

NEWSLETTER

AJAY RATTAN & CO.

CHARTERED ACCOUNTANTS

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COMPLIANCES – JUNE 2020

Event Date	Act	Applicable Form	Obligation
04/06/2020	Goods and Service Tax	GSTR-3B	Summary Return cum Payment of Tax for April by taxpayers having an aggregate turnover of more than Rs. 5 cr in previous financial year.(without interest)(Can be filed upto specified date with interest @ 0.75% pm.)
07/06/2020	Income Tax	Challan No. ITNS-281	Payment of TDS/TCS deducted/collected in May. (Can be filed upto specified date with interest @ 0.75% pm.)
15/06/2020	Income Tax	Challan No.280	Deposit of First Instalment of Advance Tax (15%) by all assesses (other than 44AD & 44ADAD cases).(Can be filed upto specified date with interest @ 0.75% pm.)
15/06/2020	Provident Fund	Electronic Challan cum Return (ECR)	E-Payment of PF for May 2020.
15/06/2020	ESI	ESI Challan	ESI payment for May 2020.
24/06/2020	Goods and Service Tax	GSTR-3B	Summary Return cum Payment of Tax for Feb, March & April by taxpayers having an aggregate turnover of more than Rs. 5 cr in previous financial year WITH INTEREST @ 9%PA.
27/06/2020	Goods and Service Tax	GSTR-3B	Summary Return cum Payment of Tax for May by taxpayers having an aggregate turnover of more than Rs. 5 cr in previous financial year.
29/06/2020	Goods and Service Tax	GSTR-3B	Summary Return cum Payment of Tax for February by taxpayer with turnover between 1.5-5 cr.
29/06/2020	Goods and Service Tax	GSTR-3B	Summary Return cum Payment of Tax for March by taxpayer with turnover between 1.5-5 cr.
30/06/2020	Equalisation Levy	Form 1	Efiling of Annual Statement of Equalisation Levy (Google Tax/Tax on Digital Ads) for 2019-20.
30/06/2020	Income Tax	Online form	Uploading declarations received in Form. 15G/15H during quarter ending March.
30/06/2020	Income Tax	Form 61A	Furnishing of Statement of Financial Transactions as required to be furnished u/s 285BA(1) for 2019-20. (For tax audit assesses also receiving cash of more than 2 lacs against sales).

30/06/2020	Income Tax	ITR- 1 to 7	Last date for filing Original & Revised ITR for AY 2019-20.
30/06/2020	Income Tax	–	Payment of life insurance premium, deposit of PPF etc. for saving tax of FY 19-20.
30/06/2020	Income Tax	–	Investment etc for Capital Gains exemption in FY 19-20.
30/06/2020	Income Tax	–	Linking of PAN with Aadhaar.
30/06/2020	Income Tax	Challan No. ITNS-281	Payment of TDS Deducted in March (both Salary & non-salary) with interest @ 0.75% pm.
30/06/2020	Income Tax	Challan No. ITNS-281	Payment of TCS collected in March with interest @ 0.75% pm.
30/06/2020	Income Tax	Challan No. ITNS-281	Payment of TDS/TCS deducted/collected in April & May with interest @ 0.75% pm.
30/06/2020	Income Tax	Challan No.280	Payment of balance Advance Income Tax by ALL. (for Sec 234B & 234C) with interest @ 0.75% pm.
30/06/2020	Income Tax	Form 26QB	Deposit of TDS on payment made for purchase of property in May.
30/06/2020	Income Tax	Form 26QB	Deposit of TDS on payment made for purchase of property in February, March & April with interest @ 0.75% pm.
30/06/2020	Income Tax	Form 26QC	Deposit of TDS @ 5% on total payment of Rent more than 50,000 pm by individual of HUF (not liable to tax audit) during last FY, with interest @ 0.75% pm.
30/06/2020	Income Tax	Form 24Q, 26Q, 27Q	TDS Statements for Q4 of 19-20.
30/06/2020	Income Tax	Form 27EQ	TCS Statements for Q4 of 19-20.
30/06/2020	Income Tax	Form 26QAA	Quarterly return of non-deduction of tax at source by a bank from interest on fixed deposits for quarter ending March.
30/06/2020	Income Tax	Form 16	Issue of Salary TDS Certificates for 19-20.
30/06/2020	Income Tax	Form 16A	Issue of non-salary TDS Certificates for Q4 of 19-20.
30/06/2020	Income Tax	Form 16B	Issue of TDS Certificate for tax deducted u/s. 194IA on purchase of property for payment made in Feb, March, April.

