



OFFICE OF THE COMMISSIONER OF CUSTOMS, NS-V,  
APPRAISING GROUP VA,  
JAWAHARLAL NEHRU CUSTOMS HOUSE,  
NHAVA SHEVA, TALUKA- URAN, DISTRICT- RAIGAD,  
MAHARASHTRA- 400707.



S/10-39/2025-26/Ad5/AC/Cg-VB/NS-V/CAC/JNCH  
F. No. S/26-Misc-30/2025-26/Gr. VA/JNCH

Date: 21.08.2025

SCN No.: 654/2025-26/AC/Gr. VA/NS-V/CAC/JNCH

DIN: 20250878NX 000 000 0746.

**SHOW CAUSE NOTICE**

To,

M/s Ewellix India Pvt. Ltd.

3<sup>rd</sup> & 4th Floor, Awfis, GK Mall, Pimple Saudagar,

Pune-411 0271

**Sub: Finalisation of Provisional Assessment of Bills of Entry under Section 18 of the Customs Act, 1962 – Regarding.**

Gentlemen,

Whereas, you had imported certain goods declared under various Bills of Entry, particulars of which are annexed as Annexure B. The said Bills of Entry had been provisionally assessed under Section 18 of the Customs Act, 1962, pending investigation by the Special Valuation Branch (SVB) regarding the correctness of declared transaction value in terms of Rule 3 of the Customs Valuation (Determination of Value of Imported Goods) Rules, 2007.

2. Whereas, the SVB investigation has since been completed and an Investigation Report has been submitted recommending loading of the declared transaction value on account of the influence of relationship between you and the foreign supplier, along with other findings, a copy of which is enclosed herewith as Annexure A.

3. Whereas, the provisional assessments of the aforesaid Bills of Entry are now required to be finalised in terms of Section 18(2) of the Customs Act, 1962. In light of the findings contained in the SVB Report, it is proposed to finalise the provisional assessments by loading the value of the goods as per the methodology and additions set out therein, which would result in differential duty liability.

4. Therefore, you are hereby called upon to show cause as to why the provisionally assessed Bills of Entry listed in Annexure B should not be finalised by loading the assessable value of the imported goods in terms of the SVB Report (Annexure A), and why the consequential differential duty should not be levied and recovered from you under Section 18(2) of the Customs Act, 1962 along with the interest under the section 18(3) of the Customs Act, 1962.

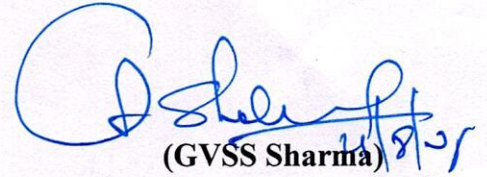
5. You are further called upon to submit your written reply within 30 days of receipt of this notice, failing which it shall be presumed that you have no submissions to make and the case will be decided on the basis of evidence on record. You may also avail the opportunity of personal



hearing before the undersigned prior to finalisation, if you so desire, in terms of Section 122A of the Customs Act, 1962.

6. This show cause notice is issued without prejudice to any other action that may be taken against the aforesaid noticee or any other person/party connected with the case under the Customs Act, 1962 or any other law for the time being in force in India.

7. The department reserves the right to amend, modify or supplement this notice at any time prior to the adjudication of the case.



(GVSS Sharma)

Assistant Commissioner of Customs,  
Gr VA, NS-V, JNCH, Nhava Sheva.

Encl: (i) Annexure A – Copy of SVB Investigation Report.

(ii) Annexure B – List of provisionally assessed Bills of Entry.

Copy to:

1. The Dy./ Asstt. Commissioner of Customs, CAC, JNCH
2. The Dy./ Asstt. Commissioner of Customs, SVB Cell, NCH, Mumbai
3. The Dy./ Asstt. Commissioner of Customs, EDI, JNCH
4. Notice Board (CHS Section for Display)
5. Office Copy





OFFICE OF THE COMMISSIONER OF CUSTOMS (IMPORT-  
II)  
SPECIAL VALUATION BRANCH,  
8<sup>TH</sup> FLOOR, ANNEXE BLDG., NEW CUSTOM HOUSE, MUMBAI - 400  
001

F. No.: CUS/SVB/MUM/50/2020-SVB

Date: 24.03.2025

DOV. REG NO.: DOV0012548

Importer: M/s. Ewellix India Pvt. Ltd.

IEC No.: - AAFCE7141J

PAN: - AAFCE7141J

**INVESTIGATION REPORT No.- 107/AC/SVB/AVB/2024-25**

**Sub:** Investigation Report in the case of determination of the assessable value of goods imported by M/s Ewellix India Pvt. Ltd. having registered office at 3<sup>rd</sup> & 4<sup>th</sup> Floor, Awfis, GK Mall, Pimple Saudagar, Pune-411 027 from related suppliers (1) M/s Ewellix Motion Technologies (Pinghu) Co. Ltd., China (2) M/s. Ewellix France (3) M/s. Ewellix GmbH, Germany (4) M/s. Ewellix Korea Ltd. (5) M/s. Ewellix AB, Sweden (6) M/s. Ewellix Switzerland AG (7) M/s. ABBA Linear Tech Co. Ltd., Taiwan and (8) M/s. Ewellix USA, LLC, under Section 14 (1) of the Customs Act, 1962 read with Customs Valuation (Determination of Value of Imported Goods) Rules, 2007 - reg.

**INTRODUCTION/BACKGROUND**

The case of Imports made by M/s. Ewellix India Pvt. Ltd Ltd (IEC: AAFCE7141J, PAN: AAFCE7141J), having its registered office at 3<sup>rd</sup> & 4<sup>th</sup> Floor, Awfis, GK Mall, Pimple Saudagar, Pune-411 027 (hereinafter referred to as the 'Importer') from related suppliers (As per the Annexure-A) (1) M/s Ewellix Motion Technologies (Pinghu) Co. Ltd., China (2) M/s. Ewellix France (3) M/s. Ewellix GmbH, Germany (4) M/s. Ewellix Korea Ltd. (5) M/s. Ewellix AB, Sweden (6) M/s. Ewellix Switzerland AG (7) M/s. ABBA Linear Tech Co. Ltd., Taiwan and (8) M/s. Ewellix USA, LLC was referred to the Special Valuation Branch, Mumbai by the Assistant Commissioner of Customs, Group-V, ACC, Mumbai-III, vide letter F. No S/3-Gen-SVB-10/2020-21/Gr. 5/ACC(I) dated 25.09.2020. Accordingly, a case was registered with the Special Valuation Branch, Mumbai vide F. No.: CUS/SVB/MUM/236/2022-SVB under DOV Regn. No. DOV0012548 dated 21.12.2020.

