## Report of the Comptroller and Auditor General of India

on

## Revenue Sector for the year ended 31 March 2012

Government of Jharkhand

Report No. 1 of the year 2013

## TABLE OF CONTENTS

CHAPTER -I: GENERAL  Executive summary  Trend of revenue receipts  Variation between budget estimates and actuals  Cost of collection  1.3 6 Analysis of arrears of revenue  Refunds  Response of the Departments/Government towards Audit Failure of senior officials to enforce accountability and protect the interest of the State Government  Departmental audit committee meetings  1.6.2  Ponn-production of records to Audit for scrutiny  Response of the Departments to draft audit paragraphs  1.6.4  Follow-up on Audit Reports – summarised position  Compliance with earlier Audit Reports  Analysis of the mechanism for dealing with the issues raised by audit  Position of Inspection Reports  Recovery of accepted cases  Action taken on the recommendations accepted by the Departments/Government  Audit planning  Results of audit  Position of local audit conducted during the year  This Report  CHAPTER - II: VALUE ADDED TAX/TAXES ON SALES, TRADE ETC.  Executive summary  Tax administration  2.1  Trend of receipts		Paragraph	Page
Executive summary 1 1 Trend of revenue receipts 1.1 3 Variation between budget estimates and actuals 1.2 6 Cost of collection 1.3 6 Analysis of arrears of revenue 1.4 7 Refunds 1.5 8 Response of the Departments/Government towards Audit 1.6 8 Failure of senior officials to enforce accountability and protect the interest of the State Government Departmental audit committee meetings 1.6.2 9 Non-production of records to Audit for scrutiny 1.6.3 10 Response of the Departments to draft audit paragraphs 1.6.4 10 Follow-up on Audit Reports – summarised position 1.6.5 11 Compliance with earlier Audit Reports 1.6.6 11 Analysis of the mechanism for dealing with the issues raised by audit Position of Inspection Reports 1.7.1 12 Recovery of accepted cases 1.7.2 13 Action taken on the recommendations accepted by the Departments/Government 1.8 13 Results of audit Position of local audit conducted during the year 1.9.1 14 This Report 1.9.2 14  CHAPTER - II: VALUE ADDED TAX/TAXES ON SALES, TRADE ETC. Executive summary 15 Tax administration 2.1 17 Trend of receipts 2.2 17	Preface		V
Executive summary 1  Trend of revenue receipts 1.1 3  Variation between budget estimates and actuals 1.2 6  Cost of collection 1.3 6  Analysis of arrears of revenue 1.4 7  Refunds 1.5 8  Response of the Departments/Government towards Audit 1.6 8  Failure of senior officials to enforce accountability and protect the interest of the State Government protect the interest of the State Government 1.6.1 8  Departmental audit committee meetings 1.6.2 9  Non-production of records to Audit for scrutiny 1.6.3 10  Response of the Departments to draft audit paragraphs 1.6.4 10  Follow-up on Audit Reports – summarised position 1.6.5 11  Compliance with earlier Audit Reports 1.6.6 11  Analysis of the mechanism for dealing with the issues raised by audit Position of Inspection Reports 1.7.1 12  Recovery of accepted cases 1.7.2 13  Action taken on the recommendations accepted by the Departments/Government 1.8 13  Results of audit 1.9 14  Position of local audit conducted during the year 1.9.1 14  This Report 1.9.2 14  CHAPTER – II: VALUE ADDED TAX/TAXES ON SALES, TRADE ETC. Executive summary 15  Tax administration 2.1 17  Trend of receipts 2.2 17	Overview		vii
Trend of revenue receipts  Variation between budget estimates and actuals  Cost of collection  Analysis of arrears of revenue  Refunds  Response of the Departments/Government towards Audit Failure of senior officials to enforce accountability and protect the interest of the State Government  Departmental audit committee meetings  Non-production of records to Audit for scrutiny  Response of the Departments to draft audit paragraphs  Follow-up on Audit Reports – summarised position  Compliance with earlier Audit Reports  Analysis of the mechanism for dealing with the issues raised by audit  Position of Inspection Reports  Recovery of accepted cases  Action taken on the recommendations accepted by the Departments/Government  Audit planning  Results of audit  Position of local audit conducted during the year  CHAPTER – II: VALUE ADDED TAX/TAXES ON SALES, TRADE ETC.  Executive summary  Tax administration  2.1  Trend of receipts	CHAPTER –I: GENERAL		