30/06/2020	Income Tax	Form 16C	Issue of TDS Certificate by tenant for tax deducted u/s. 194IB in March for full year.
30/06/2020	Income Tax	Form 27D	Issue of TCS Certificate for March quarter.
30/06/2020	Goods and Service Tax	GST CMP-02	Opt for Composition Scheme for FY 20-21. Existing ones are not required to apply again.
30/06/2020	Goods and Service Tax	GST RFD-11	Online Application for Letter of Undertaking (LUT) for Exports & Supplies to SEZ without payment of tax in 2020-21.
30/06/2020	Goods and Service Tax	ITC-04	Return for March quarter of Goods sent to or received from job-worker.
30/06/2020	Goods and Service Tax	GSTR-1	Monthly return of Outward Supplies for March (Turnover exceeding 1.5 Cr.in previous year)
30/06/2020	Goods and Service Tax	GSTR-1	Monthly return of Outward Supplies for April (Turnover exceeding 1.5 Cr.in previous year)
30/06/2020	Goods and Service Tax	GSTR-1	Monthly return of Outward Supplies for May (Turnover exceeding 1.5 Cr.in previous year)
30/06/2020	Goods and Service Tax	GSTR-1	Quarterly return for January to March for quarterly filers.
30/06/2020	Goods and Service Tax	GSTR-3B	Summary Return cum Payment of Tax for April by taxpayer with turnover between 1.5-5 cr.
30/06/2020	Goods and Service Tax	GSTR-3B	Summary Return cum Payment of Tax for February by taxpayer with turnover upto 1.5 cr.
30/06/2020	Goods and Service Tax	GSTR-5 & 5A	Monthly Return by Non-resident taxable person for Feb, Mar, April & May.
30/06/2020	Goods and Service Tax	GSTR-6	Monthly Return of Input Service Distributor for March, April & May.
30/06/2020	Goods and Service Tax	GSTR-7	Monthly Return by Tax Deductors for March, April, May.
30/06/2020	Goods and Service Tax	GSTR-8	Monthly Return by e-commerce operators for March, April & May.



Keeping in view the preventive measures taken to contain the spread of Novel Coronavirus (COVID-19) and the difficulties being faced by the GST taxpayer, Ministry of Finance, Department of Revenue, Central Board of Indirect Taxes & Customs, **has extended the due date for Filing GST Returns.**

❖ **GSTR 3B DUE DATES FOR MAY 2020**

Compliance Particulars	Due date of GSTR 3B –	Extended Due Date
a. If Turnover > 5Crore:		27.06.2020
b. If Turnover < 5 Crore (in two parts)	15 States/UT's: (States: - Chhattisgarh, MP, Gujarat, Daman and Diu, Dadra and Nagar Haveli, Maharashtra, Karnataka, Goa, Lakshadweep, Kerala, TN, Puducherry, Andaman and Nicobar Islands, Telangana and Andhra Pradesh)	12.07.2020
	22 States/UT's: (states: - J&K, Ladakh, Himachal Pradesh, Punjab, Chandigarh, Uttarakhand, Haryana, Delhi, Rajasthan, UP, Bihar, Sikkim, Arunachal Pradesh, Nagaland, Manipur, Mizoram, Tripura, Meghalaya, Assam, West Bengal, Jharkhand and Odisha)	14.07.2020

❖ **TAXPAYERS WANTING TO OPT FOR COMPOSITION IN FY 2020-21**

Form No.	Compliance Particulars	Period	Extended Due Date
GST CMP-02	Intimation in respect of opting to pay tax under composition scheme for the FY 2020-21	2020-21	30.06.2020
GST ITC-03	filed by a taxpayer who is liable to pay an amount that is equal to the input tax credit through cash ledger or electronic credit. (in relation to above intimation)	2019-20 (As on 31-3-2020)	31.07.2020

❖ GSTR 3B DUE DATES FOR TAX PERIODS OF FEBRUARY, 2020 TO APRIL, 2020.