**SUBMISSIONS**

2. In response to correspondences made by SVB, Mumbai requesting the Importer to submit documents as per the CBEC Circular 05/2016-CUS dated 09.02.2016 and subsequent Public Notice No. 12/2016 dated 16.02.2016 issued by the Commissioner of Customs, Import -II, Mumbai Zone -I, the Importer has submitted following documents:

- i. Declaration in the prescribed format in Annexure A & B as per CBIC Circular No 05/2016-Cus and subsequent clarifications;
- ii. Shareholding Pattern;
- iii. Copy of IEC;
- iv. Copy of GST Registration Certificate;
- v. Copy of PAN Card
- vi. Certificate of Incorporation,
- vii. Memorandum of Association and Articles of Association.
- viii. Financial Statements for the years 2020-21, 2021-22, 2022-23 & 2023-24.
- ix. Form 3 CEB for the year 2020-21, 2021-22, 2022-23 & 2023-24.
- x. Bill of Entry, Import Invoice, Bill of Lading and other associated documents
- xi. Price justification of imported goods under Rule 3(3) of CVR, 2007 in the form of deductive Chart.





**COMPANY'S PROFILE**

3. M/s. Ewellix India Pvt. Ltd Ltd ('the Company') is a Private Limited Company having its registered office at 3<sup>rd</sup> & 4<sup>th</sup> Floor, Awfis, GK Mall, Pimple Saudagar, Pune-411 027. M/s Ewellix India Private Limited's Corporate Identification Number is (CIN) U51103KA2019FTC129789. The Company was incorporated on 19<sup>th</sup> November, 2019. According to Memorandum of Association of M/s Ewellix India Private Limited objects for which the company was established are:

(THE COMPANIES ACT, 2013)  
**MEMORANDUM OF ASSOCIATION**  
 OF  
**EWELLIX INDIA PRIVATE LIMITED**  
**(PRIVATE COMPANY LIMITED BY SHARES)**

- 1st The name of the Company is "EWELLIX INDIA PRIVATE LIMITED".
- 2nd The Registered Office of the Company will be situated in the State of Karnataka.
- 3rd (a) The objects to be pursued by the Company on its incorporation are:
- 1) To carry on the business to deal, import and export, market, buy, sell, resell at wholesale or retail, handle, package, label, distribute, commercialise, promote, transporting, storing, developing or supplying, trading, advertise, assemble and manufacture of goods including actuators, high performance actuators, linear guides, ball and roller screws, mechatronic and other workshop products and conducting compatible activities therewith and Customer segments include automation, medical, mobile machinery, distribution, industrial Original Equipments in India or elsewhere.
- (b) Matter which are necessary for furtherance of the objects specified in clause 3(a) are:
1. To establish other business which in the opinion of the Company may be capable of being conveniently carried on in connection with the above or calculated directly to enhance the value of or profitability of any of the Company's property or rights.
  2. To buy, purchase, lease, take on lease, exchange, rent, hire, occupy, allow to be occupied or otherwise acquire lands, buildings, flats and hereditament of any tenure or description in India or elsewhere whether for residential, business, or other purposes and any lands, estates, shops, warehouse, show-rooms, workshops, office, buildings, premises, machinery, plant and works, stock-in-trade, water ways, rights, easements, advantages and privileges relating thereto and either for investment and



ABP  
 Ajit Patel



to turn the same into account as may seem appropriate or expedient, and to construct, alter, improve, develop, design, furnish and maintain offices, flats, houses, buildings and other structures, works and conveniences of all kinds on any of the lands or immovable properties purchased or acquired by the Company and to lease, sell, deal in or to otherwise dispose of the same and act as builders and property developers.

3. Subject to the directions of Reserve Bank of India in this behalf to borrow or raise moneys or loans for the purposes of the Company by promissory notes, bills of exchange, hundis, and other negotiable or transferable instruments or by mortgage, charge, hypothecation or pledge, or by debentures or by debenture stock, perpetual or otherwise, charged upon all or any of the Company's property and assets, both present and future, and immovable, including its uncalled capital, upon such terms as the Directors may deem appropriate or expedient or in such other manner, or to take money on deposit or otherwise (merely for the purpose of financing the business of the Company) with or without allowance of interest thereon and to lend money to customers and others having dealing with the Company and to guarantee the performance of contracts by any such persons and to execute all deeds, writings and assurances for any of the aforesaid purposes.
4. Subject to the provisions of the Banking Regulation Act, 1949, to draw, make, accept, endorse, discount, execute, retire, discharge, negotiate, issue and honour bills of exchange, cheques, promissory notes, bills of lading, dock and warehouse warrants, rail receipts and other negotiable, semi-negotiable or transferable instruments or securities.
5. To open current, fixed, overdraft, loan, cash credit, packing credit, or deposit account or other accounts with any Bank, Company, firm or person and to pay into and to draw money from such accounts.

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ABP  
Ajit Patel



#### **ANNEXURE - A AND ANNEXURE - B**

4. In Annexure-A and Annexure-B along with the subsequent clarifications, the importer has submitted as follows:

##### **Annexure-A**

Importer		
1	Name & Address of the importer	Ewellix India Private Limited <b>Registered office:</b> 3 <sup>rd</sup> & 4 <sup>th</sup> Floor, Awfis, GK Mall, Pimple Saudagar, Pune-411 027.



1. 1	IEC Code	AAFCE7141J
1. 2	Central Excise Registration number, if any	NA
1. 3	Service Tax Registration number, if any	27AAFCE7141J1ZI
1. 4	PAN number	AAFCE7141J
2.	Whether the importer is a proprietorship/partnership/ private limited company/public limited company/branch office of company incorporated outside India/wholly owned subsidiary etc.?	Private Limited Company
3	Whether the importer is manufacturer or manufacturer cum trader or only a trader?	Manufacturer Cum Trader
3. 1	If the importer is a manufacturer, please provide address of unit (s); and jurisdictional central excise / service tax Commissionerate, division & range.	NA
3. 2	If the importer is a manufacturer, please briefly describe the manufacturing activity undertaken (principal inputs and description of goods manufactured)	NA
3. 3	If the importer is a manufacturer cum trader, please list the goods which are imported and traded.	Linear actuators, high performance actuators, linear guides, ball and roller screws, mechatronic and other workshop products.
3. 4	If the importer is only a distribution & marketing company or maintenance & services co. etc., please briefly describe the business activity and commodities traded/serviced etc.	NA
<b>Seller</b>		
4.	Name, address, website of the foreign seller from whom the goods are imported	<p>1. Ewellix Motion Technologies (Pinghu) Co. Ltd. Address- 888 Chansheng Road, Pinghu Economic Development Zone Pinghu, Zhejiang, China.</p> <p>2. Ewellix France, Address- 148 Rue Felix Esclangon, Zi De Bissy, 73024 Chambéry, France.</p> <p>3. Ewellix GmbH, Address-Parisstrabe 1, 97424 Schweinfurt, Germany.</p> <p>4. Ewellix Korea Ltd. Address- 101-504, SK Ventium, 166, Gosan-ro, Gunpo-si, Gyeonggi-do, 15850, Korea.</p> <p>5. Ewellix AB Address- Lilla Waterloogatan 8, 415 02</p>



