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**Wishing you a glorious**



**July 1, 2022 DAY**

Dear Members,

मातृभूमि नु सन्मान, मातृ संस्था द्वारा, मातृ भाषा ना हेत थीअषाढ सुद बीज, रथयात्रा, विह्वम संवत 2078

My best wishes to all of you on this CA day. Happy CA Day to all my dear fellow members!

A day where we all as Chartered Accountants feel proud!

The day we all want to rejoice!

We are extremely thankful to our mother profession and our mother Institute!

मातृ देवो भव:

We celebrate our foundation day on 1st July as on 1st July 1949, the Chartered Accountants' Act was enacted. We feel proud that our forefathers earned respect for the country and love in the society as Chartered Accountants. CA is the alphabet of trust. On this 74th CA day, we feel proud to see our profession reaching newer heights every time. Hence, let us take an oath that we will take this profession to the zenith. Together we can & we will.

During the last month, we have done more than 20 programs. The outreach programme for the new education and training scheme got a fantastic response from members, students and academicians under the visionary and dynamic leadership of our Vice President of ICAI **CA. Aniket Talati**. We also met the principal chief commissioner of income tax under the able leadership of our CCM **CA. Purushottam Khandelwal** and discussed how we can collaborate in organising workshops and training programs for the departmental officials and the role of chartered accountants in Tax literacy. We had hosted GST RRC jointly with the

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Faridabad branch of NIRC of ICAI, which was organised by the GST and Indirect Taxes Committee of ICAI, New Delhi. During the same, we were fortunate to have the Honourable Justice Shri Hari Shankar of Delhi High Court, Member GST from CBIC Shri D.P. Nagendra Kumar, Chief Commissioner of Customs New Delhi, Mr S.K. Rahman Sir, Senior Vice President of GSTN Shri Jagmal Singh Ji, and we had words of wisdom from our past president of ICAI CA Atul Kumar Gupta sir.

We had a mega tree plantation drive celebrating the world environment day, 15 days of a yoga session to attempt to inculcate yoga habits in daily life and a Yoga day Celebration. We organised a mega summer cricket where more than 200 members participated and enjoyed playing cricket in teams.

We are trying to see how we enable our members to grab more and more opportunities in the new fields of start-ups, outsourcing, and intellectual property rights assignments. For the same, we had arranged a start-up demo day with I-hub Gujarat to make aware members of the opportunities in a start-up. We celebrated MSME day with Committee on MSME and Start-up, ICAI, New Delhi and hosted a lecture meeting on various incentives schemes

available to MSME.

We also had an interactive meeting with the Member of Parliament CA. Suresh Prabhuji on the topic of making India a \$5 trillion economy. Ministry of Corporate Affairs had organised an Investor's oath-taking ceremony in the esteem presence of the Hon'ble Union Finance Minister as part of Azadi ka Amrit Mahotsav.

1st July, along with being the CA day, is also considered Doctors 'day and GST day. We will be felicitating our doctors for being with us and helping us during the challenging times of COVID. I urge and request all my fellow members to appreciate today the efforts put in by our doctors and felicitate them at their levels as we all were fortunate to have doctors around us, our family doctors, doctors from hospitals and our doctor relatives. We are celebrating CA

On a concluding note,

Talent wins games, but teamwork and intelligence win championships.”

**CA. Bishan R. Shah,**  
Chairperson,  
Ahmedabad Branch of WIRC of ICAI


Ahmedabad Branch of WIRC of ICAI


## संपर्क सेतु → CONNECT TO CHAIRPERSON

A Platform for **MEMBERS** and **STUDENTS** of Ahmedabad Branch to Connect and Interact with the **CHAIRMAN** of Ahmedabad Branch of WIRC of ICAI

Connect by Filling Form :- <http://tiny.cc/ConnectToChairman>

Connect and Share to Me

- ◆ IDEAS of yours for our Fraternity
- ◆ Redressal of your GRIEVANCE
- ◆ Willingness to be a VOLUNTEER
- ◆ Share your valuable SUGGESTIONS
- ◆ Any OTHER Purpose.

“Always Happy to Help”  
**CA Bishan R. Shah**  
 Chairperson,  
 Ahmedabad Branch of WIRC of ICAI

Members & Students of Ahmedabad Branch can take Benefit of the Initiative.

## EDITORIAL



accounts....

Chartered Accountants are the ones who create economies, create finances to rely on, create opportunities to grow.... Best wishes on CA Day to the CAs!! Let us celebrate CA Day with great zeal because we are the second largest professional body of finance and



Chartered Accountants are seen with extreme pride across the country because of the lofty process that goes behind becoming a CA Professional.

With this new scheme, the professional work of a Chartered Accountant is undergoing major changes that will continue, and potentially intensify, in the future. The spirit to change for better will let us evolve with every passing year, retaining the luster of our golden tradition.

On July 1st, 1949, an act of Parliament gave birth to the Institute of Chartered Accountants of India (ICAI). Founded a year before the Constitution of the country was formalized, the ICAI counts itself among the oldest professional institutions in the country. It is the second largest professional accounting and finance body in the world in terms of members, with a current roster of about 3.27 lakhs members and 164 branches across Globe.

There is no reservation in the ICAI. Even office bearers are selected without any reservation criteria. This makes our course truly Equal for all.

The ICAI has a very strict code of ethics. Its official motto is a quote from the Upanishad which reads "Ya esha supteshu jagriti". It translates as "the one who is awake in those that sleep". A CA is honor-bound to follow the ICAI's regulations and to always be compliant and

vigilant. Even when a client is lax about their taxes, it is the CA's duty to help them become better tax-paying citizens of the country.

We all are well aware that our Alma mater ICAI is always way ahead with time and technologies in the Professional area. When we see to latest technologies moving around, we at ICAI have already adapted and educated our Members on the same whether its New Law or Technologies, for e.g. Anti-Money Laundering Act, Benami Property Act, Start Up India, Blockchain Technologies, Forensic Audit, etc. We are also organizing World Congress of Accountants in this November, 2022 at Mumbai, which is considered as an Olympics for all Professional Accounting Bodies of the world.

I can see our Profession as one of the most esteemed and sought-after name in the Professional World. I am honored to share with my esteemed Professionals few quotes for CA as quoted by people with estimable value:

" The signature of a Chartered Accountant is more important than the signature of the Prime Minister "

- **Shri Narendra Modi**

" CA is not a Certificate or a Degree. It's the pride of my life "

- **Kumar Mangalam Birla**

" The books were really huge, as big as Eden Garden. Cricket looked easier for me than the CA Course "

- **Rahul Dravid**

Our profession is driven by the pursuit of knowledge and with persistence we have established a legacy of excellence and integrity, which we must always uphold.