S. No. (1)	Class of registered persons (2)	Rate of interest (3)	Tax period (4)	Condition (5)
1	Taxpayers having an aggregate turnover of more than rupees 5 crores in the preceding financial year	Zero interest for 15 days + interest rate @9% p.a	February, 2020, March 2020, April, 2020	If return in FORM GSTR-3B is furnished on or before the 24th day of June, 2020
2	Taxpayers having an aggregate turnover of more than rupees 1.5 crores and up to rupees five crores in the preceding financial year	Due Date 14.07.2020	February, 2020, March, 2020	If return in FORM GSTR-3B is furnished on or before the 29th day of June, 2020
			April, 2020	If return in FORM GSTR-3B is furnished on or before the 30th day of June, 2020
3	Taxpayers having an aggregate turnover of up to rupees 1.5 crores in the preceding financial year	Nil	February, 2020	If return in FORM GSTR-3B is furnished on or before the 30th day of June, 2020
			March, 2020	If return in FORM GSTR-3B is furnished on or before the 3rd day of July, 2020
			April, 2020	If return in FORM GSTR-3B is furnished on or before the 6th day of July, 2020.

Note: In case the return for the said months are not furnished on or before the date mentioned in the notification then interest @ 18% per annum shall be charged from the due date of return, till the date on which the return is filed. In addition, regular late fee shall also be leviable for such delay along with liability for penalty.

❖ TAXPAYERS FILING FORM GSTR-1 EITHER MONTHLY OR QUARTERLY

Form No.	Compliance Particulars	Due Date (New)
GSTR-1 March – 2020 April – 2020 May – 2020	Monthly return that should be filed by every registered dealer. It contains details of all outward supplies i.e sales.	On or Before 30.06.2020
GSTR-1 (Quarterly) Jan – March 2020	Quarterly return that should be filed by every registered dealer. It contains details of all outward supplies i.e sales.	

❖ COMPLIANCES FOR COMPOSITION TAXPAYERS

Form No.	Compliance Particulars	Due Date (New)
GST CMP-08	Registered person availing the benefit provided under Notification 2/2019 – Central Tax (Rate) shall be required to furnish details of self-assessed tax in Form GST CMP-08 for quarter ending March 2020	07.07.2020
GSTR-4	The yearly return for 2019-20 shall be required to be filed in Form GSTR 4 by the above persons	15.07.2020

❖ NON-RESIDENT TAX PAYERS, ISD, TDS & TCS TAXPAYERS

Form No.	Compliance Particulars		Due Date (New)
GSTR -5	Non-Resident Taxpayers	20th of succeeding month	30.06.2020
GSTR -6	Input Service Distributors	13th of succeeding month	30.06.2020
GSTR -7	Tax Deductors at Source (TDS deductors)	10th of succeeding month	30.06.2020
GSTR -8	Tax Collectors at Source (TCS collectors) Form GSTR 4 by the above persons	10th of succeeding month	30.06.2020

The Insolvency Resolution Professionals/ Resolution Professionals (IRPs/RPs), appointed to undertake corporate insolvency resolution proceedings for Corporate Debtors, can apply for new registration on GST Portal, on behalf of the Corporate Debtors, in each of the States or Union Territories, on the PAN and CIN of the Corporate Debtor, where the corporate debtor was registered earlier, in terms of Notification No. 11/2020-CT, dated 21st March, 2020 and as amended vide Notification No. 39/2020-CT, dated 5th May, 2020. The IRP / RP are required to obtain a new registration within thirty days of their appointment as IRP/RP or by 30th June, 2020, whichever is later, except in cases where the corporate debtors have filed Form GSTR-1 and Form GSTR-3B, for all the tax periods prior to the appointment of IRP/RP.

