

**6. PROCEEDINGS OF THE COMMISSIONER OF
COMMERCIAL TAXES, THIRUVANANTHAPURAM**

PRESENT: P. MARA PANDIYAN, I.A.S.

Sub:- KVAT Act 2003- Clarification U/s. 94- Fabric
Processing operations- Tax obligation under VAT –
Orders issued- Reg:

Read:_ Application filed by M/s. CANTEX Processors
Pvt. Ltd, Palakkad

ORDER No.C3.40209/08/CT Dated.08.01.2009

(1) M/s. Cantex Processors Pvt Ltd, Palakkad has filed an application for clarification U/s. 94 of the KVAT Act seeking the applicability of tax with respect of a fabric processing unit engaged in washing, bleaching, softening and drying of cotton knitted fabrics. The applicant was heard on 20.12.2008. The issue raised was examined with reference to the statutory provisions.

(2) With regard to the process presently undertaken by the petitioner, no transfer of materials is involved and hence not exigible to any works contract tax. Other issues sought to be clarified are not entertainable U/s. 94 of KVAT Act.

The point sought for is clarified accordingly.

Commissioner