		<p>Gamlestaden, Sweden.</p> <p>6. Ewellix Switzerland AG, Address- Oristalstrasse 97, 4410 Liestal, Basel-Country, Switzerland.</p> <p>7. ABBA Linear Tech Co. Ltd. Address- No. 123, Sec. 1, Yuemei Road, Zhongli Dist., Taoyuan City 320, Taiwan.</p> <p>8. Ewellix USA, LLC Address- 69900 Powell Road, Armada, Michigan 48005, USA. Email- <a href="http://www.ewellix.com">www.ewellix.com</a></p>
4.1	Whether the seller is the manufacturer of the imported goods or a trader?	Manufacturer and Trader.
4.2	Please specify the clause of Rule 2(2), CVR 2007 in terms of which the Buyer (importer) and seller are related, if applicable. Please provide details of the relationship.	Wholly Owned Subsidiary.
4.3	Please provide a gist and title of all agreements between the buyer (importer) and the seller and/or with their associates	Wholly Owned Subsidiary.
<b>Goods</b>		
5	Have goods identical to the goods imported under the present BE, been imported earlier? If yes, please provide details.	Yes, (SKF India Limited)
5.1	Whether the importer has imported any capital goods, plant, machinery, equipment, etc., from the seller of the imported goods or its related or associated concerns?	No
5.2	Does the seller of the imported goods supply the same directly to any other unrelated person in India? If so, please furnish details of other importers in India, if available.	No
5.3	Has the price of the goods been settled in manner consistent with the way the price is settled by the seller with unrelated buyers?	NA
5.4	Please provide the information under Rule 3 (3) (b) of CVR, 2007, if any.	Rule 3(3)(b)(ii) of CVR, 2007
5.5	Is the price of the imported goods determined on the basis of a price list? If yes, please provide copy of the price list and the basis of arriving at the invoice value.	No
5.6	If the price is not based upon a price list, then is the price declared a 'Transfer Price'?	Transfer Price
5.7	What is the basis on which the price has been settled between the buyer and seller?	Standard Cost + Markup
<b>Other Payments (Costs &amp; Services under Rule 10 of CVR, 2007)</b>		
6.	Whether the <u>goods imported</u> by the importer are sold under a trade mark, design, licencing/royalty agreement or patent owned or controlled by the seller of the goods or any other person?	No
6.1	Whether the <u>product manufactured</u> by the importer using the imported goods is sold under a trade mark, design, licencing/royalty	NA





	agreement or patent owned or controlled by the seller of the goods or any other person?	
6.2	Whether any amount or any part of the proceeds of any subsequent resale, disposal or use of the imported goods accrues, directly or indirectly, to the seller?	No
6.3	Whether there are any other payments actually made or to be made as a condition of sale of the imported goods, by the buyer to the seller, or by the buyer to a third party to satisfy an obligation of the seller?	No
6.4	Is any amount paid or payable, directly or indirectly, to or on behalf of the seller of the imported goods in connection with the production of the imported goods? (for example, materials, parts, components, tools, dies, moulds, engineering, development, art work, design work, plans or sketches undertaken elsewhere than in India)	No
6.5	Are any services rendered by or on behalf of the importer relatable to the goods imported or undertaken on behalf of the seller of foreign goods?	No
6.6	Will the price paid or payable by the importer be settled with the seller at the end of defined period by means of debit note / credit note (post – import price adjustment)?	No
<b>Other information</b>		
7.	Has the importer or any of its associates entered into an Advance Pricing Agreement with the Income Tax Authorities or obtained Advance Ruling? (please enclose copy).	No

**Annexure-B**

<b>Details of Importer</b>		
1.	Name of the importer with full address of the corporate office, registered office, administrative office/factory	Ewellix India Private Limited <b>Registered office:</b> 3 <sup>rd</sup> & 4 <sup>th</sup> Floor, Awfis, GK Mall, Pimple Saudagar, Pune-411 027.
1.1	Please attach a copy of the Annex A filed at the customs station.	Attached
1.2	Please provide the copy of the bill of entry, invoice, bill of lading, packing list and LC in respect of which Annex A was filed.	Attached
1.3	Please provide copies of all provisionally assessed bills of entry and accompanying, invoice, bill of lading, packing list and LC since filing of Annex A at all ports.	Cost sheet along with invoice and Bill of Entry submitted for 7 suppliers.
1.4	Please provide Annual reports, if any, for a period of upto three preceding years.	Attached
1.5	Please provide Balance Sheets, if any, for a period of upto three preceding years.	Attached
1.6	Please provide, copy of Transfer Pricing report filed before Income Tax Dept, if any, or a Transfer Pricing Report prepared for Customs Purposes / Tax Purposes, if any	Attached
1.7	Please provide copy of Advance Pricing Agreement, if any	NA
1.8	Whether the importer has imported any capital goods, plant, machinery, equipment, etc., from the seller of the imported goods or its related or associated persons? Please	No



	furnish copies of Bills of Entry, invoice, packing list, bill of lading & LC (or remittance details), as applicable.	
	<b>Details of goods imported</b>	
2.	Whether the imported goods are component parts of CKD/SKD sets for local assembly into finished goods? If yes, furnish a complete list of the items imported in CKD/SKD condition.	NA
	<b>Pricing Pattern</b>	
3.	Are the imported goods or identical or similar goods (meaning assigned in terms of CVR, 2007) internationally quoted in any data bases, commodity exchanges, industry publications (e.g. PLATT, Public Ledger etc)? If yes, please provide details of price listings and copies of relevant printed material	NA
3. 1	If the imported goods are for stock & sale, please provide a pricelist for sale in India of the imported goods.	NA
3. 2	If the imported goods are for captive consumption by the importer, please provide the pricelist of the goods manufactured and sold in India.	NA
	<b>Terms &amp; Conditions of Sale</b>	
4.	Whether the imported items are exclusively supplied by the sellers to the importer in India?	Ewellix India Private Limited is a wholly owned subsidiary of Ewellix AB.
4. 1	Whether the product imported is sold under a trade mark, design or patent owned or controlled by the seller of the goods or any other person? If yes, please provide details and copies of the agreements.	NA
4. 2	Whether the importer is incurring any expenses on behalf of the seller or their associates? If yes, please provide copies of the agreement and details of the expenses incurred.	NA
4. 3	Whether any amounts are paid by the importer in the form of agency commission, overriding commission or any other remuneration, including that for services rendered by or on behalf of the seller, to other importers in India or to the seller of the imported goods, or their related or associated concerns or persons. If yes, please provide copies of the agreements and details of such expenses	Royalty agreement was withdrawn from 1 <sup>st</sup> June 2023. Prior to that 4% royalty was applicable on sales value.
4. 4	Is the price paid or payable by the importer to be settled with the seller at a future date by means of debit note / credit note (Post - Import price adjustment)? If yes, please provide details.	NA
	<b>Relationship particulars</b>	
5.	Specify the role, if any, of the seller or any of its associate business entities, in your corporate policy, design specification, quality control, marketing, sub-licensing of patent, franchise, etc?	Ewellix India Private Limited is a wholly owned subsidiary of Ewellix AB
5. 1	Whether any legal liabilities created by contracts or agreements entered into by the seller devolve on the importer? If so, details thereof.	NA
5.	Whether the seller is in a position, directly or	Ewellix India Private Limited is





