

Kerala State Screening Committee On Anti-profiteering Vs Asian Paints Ltd- Anti-profiteering

GST - Anti-Profiteering - Section 171 of the CGST Act, 2017 - Allegation is that the respondent had profited in the supply of "Paint (AP Woodtech Wood Stain Walnut 500ml (HSN Code 3213))" by not passing on the benefit of rate reduction w.e.f 15.11.2017, invoices relied upon are dated 08.11.2017 and 28.11.2017.

Held: It is apparent from the DGAP report and the documents on record that the respondent had maintained the same base price post reduction in the rate of tax w.e.f 15.11.2017 resulting in reduction in the cum-tax price from Rs.175.40 to Rs.161.70 - since benefit of tax reduction has been passed on by the respondent by commensurate reduction in the price, respondent cannot be held guilty of profiteering u/s 171 of the Act - application is, therefore, dismissed, since being devoid of merits: NAA

- Application dismissed : NAPA