Variation between budget estimates and actuals  Cost of collection  1.3 6  Analysis of arrears of revenue  Refunds  Response of the Departments/Government towards Audit Failure of senior officials to enforce accountability and protect the interest of the State Government  Departmental audit committee meetings  1.6.2 9  Non-production of records to Audit for scrutiny  Response of the Departments to draft audit paragraphs  1.6.4 10  Follow-up on Audit Reports – summarised position  Compliance with earlier Audit Reports  1.7 12  Analysis of the mechanism for dealing with the issues raised by audit  Position of Inspection Reports  1.7.1 12  Recovery of accepted cases  Action taken on the recommendations accepted by the Departments/Government  Audit planning  Results of audit  Position of local audit conducted during the year  1.9 14  CHAPTER – II: VALUE ADDED TAX/TAXES ON SALES, TRADE ETC.  Executive summary  Tax administration  2.1 17  Trend of receipts	Executive summary		1
Cost of collection  Analysis of arrears of revenue  Refunds  Response of the Departments/Government towards Audit Failure of senior officials to enforce accountability and protect the interest of the State Government Departmental audit committee meetings  Non-production of records to Audit for scrutiny  Response of the Departments to draft audit paragraphs  Response of the Departments to draft audit paragraphs  1.6.2  9  Non-production of records to Audit for scrutiny  1.6.3  10  Response of the Departments to draft audit paragraphs  1.6.4  10  Follow-up on Audit Reports – summarised position  1.6.5  11  Compliance with earlier Audit Reports  1.6.6  11  Analysis of the mechanism for dealing with the issues raised by audit  Position of Inspection Reports  1.7.1  12  Recovery of accepted cases  1.7.2  13  Action taken on the recommendations accepted by the Departments/Government  Audit planning  Results of audit  Position of local audit conducted during the year  1.9.1  14  This Report  1.9.2  14  CHAPTER – II: VALUE ADDED TAX/TAXES ON SALES, TRADE ETC.  Executive summary  Tax administration  2.1  Trend of receipts	Trend of revenue receipts	1.1	3
Analysis of arrears of revenue  Refunds  Response of the Departments/Government towards Audit  1.6  Response of the Departments/Government towards Audit  1.6.1  Response of the Departments/Government towards Audit  1.6.1  Response of the State Government  Departmental audit committee meetings  1.6.2  Non-production of records to Audit for scrutiny  Response of the Departments to draft audit paragraphs  1.6.4  10  Follow-up on Audit Reports – summarised position  1.6.5  11  Compliance with earlier Audit Reports  Analysis of the mechanism for dealing with the issues raised by audit  Position of Inspection Reports  Action taken on the recommendations accepted by the Departments/Government  Audit planning  Results of audit  Position of local audit conducted during the year  1.9.1  This Report  CHAPTER – H: VALUE ADDED TAX/TAXES ON SALES, TRADE ETC.  Executive summary  Tax administration  2.1  Trend of receipts	Variation between budget estimates and actuals	1.2	6
Refunds 1.5 8 Response of the Departments/Government towards Audit 1.6 8 Failure of senior officials to enforce accountability and protect the interest of the State Government 1.6.1 8 Departmental audit committee meetings 1.6.2 9 Non-production of records to Audit for scrutiny 1.6.3 10 Response of the Departments to draft audit paragraphs 1.6.4 10 Follow-up on Audit Reports – summarised position 1.6.5 11 Compliance with earlier Audit Reports 1.6.6 11 Analysis of the mechanism for dealing with the issues raised by audit 1.7 12 Recovery of accepted cases 1.7.1 12 Recovery of accepted cases 1.7.2 13 Action taken on the recommendations accepted by the Departments/Government 1.8 13 Results of audit 1.9 14 Position of local audit conducted during the year 1.9.1 14 This Report 1.9.2 14  CHAPTER – II: VALUE ADDED TAX/TAXES ON SALES, TRADE ETC. Executive summary 15 Tax administration 2.1 17 Trend of receipts 2.2 17	Cost of collection	1.3	6
