



## AHAR to file SLP in Supreme Court against Bombay HC order on service tax

**Indian Hotel & Restaurant Association is all set to file a special leave petition (SLP) in Supreme Court against Bombay High Court's order, pertaining to service tax.**



**Forever News reporter**

Addressing the fifth monthly managing committee meeting of AHAR in Mumbai last month, its president, Arvind Shetty, said, "The Bombay high court has dismissed our petition against imposition of service tax on 08 April. Alternatively, we are discussing with our lawyers/ counsel about challenging the judgment in Supreme Court by filing a special leave petition (SLP). Our team is following up the matter in Delhi. Also, we are discussing the development with similar Associations in Tamil Nadu, Gujarat & Kerala.

A delegation of AHAR recently called on advocate Mukul Rohtagi and the draft SLP approved will be filed within a few days in the apex court.

Treasurer of the Association, Nitin R Shetty, informed that AHAR had incurred legal expenses of Rs 11 lakh in the service tax matter, which was dismissed by Bombay high court.

"We had already got an approval from previous MC for Rs 6.50 lakh. Further, we need an approval of Rs.15 lakh for filing the SLP in the apex court against the order of Bombay high court in the service tax matter", said Shetty.

Since the matter is very important & urgent for the restaurants having fully/partly air-conditioning, he sought an approval of Rs15

lakh as the legal expenses for filing SLP and pending dues from the house, which was done accordingly, he added.

In context of the intriguing minimum wages issue a counsel of AHAR attended a hearing on 11 April in the Nagpur high court and submitted its affidavit against the government response which was duly taken on record. The interim stay has been extended until 08 June. Hence, the Association has advised its members to pay 70% of the notified amount as directed by the high court and keep the rest aside until the matter is resolved.

Meanwhile, the the Association has prepared a memorandum to be submitted before the new central government on grievances relating to the hotel industry and for seeking its support to addressing the same. All the members have been advised to provide their feedback and suggestions for incorporating in the memorandum.

The general secretary Sukesh Shetty briefed the house that to inculcate a healthy competition amongst the vice presidents, from the current month onward, a best performing VP award will be given to a vice president in the monthly meeting. The criteria for selection will include membership collection, data collection, percentage of membership collection, attendance in weekly & monthly meetings, new membership enrollment and corner meetings. The President

briefed that it is the reflection and evaluation of the managing committee and members of the zone. It does not reflect the capability of the VPs, who are doing yeomen's service. It is the committee which needs to support him, added the President. Meanwhile, Shailendra Shetty, VP, Zone-I was honored with best performing VP of the month of April 2014 for his excellent performance in all fields.

**Excise fee hike :**

A total of 28 petitions against the fee hike have been filed by the Association so far. The

Association's petition in the Bombay high court was clubbed together with various other petitions and may be brought under a common bench as requested by the government pleader.

The public prosecutor has requested for clubbing all these petitions to the Chief Justice. The next hearing is tentatively fixed on 28 April. "Nevertheless, our continuous representations to the government will definitely lead to a favourable outcome after the election code of conduct is lifted", the President hoped. The minister has already assured of considering revision once the election code of conduct was lifted.

**Funds:** Time and again the Association has been trying to impress upon its members the need to raise funds for strengthening its (Cont. on pg. 3)



### Test us to Trust us

### Before you make the purchase decision of an apartment in M'lore

Visit **LAND TRADES** projects or just call us | +91-9880742159  
+91-7829912169  
+91-9845084866

### Presenting Premium & Affordable Projects



Email: info@landtrades.in ; sales@landtrades.in  
Phone: 0824 2425424 / 2423866



# Join the fight against adulteration with Sahara Q



India's leading FMCG company with over 895 quality products

- Quality products
- Stringent quality checks ensured at 7 Q Quality Labs & products tested by over 500 seasoned quality professionals
- Hands-free, tamper-proof packing with 100% Disclosure policy\*