2	indirectly, to exercise restraint over the importer, legally or operationally, in any manner? If so, details thereof.	a wholly owned subsidiary of Ewellix AB
5.3	Whether the converse position for serial no. 5.2. or 5.3 applies? If so, details thereof.	NA
5.4	Whether any third party is in a position, directly or indirectly, to exercise restraint over both the importer and the seller of imported goods, legally or operationally, in any manner? If so, details thereof	NA
5.5	Whether the importer and the seller of the imported goods, together, are in a position, directly or indirectly, to exercise restraint over a third person, legally or operationally, in any manner? If so, details thereof.	NA

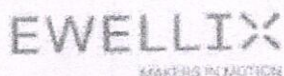
#### **INVESTIGATION**

5. The aspects to be examined in the instant investigation are:
- i. Whether the importer and the supplier are related parties in terms of Rule 2(2) of the Customs Valuation (Determination of Value of Imported Goods) Rules, 2007.
  - ii. If related, whether the transaction value can be accepted under Rule 3(3) of the Customs Valuation (Determination of Value of Imported Goods) Rules, 2007, and
  - iii. Whether, while deciding acceptability of transaction value under Rule 3(3), any amount is required to be added to the price actually paid or payable for the imported goods under Rule 10(1) of the Customs Valuation (Determination of Value of Imported Goods) Rules, 2007.

#### **RELATIONSHIP**

6. As per the declaration made by the importer in Annexure-A, the Importer is a wholly owned subsidiary of Ewellix AB, Sweden. The latest shareholding of the company is illustrated below;





Dt.11.02.2025

To,

The Dy. Commissioner of Custom / The Asst. Commissioner of Custom

SVB Branch, Import – II,

New Custom House, Ballad Estate,


Mumbai – 400001.

Dear Sir,

**Sub: Shareholding Pattern**Shareholding Pattern of Ewellix India Private Limited as on 31<sup>st</sup> March 2024

Folio No.	Name of The shareholder	Address	No of Shares held	Amount per Share (Rs.)
01	Ewellix AB	Lilla Waterlooogatan 8.415 02. Goteborg. Sweden	34,99,630	10/-
03	Ewellix Italy S.R.L	Toronto (TO) Corso. Valdocco 2 Cap 10122	370	10/-
Total No of Shares			35,00,000	

For Ewellix India Pvt Ltd

  
 Mr. Ajit Patil

Director



Ewellix India Private Limited  
 Registered Address: Awtis, 3rd & 4th Floor, GK MALL, Near Konkane Chowk-Nashik Highway, Pimple Saudagar,  
 Pune, Maharashtra 411027 Tel: +919545056622 Email: india@ewellix.com Website: www.ewellix.com  
 CIN: U51103PN2019FTC203708.

Further, the importer also declared in Annexure-A that the related overseas suppliers (1) M/s Ewellix Motion Technologies (Pinghu) Co. Ltd., China (2) M/s. Ewellix France (3) M/s. Ewellix GmbH, Germany (4) M/s. Ewellix Korea Ltd. (5) M/s. Ewellix Switzerland AG (6) M/s. ABBA Linear Tech Co. Ltd., Taiwan and (7) M/s. Ewellix USA, LLC are subsidiaries of Ewellix AB, Sweden. Therefore, the Importer and foreign sellers are related as per Rule 2 (2) (iv) of the CVR, 2007. For the sake of brevity Rule 2(2)(iv) are reproduced here which states that;

(iv) any person directly or indirectly owns, controls or holds five per cent or more of the outstanding voting stock or shares of both of them;

From the facts mentioned supra, it can be safely adduced that the importer M/s. Ewellix India Private Limited is related to the overseas suppliers (1) M/s Ewellix Motion Technologies (Pinghu) Co. Ltd., China (2) M/s. Ewellix France (3) M/s. Ewellix





GmbH, Germany (4) M/s. Ewellix Korea Ltd. (5) M/s. Ewellix AB, Sweden (6) M/s. Ewellix Switzerland AG (7) M/s. ABBA Linear Tech Co. Ltd., Taiwan and (8) M/s. Ewellix USA, LLC, as per Rule 2 (2) (iv) of the CVR, 2007.

### **PRICING/ VALUATION**

**7.i.** After it is settled that the importer and the supplier are related persons in terms of Rule 2(2) Clause (iv) of Customs Valuation (Determination of Value of the Imported Goods) Rules 2007, it becomes necessary to examine as to whether the declared value of the imports made by the importer from the overseas related suppliers, can be accepted as transaction value, under Rule 3(3) of the Customs Valuation (Determination of Value of Imported Goods) Rules, 2007 or not.

**ii.** Rule 3(3)(a) of CVR 2007 states that, *"where the buyer and seller are related, the transaction value shall be accepted provided that the examination of the circumstances of the sale of the imported goods indicate that the relationship did not influence the price."*

**iii.** Further, as per Rule, 3(3)(b) of CVR 2007, *"In a sale between related persons, the transaction value shall be accepted, whenever the importer demonstrates that the declared value of the goods being valued, closely approximates to one of the following values ascertained at or about the same time:*

*(i) The transaction value of identical goods, or of similar goods, in sales to unrelated buyers in India;*

*(ii) The deductive value for identical goods or similar goods;*

*(iii) The computed value for identical goods or similar goods."*

**iv.** Therefore, in terms of Rule 3(3)(b)(i) of the Customs Valuation (Determination of value of the Imported Goods) Rules, 2007 above, NIDB data *in respect to Related to Related, Related to Unrelated, unrelated to related with same country of origin and unrelated to related with different country of origin for contemporaneous imports* was called from Directorate of Valuation, Mumbai from 01.11.2019 to 27.01.2025 to determine whether the data of the goods of same class or kind is available for comparison under Rule 3(3)(a) & 3(3)(b)(i) of the Customs Valuation (Determination of value of the Imported Goods) Rules, 2007.

**8.** On the scrutiny of the NIDB provided by Directorate of Valuation, Mumbai, it is seen that, the data on the goods of same class or kind, for the contemporaneous period, is not available for comparison in terms of commercial level and quantity for any of the suppliers mentioned in Annexure A. The scrutiny further revealed that the goods supplied by the supplier to the importer are exclusive in nature in the sense that, these items are not supplied to any other buyer and the importer does not import these items from any other supplier. Further, as per NIDB data the same goods are not supplied to other importers in India; that the items supplied by the supplier to other unrelated importers are different in nature and are not similar to the goods supplied to related importer. Hence, no conclusion can be drawn with respect to the acceptance or rejection of declared assessable value in terms of Rule 3(3)(b)(i) of the Customs Valuation (Determination of value of the Imported Goods) Rules, 2007.