Response of the Departments/Government towards Audit Failure of senior officials to enforce accountability and protect the interest of the State Government Departmental audit committee meetings  Non-production of records to Audit for scrutiny  Response of the Departments to draft audit paragraphs  Follow-up on Audit Reports – summarised position  Compliance with earlier Audit Reports  Analysis of the mechanism for dealing with the issues raised by audit  Position of Inspection Reports  Action taken on the recommendations accepted by the Departments/Government  Audit planning  Results of audit  Position of local audit conducted during the year  CHAPTER – II: VALUE ADDED TAX/TAXES ON SALES, TRADE ETC.  Executive summary  Tax administration  1.6.1  8  1.6.2  9  Non-production of receipts  1.6.2  1.6.3  10  1.6.3  10  1.6.4  10  10  1.6.5  11  12  12  13  14  17  Trend of receipts	Analysis of arrears of revenue	1.4	7
Failure of senior officials to enforce accountability and protect the interest of the State Government  Departmental audit committee meetings  Non-production of records to Audit for scrutiny  Response of the Departments to draft audit paragraphs  Follow-up on Audit Reports – summarised position  Compliance with earlier Audit Reports  Analysis of the mechanism for dealing with the issues raised by audit  Position of Inspection Reports  Action taken on the recommendations accepted by the Departments/Government  Audit planning  Results of audit  Position of local audit conducted during the year  This Report  CHAPTER – II: VALUE ADDED TAX/TAXES ON SALES, TRADE ETC.  Executive summary  Tax administration  2.1  Trend of receipts	Refunds	1.5	8
protect the interest of the State Government  Departmental audit committee meetings  Non-production of records to Audit for scrutiny  Response of the Departments to draft audit paragraphs  1.6.3  10  Response of the Departments to draft audit paragraphs  Follow-up on Audit Reports – summarised position  1.6.5  11  Compliance with earlier Audit Reports  Analysis of the mechanism for dealing with the issues raised by audit  Position of Inspection Reports  1.7.1  12  Recovery of accepted cases  Action taken on the recommendations accepted by the Departments/Government  Audit planning  Results of audit  Position of local audit conducted during the year  1.9.1  This Report  CHAPTER – II: VALUE ADDED TAX/TAXES ON SALES, TRADE ETC.  Executive summary  15  Tax administration  2.1  Trend of receipts	Response of the Departments/Government towards Audit	1.6	8
Non-production of records to Audit for scrutiny  Response of the Departments to draft audit paragraphs  1.6.4  10  Follow-up on Audit Reports – summarised position  Compliance with earlier Audit Reports  Analysis of the mechanism for dealing with the issues raised by audit  Position of Inspection Reports  1.7.1  Recovery of accepted cases  1.7.2  Audit planning  1.8  13  Results of audit  Position of local audit conducted during the year  1.9.1  CHAPTER – II: VALUE ADDED TAX/TAXES ON SALES, TRADE ETC.  Executive summary  15  Tax administration  2.1  Trend of receipts  1.6.4  10  1.6.5  11  1.6.6  11  1.7.2  12  12  12  12  13  1.7  12  13  1.7  13  14  15  17  17  18  19  19  10  10  10  10  10  10  10  10	Failure of senior officials to enforce accountability and protect the interest of the State Government	1.6.1	8
Response of the Departments to draft audit paragraphs  1.6.4  10  Follow-up on Audit Reports – summarised position  1.6.5  11  Compliance with earlier Audit Reports  Analysis of the mechanism for dealing with the issues raised by audit  Position of Inspection Reports  1.7.1  Recovery of accepted cases  1.7.2  13  Action taken on the recommendations accepted by the Departments/Government  Audit planning  1.8  1.9  14  Position of local audit conducted during the year  1.9.1  14  CHAPTER – II: VALUE ADDED TAX/TAXES ON SALES, TRADE ETC.  Executive summary  15  Tax administration  2.1  17  Trend of receipts	Departmental audit committee meetings	1.6.2	9
Follow-up on Audit Reports – summarised position  1.6.5  11  Compliance with earlier Audit Reports  Analysis of the mechanism for dealing with the issues raised by audit  Position of Inspection Reports  1.7.1  12  Recovery of accepted cases  Action taken on the recommendations accepted by the Departments/Government  Audit planning  1.8  13  Results of audit  Position of local audit conducted during the year  1.9.1  14  CHAPTER – II: VALUE ADDED TAX/TAXES ON SALES, TRADE ETC.  Executive summary  15  Tax administration  2.1  17  Trend of receipts	Non-production of records to Audit for scrutiny	1.6.3	10