Sahara Corp Comm/Q Shop

A small glimpse of our entire product range

<p><b>101</b> Products in Staples</p>	<p><b>34</b> Products in Processed Food</p>
<p><b>43</b> Products in Personal Care</p>	<p><b>33</b> Products in Home Care</p>
<p><b>7</b> Products in Natural Mineral &amp; Packaged Drinking Water</p>	<p><b>157</b> Products in Home Appliances</p>
<p><b>524</b> Products in Kitchenware &amp; General Merchandise</p>	<p>For all trade related information and business enquiries, please visit <a href="http://www.saharaqshop.com/business">www.saharaqshop.com/business</a> or call us at 0522-6656565</p> <hr/> <p>Order online at <a href="http://www.saharaqshop.com">www.saharaqshop.com</a></p>



Online shopping option is available at select cities only  
 \* As per Food Safety & Standards Act, Rules and Regulations

membership drive. Hence, the President has urged all the committee members to participate in the exercise wholeheartedly so as to enrol the maximum number of hoteliers.

#### Other developments:

MGL is now accepting bank guarantee in lieu of cash deposit above Rs 1 lakh. It could become possible after an AHAR delegation met the MGL officials.

The members of the Association met political heavyweights like Udhav Thackeray, Priya Dutt and Ganesh Naik so as to apprise them of the grievances. They political leaders have assured the Association of addressing them after the election code of conduct was lifted.

The Association has prepared a memorandum to be submitted before the new government at the Centre about grievances of the hotel industry and their support to addressing the same. Members have been advised to provide feedback and suggestions for incorporating in the memorandum.

Also, it has been decided to hold the monthly meetings of the Association in time henceforth.

#### Presentation by the Vice Presidents:

##### Shailendra Shetty (Zone I)

Had corner meeting, briefed about service tax and excise fee hike issues. Collected Rs 2,75,000/- as membership renewal fee, including five new members.

##### Gangadhar Shetty (Zone II)

Had two corner meeting with total participation of more than 100 members. Briefed the latest happenings. Enrolled new members.



A harassment by goons of local corporator in Thambi Veg Restaurant was attended and sorted out. Collected Rs 2,07,500/- as membership fee in the current month.

##### Vilas Jhaveri (Zone VII)

Conducted six corner meetings for awareness to the members. Collected Rs 1,20,000/- in the current month.

##### Shivaji Shetty (Zone VIII)

Conducted corner meetings. The harassment by an RTI activist referred to joint commissioner of police, who had sent a letter to get the complete

Bar and solved the matter. Attended a matter of Santosh Bar & Restaurant at Sion Koliwada at 2.15 am, wherein the manager was made to sit at Antop Police station for non transfer of legal heirs' name. Convinced the authorities that it was due to the non transfer by DCP-HQ-1 in spite of submitting all papers in time. Hence, the hotelier should not be harassed. The police authorities immediately released them. The matter of assault on Sudhakar Shetty, owner of Surbhi Hotel, Kandivili was referred back to present police commissioner. We will be meeting the new police commissioner after the election and present our grievances. We had written to Jt Police [L&O] for starting the tri-monthly meeting by DCPs with hoteliers of their zone.

##### Kamlakar Shenoy

Regarding TDLR, we had moved to APTEL through intervention. APTEL directed to file a fresh appeal by paying Rs 1,00,000/- fee. We appealed that we cannot afford such a huge amount. We requested for hearing in Mumbai and that attending the hearing in Delhi is very costly. APTEL has agreed to conduct the next hearing at Mumbai.

##### Gen Secretary

Briefed the house that due to our effort and support from members, we are able to collect data in terms of cell numbers of more than 2400 hoteliers. He requested all members to come forward and provide their cell numbers and E-mail address for receiving fast information and awareness. Once we collect the cell numbers, we will move for getting important information's like type of restaurant, area, police zone, BMC Ward etc. to have a readymade information and proper segregation. The latest circulars are loaded and updated in our website. The members should avail benefit of the same.

##### Others

**P S Jain:** A Game Licence is required for providing any games like Go-Carting, Pool Games etc in restaurant and it is issued by theatre branch. It requires many information to be filled

in the application. The inclusions of manager's name in PPEL is a must to avoid complications and harassments by police.

