

DEPARTMENT OF TRADE & TAXES, GNCTD
POLICY BRANCH, VYAPAR BHAWAN
I.P. ESTTE, NEW DELHI- 110002

INSTRUCTION NO. 02/2024

F.3(488)/Policy/GST/2023/1769-1775

Dated: 14/08/2024

To

The All Special/Additional Commissioner/Jt. Commissioner,
All Ward Incharge

**Sub: Guidelines for Second special All-India Drive against fake registrations—
regarding.**

Attention is invited to the Instruction No. 01/2023-GST dated 11.05.2023 vide which guidelines were issued for conducting a special All-India drive during the period from 16th May, 2023 to 15th July 2023 (which was further extended till 14th August 2023), for verification and detection of suspicious/ fake registrations and for taking timely remedial action to prevent any further revenue loss to the Government. A National Coordination Committee headed by Member (GST), CBIC and including the senior officers from different States and Centre was also formed to take decisions and monitor the progress of this special drive.

2. A meeting of the said National Co-ordination Committee was held on 11th July 2024, wherein it was discussed that the special All-India drive conducted during the year 2023, was found quite effective in weeding out fake registrations. The Committee felt that there may be a need for further focused and coordinated action by Central and State tax authorities to clean up the tax base and to take concerted action against the fake registrations and fake/bogus invoices, on the same pattern as was done during the said drive. It was, therefore, decided that a second special All-India drive against fake registrations may be conducted by all Central and State tax authorities for a period of two months starting from 16th August 2024.
3. The National Co-ordination Committee also decided that like the previous drive, a set of common guidelines may be issued to ensure uniformity in action by the field formations and for effective coordination and monitoring of the action taken during this special drive.
4. In the light of above, in partial modification of the Instruction No. 01/2023-GST dated 11.05.2023, the following guidelines are issued for such concerted action on suspicious/ fake registrations during the special All-India drive during this year:

(i) Period of Special Drive: The second Special All-India Drive may be launched by all Central and State Tax administrations from 16th August 2024 to 15th October 2024 to detect suspicious/ fake GSTINs and to conduct requisite verification and further remedial action to weed out these fake billers from the GST eco-system and to safeguard Government revenue.

(ii) **Identification of fraudulent GSTINs:** GSTN, in coordination with Directorate General of Analytics and Risk Management (DGARM), CBIC, will identify suspicious/ high-risk GSTINs, based on detailed data analytics and risk parameters, for the purpose of verification by the State and Central Tax authorities during the said drive and share the details of such suspicious GSTINs, jurisdiction wise, with the concerned tax administration. In case of such suspicious GSTINs falling under the jurisdiction of Central Tax, the details will be shared with the Central Tax authorities by GSTN through DGARM. Besides, the State and Central Tax Authorities, may, at their own option, supplement this list by data analysis/ intelligence gathering at their end, using various available analytical tools like BIFA, NIC Prime, E-Way Bill Analytics etc., as well as through human intelligence, modus operandi alerts, experience gained through the past detections, as well as the first special All-India drive.

(iii) **Action to be taken by field formations:**

(a) On receipt of data from GSTN, through the Nodal Officer a time bound exercise of verification of the suspicious GSTINs shall be undertaken by the concerned jurisdictional tax officer(s). If, after detailed verification, it is found that the taxpayer is non-existent and fictitious, then the tax officer may immediately initiate action for suspension and cancellation of the registration of the said taxpayer in accordance with the provisions of section 29 of DGST Act, read with the rules thereof.

(b) Further, the matter shall also be examined for blocking of input tax credit in Electronic Credit Ledger as per the provisions of Rule 86A of DGST Rules without any delay. Additionally, the details of the recipients to whom the input tax credit has been passed by such non-existent taxpayer may be identified through the details furnished in FORM GSTR-1 by the said taxpayer.