Compliance with earlier Audit Reports  Analysis of the mechanism for dealing with the issues raised by audit  Position of Inspection Reports  Recovery of accepted cases  Action taken on the recommendations accepted by the Departments/Government  Audit planning  Results of audit  Position of local audit conducted during the year  This Report  CHAPTER – II: VALUE ADDED TAX/TAXES ON SALES, TRADE ETC.  Executive summary  15  Tax administration  2.1  Trend of receipts	Response of the Departments to draft audit paragraphs	1.6.4	10
Analysis of the mechanism for dealing with the issues raised by audit  Position of Inspection Reports  Recovery of accepted cases  Action taken on the recommendations accepted by the Departments/Government  Audit planning  Results of audit  Position of local audit conducted during the year  This Report  CHAPTER – II: VALUE ADDED TAX/TAXES ON SALES, TRADE ETC.  Executive summary  Tax administration  2.1 17  Trend of receipts	Follow-up on Audit Reports – summarised position	1.6.5	11
1.7   12   12   13   15   16   17   12   13   15   16   16   16   16   16   16   16	Compliance with earlier Audit Reports	1.6.6	11
Recovery of accepted cases       1.7.2       13         Action taken on the recommendations accepted by the Departments/Government       1.7.2.1       13         Audit planning       1.8       13         Results of audit       1.9       14         Position of local audit conducted during the year       1.9.1       14         This Report       1.9.2       14         CHAPTER – II: VALUE ADDED TAX/TAXES ON SALES, TRADE ETC.       Executive summary       15         Tax administration       2.1       17         Trend of receipts       2.2       17	Analysis of the mechanism for dealing with the issues raised by audit	1.7	12
Action taken on the recommendations accepted by the Departments/Government  Audit planning  Results of audit  Position of local audit conducted during the year  This Report  CHAPTER – II: VALUE ADDED TAX/TAXES ON SALES, TRADE ETC.  Executive summary  Tax administration  2.1  Trend of receipts  1.7.2.1  13  1.7.2.1  13  14  1.7.2.1  13  14  1.7.2.1  15  17  17  18  19  10  10  11  11  12  13  14  15  15  17  17  18  19  10  10  11  11  12  13  14  15  15  16  17  17  17  18  19  10  10  10  11  11  12  13  14  15  16  17  17  17  18  19  10  10  10  10  10  10  10  10  10	Position of Inspection Reports	1.7.1	12
Departments/Government         1.7.2.1         13           Audit planning         1.8         13           Results of audit         1.9         14           Position of local audit conducted during the year         1.9.1         14           This Report         1.9.2         14           CHAPTER – II: VALUE ADDED TAX/TAXES ON SALES, TRADE ETC.         Executive summary         15           Tax administration         2.1         17           Trend of receipts         2.2         17	Recovery of accepted cases	1.7.2	13
Results of audit  Position of local audit conducted during the year  1.9.1  This Report  1.9.2  14  CHAPTER – II: VALUE ADDED TAX/TAXES ON SALES, TRADE ETC.  Executive summary  15  Tax administration  2.1  Trend of receipts  2.2  17	Action taken on the recommendations accepted by the Departments/Government	1.7.2.1	13
Position of local audit conducted during the year 1.9.1 14 This Report 1.9.2 14  CHAPTER – II: VALUE ADDED TAX/TAXES ON SALES, TRADE ETC.  Executive summary 15 Tax administration 2.1 17 Trend of receipts 2.2 17	Audit planning	1.8	13
This Report 1.9.2 14  CHAPTER – II: VALUE ADDED TAX/TAXES ON SALES, TRADE ETC.  Executive summary 15  Tax administration 2.1 17  Trend of receipts 2.2 17	Results of audit	1.9	14
CHAPTER – II: VALUE ADDED TAX/TAXES ON SALES, TRADE ETC.  Executive summary 15  Tax administration 2.1 17  Trend of receipts 2.2 17	Position of local audit conducted during the year	1.9.1	14
Executive summary 15 Tax administration 2.1 17 Trend of receipts 2.2 17	This Report	1.9.2	14
Tax administration 2.1 17 Trend of receipts 2.2 17	CHAPTER – II: VALUE ADDED TAX/TAXES ON	SALES, TRAI	DE ETC.
Trend of receipts 2.2 17	Executive summary		15
	Tax administration	2.1	17
Cost of collection 2.3 18	Trend of receipts	2.2	17
	Cost of collection	2.3	18
Working of Internal Audit Wing 2.4 18	Working of Internal Audit Wing	2.4	18
Impact of Audit 2.5 18	Impact of Audit	2.5	18
Analysis of arrears of revenue 2.6 19	Analysis of arrears of revenue	2.6	19
Arrears in assessment 2.7 20	Arrears in assessment	2.7	20