GOODS & SERVICE TAX NOTIFICATIONS

Sr. No.	Notification/ Circular No.	Particulars	Remarks
1	43/2020- Central Tax dt. 16-05-2020	Seeks to bring into force Section 128 of Finance Act, 2020 in order to bring amendment in Section 140 of CGST Act w.e.f. 01.07.2017.	The Central Government hereby appoints the 18th day of May, 2020, as the date on which the provisions of section 128 of the said Act, shall come in force. In section 128, The Government may, by notification, waive in part or full, any penalty referred to in section 122 or section 123 or section 125 or any late fee referred to in section 47 for such class of taxpayers and under such mitigating circumstances as may be specified therein on the recommendations of the Council.
2	42/2020- Central Tax dt. 05-05-2020	Seeks to extend the due date for furnishing FORM GSTR-3B, Jan-March, 2020 returns for the taxpayers registered in Ladakh.	In the said notification, in the first paragraph, for the sixth proviso, the following provisos shall be substituted, namely: –UT of Jammu and Kashmir : For the months of November'2019 to February'2020, Form GSTR-3B shall be furnished electronically on or before the 24th March, 2020UT of Ladakh: For the months of November'2019 to December'2019, Form GSTR-3B shall be furnished electronically on or before the 24th March, 2020UT of Ladakh: For the months of January'2020 to March'2020, Form GSTR-3B shall be furnished electronically on or before the 20th May, 2020. ication shall be deemed to come into force with effect from the 24th Day of March,2020
3	41/2020- Central Tax, dt. 05-05-2020	Seeks to extend the due date for furnishing of FORM GSTR 9/9C for FY 2018-19 till 30th September, 2020	The due date of furnishing Form GSTR-9/9C for the F.Y. 2018-19 is 30th September,2020.
4	40/2020- Central Tax, dt. 05-05-2020	Seeks to extend the validity of e-way bills till 31.05.2020 for those e-way bills which expire during the period from 20.03.2020 to 15.04.2020 and generated till 24.03.2020.	Where an e-way bill has been generated under rule 138 of the Central Goods and Services Tax Rules, 2017 on or before the 24th March'2020 and its period of validity expires during the period 20th day of March, 2020 to 15th day of April, 2020, the validity period of such e-way bill shall be deemed to have been extended till the 31st May,2020.

5	39/2020- Central Tax, dt. 05-05-2020	Seeks to make amendments to special procedure for corporate debtors undergoing the corporate insolvency resolution process under the Insolvency and Bankruptcy Code, 2016.	Registration.- The said class of persons shall, with effect from the date of appointment of IRP / RP, be treated as a distinct person of the corporate debtor, and shall be liable to take a new registration in each of the States or Union territories where the corporate debtor was registered earlier, within thirty days of the appointment of the IRP/RP or by 30th June, 2020, whichever is later:
6	38/2020- Central Tax ,dt. 05-05-2020	Seeks to make fifth amendment (2020) to CGST Rules.	<p>1. (a) These rules may be called the Central Goods and Services Tax (Fifth Amendment) Rules, 2020.</p> <p>(b) Save as otherwise provided, they shall come into force on the date of their publication in the Official Gazette.</p> <p>2. In the Central Goods and Services Tax Rules, 2017 with effect from the 21st April, 2020, in rule 26 in sub-rule (1), after the proviso, following proviso shall be inserted, namely: - “Provided further that a registered person registered under the provisions of the Companies Act, 2013 (18 of 2013) shall, during the period from the 21st day of April, 2020 to the 30th day of June, 2020, also be allowed to furnish the return under section 39 in FORM GSTR3B verified through electronic verification code (EVC).</p> <p>3. In the said rules, after rule 67, with effect from a date to be notified later, the following rule shall be inserted, namely: -“67A. Manner of furnishing of return by short messaging service facility.- notwithstanding anything contained in this Chapter, for a registered person who is required to furnish a Nil return under section 39 in FORM GSTR-3B for a tax period, any reference to electronic furnishing shall include furnishing of the said return through a short messaging service using the registered mobile number and the said return shall be verified by a registered mobile number based One Time Password facility.</p>

