

MAHARASHTRA AUTHORITY FOR ADVANCE RULING

GST Bhavan, Room No.107, 1st floor, B-Wing, Old Building, Mazgaon, Mumbai – 400010.

(Constituted under Section 96 of the Maharashtra Goods and Services Tax Act, 2017)

BEFORE THE BENCH OF

(1) Ms. Priya Jadhav, Additional Commissioner of Central Tax, (Member)

(2) Shri. Ajaykumar V. Bonde, Joint Commissioner of State Tax, (Member)

ARN No.	AD2707180000790
GSTIN Number, if any/ User-id	27AAACE0994L1ZC
Legal Name of Applicant	M/s. EMKAY GLOBAL FINANCIAL SERVICES LIMITED
Registered Address/Address provided while obtaining user id	C-06, PARAGON CENTRE, GROUND FLOOR, PANDURANGBUDHKAR MARG, WORLI Maharashtra MUMBAI 400013
Details of application	GST-ARA, Application No. 80 Dated 17.03.2022
Concerned officer	MUMBAI-LTU-E-502, LTU-1
Nature of activity(s) (proposed/present) in respect of which advance ruling sought	
A	Category
B	Description (in brief)
	Service Provision
	Emkay Global Financial Services Ltd. (hereinafter referred to as "Company") is a stock broker and has taken a group health insurance policy for its employees. The Company pays the premium amount to the insurance company and thereafter recovers the same from its employees. Whether the activity of recovering premium amount shall be construed as a "business activity" and consequently will the transaction fall under the definition of "supply"? If it is concluded that the above mentioned activity falls under definition of supply and GST is required to be levied on the same will the Company be entitled to claim Input Tax Credit of the GST amount paid by it to the Insurance Company?
Issue/s on which advance ruling required	<ul style="list-style-type: none">➤ Admissibility of input tax credit of tax paid or deemed to have been paid➤ Whether any particular thing done by the applicant with respect to any goods or services or both amounts to or results in a supply of goods or services or both, within the meaning of that term.
Question(s) on which advance ruling is required	As reproduced in para 01 of the Proceedings below.

NO.GST-ARA- 80/2021-22/B-47

Mumbai, dt. 24.07.2024

PROCEEDINGS

(Under Section 98 of the Central Goods and Services Tax Act, 2017 and the Maharashtra Goods and Services Tax Act, 2017)

The present application has been filed under Section 97 of the Central Goods and Services Tax Act, 2017 and the Maharashtra Goods and Services Tax Act, 2017 [hereinafter referred to as "the CGST Act and MGST Act" respectively] by **M/s. EMKAY GLOBAL FINANCIAL SERVICES LIMITED**, the applicant, seeking an advance ruling in respect of the following questions.

1. Emkay Global Financial Services Ltd. (hereinafter referred to as "Company") is a stock broker and has taken a group health insurance policy for its employees. The Company pays the premium amount to the insurance company and thereafter recovers the same from its employees. Whether the activity of recovering premium amount shall be construed as a "business activity" and consequently will the transaction fall under the definition of "supply"?
2. If it is concluded that the above mentioned activity falls under definition of supply and GST is required to be levied on the same will the Company be entitled to claim Input Tax Credit of the GST amount paid by it to the Insurance Company?

The applicant requested through a letter dated 11.06.2024 received on 11.06.2024 that they may be allowed to voluntarily withdraw their subject application filed on 17.03.2022 for following reasons.

"Applicant decided to withdraw their Advanced Ruling application."

The request of the applicant to withdraw their application voluntarily and unconditionally is hereby allowed, without going into the merits or detailed facts of the case.

ORDER

(Under section 98 of the Central Goods and Services Tax Act, 2017 and the Maharashtra Goods and Services Tax Act, 2017)

The Application in GST ARA Form No. 01 of M/s. EMKAY GLOBAL FINANCIAL SERVICES LIMITED, vide reference ARA Application Dated 17.03.2022 is disposed of, as being withdrawn voluntarily and unconditionally.



Priya Jadhav
1421 51819

PRIYA JADHAV
(MEMBER)

Ajay Kumar V. Bonde

AJAYKUMAR V. BONDE
(MEMBER)

- Copy to:-**
1. The applicant
 2. The concerned Central / State officer
 3. The Commissioner of State Tax, Maharashtra State, Mumbai
 4. The Pr. Chief Commissioner of Central Tax, Churchgate, Mumbai
 5. The Joint commissioner of State Tax, Mahavikas for Website.

Note:-An Appeal against this advance ruling order shall be made before The Maharashtra Appellate Authority for Advance Ruling for Goods and Services Tax, 15th floor, Air India Building, Nariman Point, Mumbai – 400021. Online facility is available on gst.gov.in for online appeal application against order passed by Advance Ruling Authority.