

**“FORM OF APPEAL AGAINST ORDER OF ASSESSMENT UNDER SECTION 40,43
OR ASSESSMENT WITH PENALTY UNDER SECTION 42,43,44 OR LEVY OF
PENALTY UNDER SECTION 52 OF THE ORISSA VALUE ADDED TAX ACT, 2004.**

[Refer rule 87]

01. Office address	<table style="margin: auto;"> <tr> <td>D</td><td>D</td><td>M</td><td>M</td><td>Y</td><td>Y</td><td>Y</td><td>Y</td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </table>	D	D	M	M	Y	Y	Y	Y								
D	D	M	M	Y	Y	Y	Y										

02	TIN										
	SRIN										

03. Name and address of the dealer

. The petitioner, Sri/Smt. _____ (status) _____ of the business known as M/s. _____ bearing TIN/SRIN _____, whose principal place of business under the jurisdiction of Sales Tax Officer / Assistant Commissioner / Deputy Commissioner / Joint Commissioner of Sales Tax _____ Circle / LTU is situated at _____, P.O. _____ Dist _____ sheweth as follows:-

04. Under the Orissa Value Added Tax Act, 2004 , your petitioner’s gross turnover and taxable turnover for the tax period(s) from _____ to _____ have been determined at Rs. _____ and Rs. _____ respectively

05. Under Section 42,43,44 and 52 of the Act, a penalty of Rs. _____ has also been imposed on your petitioner.

06. The order of the Sales Tax Officer/ Assistant Commissioner / Deputy Commissioner / Joint Commissioner of Sales Tax, attached hereto, was received by the petitioner on _____.

07. During the tax period(s) from _____ to _____, your petitioner’s gross turnover and taxable turnover under different rates of tax as per the statement attached hereto amounted to Rs. _____ and Rs. _____ respectively.

08. During the said period, your petitioner had no other turnover of Sales and / or purchases, either taxable or exempt from tax.

09. Your petitioner's failure to apply for registration under the Act was not without sufficient causes.

10. Your petitioner, therefore, prays that he may be assessed according to the figures of turnover given under para 07 above.

11. In the circumstances, it is submitted that your petitioner may be declared to be not liable to pay tax under the Act and the order of assessment and penalty annulled; or

that the assessment and penalty may be set aside and the Sales Tax Officer/Assistant Commissioner of Sales Tax, directed to pass a fresh order after such inquiry, as may be directed.

Signature

12. FORM OF VERIFICATION

I, Sri _____, the petitioner named in the above petition, do declare that what is stated in this petition is true to the best of my information and belief, that a sum of Rs. _____ (Rupees _____) being that tax admitted to be due and that Rs. _____ (in words) _____ being twenty percent of the amount in dispute as due, from me have been paid by Treasury Challan/Crossed Demand Draft as per detail given below:

Sl No.	Tax Paid	Tax admitted in the return	Challan No./D.D No. and date
1			
2			

Signature

Place _____

(Designation _____ with seal)".

Date ____/____/____