GOODS & SERVICE TAX CIRCULARS

	Circular No	Particular	Issue	Clarification
	Circular No. 138/08/2020 dated 06.05.2020	Seeks to clarify 'issues in respect of challenges faced by the registered persons in implementation of provisions of GST Laws'.	<p>Issues related to Insolvency and Bankruptcy Code, 2016</p> <p>Issue No:1 Notification No. 11/2020 – Central Tax dated 21.03.2020, issued under section 148 of the CGST Act provided that an IRP / CIRP is required to take a separate registration within 30 days of the issuance of the notification. It has been represented that the IRP/RP are facing difficulty in obtaining registrations during the period of the lockdown and have requested to increase the time for obtaining registration from the present 30 days limit.</p>	"Vide notification No. 39/2020- Central Tax, dated 05.05.2020, the time limit required for obtaining registration by the IRP/RP in terms of special procedure prescribed vide notification No. 11/2020 – Central Tax dated 21.03.2020 has been extended. Accordingly, IRP/RP shall now be required to obtain registration within thirty days of the appointment of the IRP/RP or by 30th June, 2020, whichever is later.
			<p>Issue No: 2 The notification No. 11/2020–Central Tax dated 21.03.2020 specifies that the IRP/RP, in respect of a corporate debtor, has to take a new registration with effect from the date of appointment. Clarification has been sought whether IRP would be required to take a fresh registration even when they are complying with all the provisions of the GST Law under the registration of Corporate Debtor (earlier GSTIN) i.e. all the GSTR-3Bs have been filed by the Corporate debtor / IRP prior to the period of appointment of IRPs and they have not been defaulted in return filing.</p>	<p>i. The notification No. 11/2020– Central Tax dated 21.03.2020 was issued to devise a special procedure to overcome the requirement of sequential filing of FORM GSTR-3B under GST and to align it with the provisions of the IBC Act, 2016. The said notification has been amended vide notification No. 39/2020 - Central Tax, dated 05.05.2020 so as to specifically provide that corporate debtors who have not defaulted in furnishing the return under GST would not be required to obtain a separate registration with effect from the date of appointment of IRP/RP.</p> <p>ii. Accordingly, it is clarified that IRP/RP would not be required to take a fresh registration in those cases where statements in FORM GSTR-1 under section 37 and returns in FORM GSTR-3B under section 39 of the CGST Act, for all the tax periods prior to the appointment of IRP/RP, have been furnished under the registration of Corporate Debtor (earlier GSTIN)</p>

			<p>Issue No:3 Another doubt has been raised that the present notification has used the terms IRP and RP interchangeably, and in cases where an appointed IRP is not ratified and a separate RP is appointed, whether the same new GSTIN shall be transferred from the IRP to RP, or both will need to take fresh registration.</p>	<p>i. In cases where the RP is not the same as IRP, or in cases where a different IRP/RP is appointed midway during the insolvency process, the change in the GST system may be carried out by an amendment in the registration form. Changing the authorized signatory is a non-core amendment and does not require approval of tax officer. However, if the previous authorized signatory does not share the credentials with his successor, then the newly appointed person can get his details added through the Jurisdictional authority as Primary authorized signatory.</p> <p>ii. The new registration by IRP/RP shall be required only once, and in case of any change in IRP/RP after initial appointment under IBC, it would be deemed to be change of authorized signatory and it would not be considered as a distinct person on every such change after initial appointment. Accordingly, it is clarified that such a change would need only change of authorized signatory which can be done by the authorized signatory of the Company who can add IRP /RP as new authorized signatory or failing that it can be added by the concerned jurisdictional officer on request by IRP/RP.</p>
			<p>Other COVID-19 related representations.</p> <p>1) As per notification no. 40/2017-Central Tax (Rate) dated 23.10.2017, a registered supplier is allowed to supply the goods to a registered recipient (merchant exporter) at 0.1% provided, inter-alia, that the merchant exporter exports the goods within a period of ninety days from the date of issue of a tax invoice by the registered supplier. Request has been made to clarify the provision vis-à-vis the exemption provided vide notification no. 35/2020-Central Tax dated 03.04.2020</p>	<p>i. Vide notification No. 35/2020-Central Tax dated 03.04.2020, time limit for compliance of any action by any person which falls during the period from 20.03.2020 to 29.06.2020 has been extended up to 30.06.2020, where completion or compliance of such action has not been made within such time.</p> <p>ii. Notification no. 40/2017-Central Tax (Rate) dated 23.10.2017 was issued under powers conferred by section 11 of the CGST Act, 2017. The exemption provided in notification No. 35/2020-Central Tax dated 03.04.2020 is applicable for section 11 as well.</p>