Wishing you all a Happy CA Day once again!!

I also request to all the members who are willing to contribute for newsletter on any topic can share the same with us at [newsletterabadicai@gmail.com](mailto:newsletterabadicai@gmail.com)

'TOGETHER EVERYONE ACHIEVES MORE'

Stay Safe and Stay Happy!!

Happy learning!!

**CA Samirkumar Chaudhary**

Chairperson, Newsletter Committee





# Direct Tax Updates

**Compiled by: CA Mohit R. Tibrewala**

**1. Press Release dated 16.06.2022 - Revised Instruction for constitution and functioning of Local Committees to deal with taxpayers' grievances due to high-pitched Scrutiny Assessment**

In line with CBDT's policy and commitment towards providing enhanced taxpayers' services and reduce taxpayers' grievances, CBDT has issued revised Instruction for constitution and functioning of Local Committees to deal with taxpayers' grievances arising out of high-pitched Scrutiny Assessment through F.No.225/101/2021-ITA-II, dated 23rd April, 2022.

This instruction also provides for initiation of suitable administrative action against the officer concerned, in cases where assessments are found by the Local Committee to be high-pitched or where there is non-observance of principles of natural justice, non-application of mind or gross negligence of Assessing Officer/Assessment Unit.

<https://incometaxindia.gov.in/Lists/Latest%20News/Attachments/518/Instrution-225-101-2021.pdf>

**2. Circular No. 12/2022 – Guidelines for removal of difficulties under section (2) of section 194R of the Income Tax Act, 1961.**

Finance Act 2022 inserted a new section 194R in the Income-tax Act, 1961 (hereinafter referred to as "the Act") with effect from 1<sup>st</sup> July 2022. The new section mandates a person, who is responsible for providing any benefit or perquisite to a resident, to deduct tax at source @ 10% of the value or aggregate of value of such benefit or perquisite, before providing such benefit or perquisite. The benefit or perquisite may or may not be convertible into money but should arise either from carrying out of business, or from exercising a profession, by such resident. This deduction is not required to be made, if the value or aggregate of value of the benefit or perquisite provided or likely to be provided to the resident during the financial year does not exceed twenty thousand rupees. The responsibility of tax deduction also does not apply to a person, being an Individual/Hindu undivided family (HUF) deductor, whose total sales / gross receipts / gross turnover from business does not exceed one crore rupees, or from profession does not exceed fifty lakh rupees, during the financial year immediately

preceding the financial year in which such benefit or perquisite is provided by him. Accordingly, in exercise of the power conferred by sub-section (2) of section 194R of the Act, the Board, with the prior approval of the Central Government, hereby issues the guidelines which can be viewed from the below link:-

<https://www.incometaxindia.gov.in/communications/circular/circular-no-12-2022.pdf>

**3. Circular No. 13/2022 dated 22.06.2022 – Guidelines for removal of difficulties under sub section (6) of section 194S of the Income Tax Act, 1961.**

Finance Act 2022 inserted a new section 194S in the Income-tax Act, 1961 (hereinafter referred to as "the Act") with effect from 1<sup>st</sup> July 2022.

The new section mandates a person, who is responsible for paying to any resident any sum by way of consideration for transfer of a virtual digital asset (VDA), to deduct an amount equal to 1% of such sum as income tax thereon. The tax deduction is required to be made at the time of credit of such sum to the account of the resident or at the time of payment, whichever is earlier. This deduction is not required to be made in the following cases:-

- (i) the consideration is payable by a specified person and the value or aggregate value of such consideration does not exceed fifty thousand rupees during the financial year; or
- (ii) the consideration is payable by any person other than a specified person and the value or aggregate value of such consideration does not exceed ten thousand rupees during the financial year.

Accordingly, in exercise of the power conferred by sub-section (6) of section 194S of the Act, CBDT hereby issues the guidelines which can be viewed from the below link.

<https://www.incometaxindia.gov.in/communications/circular/circular-no-13-2022.pdf>

<https://www.incometaxindia.gov.in/communications/circular/circular-14-2022.pdf>

**4. Notification No. 62/2022 dated 14.06.2022 – Cost Inflation Index**

Cost Inflation Index **F.Y. 2022-23 – 331**

<https://www.incometaxindia.gov.in/communications/notification/notification-62-2022.pdf>



# Direct Tax Quick Connect-1

Compiled by: CA. Jay P. Shah

## Residential Status for the purpose of Income-tax Act, 1961

Considering that the due date for filing return of income for individual taxpayers is approaching, it is important to revisit the provisions relating to residential status of an individual taxpayer. This article provides an overview of the provisions relating to residential status of an individual taxpayer as contained in section 6 of the Income-tax Act, 1961.

### 1. Resident of India

1.1. An individual will be regarded as a resident of India for financial year 2021-22 (1 April 2021 to 31 March 2022) in any of the following scenarios –

- a) An individual's stay in India in FY 2021-22 is 182 days or more
- b) An individual's stay in India in FY 2021-22 is 60 days or more and such individual's stay in India within 4 years preceding FY 2021-22 was 365 days or more

1.2. However, in following cases, instead of the limit of 60 days mentioned in point b of para 1.1 above, the limit of 182 days will be considered –

- a) An individual being an Indian citizen leaves India in FY 2021-22 for the purposes of employment outside India
- b) An individual being an Indian citizen, leaves India in FY 2021-22 as a member of the crew of an Indian ship
- c) An individual being an Indian citizen or person of Indian origin, who, being outside India, comes on a visit to India in FY 2021-22 and such person's total income other than the income from foreign sources, does not exceed INR 15,00,000 during FY 2021-22

1.3. Further, in the following case, instead of the limit of 60 days mentioned in point b of para 1.1 above, the limit of 120 days will be considered –

- a) An individual being an Indian citizen or person of Indian origin, who, being outside India, comes on a visit to India in FY 2021-22 and such person has total income other than the income from foreign sources, exceeding INR 15,00,000 during FY 2021-22

1.4. Moreover, an individual, being an Indian citizen, having total income, other than the income from foreign sources, exceeding INR 15,00,000 during FY 2021-22, shall be deemed to be resident of India in FY 2021-22 if he is not liable to tax in any other country or territory by reason of his domicile or residence or any other criteria of similar nature even if he does not meet any of the conditions specified in para 1.1, 1.2 or 1.3 above. This could impact Indian citizens residing in countries like UAE where there is no income-tax levy. This could also be relevant for Indian citizens who have extensive international travel and are not regarded as resident of any country due to their stay in each country being below the applicable threshold.

