cost of material	2.10	22
Non-levy of interest	2.11	22
Evasion of tax due to acceptance of invalid and defective forms	2.12	23
Incorrect determination of turnover	2.13	24
Application of incorrect rate of tax	2.14	26
Application of concessional rate of tax without declaration forms	2.15	27
Incorrect allowance of input tax credit (ITC)	2.16	28
Wrong exemption of tax	2.17	29
Misuse of declaration forms 'C' by purchasing dealer	2.18	30
Chapter-III: State Excise		
Tax administration	3.1	31
Trend of receipts	3.2	31
Cost of collection	3.3	32
Impact of audit	3.4	32
Results of audit	3.5	33
Audit observations	3.6	33
Non-compliance of provisions of the Act/ Rules	3.7	33
Non-levy of interest on belated payment of license fee	3.8	34
Low yield of spirit from molasses	3.9	34
Non-claiming of license fee	3.10	35
Chapter-IV: Stamp Duty		1
Tax administration	4.1	37
Trend of receipts	4.2	37
Cost of collection	4.3	38
Impact of audit	4.4	38
Results of audit	4.5	39
Performance audit of 'Stamp duty and Registration fee including IT aspect'	4.6	40
Other Audit observations	4.7	63
Non-observance of the provisions of the Acts/Rules	4.8	63
Incorrect preparation of valuation report by <i>Patwaris</i>	4.9	63
Short realisation of stamp duty and registration fee on lease deed	4.10	64
Chapter-V: Taxes on Vehicles, Goods and Passengers		1
Tax administration	5.1	67
Trend of receipts	5.2	67
Cost of collection	5.3	68
Impact of audit	5.4	68
Results of audit	5.5	69
Audit observations	5.6	69
Non-observance of the provisions of the Acts/Rules	5.7	69
Non-recovery of special road tax/penalty	5.8	70
Non/short realisation of SRT by Private Stage carriages	5.9	70
Non-realisation of token tax	5.10	71
Non-payment of Entry tax	5.11	72
	5.12	73

Description	Reference to	
	Paragraphs	Pages
Passengers and Goods tax	5.13	74
Non-registration of Goods and Passenger vehicles with Excise and Taxation	5.14	74
Authorities		
Non-realisation of Goods and Passenger tax	5.15	75
Chapter-VI: Forest Receipts		
Tax administration	6.1	77
Trend of receipts	6.2	77
Impact of audit	6.3	78
Results of audit	6.4	78
Performance audit of 'Management of Forest Receipts'	6.5	79
Other Audit observations	6.6	103
Non-observance of instructions of the Government	6.7	103
Non-levy/ wrong deposit of departmental charges	6.8	103
Wrong/ short crediting of cost of trees	6.9	104
Short/non-levy of interest on belated payment of royalty	6.10	105
Illicit felling of trees and encroachment of Government land	6.11	107
Short realisation of damage charges	6.12	108
Non-levy of extension fee	6.13	108
Non tapping/ short handing over of resin blazes	6.14	109
Chapter-VII: Other Tax and Non-Tax Receipts		
Tax administration	7.1	111
Results of audit	7.2	111
Audit observations	7.3	111
Realisation of dues from the sale of power-share of the Government	7.4	112
received from various power producers		
Non-deposit of electricity duty into Government account	7.5	116
Evasion of royalty on stone blast	7.6	117
Non/short realisation of dead/ surface rent and interest	7.7	117
Non-realisation of royalty on rock salt	7.8	119
Non/short recovery of royalty and interest	7.9	119
Short realisation of royalty on shale	7.10	121

Sl. No.	Particulars	Reference to	
		Paragraph	Page
Ι	Audit Planning	1.10	123
II	Incorrect deduction of cost of material	2.10	123
III	Invalid and defective 'C' Forms	2.12.1	124
IV	Misutilisation of 'F' Forms	2.12.2	125
V	Industrial leases	4.6.8.2	126
VI	Mining leases	4.6.8.3	126
VII	Exchanged properties	4.6.10.2	127
VIII	Incorrect preparation of valuation report by <i>Patwaris</i>	4.6.12	128
IX	Incorrect determination of market value of properties	4.6.12.1	129
Х	Transfer of Government land without recovery of lease money	4.6.14	130
XI	Incorrect preparation of valuation report by <i>Patwaris</i>	4.9	130
XII	Injudicious reduction of royalty rates	6.5.12	131
XIII	Blocking of revenue due to non-disposal of seized timber	6.5.22.3	131
XIV	Evasion of royalty on stone blast	7.6	131
XV	Surface rent	7.7.2	132
XVI			133
XVII	Non/short recovery of royalty and interest	7.9.2	134
XVIII	Non-levy of interest on belated payment of royalty	7.9.3	135
Glossary of Abbreviations		137	

Appendices