				<p>iii. Accordingly, it is clarified that the said requirement of exporting the goods by the merchant exporter within 90 days from the date of issue of tax invoice by the registered supplier gets extended to 30th June, 2020, provided the completion of such 90 days period falls within 20.03.2020 to 29.06.2020.</p>
			<p>2) Sub-rule (3) of that rule 45 of CGST Rules requires furnishing of FORM GST ITC-04 in respect of goods dispatched to a job worker or received from a job worker during a quarter on or before the 25th day of the month succeeding that quarter. Accordingly, the due date of filing of FORM GST ITC-04 for the quarter ending March, 2020 falls on 25.04.2020. Clarification has been sought as to whether the extension of time limit as provided in terms of notification No. 35/2020-Central Tax dated 03.04.2020 also covers furnishing of FORM GST ITC-04 for quarter ending March, 2020</p>	<p>Time limit for compliance of any action by any person which falls during the period from 20.03.2020 to 29.06.2020 has been extended up to 30.06.2020 where completion or compliance of such action has not been made within such time. Accordingly, it is clarified that the due date of furnishing of FORM GST ITC-04 for the quarter ending March, 2020 stands extended up to 30.06.2020.</p>



REVISED DUE DATES UNDER INCOME TAX ACT, 1961

Applicable Laws/Acts	Compliance Particulars	Due Dates	Revised Due Dates
Income Tax Act, 1961	Filing of belated return for the Assessment Year 2019-20	31.03.2020	30.06.2020
Income Tax Act, 1961	Filing of revised return for the Assessment Year 2019-20	31.03.2020	30.06.2020
Income Tax Act, 1961	Sending an intimation after processing of return of income (ITR), if the return is filed: a) During Financial Year 2018-19 under section 139; b) During Financial Year 2018-19 in response to a notice issued under section 142(1)	31.03.2020	30.06.2020
Income Tax Act, 1961	Furnishing of TDS Statement for the fourth quarter (Jan – March, 2020) of the Financial Year 2019-20	31.05.2020	30.06.2020
Income Tax Act, 1961	Furnishing of TDS Statement in form 26QB/26QC/26QD for the month of a) February, 2020 b) March, 2020 c) April, 2020	30.03.2020 30.04.2020 30.05.2020	30.06.2020
Income Tax Act, 1961	Furnishing of TCS Statement for fourth quarter of the Financial Year 2019-20	15.05.2020	30.06.2020
Income Tax Act, 1961	Issue of TCS certificate for the fourth quarter of the Financial Year 2019-20	30.05.2020	
Income Tax Act, 1961	Furnishing of Form 24G by an office of the Government for the month of a) March, 2020 b) April, 2020 c) May, 2020	30.04.2020 15.05.2020 15.06.2020	
Income Tax Act, 1961	Due date to send the intimation for processing of statement of TDS/TCS filed during the Financial Year 2018-19	31.03.2020	30.06.2020
Income Tax Act, 1961	Investment in 80C/ 80D, Capital Gain investment schemes, Donations etc.	31.03.2020	30.06.2020
Income Tax Act, 1961	Vivad se Vishwas Scheme (Not liable to pay additional 10%. No interest and penalty will be applicable)	31.03.2020	31.12.2020