1.5. For the purpose of para 1.2, 1.3 and 1.4, the expression "income from foreign sources" means income which accrues or arises outside India (except income derived from a business controlled in or a profession set up in India) and which is not deemed to accrue or arise in India.

### 2. Resident but not ordinarily resident of India

2.1. The following individual taxpayers will be regarded as resident but not ordinarily resident (RNOR) of India –

- a) An individual who is a resident of India in FY 2021-22 as per any of the above parameters and who has been a non-resident in India in 9 out of 10 years preceding FY 2021-22
- b) An individual who is a resident of India in FY 2021-22 as per any of the above parameters and has during the 7 years preceding FY 2021-22 been in India for 729 days or less
- c) An individual referred to in para 1.3 above
- d) An individual referred in para 1.4 above

### 3. Non-resident of India

3.1. An individual will be regarded as non-resident of India if he does not meet any of the conditions specified in para 1 above.

#### 4. Scope of taxability of total income

|   |  |
|---|--|
| <b>Resident and ordinarily resident</b>     | Global income is taxable. Thus, total income will include all income from whatever source derived which –<br>a) is received or deemed to be received in India<br>b) accrues or arises or is deemed to accrue or arise in India<br>c) accrues or arises outside India                                     |
| <b>Resident but not ordinarily resident</b> | Total income will include income which –<br>a) is received or deemed to be received in India<br>b) accrues or arises or is deemed to accrue or arise in India<br>c) accrues or arises to him outside India provided such income is derived from a business controlled in or a profession set up in India |
| <b>Non-resident</b>                         | Total income will include income which –<br>a) is received or is deemed to be received in India<br>b) accrues or arises or is deemed to accrue or arise in India   |

## Congratulations

We feel proud to share that our member **CA. Samyak Sanghvi** secured First Prize in the **All India Youth Essay Competition organized by Indian Institute of Corporate Affairs (IICA)** to celebrate Azadi Ka Amrit Mahotsav (AKAM).

The topic for the essay is **“Corporate Governance: Evolving Vision for New India”**.







# Direct Tax Quick Connect-2

Compiled by: CA. Kushal Reshamwala

## Section 194R: TDS on Benefit or Perquisite of Business or Profession

Section 194R: TDS on Benefit or Perquisite of Business or Profession

Clause 58 of Finance Bill, 2022 deals with section 194R which expressly states this change will take effect from 1st July 2022, though the section has been inserted from 1st April 2022.

Section 28(iv) of the Income Tax Act, 1961 provides that the value of any benefit or perquisite, whether convertible into money or not, arising from business or exercise of profession is to be charged as Business Income in the hands of the recipient of such benefit or perquisite. Thus, through this it is very well cleared that such benefits, perquisites and incomes were always taxable whether received in cash or kind but nobody was paying taxes. Therefore, to keep a check on tax revenue leakage, Government of India has brought in the Provision of TDS on such Income.

### Analysis of Section – 194R

1. The TDS is applicable on Any Resident who is providing any benefit/perquisite to another Resident and the expression "person responsible for providing" means the person providing such benefit or perquisite, or in case of a company, the company itself including the principal officer thereof.

2. In context of section 28(iv), it is held that words "benefit" or "perquisite" are to be read together. Normally, the term "perquisite" denotes

(a) meeting out of an obligation of one person by another person either directly or indirectly or

(b) provision of some facility or amenity by one person to another person and from the very beginning,

The person providing such facilities or concessions knows that whatever is being done is irretrievable to him as it has been granted to a person as a privilege or right of that person. In this view of the matter, the word "benefit" has

also to be interpreted in the same manner i.e., at the time of execution of the business transaction, the one party should give to the other party some irretrievable benefit or advantage. The benefit or perquisite referred to in this new section 194R is not the perquisite u/s 17(2), under the head salary income, paid or payable by the employer to employees, as for that perquisite u/s 17(2), another TDS section 192 is already there. The benefits or perquisites proposed to be covered by this new section 194R are those perks, benefits, amenities, or facilities, probably in kind, or in a combination of cash and kind, which a resident person enjoys, pursuant to, or in exercise of his business or profession, in lieu of the regular consideration payable to him, in monetary terms, in exercise of such business or profession.

Note: Also, such gifts, perks or benefits provided on some special occasions like festivals (Example – Diwali sweets), marriage occasions, etc. may not be liable for tax deduction at source, as section 194R contemplates to cover only those benefits or perquisites, which arise out of business or profession.

3. The Benefit/Perquisite has to be in kind and arising from Business & Profession (BP), Pure money payment transactions will not be covered under Section 194R.

4. TDS should be deducted at 10% on the Value or Aggregate of Value of such Benefit or Perquisite.

5. TDS should be deducted before providing such benefit or perquisite and No TDS in case of benefit/perks per person is not more than 20,000 in a Financial Year and for calculating Aggregate limit of Rs. 20,000 financial year is to be considered as a whole and not period after 01/07/2022.

6. No TDS is to be deducted when deductor is an Individual/HUF in business/professional with turnover/receipts in business/professional below Rs.1 Crore /Rs.50 Lakhs.



# GST Updates

Compiled by: CA. Parth Joshi

## I. GST Revenue collection for May 2022 - ₹ 1,40,885 crore; increase of 44% year-on-year:

- The gross GST revenue collected in the month of May 2022 is ₹1,40,885 crore of which CGST is ₹25,036 crore, SGST is ₹32,001 crore, IGST is ₹73,345 crore (including ₹ 37,469 crore collected on import of goods) and cess is ₹10,502 crore (including ₹931 crore collected on import of goods).
- The revenues for the month of May 2022 are **44% higher** than the GST revenues in the same month last year of ₹97,821 crore.
- This is only the fourth time the monthly GST collection crossed ₹1.40 lakh crore mark since inception of GST and third month at a stretch since March 2022.
- The collection in the month of May, which pertains to the returns for April, the first month of the financial year, has always been lesser than that in April, which pertains to the returns for March, the closing of the financial year. However, it is encouraging to see that even in the month of May 2022, the gross GST revenues have crossed the ₹1.40 lakh crore mark.