(c) Where the recipient GSTIN pertains to the jurisdiction of the said tax authority itself, suitable action may be initiated for demand and recovery of the input tax credit wrongly availed by such recipient on the basis of invoice issued by the said non-existent supplier, without underlying supply of goods or services or both.

(d) If the recipient GSTIN pertains to a different tax jurisdiction, the details of the case including the details of the case along with the relevant document/evidences, shall be sent to the concerned tax authority, as early as possible.

(e) For sharing such details/information and coordination with other tax authorities, GSTN Back Office has an online functionality, namely, '**Initiate Enquiry**' in the Enforcement module, which is available to all tax officers who have been assigned the role of 'Enforcement Officer' on the Back Office (BO Portal).

(f) Wherever the details of the recipient GSTIN needs to be shared to other tax jurisdiction, the same may be done through the nodal office. The said nodal officer will share the information about the recipient GSTIN of the concerned recipient tax administration, through the said functionality, attaching a pdf document in the format mentioned in Annexure-B. The nodal officer of the recipient tax administration will further share the details with the concerned jurisdictional tax officers, for necessary action.

(g) GSTN will issue detailed guidelines/advisory regarding usage of this functionality, which may be referred to.

(h) Action shall also be taken to identify the masterminds/ beneficiaries behind such fake GSTIN for further action, where ever required, and also for recovery of Government dues and/ or provisional attachment of property/ bank accounts, etc. as per provisions of section 83 of DGST Act. Further, during the investigation/ verification, if any linked suspicious GSTIN is detected, similar action may be taken/ initiated in respect of the same.

(iv) **Reporting Mechanism:** An action taken report in the format enclosed as **Annexure-A** (for GSTINs identified locally) and **Annexure- A1** (for those GSTIN received from other tax administrations through 'Initiate Enquiry' module) will be uploaded by each of the State as well as CGST Zones, through the nodal officer, on the portal provided for the same, on a weekly basis on the first working day after completion of the week, for enabling the GST Council Secretariat to monitor the same.

In case, where the recipient GSTIN pertains to a different tax jurisdiction, the details of the case along with the relevant document/evidences shall be sent to concerned tax authority, as early as possible, as per the format enclosed at **Annexure-B**, through the Nodal Officer.

If any novel modus operandi is detected during the verification/investigation, the same shall be indicated in the said action taken report. On conclusion of the drive, GSTIN-wise feedback on the result of verification of the suspicious GSTINs shared by GSTN, will be provided by the field formations through the nodal officer to GSTN, as per the format enclosed in **Annexure-C**. All the reports in respect of above Annexure shall be sent to the email ID gstc.secretariat@gov.in through the Nodal Officer.

5. GST Council Secretariat will compile the reports received from various formations and make it available to the National Coordination Committee immediately. The unique modus operandi found during this special drive will be compiled by GST Council Secretariat and presented before National Coordination Committee, which will be subsequently shared with Central and State Tax administrations across the country as per the decision of the National Coordination Committee.

6. Difficulties, if any, in the implementation of these instructions may be informed to the Nodal Officer, Delhi at the email ID jctt-dtt@delhi.gov.in and/or landline number 011-23705434.

7. This issues with the approval of the Commissioner (State Tax).

[Signature]
18/8

(TAPASYA RAGHAV)
SPECIAL COMMISSIONER (POLICY)

F.3(488)/Policy/GST/2023/ 1769-1775
Copy to:

Dated: 14/08/2024

1. PS to Commissioner, Department of Trade & Taxes, Delhi- 110002.

2. The SSA (EDP Cell), Department of Trade & Taxes, Delhi- 110002 for uploading on department website.

3. Nodal Officer/Enforcement Officer, Department of Trade & Taxes, Delhi- 110002

[Signature]
14/8/24

(MANOJ KUMAR)
ASSITANT COMMISSIONER (POLICY)



Weekly Report on Action taken in Special All-India Drive against Fake Registrations

Annexure-A

Name of the State:

Week ending :

(Amount in Rs. Lakhs)

S. No	No. of GSTINs shared by GSTIN	No. of GSTINs identified locally	Total no. of GSTINs to be verified	No. of GSTINs for whom verification conducted	No. of non-existent GSTINs found	Action taken						Total Amount recovered from GSTINs in the jurisdiction of tax authority	No. of recipients (GSTINs) of such non-existent GSTINs to whom credit has been passed on			Number of recipient s GSTINs located outside jurisdiction - details of which have been shared with the concerned jurisdiction al tax authority	Remarks
						ITC blocked under Rule 86 A		No of GSTINs where Provisional attachment made under section 83 of CGST Act	Total amount of ITC blocked	No of GSTINs suspended	No of GSTIN cancelled		No of GSTINs				
						7a	7b							7c	7d		
1	2	3	4(2+3)	5	6	7a	7b	7c	7d	7e	8	9	10a	10b	11	12	

Note:

1. The report is to be given for action taken up to week, i.e. for the period from start of the drive upto the end of the week, for which report is being sent.
2. A separate note may be enclosed in respect of any special modus operandi noticed during the week.

Weekly Report on Action Taken in Cases of Beneficiary received from other jurisdictional Nodal Officers

Annexure-A1

Name of the state:

Week ending:

(Amount in Rs. Lakhs)

S.N o.	No. of Beneficia ries received from other Jurisdicti onal Nodal Officers	No. of GSTINs for Whom Verification Conducted	No. of Non- Existent GSTINs found	Action Taken						Total amount recovere d from GSTINs in the jurisdicti on of tax authority	Remarks
				No. of GSTINs Suspended	No. of GSTINs Cancelled	ITC blocked under Rule 86A		No. of GSTINs Where Provisional attachment made under section 83 of DGST Act			
						Total No. of GSTINs	Total Amount of ITC blocked				
1	2	3	4	5a	5b	5c	5d	5e	6	7	8

Note:

The report is to be given for action taken up to the week, i.e. for the period from the start of the drive up to the end of the week, for which report is being sent.

Intimation about details of the recipients of the non-existent suppliers detected during the special All-India drive against fake registrations

A. Tax administration of the non-existent supplier:

B. Tax administration of the recipient:

C. Details of the supplier, recipients and the tax amount involved:

GSTIN of the non-existent supplier, along with Name & Address	GSTIN of the recipient	Name & Address of the recipient(s)	Tax amount/ ITC involved (in Rs Lakhs)					
			Financial Year	CGST	SGST	IGST	Cess	Total
1	2	3	4	5	6	7	8	9 (5+6+7+8)

D. Other relevant details, if any:

E. Details of enclosures (Panchnama/ Inspection report/ PV report/ Other relevant documents or evidences):

Place:

Date:

(Signature)

Name:

Designation:

Email address:

Enclosures: As above

Note:

The amount mentioned in columns 5 to 8 of the table may be provided Financial Year wise.

GSTIN-wise feedback regarding the outcome of the action against the suspicious GSTINs

Name of the State:

Date of submission:

S. No.	GSTIN	Legal Name/ Trade Name	Tax involved as estimated by GSTN/ DGARM/ tax administration (Rs.In Lakhs)	Was the lead correct? (Y/N)	If lead not correct, reason. (Choose one from- a/b/c/d) #	Action on GSTIN Registration (Suspended/ Cancelled/ No Action)	Detected tax amount (Rs. In Lakh s)	Recoveries made till date (Rs.)	Remarks
1	2	3	4	5	6	7	8	9	10

Note- Details are to be provided for each GSTIN covered in the drive, whether in the initial list or added subsequently

#For Column6- Reason for leads not correct- Please choose one of the following-

- Data in correct
- Data correct but taxpayer had reasonable explanation
- Data correct but taxpayer had complied before enforcement action
- Case already investigated before enforcement action.