**9.** Now for price justification of imported goods, the importer has submitted deductive chart duly certified by Chartered Accountant Shri Rahul Godbole having membership no. 118927 and UDIN-25118927BMIDYI9236 in relation to the goods imported from foreign suppliers. The same is illustrated below;





**Rahul Godbole**  
Chartered Accountant

Office 204, Spectra, Near Madhuraj Nagar, Paud Road, Pune 411031

**TO WHOMSOEVER IT MAY CONCERN**

**CERTIFICATE**

I hereby certify the costing sheet as detailed in Annexure A of certain products imported by M/S Ewellix India Private Limited (U51103PN2019FTC208708) registered at Sr No 133/1/3,161,11, Gk Mall, Awfis, 4th Floor,, Pimple Saudagar, Pune, 411027.

The items selected on sample basis. I have verified the relevant documents.

The overheads and transfer costs are on estimate basis.

This cost sheet is specifically issued on the request of the company to submit to Customs Department of India for computing duty and valuation purpose.



Rahul Godbole  
Chartered Accountant  
M NO:118927  
UDIN: 25118927BMIDYI9236  
Place: Pune  
Date: 04<sup>th</sup> March 2025

M: 98904 17695 • M: Office: 77559 07695 • E: contact@carahulgodbale.com • W: www.carahulgodbale.com





EWELLIX INDIA PVT LTD,

ANNEXURE A - COSTING SHEET FOR THE PURPOSE OF CUSTOMS UNDERSTANDING

Supplier Invoice		China	Meckesheim, Germany	Schweinfurt, Germany	Switzerland	Switzerland	Taiwan
Supplier Invoice	210054332		210200650	210054123	210054329	210052888	220052760
Supply Order	2100005282		2102000197	2100004781	2100004630	2100003018	2200004605
Shipment No.	EIP/2021-044		EIP/2021-015	EIP/2021-045	EIP/2021-043	EIP/2021-037	EIP/2021-089
BOE No.	4138876		2507977	4168256	4114741	3876566	8320734
Tally order	21SO100075		21SO100007	21SO100072	21SO100068	21SO100041	21SO100035
Tally Invoice	21INV00097		21INV00020	21INV00107	21INV00101	21INV00091	21INV00095
Item code	MD108688		2206009	2298619	0130547	0100064	P011502
Item Description	CAHB-10-B3A-100264- ACCPA-000		LWHW Z5 Configurator, LWHW Z5X1000	LUCD 12 D-2LS	TG10-AAKE0-109	MAX30-C050730A25IM0- 000	ULTHR 20-Configurator, 2000 P5/E=0
Product Type	Actuator		Precision rail Guide	Linear Bearing	Lift Kit	Linear Actuator	Linear Rail Guide
HSN Code		85013111	84879000	84832000	84254900	84311090	84829900
Custom Duty % (as per HSN code)	a	35.0%	7.5%	7.5%	7.5%	7.5%	7.5%
Base Quantity	b	1.00	1.00	1.00	1.00	1.00	1.00
Unit Sale Price on Supplier Invoice	c	5,478.13	7,267.89	1,903.17	36,531.33	8,342.03	6,016.75
Standard Cost (Sales Price/Transfer price)	d = c/1.25	4,382.50	5,814.31	1,522.54	29,225.06	6,673.62	4,813.40
Duty Amount	e = c*a	821.72	545.09	142.74	2,739.85	625.65	451.26
CHA, B, clearance charges @ 9%	f = c*9%	493.03	654.11	171.29	3,287.82	750.78	541.51
COGS (Landed cost)	g = c+e+f	6,792.88	8,467.10	2,217.19	42,559.20	9,718.46	7,009.51
Overheads (Estimated)	h = g*18%	1,222.72	1,046.58	274.06	5,260.51	1,201.25	722.01
Local Transportation (Estimated)	i = g*2%	135.66	169.34	44.34	851.18	194.37	70.10
Total Cost to company in INR	j = g+i	8,151.46	9,683.01	2,535.59	48,670.69	11,114.09	7,801.62
EIPL sales price to Customer		8,604.00	10,206.00	2,739.00	52,655.00	11,900.00	7,850.00
SPL on Cost		105.55	105.40	108.02	108.19	107.07	100.62
Profit		452.54	522.99	203.41	3,984.31	785.91	48.38
Profit %		6%	5%	8%	8%	7%	1%
SPL on PS		156.33	175.53	179.90	180.17	178.31	163.09

Note:

As the costing is given by company itself it should match with the historical data.





EWELLIX INDIA PVT LTD,

## ANNEXURE A - COSTING SHEET FOR THE PURPOSE OF CUSTOMS UNDERSTANDING

Supplier Invoice	France	Schweinfurt, Germany	Mecklenburg, Germany	China	Bulgaria	France
Supplier Invoice	220052813	210056833	220053332	210058510	210057191	220053764
Supply Order	2100018235	2100008967	2200005070	2100012533	2100008551	2200007569
Shipment No.	EIPU/2021-C71	EIPU/2021-060	EIPU/2021-C76	EIPU/2021-C28	EIPU/2021-062	EIPU/2021-C79
BOE no.	INBOMA - 8143317	5259688	CEXIV BOM 2022-2023_2004_10683	CEXIV BOM 2021-2022_2510_10457	537637	
Tally order	2150100204	2150100123	2150100161	2150100165	2150100113	2250100062
Tally Invoice	221WV00083	221WV00163	221WV00089	221WV00102	221WV00166	221WV00112
Item code	1156761	2203108	2230415	M0108789	0100124	1119663
Item Description	SV - Roller screw channel, PVU 31X1R 190/240 GS-Z WPR	LBGR 8-215	LMRE 6250 - KIT	CAHB-10-BLA-100243-AAAAA-000	MAX30-CS00780A251MD-000	FIBU 40 KMT
Product Type	Roller Screw	Linear Bearings	Precision Roll	CAHB Linear Actuator	Linear Actuator	Ball Screw support
HSN Code	84834000	84821011	84879000	85013119	85013120	84839006
Custom Duty % (as per HSN code)	7.5%	7.5%	7.5%	10.0%	15.0%	7.5%
Base Quantity	1.00	1.00	1.00	1.00	1.00	1.00
Unit Sale Price on Supplier Invoice	113,833.37	803.53	19,964.18	5,198.08	9,703.21	15,112.24
Standard Cost (Sales Price/Transfer price)	d = c/1.25	642.82	15,971.34	4,158.46	7,762.57	11,089.79
Duty Amount	e = c*7.5%	60.26	1,497.31	519.81	1,455.48	1,133.42
CHA, & clearance charges @ 9%	f = c*9%	10,244.10	1,796.78	467.83	873.29	1,360.10
COGS (Landed cost)	g = c+e+f	132,604.23	936.11	6,185.72	12,091.98	17,605.76
Overheads (Estimated)	h = g*18%	16,390.57	115.71	748.52	1,397.26	2,176.16
Local Transportation (Estimated)	i = g*2%	2,652.08	18.72	123.71	240.64	352.12
Total Cost to company in INR	j = g+h+i	151,646.88	1,070.54	7,057.95	13,669.88	20,134.04
EIP sales price to Customer		156,600.00	1,130.00	7,231.00	14,000.00	22,238.00
SPL on Cost	103.27	105.55	107.79	102.45	102.41	110.45
Profit	4,953.12	59.46	2,070.72	173.05	330.12	2,103.96
Profit %	3%	6%	8%	2%	2%	10%
SPL on PS	171.98	175.79	179.50	173.89	180.35	183.94

Note:

As the costing is given by company itself it should match with the historical data.