[<https://pib.gov.in/PressReleaseIframePage.aspx?PRID=1830039>]

## II. Important Notifications / Circulars / Orders / Instructions:

### Notification – Central Tax:

1. The Government on the recommendations of the Council notifies the rate of interest per annum to be 'Nil' for the notified class of registered persons (Electronic Commerce Operators), who were required to furnish the statement in FORM GSTR-8, but failed to furnish the said statement due to technical glitch for the specified months. [Notification No. 8/2022-Central Tax, dated 7th June, 2022]

2. The Central Government on the recommendations of the Council waives the late fees payable for delay in furnishing of FORM GSTR-4 for the Financial Year 2021-22 under section 47 of the CGST Act for the period from

the 1st day of May, 2022 till the 30th day of June, 2022. [Notification No. 7/2022-Central Tax, dated 26th May, 2022]

### Notification – Compensation Cess:

1. The Central Government on the recommendations of the Council has extended the period for levy and collection of cess under sub-section (1) of section 8 of the Goods and Services Tax (Compensation to States) Act, 2017 up to the 31st March, 2026. [Notification No. 1/2022-Compensation Cess, dated 24th June, 2022]

### Instructions:

1. The Central Board of Indirect Taxes and Customs has issued guidelines/instructions for sanction, post-audit and review of refund claims. This instructions contains detailed process on sanction of refund claims, post audit and review of refund claims. [Instruction No. 3/2022-GST dated 14th June, 2022]

2. It has been clarified by the GST Investigation Wing that there may not be any circumstance necessitating 'recovery' of tax dues during the course of search or inspection or investigation proceedings. However, there is also no bar on the taxpayers for voluntarily making the payments on the basis of ascertainment of their liability on non-payment/short payment of taxes before or at any stage of such proceedings. The tax officer should however, inform the taxpayers regarding the provisions of voluntary tax payments through DRC-03.

Pr. Chief Commissioners/ Chief Commissioners, CGST Zones and Pr. Director General, DGGI are advised that in case, any complaint is received from a taxpayer regarding use of force or coercion by any of their officers for getting the amount deposited during search or inspection or investigation, the same may be enquired at the earliest and in case of any wrongdoing on the part of any tax officer, strict disciplinary action as per law may be taken against the defaulting officers. [Instruction No. 1/2022-23 [GST-Inv] dated 25th May, 2022]





### III. GST Portal Related Updates:

#### 1. **Availing ITC as per law and GSTR-2B:**

For some of the taxpayers, there was an issue in relation to duplicate entries in GSTR2B which has since been fixed and correct GSTR 2B has been generated. In this regard, taxpayers while filing GSTR3B are advised to check and ensure that the value of ITC they are availing is correct as per the law. They may check the correct ITC value from download of Auto drafted ITC statement GSTR2B or pdf of System Generated GSTR3B or on the ITC observed on the mouse hover of Table 4 in GSTR3B, particularly in any such case where there is any difference observed between the correct figures available at places as stated above and the prefilled G S T R 3 B o b s e r v e d o n s c r e e n .

[<https://www.gst.gov.in/newsandupdates/>]

#### 2. **Module wise new functionalities deployed on the GST Portal for taxpayers:**

Various new functionalities are implemented on the GST Portal, from time to time, for GST stakeholders. These functionalities pertain to different modules such as Registration, Returns, Advance Ruling, Payment, Refund and other miscellaneous topics.

[<https://www.gst.gov.in/newsandupdates/>]

#### 3. **Addition of 6% rate in GSTR-1 online:**

It may be noted that 6% tax rate has been added in the item details section of all the tables of form GSTR-1, except HSN table 12. In case your outward supplies attracts 6% tax rate, you are required to upload the details against 6% tax rate in the item details section. In respect to HSN table 12 of form GSTR-1, 6% tax rate shall be added shortly. Meanwhile, you may report the HSN details of supplies attracting 6% tax rate under tax rate 5% by updating the values/tax amounts as per the actual supplies m a d e b y y o u .

[<https://www.gst.gov.in/newsandupdates/>]

### IV. Important Judicial Pronouncements:

**1. No ITC can be transferred by unit having normal GST registration to head office in a different State and having ISD registration on the ground of providing support service when the aspect of support service provided is not clear and documentary evidence or statutory backing that tax paid under reverse charge by unit is actually paid on behalf of head office is absent:**

**Issue/Facts:** Whether unit having normal GST

registration can utilise excess ITC by raising tax invoices on head office for providing support service?

**Held:** Company has been granted mining lease in State of Odisha though head office in Maharashtra participated in tender process. Unit in Odisha paid GST on royalty under reverse charge and had charged head office having ISD registration in another State for support services. Aspect of support service provided is not clear. Unit in Odisha has used ISD registration in Mumbai as wrongful conduit and facilitated utilization of such ITC by other units. Petitioner's contention that tax is paid on behalf of ISD, is not supported by documentary evidence nor has statutory backing. No supply shown as made by unit in Odisha to office in Maharashtra. Transaction prima facie amounts to siphoning of tax amount warranting invocation of proceeding under Section 74. Department is not restrained from recovering demand.

**Case: JSW Steel Ltd. v. Union of India – [2022] – Hon'ble Orissa HC – WP (C) No. 10052 of 2022**

**2. No Advance ruling can be sought for determining GST rate after receipt of show cause notice from department for payment of GST at a particular rate on relevant activity:**

**Issue/Facts:** Petitioner was works contractor engaged in executing works related to construction of irrigation dam. Premises of petitioner was searched by authorities and evasion of GST was detected. Show cause notice was issued on petitioner calling upon to discharge said GST liability at rate of 18 per cent as applicable on works contract services. After receipt of SCN, petitioner approached to Authority for Advance Ruling contending that rate of taxes applicable to sub-contractor should be 12 per cent in view of Notification No. 11/2017-(TR) as amended on 22-8-2017.

**Held:** Since petitioner had approached Advance Ruling Authority after receipt of show cause notice when issue was pending before Authority under GST/SGST Act, 2017, Authorities had rightly declined to grant advance ruling as petitioner did not approach in advance before those Authorities for obtaining ruling.

**Case: Saisanket Enterprise v. Authority For Advance Ruling, Commissioner Commercial Tax, Madhya Pradesh – [2022] – Hon'ble Madhya Pradesh HC – WP No. 8363 of 2022**



**3. Refund of accumulated compensation cess was refused for certain reasons and Petitioner-assessee was relegated to avail alternative remedy of appeal under GST Act:**

**Issue/Facts:** Show cause notice was issued and order was passed by competent authority refusing claim for refund of accumulated credit of compensation cess.