#### Speech by advisors

##### S M Shetty

The Managing Committee is taking the right decisions in safeguarding the interest of the hoteliers and the industry. The Association should keep on fighting injustice to the Hotel Industry in Court and should not be disheartened with the failures. The competition amongst the VPs for the Best performance is a very innovative idea. Shailendra Shetty, VP, Zone-I is doing excellent job. He also appreciated the quality of our magazine, AHAR Hospitality and compared it with the international standard.

##### A B Shetty

The SMS is a very fast mode of communication. Association should send DA circulars every month to avoid the confusion of hoteliers. The pending cases list should also be informed to members

#### Dr (Smt) Rashmi Kolhe's presentation

She made a power point presentation of the synthetic and natural colors, FSSAI requirement for natural colors and how it can be used.

#### Stalls Participation

- Quad Assets Financial Solutions
- HDFC Realty Realty Finance Solutions
- Loony Dudes Aquarium and pets
- Zugaadi Internet Solutions
- Mercedes-Benz Cars
- Naturepure Supercritical Natural Food Colours

All the stall participating vendors made power point presentation of their products and offered discounts to AHAR members.

#### Condolence

The House prayed for the eternal peace of Muddu Shetty, owner, Modern Lunch Home, Fort who left for his heavenly abode on 27.3.2014.

#### Vote of Thanks

The meeting was concluded with vote of thanks by Hon Jt Secy, Satish R Shetty.



##### Suresh Shetty (Zone III)

A complaint of Suprabhat Hotel, Mazagaon regarding underweight gas in BPCL cylinders has been forwarded to BPCL. Met ACP regarding police harassment at Hotel Vijaya, Naigaon.

##### Ravindra Nire (Zone V)

Had corner meeting for awareness in service tax and FL-III licence fee hike matters. Unanimously decided to keep the rates of liquor products in hotels at 60% margin against MRP.

##### Sunil Patil (Zone VI)

A police harassment due to the fight between a customer, BMC employee and owner was attended and sorted out at Hotel Sunil Bar & Rest.

information about the RTI activist.

##### Anil Salian (Zone X)

Membership and data collections are on. Meeting was held with MGL officials and they agreed to accept bank guarantee in lieu of cash deposits for an amount above Rs 1,00,000. We demanded for the ceiling to be lowered to Rs 25,000.

#### Presentation by Sub Committee

##### K V Shetty

Attended a harassment case in Santosh Refreshment, Dharavi, wherein the police were harassing the hotelier presuming it be a Ladies Bar. Convinced the authority that it is a Gents

For advertising requirements in this publication please contact : 2417 18 18

Email : [aharmumbai@gmail.com](mailto:aharmumbai@gmail.com)

Website : [www.ahar.in](http://www.ahar.in)

# ICESPICE

IMPORTER-EXPORTER, HOSPITALITY & LIFESTYLE PRODUCTS

**WE SET STANDARDS FOR HOTELIERS AND CATERERS**

## Crockery & Cutlery



Spoons



Serving Dishes



Arcoroc Plates



Spoons



Arcoroc glasses



PC Glasses

## Bar Accessories



Beer Barrel



Squeezy Bottles



Pourer



Condiment Box



Beer Tower



Beer Caddy

## House Keeping



Platform Cart



Luggage Cart



Trolley



Spoons



Folding Bed



Trolley

## GN Pan



Steel GN Pan



PC GN Pan

## Cheffing Dishes



Juice Dispenser



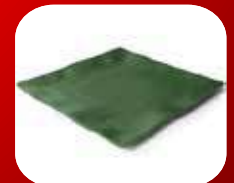
## Buffet Display



Risers



Food Warmer



Wavy Platter



Pani Puri Matka



Risers



Spice Bottles

Dealers for:



Orchid DINEX



Starlite



QR Code:



Visit our showroom at:

Laxmi Vijay Industrial Estate, RH32 (Near Clothes Rack), Andheri Malad Link Road, Andheri (West), Mumbai - 400 053.  
Timings: 11.00 a.m to 8.00 p.m. • Tel.: 26318460, 9167397704 / 05 • email id: [shailesh@icespice.in](mailto:shailesh@icespice.in) • [www.icespice.in](http://www.icespice.in)