Applicable Laws/Acts	Compliance Particulars	Revised Due Dates
Income Tax Act, 1961	Furnishing the Audit Report u/s 44AB or Audit Report under any other provisions of the Act	31.10.2020
Income Tax Act, 1961	Filing ITR in case of all assesses	30.11.2020
Income Tax Act, 1961	Last date for completion of Scrutiny Assessment for AY 2018-19 by department	31.12.2020

❖ TDS RATES EFFECTIVE FROM MAY 14, 2020

To increase liquidity in the hands of an individual and battle covid-induced financial distress, the government announced various relief measures on 13 May 2020. One of these was a reduction in the tax deducted at source (TDS) and tax collected at source (TCS) rates by 25 per cent on non-salaried payments. Non-salaried payments include interest earned on fixed deposits (FDs), dividend income etc (for various payments, the TDS itself kicks in at different levels).

The new rates came into effect from May 14, 2020 and remain effective till March 31, 2021, i.e., till the end of the financial year 2020-21, Finance Minister Nirmala Sitharaman stated in her press briefing. From May 14, 2020 till March 31, 2021, for any non-salaried income which is subject to TDS, tax will now be deducted at the new lower rates.

- Note 1: In case payee does not furnish PAN, TDS rate would be 20%
- Note 2: The relaxation in TDS/TCS rates with effect from 14/05/2020 will not have any impact on the ultimate tax liability and therefore, any deficit in tax liability, due to reduced rates should be paid by Advance Tax Instalments.

❖ HOUSE PROPERTY

For the FY 2019-20 and onwards, the benefit of considering the houses as self-occupied has been extended to 2 houses. Now, a home-owner can claim his 2 properties as self-occupied and remaining house as let out for Income tax purposes.

- Maximum Deduction under Interest for House property for self-occupied can be 200000/-

❖ SITUATIONS WHERE ITR FILING IS MANDATORY:

Seeking to expand the tax payer base further, Budget 2019 has proposed to make income tax return filing mandatory for certain persons even if their income is below the taxable limit. If the assessee-

- a) Has deposited amount more than 1 cr in aggregate in one or more of current account maintained with banks or co-operative society
- b) Has incurred foreign expenditure of more than Rs.200000/- for himself or any other person
- c) Has incurred electricity expenditure of more than 1 lakh

❖ **WIDENING THE SCOPE OF FORM 26AS:**

Presently 26AS form gives the information regarding TDS Deducted / Taxes paid related to assessee. With effect from 01/06/2020, the scope of this form is being widened to include all information's related to assessee such as sale/purchase of shares, immovable property, donations made etc.

<i>Sl. No</i>	<i>Nature of information</i>
(i)	Information relating to tax deducted or collected at source
(ii)	Information relating to specified financial transaction
(iii)	Information relating to payment of taxes
(iv)	Information relating to demand and refund
(v)	Information relating to pending proceedings
(vi)	Information relating to completed proceedings

IN APPENDIX II, FORM 26AS SHALL BE SUBSTITUTED BY THE FOLLOWING FORM, NAMELY:

Form 26AS	Annual Information Statement	Financial Year:
	[See rule 114-I]	XXXX-XX
		Assessment Year:
		XXXX-XX

PART-A

Permanent Account Number:		Aadhaar Number:	
Name :			
Date of Birth/Incorporation:			
Mobile No. :			
Email Address :			
Address:			

PART-B

<i>Sl. No</i>	<i>Nature of information</i>
1.	Information relating to tax deducted or collected at source
2.	Information relating to specified financial transaction
3.	Information relating to payment of taxes
4.	Information relating to demand and refund
5.	Information relating to pending proceedings
6.	Information relating to completed proceedings
7.	Any other information in relation to sub-rule (2) of rule 114-I

❖ TAX TREATMENT OF DIVIDENDS CHANGED

With effect from 01/04/2020, dividends received from companies / mutual funds would be included in the 'Income from Other Sources'. TDS would be deducted @ 10% u/s 194 / 194K by the Companies/Mutual Fund if the amount of dividend exceeds Rs. 5000/-. Further no any expense can be deducted from such income except 'Interest on the borrowing made for such investment' to the extent of 20% of such dividend.