**Held:** Reasons for declining refund were (i) Refund claim was time barred (ii) Neither ITC of cess availed in GSTR-3B nor accumulated ITC of cess was available in credit ledger for relevant period (iii) Refund was inadmissible on anvil of para 43 of Circular No. 125/44/2019-GST. Court declines interference in impugned order. Assessee was relegated to avail alternative remedy of appeal under GST Act.

**Case: Prism Johnson Ltd. v. Union of India – [2022] - Hon'ble Madhya Pradesh HC – WP No. 9226 of 2020**

**4. Application seeking review of order is not maintainable when plea taken in such application was not taken at the time of filing writ petition:**

**Issue/Facts:** Review application filed on the ground that imposition of penalty by authorities is not automatic and the same can be imposed only when there is a fraud or willful intention to defraud revenue.

**Held:** Scope for review of an order is limited. Averments in affidavit filed in support of petition do not refer to plea taken as to invocation of Section 74 to impose penalty equivalent to tax is erroneous. Plea sought to be raised without taking the same at the time of filing writ petition. Order under review would indicate that intentional and willful non-disclosure of crucial facts can be inferred from self-declaration made in the web-portal. No grounds found to interfere with the impugned order in the review.

**Case: Godway Furnicrafts v. State of A.P. – [2022] – Hon'ble Andhra Pradesh HC – WP No. 10350 of 2020**

**5. Benefit of input tax credit was not passed on to buyers of home/shop as commensurate reduction in price was not made and therefore, liable to deposit profiteered amount. Comparing the amount of credit earned during pre-GST and post-GST period to arrive at quantum of ITC benefit is correct:**

**Issue/Facts:** Whether benefit of input tax credit

has been passed on by way of commensurate reduction in price?

**Held:** No error committed by Standing Committee in referring matter to DGAP for investigation. DGAP can examine all supplies made by respondent by going beyond application as per Section 171. Amount of credit earned during pre-GST period is required to be compared with amount of ITC available during GST period to arrive at quantum of ITC benefit as it is an additional ITC available during the GST period which is required to be passed on. Benefit of ITC has not been passed on by respondent to his home/shop buyers. Principles of natural justice were not violated as opportunity of personal hearing was provided. No reason to differ from method used for computation of profiteered amount. Respondent directed to pass on profiteered amount along with interest at 18% to home/shop buyers.

**Case: Jayesh V. Rathod v. Savaliya Procon – [2022] – Hon'ble National Anti-Profiteering Authority – Case No. 10 of 2022**

**6. Commensurate reduction in admission ticket prices not made when GST rate was reduced but base price increased and thus, benefit of rate reduction was not passed on. Respondent movie theatre directed to deposit profiteered amount:**

**Issue/Facts:** GST on movie admission tickets priced above Rs. 100 reduced from 28% to 18% and those below Rs. 100, tax rate was reduced from 18% to 12% from 1-1-2019. Whether benefit of tax rate reduction has been passed on to customers by commensurate reduction in prices?

**Held:** Base price of tickets has been increased after tax rate reduction. Ticket prices have not been reduced commensurately. Respondent has not opposed fact of not reducing prices in commensurate manner after reduction of tax rate and amount quantified as profiteered. Benefit of reduction of GST has not been passed on to customers. Respondent directed to reduce prices commensurately and to deposit profiteered amount in Consumer Welfare Fund with 18% interest and 10% penalty on part amount relating to period after introduction of provision on penalty.

**Case: Vikas Goyal v. Piccadilly Square Movie Complex – [2022] – Hon'ble National Anti-Profiteering Authority – Case No. 6 of 2022**



# GST Quick Connect

Compiled by: CA. Monish S. Shah

## Important AAR /AAAR/HC JUDGMENTS/ SC JUDGMENTS

### 1. Refund of IGST paid on Exports

The petitioner had correctly declared the export details in the monthly returns in Form GSTR-1 made on payment of tax. The petitioner, by mistake, instead of filling in column 3.1 (b), has given the details of the export as outward taxable supply (other than zero rated, nil rated and exempted) in GSTR-3B. Due to which the refund was denied by the Authorities.

The procedures under Rule 96 of CGST Rules, 2017 cannot be applied strictly to deny legitimate export incentives that are available to an exporter. Directed the respondents to get the data directly from the petitioner and from their counterparts in the customs department to confirm whether there was an export and a valid debit of tax by the petitioner with respect to exports made to foreign buyers and thereafter the refund shall be granted.

**ABI Technologies - 2022 (5) TMI 1136 – Madras HC.**

### 2. Generation of second E-way bill - Seeking release of detained goods and vehicle

The goods were being transported from Panipat to Nepal with valid invoice. Due to COVID-19 restrictions, the goods were unloaded at Gorakhpur and after arranging another vehicle the goods were transported to Nepal by generating 2nd e-way bill. The vehicle was intercepted and seized by the respondent Authorities on hyper-technical ground and assumptions. The vehicle was subsequently released.

Since the goods were covered by valid documents the entire proceedings were totally arbitrary, illegal and without jurisdiction. The

action of the respondents is evidently an act of harassment to the petitioners, breach of their fundamental rights guaranteed under Article 14 of the Constitution of India and blatant abuse of power by the respondents. The impugned orders quashed and the writ petitions are allowed with cost of Rs.50,000 to each of the petitioners.

**Gobind Tobacco Mfg. Co. and Another - 2022 (5) TMI 1022 – Allahabad HC.**

### 3. Rejection of refund claim of tax on the ground that the application has been filed manually and not online :

Rule 89 of CGST Rules, 2017 lays down the procedure for filing of an application for refund of tax, interest, penalty, fees or any other amount. Rule provides that any person except the person covered under the Notification issued under Section 55 of CGST Act, 2017 may file the refund application electronically in the form GST RFD 01 through the common portal.

It seems that the respondent Authority has no idea about Rule 97A of the CGST Rules which states that notwithstanding anything contained in Chapter x of the Rules any reference to electronic filing of an application would include manual filing of the said application.

The respondent is directed to treat the manual application as an application for refund.

**Ayana Pharma Ltd. - 2022 (5) TMI 860 – Gujarat HC.**

### 4. Classification of goods - Pattadar pass book cum title deed (document of title) :

The activity of printing involves both supply of goods and services which is recognized as 'Composite supply' in terms of the definition under Section 2(30) of the CGST Act, 2017.