i

	Paragraph	Page
Analysis of collection	2.8	20
Results of Audit	2.9	21
Audit observations	2.10	22
Irregularities in determination of turnover	2.11	22
Suppression of sales/purchase turnover under JVAT Act	2.11.1	22
Incorrect determination of gross turnover under JVAT Act	2.11.2	25
Application of incorrect rate of tax under JVAT Act	2.12	26
Irregularities in grant of Input Tax Credit (ITC)	2.13	27
Irregularities in grant of exemptions	2.14	29
Irregularities in compliance to the Central Sales Tax Act	2.15	29
Misuse of declaration forms	2.15.1	30
Incorrect allowance of transit sale	2.15.2	30
Incorrect allowance of concessional rate of tax under CST	2.15.3	31
Non-imposition of penalty for excess collection of tax	2.16	32
Assessment being barred by limitation of time	2.17	33
Mistakes in computation of tax	2.18	33
CHAPTER- III: STATE EXCI	SE	
Executive summary		35
Tax administration	3.1	37
Trend of receipts	3.2	37
Analysis of arrears of revenue	3.3	38
Cost of collection	3.4	39
Impact of Audit	3.5	39
Results of Audit	3.6	40
Non-observance of provisions of Act/Rules	3.7	41
Non/delayed settlement of retail excise shops	3.8	42
Delayed settlement of exclusive privilege for wholesale supply of country spirit	3.9	44
Short-lifting of liquor by retail vendors	3.10	45
Loss of revenue due to short realisation of licence fee	3.11	46
Short adjustment of dues against security money	3.12	46
Non-realisation of licence fee from the licensee of exclusive privilege for wholesale supply of country spirit	3.13	47
CHAPTER – IV: TAXES ON VEH	ICLES	
Executive summary		49
Tax administration	4.1	51

	Paragraph	Page
Trend of receipts	4.2	51
Cost of collection	4.3	52
Working of Internal Audit Wing	4.4	52
Impact of Audit	4.5	53
Analysis of arrears of revenue	4.6	53
Results of Audit	4.7	54
Non-observance/compliance of the provisions of Acts/Rules	4.8	55
Non-collection of taxes on vehicles	4.9	55
Non/short realisation of trade tax	4.10	57
Short levy of tax on issue of temporary registration	4.11	58
Loss of interest due to delay in deposit of revenue collected by banks	4.12	59
Non-levy of tax from vehicles involved in surrender	4.13	60
CHAPTER- V: LAND REVEN	UE	
Executive summary		61
Tax administration	5.1	63
Trend of receipts	5.2	63
Working of Internal Audit Wing	5.3	64
Impact of Audit	5.4	65
Analysis of arrears of revenue	5.5	65
Results of Audit	5.6	66
Audit observations	5.7	67
Non-observance of provisions of Act/Rules	5.8	67
Non-realisation of revenue due to non renewal of leases	5.9	68
Non-realisation/short computation of <i>salami</i> and capitalised value	5.10	69
CHAPTER-VI: OTHER TAX REC	EIPTS	
Executive summary		71
A. STAMPS AND REGISTRATION		
Tax administration	6.1	73
Trend of receipts	6.2	73
Cost of collection	6.3	74
Working of Internal Audit Wing	6.4	75
Analysis of arrears of revenue	6.5	75
Results of Audit	6.6	75
Non-observance of the provisions of Acts/Rules	6.7	76

	Paragraph	Page		
Non-execution of lease deeds	6.8	76		
B. TAXES AND DUTIES ON ELECTRICITY				
Tax administration	6.9	78		
Trend of receipts	6.10	78		
Results of Audit	6.11	79		
Non-observance of the provisions of Acts/Rules	6.12	80		
Short levy of Electricity Duty	6.13	80		
Incorrect allowance of rebate on surcharge	6.14	80		
CHAPTER-VII: MINERAL CONCESSION, FEES AND ROYALTY				
Executive summary		83		
Tax administration	7.1	85		
Impact of Audit	7.2	85		
Results of Audit	7.3	85		
Working of Mines and Geology Department in respect of Mining Receipts (A Performance Audit)	7.4	87		