Here, it can be seen that the profit margin for the given bills of entry is ranging from 1% to 10%. Hence, the price seems to be reasonable and justifiable under Rule 3(3)(b)(ii) of the Customs Valuation (Determination of Value of Imported Goods) Rules, 2007.

Hence, in view of the foregoing, it is found that although importer and the suppliers are related in terms of Rule 2(2)(iv) of the Customs Valuation Rules, 2007, the value of imported goods is not influenced by such relationship. Since there is no material on record available to prove that relationship with related Suppliers has influenced the price of the goods imported by the importer from the related Suppliers, the invoice value as declared by the importer from overseas suppliers (1) M/s Ewellix Motion Technologies (Pinghu) Co. Ltd., China (2) M/s. Ewellix France (3) M/s. Ewellix GmbH, Germany (4) M/s. Ewellix Korea Ltd. (5) M/s.



Ewellix AB, Sweden (6) M/s. Ewellix Switzerland AG (7) M/s. ABBA Linear Tech Co. Ltd., Taiwan and (8) M/s. Ewellix USA, LLC is acceptable under Section 14 of the Customs Act, 1962 read with Rule 3(3)(b)(ii) of the Customs Valuation (Determination of price of Imported Goods), 2007. However, as per Rule 3(1) of CVR, 2007 which says

*"Subject to Rule 12, the value of imported goods shall be the transaction value adjusted in accordance with provisions of Rule 10."*

Thus, while accepting the declared value of imports as transaction value; it is to be examined as to whether any amount is required to be added to the price actually paid or payable for the imported goods under Rule 10(1) of CVR, 2007.

### **EXAMINATION UNDER RULE 10(1) OF CVR, 2007**

**10.** After examining the acceptability of the declared value of imports as transaction value, it is to be examined as to whether any amount is required to be added to the price actually paid or payable for the imported goods under Rule 10(1) of the Customs Valuation (Determination of Value of Imported Goods) Rules, 2007 while deciding acceptability of transaction value under Rule 3(3) the Customs Valuation (Determination of Value of Imported Goods) Rules, 2007.

**i.** It is declared by the importer in Annexure-A & B that neither any amount nor any part of proceeds of any subsequent resale, disposal or use of the imported goods accrues directly or indirectly to the seller; that no other payment as a condition to sale apart from the price of the goods are made to seller; that no other amount is paid or payable, directly or indirectly, to or on behalf of the seller of the imported goods in connection with the production of the imported goods.

**ii. Financial statements:** On perusal of the Annual Reports & Balance-sheets duly certified by Chartered Accountant: Shri Kalpesh Khandelwal (Membership no. 133124) of the firm B S R & Co. LLP having firm registration no. 101248W/W-100022 for the F. Y. 2020-21, 2021-22, 2022-23 and 2023-24 submitted by the importer, it is observed that payment in respect of royalty/trademark/copyright fees has been made to the above mentioned related overseas suppliers.

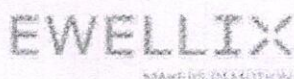
**iii.** Further, on perusal of the form 3CEB, submitted by the importer for F.Y. 2020-21, 2021-22, 2022-23 and 2023-24, it is observed royalty has been paid to the related overseas supplier. The details of royalty payment is as below:

**Table-A**

Financial Year	Royalty Amount
2020-21	Rs. 2,473/-
2021-22	Rs. 27,51,130/-
2022-23	Rs. 36,55,516/-
2023-24	NIL
<b>Total</b>	<b>Rs. 64,09,119/-</b>

**iv.** The importer was asked about the royalty payment and the importer vide letter dated 30.05.2023 submitted that Ewellix India and Ewellix AB is having the licence agreement dated 01.01.2022, in which licence fee or royalty cost was included. Further as per revised agreement with Ewellix AB, we Ewellix India confirm that from 01.06.2023 Licence fee/royalty cost will be excluded from the agreement. Letter dated 30.05.2023 submitted by the importer is illustrated below;






30-05-2023

To whom so ever it may concern,

Ewellix India and Ewellix AB is having the licence agreement dated 01-01-2022, in which licence fee or royalty cost was included.

As per revised agreement with Ewellix AB, We Ewellix India confirm that from 01-06-2023 Licence fee/Royalty cost will be excluded from the agreement.

  
Ajit Patil,  
Managing Director  
Ewellix India Private Limited.



Ewellix India Private Limited  
Registered Address: Awfis, 3rd & 4th Floor, GK MALL, Near Konkan Chowk-Nashik Highway, Pimple Saudagar,  
Pune, Maharashtra 411027 Tel: +919545058622 Email: india@ewellix.com Website: www.ewellix.com  
CIN: U51103PN2019FTC208708.

Moreover, the importer also submitted letter 30.05.2023 issue by Ewellix AB, wherein it was confirmed by Ewellix AB that from 01.06.2023, Ewellix India will be exempt from being invoiced royalty cost. The letter dated 30.05.2023 issued by Ewellix AB is illustrated below;





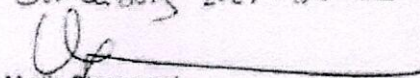
To whom it may concern

From 2023-06-01 Ewellix India Ltd will be exempt from being invoiced Royalty cost.

Royalty is linked to TP margins and benchmark we set for each Sales Unit and when we simulate and forecast the business in India we can see that the Royalty will be a part of the adjustments to reach the correct benchmark for our Sales unit in India.