The authority for Advance Ruling and the Appellate Authority for Advance Ruling have rightly given a ruling that 'Pattadar Pass Book cum Title Deed' is classifiable under HSN 4820 and it is not a document classifiable under HSN 4907. Writ petition is dismissed.

The RC revocation application shall be decided within a period of one week.

**Madhav Copper Ltd. - 2022 (5) TMI 406 – Gujarat HC.**

**7. Dismantling of existing sleeper and installation of new sleepers for Railways attracts 12% GST: West Bengal AAR**

The applicant, Utkarsh India Limited, was awarded a contract by East Coast Railways, Khurda Road Division, Orissa for execution work for the dismantling of existing bridge timber/steel channel sleepers on the bridge, including removal of all fittings of sleepers and removing footpath, tie bar lacing/angle lacing etc. and fabrication, manufacture, and supply of H-beam steel sleepers and installation of the same. According to the Letter of Acceptance, the applicant was awarded work for the renewal of existing 466 nos. of steel channel sleepers with H-Beam sleepers inclusive of all fixtures fastened over Br. No 66 (Dn), 13 (Up), and 63 (Up) under the jurisdiction of the Assistant Divisional Engineer, Track, Khurda Road. The applicant has sought an advance ruling on the issue of whether the dismantling of existing sleeper fixings and/or installation of new (H-Beam Steel sleepers) amounts to the execution of original work and would attract IGST @12% in terms of Notification No. 20/2017-Integrated Tax (Rate) dated August 22, 2017.

**The AAR observed that the applicant does not construct a new bridge nor is the applicant entrusted with laying a new railway track. The applicant undertook the work of replacing the old sleepers with new ones, which essentially requires dismantling as well as removal of the existing sleepers first. The work order has been issued in which "unit" has been specified as "per sleeper" and the rate has been determined based on the number of sleepers to be dismantled and removed and the number of sleepers to be supplied and installed, which also establishes the fact that the applicant has been awarded the contract to replace the existing**

**Manipal Technologies Ltd. - 2022 (5) TMI 843 – Karnataka HC.**

**5. Violation of principles of natural justice:**

Allegation against the petitioner is that he has committed fraud and claimed input tax credit without movement of the vehicle through the check post. Impugned proceedings were issued without furnishing the material relied upon by the authority concerned while directing the petitioner to pay tax.

A notice which does not mention the particulars, on which the case against the person is based, cannot provide a foundation for the proceedings that follow. It can be said without hesitation that the same will be in violation of principles of natural justice. Impugned orders are set aside and the matters are remanded back to the respondent to deal with the same afresh after furnishing the material relied upon and after giving an opportunity of personal hearing to the petitioner.

**Lakshmi Sowjanya Enterprises - 2022 (5) TMI 785 – AP HC.**

**6. Restoration / Revocation of cancellation of GST registration - Recovery of GST:**

Writ applicant's Bank accounts and finished goods were attached by the Department. Debtors of the Writ applicant was asked to remit the outstanding debts of the Writ applicant directly to the attached Bank Accounts.

Directed the department to permit the writ applicant to supply the finished goods lying at the factory premises and directed the department to permit the writ applicant to make the payments towards staff salary, operational expenses, electricity bills etc. from the Cash Credit Account after being satisfied as regards the nature of the payment.



### sleepers only.

"The instant supply is found to be a composite supply of works contract as defined in clause (119) of section 2 of the GST Act, but the supply cannot be regarded as composite supply of "original work" as defined in clause 2 (zs) of Notification No. 12/2017-Central Tax (Rate) dated June 28, 2017. The instant supply, therefore, shall not be covered under serial number 3(v) of Notification No. 20/2017 Integrated Tax (Rate) dated August 22, 2017, as amended, to attract tax @ 12%," the AAR ruled.

## 8. THE SUPREME COURT ON OCEAN FREIGHT

1) The Hon'ble Supreme Court in Union of India & Anr. v. M/s Mohit Minerals Pvt. Ltd. [Civil Appeal No. 1390 of 2022 dated May 19, 2022] upheld the judgement pronounced by the Hon'ble Gujarat High Court and held that no IGST is payable on ocean freight under Reverse Charge Mechanism (RCM) on contracts of Cost, insurance, and freight (CIF) imports of goods by the Indian importers since it is a composite supply of goods on which IGST is liable to be paid under Section 5(1) of the IGST Act read with Section 20 of the IGST Act, Section 8 and Section 2(30) of the CGST Act. No separate levy of IGST under RCM is to be made on the Indian importer for the supply of services of transportation of goods by the shipping line since it would be in violation of Section 8 of the CGST Act, 2017.

2) In addition to deciding on the legality of certain notifications levying 5 percent IGST on services of transport of goods in a vessel, the Supreme Court Bench comprising Justices D. Y. Chandrachud,

Surya Kant and Vikram Nath deliberated at length on the larger issues of constitutional framework of GST law and concepts such as co-operative federalism and concluded that recommendations of the GST Council are not binding on the Centre or the States and that the Central government and States have simultaneous powers to legislate on matters of GST.

3) Therefore, the scope and sweep of the order is much wider than the original question that was put before the court. This is a significant pronouncement that calls for a meticulous study to fathom the possible ramifications not only on other statutes, but about Centre-state ties within the broader federal structure.

4) There is a looming apprehension about the said judgment opening a Pandora's Box of litigation because the adversely affected assesses or States may move court to challenge past rulings on a retrospective basis and challenge future rulings, especially when the subject matter of such litigations may have been based on the recommendations of GST Council, thereby throwing the indirect tax regime into a conundrum.

5) Moreover, the judgment puts a virtual question mark on the legitimacy of the GST Council and whether its recommendations have a statutory mandate of compliance on the Centre and State Governments. One has to wait and see the response of the Central Government as the ruling may have overarching and multi-dimensional ramifications both for the economy and fiscal governance.



# Happy



July 1, 2022 DAY



# RERA UPDATES

Compiled by: CA Mahadev Birla

## Real Estate (Regulation and Development) Act, 2016 (RERA,2016)

### GujRERA Updates

#### Quarterly progress report compliance GujRERA/Circular/33/2022 dated 08.06.2022

As per GujRERA/Order/63/2022, From the FY 2022-2023 the Quarterly return shall require to be filed on financial Quarterly basis instead of existing system of rolling quarter and accordingly the first date for filing the Quarterly return for FY 2022-2023 shall be 07.07.2022. Therefore, for all the project for which due date for filing Quarterly return date is 07.04.2022, 07.05.2022, 07.06.2022 and 07.07.2022, the new date will be 07.07.2022.

