

FORM - XXXV

Department of Commercial Taxes, U.P. Government

[See rule-50(15) of the UPVAT Rules, 2008]

Form of Indemnity Bond

(This Indemnity Bond must be presented on stamp paper of proper face value and denomination)

KNOW ALL MEN BY THESE PRESENTS that I / we resident of.....

(Hereinafter called the obligor which expression shall unless excluded by or repugnant to the context include his/her heirs executors, administrators and legal representatives) and

(1)..... S/o / D/o / w/o..... Resident of and

(2)..... S/o / D/o / w/o Resident of sureties on behalf of the obligor (hereinafter called "the sureties" which expression shall unless excluded by or repugnant to the context include their heirs, executors, administrators and legal representative) bind ourselves jointly and severally to pay to Government of U.P. (hereinafter called The Govt. " Which expression shall unless excluded by or repugnant to the context include his successors in office and assigns) on demand truly to be made we bind ourselves firmly by these presents.

Signed this.....day oftwo thousand

Whereas rule of the value Added sales Tax Rules, 2008 as amended from time to time requires that if at any time after the refund is granted to the purchaser the assessing authority is satisfied that the refund was not due or, as the case may be, such amount became not refundable on demand deposit the amount refunded to him/her or any part thereof, as may not have been found refundable to him/her with the Government.

And whereas the obligor herein as person on the ultimate burden of tax has passed, who has obtained the refund.

Now, the condition of the above written bond or obligation is such that the obligor and / or the sureties shall in the event of the amount becoming not refundable (in respect of which the decision of the Government of the authority, appointed by it for the purpose shall be final and binding on the obligor and the sureties pay to the Government on demand and without demur the sad sum of Rs.....only (in words)].

And these presents also witness that the liability of obligor and the sureties hereinafter shall not be impaired or discharged by reason of any forbearance act or omission of the Government of for any time being granted or indulgence shown by the government by reason of any change in the constitution of the obligor (in cases where the obligor is not an individual).

And its hereby agreed and declared that without prejudice to any other remedy the Government may on a certificate of thewhich shall be final, conclusive and binding on the obligor and the sureties recover all dues here under from the obligor and /or the sureties jointly or severally as arrears of land revenue.

IN WITNESS WHEREOF the obligor and the sureties have hereunto set their respective hands have caused these presents to be executed by his/her their authorized representatives, on the date, month and year above written.

Signed by the above named obligor in presence of—

- 1-
2- (Name and full address of the witness)

Signed by the above named sureties in the presence of –

- 1- 1-
2- 2-

(Name and full address of witnesses)

Accepted for and on behalf of the Governor of Uttar Pradesh by

(Name and designation of the officer duly authorized in pursuance of Article 299(1) of the Constitution, to accept the bond for and on behalf of the Governor of Uttar Pradesh).

In presence of –

- 1-
2-

(Signature)
Name and designation of the officer
(Name and full address)

Seal of the officer