Therefor from 2023-06-01 we have made a decision to exclude Ewellix India Ltd from the invoicing when it comes to Royalty cost

*Copenhagen 2023-05-30*

  
Martin Stranggard

Tax Manager Ewellix Group



*ABR*

Ewellix AB  
Address: P O Box 33, SE-433 21 Partille, Sweden  
Phone no. +46 31 337 10 10  
VAT no. S59053-5356 Ewellix.com

11. Further, on the scrutiny of form 3CEB for the F. Y. 2023-24, it is noted that a royalty amount of **Rs. 36,94,374/-** was received by the importer from related overseas supplier in the heading of **reversal of Royalties of earlier years**. Further, the importer submitted credit note number 240052029 dt 27.03.24 issued by the related overseas supplier. The credit note submitted by the importer is as mentioned below;



Ewellix AB

EWELLIX

Credit note

240052029 27.03.24

Ewellix India Private Limited 4th Fl., AWFIS, GK Mall, Pimpri Saudagar, Maharashtra IN-411027 PUNE India		Payer Ewellix India Private Limited 4th Fl., AWFIS, GK Mall, Pimpri Saudagar, Maharashtra IN-411027 PUNE India				
Your contact Poumima Dandawate		Your EU VAT no 27AACE7141J1ZJ				
Cust/Suppl No. IND0550		Our contact Djo'ken Johan Olsson				
Pos	OR	Item no / Description	Unit	Quantity	Unit Price	Total line
		Credit outstanding royalties due to Martin Strangard				3.694.374,00-
		VAT 0,00%				
		VAT base 3.694.374,00-				
		VAT amount 0,00				
		0,00%				
		0% VAT due to sales of services outside EU				
				Order total		3.694.374,00-
				VAT		0,00
				CREDIT		3.694.374,00-
					INR	
Terms of payment Invoicemonth + 15 Days		Due date 15.04.24	Currency INR	NET AMOUNT 3.694.374,00-		

Contact/invoice address  
 Ewellix AB  
 Box 33  
 SE-433 21 Partide  
 Sweden

Phone/Fax  
 +46 31 7882700  
 +46 31 7889710  
 www.ewellix.com

Bank giro  
 745-9440

Bank: Skandinaviska Enskilda Banken  
 Acc no (EUR) 77090000 BIC: ESSEDEFF  
 IBAN DE11512202000072090000  
 Acc no (SEK) 57161029851 BIC: ESSESESS  
 IBAN SE703000000000257461029851

Acc no (DKK) 52950010076552 BIC: ESSEDKKK  
 IBAN DK3052550010076552

Page: 1(1)

Reg no/VAT no  
 557063-5156  
 SE559053535601



12. Since, the royalty amount paid by the importer to the overseas supplier for the financial year 2022-23 has already been credited back, hence the same cannot be loaded on the transaction value of the imported goods. However, the royalty amount Rs. 27,51,130/- paid by the importer during the financial year 2021-22, the importer failed to submit any justification/clarification. Hence, it appears that the royalty amount Rs. 27,51,130/- is in relation to the goods imported by the importer during the financial year 2021-22 and the same is required to be loaded in the transaction value of the goods imported by the importer in the F.Y. 2021-22. Accordingly, loading percentage for the F. Y. 2021-22 is as calculated as below;

% addition to the C.I.F value for the F. Y. 2021-22 = total royalty payment in the F. Y. 2021-22 (in Rs) X 100 / Total Assessable value of the imported goods in the F. Y. 2021-22 (in Rs)





% addition to the C.I.F value =  $2751130 \times 100 / 34805935.73 = 7.9\%$

Here, it is also imperative to mention that the total assessable value of the imported goods for the F. Y. 2021-22 was provided by the importer, which is subject to verification at the time of loading. The letter submitted by the importer is illustrated below;

**EWELLIX**  
MAKERS IN MOTION

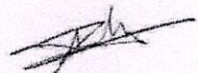
**TO WHOMSOEVER IT MAY CONCERN**

**CERTIFICATE**

I Mr. Ankit Dubey, Authorised Signatory of M/S Ewellix India Private Limited (U51103PN2019FTC208708) registered at Sr No 133/1/3,161,11, Gk Mall, Awfis, 4th Floor., Pimple Saudagar, Pune, 411027 hereby certify CIF value of Purchase as follows:

Year	Amount
FY 2020-21	₹ 73,60,109.55
FY 2021-22	₹ 3,48,05,935.73
<b>Total Amount</b>	<b>₹ 4,21,66,045.28</b>

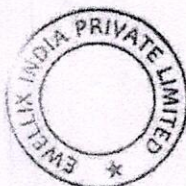
For Ewellix India Private Limited



Authorized Signatory

Name: Mr. Ankit Dubey

Designation: Customer Experience Manager



Ewellix India Private Limited  
Registered Address: Awfis, 3rd & 4th Floor, GK MALL, Near Konkane Chowk-Nashik Highway, Pimple Saudagar, Pune, Maharashtra 411027 Tel: +919545056822 Email: india@ewellix.com Website: www.ewellix.com  
CIN: U51103PN2019FTC208708.

13. Further, on the scrutiny of form 3CEB submitted by the importer, it is observed that various payments/expenses were made to related overseas suppliers, which are subject to examination. Details of the same is as below;



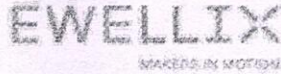
**Table-B**

Sr. No.	F. Y.	IT services	Business Services	IT services & Business Services	Reimbursement of expenses
1	2020-21	1745969	----	----	1558567
2	2021-22	----	----	6879306	----
3	2022-23	----	----	6167380	----
4	2023-24	----	7835500	----	302848

14. Accordingly, the importer was asked to submit the clarification regarding the expenses mentioned in table-C. The importer submitted letter dated 18.03.2025. The importer vide the said letter submitted that Ewellix India is using M3 IT system which is Ewellix Groups Global IT system. IT infrastructure investment and services to M3 IT system are provided by Ewellix AB to all group companies. Ewellix India is charged for IT services related to M3/common IT by group company. Further other business support services are in the area of Global Sales and Marketing, Corporate Planning and Finance, Corporate HR and training, Corporate Legal and intellectual Property Rights (IPR), Corporate Communications, corporate IT, Shareholder Services etc. Further, the importer also submitted invoices of the expenses as mentioned in table-C. Hence, it is evident from the invoices submitted by the importer that these expenses as mentioned in table-C above are related to the headings as detailed in above table and are borne by the importer to related overseas party from time to time. Hence, it can be construed that these payments are not related to the imported goods and not a condition of sale. The extract of the letter dated 18.03.2025 is illustrated below;







18 March 2025

To whom so ever it may concern,

Ewellix India is using M3 IT system which is Ewellix groups global IT system.

IT Infrastructure investment and Services related to M3 IT system are provided by Ewellix AB to all group companies.

Ewellix India is charged for IT services related to M3/common IT by group company.

Also other business support services are being provided by group company

Those business support services are in the area of Global Sales and Marketing, Corporate Planning and Finance, Corporate HR and training, Corporate Legal and Intellectual Property Rights (IPR), Corporate Communications, corporate IT, Shareholder Services etc.

Ajit Patil

Director

Ewellix India Private Limited



Ewellix India Private Limited  
Registered Address: Awfis, 3rd & 4th Floor, GK MALL, Near Konkane Chowk-Nashik Highway, Pimple Saudagar,  
Pune, Maharashtra 411027 Tel: +919545056622 Email: india@ewellix.com Website: www.ewellix.com  
CIN: U51103PN2019FTC208703.