In case of the promoter who has opted for RERA 2.0 the window is open to file the QPR by 07.07.2022 however, in case of the promoter who has opted the RERA 1.0 the window for filing the QPR is available as per the existing rolling quarter i.e. 07.04.2022, 07.05.2022, 07.06.2022.

However, by Circular no. GujRERA/Circular/33/2022 dated 08.06.2022, it is clarified that the promoter who has opted for RERA 1.0 and for which the window for filing the QPR is open on rolling quarter basis can also file the QPR by 07.07.2022 i.e. on the basis of Financial Quarter Basis.

### MahaRERA Updates

#### RECENT CIRCULARS/ORDERS ISSUED BY MAHARERA

##### I –Submission of proforma of the allotment letter and agreement for sale

As per requirement of Provision of RERA ,2016 and Rules and Regulation prescribed by MahaRERA, in respect of submission of proforma of the allotment letter, agreement for sale and the conveyance deed at the time of filing an application for registration of project , the MahaRERA Authority in its meeting held on 27.05.2022, following directions are issued :

- The proforma of the allotment letter shall be in accordance with model allotment letter as approved by the Authority.
- The allotment letter Prescribes the minimum period (number of days) within which the booking can be cancelled and

the upper limit of the percentage of the amount to be deducted in case the allottee desires to cancel the booking and the same can be changed i.e. increase in minimum number of days and decrease in percentage of amount to be deducted.

- The promoter shall upload the amended format of allotment letter at the time of application for registration of the project.
- The promoter shall upload the proforma of the agreement for sale that may be as Per the model form of agreement at Annexure A of Rule 10 and in the event of any deviation in the said format the same shall be highlighted in different colour and accordingly be uploaded for Proper and speedy verification of the proforma of the agreement for sale as uploaded.
- if the deviations / modifications proposed by promoters in the proforma of the agreement for sale is / are contrary to the provisions of the Act, the Rules and Regulations made thereunder, then the application for registration of the project shall be liable to be rejected subject to compliance of the mandate as Provided in the proviso to Section 5 of the Act.

### Notification-cum-Advisory

#### MahaRERA/Secy/143/2022 dated 13.06.2022

Due to upgradation in IT system by MahaRERA for registration of real estate project and real estate agent the, the existing system shall be unavailable from 12 am of 20.06.2022 till 12 am of 30.06.2022.

From 12.00 am of 30.06.2022 all application for registration of real estate projects as well as real estate agents shall be submitted in the upgraded process. The above shall also apply for applications submitted for registration of real estate projects as well as real estate agents that have been referred back to the promoter/applicant for more information/clarifications.





## From the RBI

Complied by CA. Mayur Modha



# भारतीय रिज़र्व बैंक RESERVE BANK OF INDIA

In the month of June-22, there are various Master directions, Master circulars, notifications issued by RBI, Summary and brief understanding of few of them is as under:

| Date of issue | Master directions/ Master circulars/ notifications No.  | Applicability   | Brief understanding   |
|---------------|---|---|---|
| 06.6.2022     | <a href="#">RBI/2022-2023/61</a><br><a href="#">DOR.STR.REC.40/21</a><br><a href="#">.04.048/2022-23</a>    | All Non-Banking Financial Companies (Including Housing Finance Companies) | On "Scale Based Regulation (SBR): A Revised Regulatory Framework for NBFCs" it has been decided that NBFCs classified as NBFC-UL shall maintain provisions in respect of 'standard' assets at the prescribed rates for the funded amount outstanding in the notification.   |
| 08.6.2022     | <a href="#">RBI/2022-2023/65</a><br><a href="#">DOR.RET.REC.44/12</a><br><a href="#">.01.001/2022-23</a>    | All Banks   | Bank Rate is revised upwards by 50 basis points from 4.65 per cent to 5.15 per cent with immediate effect. All penal interest rates on shortfall in reserve requirements, which are specifically linked to the Bank Rate, also stand revised.   |
| 23.6.2022     | <a href="#">RBI/2022-2023/76</a><br><a href="#">DOR.CRE.REC.No.49</a><br><a href="#">/09.22.010/2022-23</a> | All Primary (Urban) Co-operative Banks                                    | To enabling the UCBs to play a more positive role in providing finance for housing schemes, particularly to the weaker sections of the community, these banks are permitted to grant loans for housing schemes up to certain limits from their own resources subject to the guidelines detailed as prescribe by notification. |

# Motivational Story

Compiled by: CA. CS. Hemlata Dewnani

## Team Work



**W**e Can Use this Story as an activity in Classes, offices and among members to understand the meaning of Team and Team Work

Once a manager had a team of around 40 people. Most of them were bright, enthusiastic, and hardworking young people.

He had a problem. Individually everyone on the team is excelling. But as a team, they are not good, which is crucial for the organization.

He then decided to solve this issue by planning a team outing.

Everyone came to the team outing.

He invited everyone to a hall for a game consisting of 3 rounds.

For the first round, he told everyone to blow a balloon kept on the table and then write their name on it without bursting it.

All the team members blew the balloon and wrote their names on it.

Then he told everyone to wait outside for the next round.

After some time, he called them back to the

room. Now there were more balloons scattered around without names in them.

He told them, you have 15 minutes to find the balloon with their name written on it. The first three persons to find their balloons will be winners.

If someone bursts, they will be disqualified.

Everyone started searching for their balloons, and after 15 minutes, he stopped the round as no one got their balloons.

For the next round, he told them, if any team member finds a balloon with a name on it, he has to give the balloon to the person whose name was on it.

Everyone started searching, and within a couple of minutes, everyone had their balloon with their name on it.

The manager went to the dais and said, "You see, in the 2nd round, no one was able to find their balloons as we were working on individual targets.

But in the final round, within a couple of minutes, everyone had their balloon with them.

That's the power of teamwork and sharing".