❖ TAX AUDIT PROVISIONS:

Limit of Turnover for the Audit is presently Rs. 1 Crore in the case of business and Rs. 50 Lacs in the case of professions. Finance Act, 2020 has amended the Tax Audit Limit in case of the business as under:

The limit would be raised to Rs. 5 Crore in the case of business if the assessee satisfies following conditions:

- a) Cash receipts during the year should not exceed 5% of total receipts during the year
- b) Cash payments should not exceed 5% of total payments during the year

The limit of audit can be summarized as under:

PROFESSION			
Audit required if Gross Receipts from Profession during the relevant previous year exceeds Rs.50 lakhs or If income of assessee exceeds the maximum exemption limit and he has opted for the Presumptive Tax scheme in any of the last 5 previous years, but does not opt for the same in current year.			
BUSINESS			
TURNOVER LIMITS	AUDIT MANDATORY	AUDIT MANDATORY	AUDIT NOT MANDATORY
If Turnover is below Rs. 1Crore	Audit required if the profit declared is below 8% / 6%	Audit required if the profit declared is below 8% / 6% in the Assessment year or opted for such scheme in preceding 5 years	Audit not required if the profit declared is more than 8% on cash sales and 6% on non-cash sales. Cash Receipts / Payments limit of 5% is not applicable.
If Turnover is Above Rs. 1Crore but below Rs. 2 Crore	Cash Receipts / Payments limit of 5% is applicable and may be liable for audit even if profit declared is more than 8% or 6% if 5% limits not maintained	-do-	Audit not required if the profit declared is more than 8% on cash sales and 6% on non-cash sales
Turnover is between Rs. 2 Crore to 5 Crore	Cash Receipts / Payments limit of 5% is applicable and would be liable for audit if limits are breached	Not Applicable	Profit declared may be below or above 8% / 6%. Audit is not linked with profit percentage. If the 5% cash receipts/payment criteria is satisfied.



❖ [MCA MONTHLY UPDATE CALENDAR: 01ST MAY TO 31ST MAY 2020](#)

Sl. No.	Particulars of the Circulars
1	MCA Clarification on holding of annual general meeting (AGM) through video conferencing (VC) or other audio-visual means (OAVM).
2	Clarification on dispatch of notice under section 62(2) of Companies Act, 2013 by listed companies for rights issue opening up to 31st July, 2020
3	Period/days of extension for names reserved and resubmission of forms
4	The MCA department has amended Schedule VII of Companies Act, 2013 by adding PM CARES as CSR

❖ [OTHER STATUTORY LAWS AND UPDATES](#)

Applicable Laws/Acts	Due Dates	Compliance Particulars	Forms / (Filing mode)
EPF (The Employees' Provident Funds And Miscellaneous Provisions Act, 1952)	15.06.2020	PF Payment for May 2020	ECR
ESIC (Employees' State Insurance Act, 1948)	11.06.2020	ESIC Payment (February & March 2020)	ESI Challan
Contract Labour (Regulation & Abolition) Act, 1970	Within 15 Days of commencement/ completion of contract work	Return/Notice within 15 days of commencement/ completion of each contract by the Principal employer	Form VI-B
Contract Labour (Regulation & Abolition) Act, 1970	Within 15 Days of commencement/completion of contract work	Notice of commencement/ completion of contract work by the Contractor within 15 days	Form VI-A
Payment of Gratuity Rule	Within 30 Days of applicability of the Act & any change	Notice of applicability of the Act & any change	Form A or B



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