

EXCISE DUTY

Notification No. 29/2004 CE dated 09.07.2004 as amended by Notification No. 58/2008 – CE dated 07.12.2008 granted full and unconditional exemption to certain items of Textile Sector during the period 07.12.2008 to 06.07.2009.

While another *Notification No. 59/2008 – CE dated 07.12.2008* prescribed a concessional rate of duty of 4% on these items, with the benefit of Cenvat Credit during the above said period.

In this regard, Circular No. 937/27/2010 – CX dated 26.11.2010 has been issued to clarify that in view of the specific bar provided under section 5A (1A) of the Central Excise Act, the manufacturer can not opt to pay the duty under notification no. 59/2008 – CE dated 07.12.2008 and can not avail the Cenvat Credit of the duty paid on inputs.

The complete text of the above circular is available at <http://www.cbec.gov.in>

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Feedback

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