Therefore, in view of above and as discussed in para 12.2 above, adjustment under Rule 10(1) Of the Customs Valuation (Determination of Value of Imported Goods) Rules, 2007 is required to be made to arrive at the transaction value of the imported goods for the F. Y. 2021-22 and **% addition to the C.I.F value for the F. Y. 2021-22 is required to be loaded @ 7.9%.** Further, no addition/adjustment under Rule 10(1) Of the Customs Valuation (Determination of Value of Imported Goods) Rules, 2007 for any of the financial year other than 2021-22 is required to be made to arrive at the transaction value of the imported goods under Rule 10(1) of the Customs Valuation (Determination of Value of Imported Goods) Rules, 2007.

#### CONCLUSION

15. The importer by M/s Ewellix India Pvt. Ltd. and overseas suppliers (1) M/s Ewellix Motion Technologies (Pinghu) Co. Ltd., China (2) M/s. Ewellix France (3) M/s. Ewellix GmbH, Germany (4) M/s. Ewellix Korea Ltd. (5) M/s. Ewellix AB, Sweden (6)



M/s. Ewellix Switzerland AG (7) M/s. ABBA Linear Tech Co. Ltd., Taiwan and (8) M/s. Ewellix USA, LLC are related in terms of Rule 2(2)(iv) of the Customs Valuation (Determination of Value of Imported Goods) Rules, 2007.

16. The declared invoice value of the goods imported by M/s. Ewellix India Pvt. Ltd. from related overseas suppliers (1) M/s Ewellix Motion Technologies (Pinghu) Co. Ltd., China (2) M/s. Ewellix France (3) M/s. Ewellix GmbH, Germany (4) M/s. Ewellix Korea Ltd. (5) M/s. Ewellix AB, Sweden (6) M/s. Ewellix Switzerland AG (7) M/s. ABBA Linear Tech Co. Ltd., Taiwan and (8) M/s. Ewellix USA, LLC may be accepted as transaction value for the purpose of assessment in terms of Section 14 of the Customs Act, 1962 read with Rule 3(3)(b)(ii) of the Customs Valuation (Determination of price of Imported Goods), 2007 by the assessing groups after usual check, scrutiny and verification of the declared value. Further, addition/adjustment under Rule 10(1) Of the Customs Valuation (Determination of Value of Imported Goods) Rules, 2007 is required to be made to arrive at the transaction value of the imported goods for the F. Y. 2021-22 and **% addition to the C.I.F value for the F. Y. 2021-22 is required to be loaded @ 7.9%.** Further, no addition/adjustment under Rule 10(1) Of the Customs Valuation (Determination of Value of Imported Goods) Rules, 2007 for any of the financial year other than 2021-22 is required to be made to arrive at the transaction value of the imported goods under Rule 10(1) of the Customs Valuation (Determination of Value of Imported Goods) Rules, 2007.

17. However, if contemporaneous imports at higher prices are noticed or there exist reasons to doubt the value, assessing group may evaluate the value of the imported goods under appropriate provision of the Customs Act, 1962. As regards, post-import price adjustments, in case of upward revision of prices, the importer have to pay differential duty as applicable including interest thereof.

18. The Investigation conclusion is solely taken on the basis of importers statements, information, and declaration in various written submissions made to this office from time to time. This Report does not take into account any suppression or mis-declaration affecting the invoice value, which may be dealt with appropriately under the law and procedure as and when detected. Any mis-declaration, suppression or mis-statement contained in the submission would render this report invalid and void ab initio.

19. Any change, error or omission thereof should be brought to the notice of this branch immediately. Changes, if any, in the method of invoicing, terms of the relationship, error or omission or any other material facts, which may affect the valuation of the goods under Valuation Rules, should be brought to the notice of this branch immediately for review.

20. This Investigation Report shall remain in force, till present method of Invoicing or the conditions of sale etc. remains unchanged. Any changes affecting the conditions of sale or other circumstances enumerated in CBEC Circular No. 05/2016 – Cus dated 09.02.2016 must be informed to the Assessing Group suo-moto by the Importer without delay. This Report may be reviewed as and when information, additional or contrary to whatever furnished is brought to the notice of this branch.

21. This IR is issued in terms of para 3.3 of the Board's Circular No.05/2016-Customs dated 09.02.2016 with the approval of the Commissioner of Customs, Import-II, Mumbai in terms of para 8.3 of the Board's Circular\ No.05/2016-Customs dated 09.02.2016.

22. All pending Provisional Assessments if any, may be finalized accordingly.





Signed by

Amit Virendra Bhatia

Date: 24-03-2025 16:07:41

(अमित वि. भाटिया)

सहायक-आयुक्त, विशेष मूल्यांकन शाखा,  
आयात-II, मुंबई कस्टम्स जोन-I

To,

Assistant Commissioner of Customs, Group-V, ACC, Mumbai-III, refrence F. No S/3-  
Gen-SVB-10/2020-21/Gr. 5/ACC(I) dated 25.09.2020. EM805760075IN

Copy to:

1. Directorate of Valuation, New Custom House, Ballard Estate, Mumbai-400 001.
2. The Addl. Director General, Risk Management Division, CBEC, 13, Sir V.T. Marg, Opp. Patkar Hall, New Marine Lines, Mumbai-400 020.
3. The Deputy Commissioner of Customs, (SVB), The O/o Commissioner of Customs, New Custom House, IGI Airport, New Delhi-110037.
4. The Deputy Commissioner of Customs, (SVB), The O/o Commissioner of Customs, Custom House, 15/1, strand Road, Kolkata-700001.
5. The Deputy Commissioner of Customs, (SVB), The O/o Commissioner of Customs, Commissionarate-III, 60, Krishna Block Salai, Opp. Dist. Collectorate, Chennai, Tamil Nadu-600001
6. The Deputy Commissioner of Customs, (SVB), The O/o Commissioner of Customs, MENZIES Aviation BOBBA Bangalore Pvt.Ltd., CARGO Terminal, Bangalore International Airport, Devanahalli, Bangalore-560300.
7. The Deputy Commissioner of Customs (Imports), O/o Commissioner of Customs, Air Cargo Complex, Shamshbad, Hyderabad-628004.
8. Office copy.
9. Copy to EDI for uploading on Internet.





**ANNEXURE-B**

<b>S. No.</b>	<b>BE No.</b>	<b>BE Date</b>
1	7412182	08-02-2022
2	6052744	29-10-2021
3	4576222	05-07-2021
4	5456470	15-09-2021
5	9977933	12-08-2022
6	8424292	26-04-2022
7	2725501	03-10-2022
8	6231282	02-06-2023
9	9212192	21-06-2022
10	2725500	03-10-2022
11	9295074	27-06-2022
12	3711527	28-05-2024
13	2725517	03-10-2022
14	2014889	16-08-2022
15	3438480	23-11-2022



