

**81. PROCEEDINGS OF THE COMMISSIONER OF
COMMERCIAL TAXES THIRUVANANTHAPURAM**

Present:-.Paul Antony. IAS

Sub:- KVAT Act 03- Clarification U/s. 94- rate of tax on
Payasam Mix- Clarified orders issued- Reg:

Read:- 1. Application in Form No. 24 DT. 08.05.06 filed by
M/s. Royal Industries, Kollam
2.Hearing Notice No.C7.20934/06/CT Dt. 07.07.06

ORDER No.C7.20934/06/CT Dt. 12.09.06

M/s. Royal Industries, Kollam has filed an application
U/s. 94 of KVAT Act 03 to clarify the rate of tax applicable on
payasam Mix.

The case was posted for personal hearing. But the
applicant did not appear. Hence the application is disposed of
on merits as follows.

As per the application Dt. 08.05.06, the contention of the
applicant is that the product will fall under entry 7 of 3rd
schedule to KVAT Act 03.

The above contention was examined in detail. What is
mentioned under entry 7 is Bakery Products, sweets,
confectionery and other food products meant for ready to eat
or serve. But the product payasam mix is not a ready to eat
item. All food preparations are classified under Sl.No. 42 of
SRO 82/06 taxable @ 12.5 %.

Hence it is clarified that the item Payasam Mix,
manufactured and marketed by the applicant will attract tax @
12.5% vide entry No 42 of SRO. 82/06.

Commissioner