

**OFFICE OF THE APPELLATE AUTHORITY (DELHI GST)/
SPECIAL COMMISSIONER-I,
DEPARTMENT OF TRADE & TAXES
GOVT. OF N.C.T. OF DELHI
ROOM NO. 307, III FLOOR, VYAPAR BHAWAN,
I.P. ESTATE, NEW DELHI-110002**

F. No.DT&T/OHA Appeal/SCTT-I/2023-24/ 361-365

Date: 01/03/2024

Name of the person/ dealer making the objection	:-	M/s Bakshi Aerosole
Registration Number/GSTIN	:-	07ADNPA8351L1Z9
Address	:-	57/2, mundka, mundka, West Delhi, Delhi 110041
Name of the Authorized Person making Objection	:-	Shri M.A. Ansari, Advocate

ORDER

1. This order shall dispose of an appeal in Form GST-01 filed on 22.12.2023 by the appellant namely, M/s Bakshi Aerosole, [Legal Name:- SUMAN ARORA], GSTIN 07ADNPA8351L1Z9 challenging the impugned order of cancellation of registration vide ref. no. ZA070722014940R dated 04.07.2022 issued by Proper Officer (ward-62) of Department of Trade & Taxes, Government of NCT of Delhi.
2. Being aggrieved the Appellant has filed the present appeal u/s 107 of the Delhi Goods & Services Tax Act, 2017 (hereinafter referred to as "DGST Act" in short) on 22.12.2023. Shri M.A. Ansari, Advocate appeared on 26.02.2024 on behalf of the Appellant and matter was kept for Order.
3. I have carefully persued the aforesaid impugned orders made available by the Appellant and considered the facts and circumstances of the case as well as the relevant legal provisions. The Appellant challenged the impugned order of rejection of application for revocation of cancellation dated 04.07.2022. As per sub section (1) of section 107 of the DGST/CGST Act, 2017, appeal against any decision or order passed under the Act by an Adjudicating Authority may be filed by a person before the Appellate Authority within three months from the date on which the said decision or order is communicated to such person. Further, subsection (4) of section 107 of the DGST/ CGST Act, 2017 provide the Appellate

M.A. Ansari



Authority with the power to condone a delay upto one month, if the appellant was prevented by sufficient cause in filing appeal within three months. In this case, the impugned order is dated 04.07.2022 and the present appeal has been filed on 22.12.2023, which is beyond the prescribed time-limit as per the above mentioned legal provisions of subsections (1) and (4) of section 107 of the CGST/DGST Act, 2017.

4. In view of the above facts & circumstances, present appeal is hit by the limitation period and liable to be dismissed on this ground alone. Thus, appeal is disposed of in following terms:-

Appeal preferred by the appellant is hereby dismissed *in limine*.

5. Ordered accordingly.
6. It is made clear that an online notice of hearing has been issued in the present case after reserving the order merely for uploading the present order on GST Portal and therefore, said notice shall not be considered for any purpose whatsoever.



(AJAY KUMAR BISHT, IAS)
SPECIAL COMMISSIONER-I/
APPELLATE AUTHORITY

F. No.DT&T/OHA Appeal/SCTT-I/2023-24/361-365 Date: 01/03/2024

To,

M/s Bakshi Aerosole
[Legal Name:- SUMAN ARORA]
GSTIN 07ADNPA8351L1Z9
Address:- 57/2, mundka, mundka, West Delhi, Delhi 110041



Copy to:-

1. P.A. to Commissioner, VAT/State Tax;
2. VATO/AVATO/Ward Incharge (Ward-62);
3. Assistant Commissioner (L&J);
4. Guard File