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ITC cannot be denied to genuine buyer in case GST registration of supplier is cancelled retrospectively



Gargo Traders Vs. Joint Commissioner, Commercial Taxes (State Tax) & Ors. (Calcutta High Court)

In a significant decision, the Calcutta High Court clarified that Input Tax Credit (ITC) cannot be denied to a genuine buyer when the registration of the supplier is cancelled retrospectively. The case in point, Gargo Traders Vs. Joint Commissioner, Commercial Taxes, underscores the rights of the registered taxable person (RTP) who had claimed credit of input tax against supply from a supplier.