# Event in Images



Summer Cricket Tournament TEAM 2022 CUP 01.06.2022 to 05.06.2022



Interaction Meeting with CA. Suresh Prabhu, Member of Parliament, Rajya Sabha on 04.06.2022



Environment week celebration by planting a tree on 05.06.2022





Investors oath - Administered by Hon'ble Union Finance Minister on 07-06-2022

**"How to Use LinkedIn as a Tool for building your Personal Branding"**

**Dr. Sneha Sharma**  
Personal Branding Consultant | Public Speaking Trainer

VCM ON NETWORKING AND INTERPERSONAL SKILLS on 08.06.2022

AHMEDABAD BRANCH OF WIRC OF THE INSTITUTE OF CHARTERED ACCOUNTANTS OF INDIA

Workshop on Health and Stress Management through Clapping on 10.06.2022

i-Hub & ICAI Startup DEMO DAY

Startup Demo Day at Pragna Puram Campus, i-Hub Gujarat on 11.06.2022

SEMINAR ON OUTSOURCING BEYOND ACCOUNTING - USA on 21.06.2022

SEMINAR ON OPTION STRATEGIES AND RISK MANAGEMENT IN DERIVATIVES on 11.06.2022

SEMINAR ON OUTSOURCING BEYOND ACCOUNTING - USA on 21.06.2022





Invitation for providing inputs for proposed scheme of Education and Training for Chartered Accountancy Course on 16.06.2022



8th International Yoga Day Celebration on 21.06.2022



9TH RRC ON GST AT VIVANTA BY TAJ SURAJKUND HOTEL, NEW DELHI ON 24 TO 26.06.22

CA means Charismatic Amalgamation of great experiences of life. I am a Chartered Accountant.









# ગુજરાત વૈભવ

## અહમદાબાદ, શુક્રવાર, 17 જૂન 2022

THE TIMES OF INDIA, AHMEDABAD  
FRIDAY, JUNE 17, 2022

### સીઈ સી એજુકેશન પૉલિસી મેં પરીક્ષા મેં પેપરોં કી સંખ્યા કમ હોગી: સીઈ અનિકેત તલાટી

અહમદાબાદ । ડે ઈસ્ટીટ્યૂટ ઓફ ચાર્ટર્ડ એકાઉન્ટન્ટ્સ ઓફ ઈન્ડિયા (આઈસીઈઆઈ) કી અહમદાબાદ બ્રાંચ દ્વારા અહમદાબાદ મેં સ્થિત સરદાર પટેલ સ્મારક મેં ચાર્ટર્ડ એકાઉન્ટન્ટ્સી પાઠ્યક્રમોં લે કાલે નઈ એજુકેશન પૉલિસી કે આધાર પર શિક્ષા ઓર



પ્રશિક્ષણ કી સૂચિત યોજના કી જાનકરી દેને કે સંબંધ મેં એક સેમિનાર કા આયોજન કિયા ગયા । ઈસમેં આઈસીઈઆઈ અહમદાબાદ બ્રાંચ કે ચેયર પર્સન સીઈ બિશન શાહ ને કહા

ક્રિ ઈસ સેમિનાર મેં 1000 સે અધિક લોગ ઉપસ્થિત થે । આઈસીઈઆઈ કે ઉપાધ્યક્ષ સીઈ અનિકેત તલાટી ને કહા કિ ન્યૂ એજુકેશન પૉલિસી કે અનુસાર સીઈ ફાઉન્ડેશન કોર્સ મેં વિદ્યાર્થી કો 4 પેપર દેને હોંગે, જબકિ ઇન્ટર્મીડિએટ મેં વિદ્યાર્થી કો 6 પેપર કી પરીક્ષા દેની હોગી । ઈસસે પહેલે 8 પેપર થે । ફાઇનલ મેં વિદ્યાર્થી કો 6 પેપર કી પરીક્ષા દેની હોગી, જો કિ ઈસસે પહેલે 8 પેપર થે । પહેલે સીઈ કા કોર્સ કરને વાલે વિદ્યાર્થી કો 3 વર્ષ કી આર્ટિકલશિપ કરની પડતી થી પરંતુ અબ સીઈ કા પાઠ્યક્રમ કરને વાલે વિદ્યાર્થી કો 2 વર્ષ કી આર્ટિકલશિપ કરની હોગી । ઉઠોને કહા કિ સૂચિત યોજના કા ગઠન કરતે સમય ચિંતા કે ક્ષેત્રોં કી પહચાન કી ગઈ ઓર ઈનકા ગહરાઈ સે મૂલ્યાંકન કિયા ગયા । સેલ્ફ-પેસ ઓનલાઇન મોડ્યુલ કા સુઝાવ પેશ કિયા ગયા, જિસકે દ્વારા વિદ્યાર્થી પઢાઈ કર સકતે હૈં ઓર વહ અપની ગતિ સે પરીક્ષા દે સકતે હૈં ।

### 'Under NEP, fewer CA exam papers, shorter articleship'

TIMES NEWS NETWORK

**Ahmedabad:** Under the New Education Policy, chartered accountancy courses will undergo certain modifications. These include reduction in the number of question papers and articleship duration, educational experts said at a seminar held by the Institute of Chartered Accountants (ICAI).

"Under the NEP, students of CA foundation course will have four question papers while those in intermediate and final courses will have six question papers each as compared to eight papers earlier. Earlier, CA students had to undergo a three-articled articleship, which will now be reduced to two," Aniket Jati, the vice president of ICAI said in a statement.

Dayanivash Sharma, the ntral council member and airman of board of studies, id that after the ministry of ucation and training propo-, suggestions have been invi- from all stakeholders.

"So far, we have received 000 suggestions and by June we are expecting 25,000. The will be reviewed and the rtlisted suggestions will be pt to the government," Shar- said, adding that the new urse format is likely to be implemented from May 2023 or

૨ મુજબા સમાચાર (અમદાવાદ આવૃત્તિ) શુક્રવાર, તા. ૧૭ જૂન, ૨૦૨૨

### પાંચ વર્ષ બાદ ચાર્ટર્ડ એકાઉન્ટન્ટ કોર્સમાં ધરખમ ફેરફારો CA કોર્સમાં હવે ઈન્ટર્નશિપ બે વર્ષની ઈન્ટર બાદ બેયલર સર્ટિફિકેટ અપાશે

અહમદાવાદ, ગુરુવાર 17 જૂન 2022  
સીઈ સી એજુકેશન પૉલિસીને અનુરૂપ સીએના અભ્યાસક્રમમાં ધરખમ ફેરફારો કરવામા આવ્યા છે અને ઈન્ટરમીડિએટ દ્વારા નવી પેટર્ન ના આધારે કરવામા આવનાર છે. જેમાં આર કોર્સને ઈન્ટર્નશિપ તથા વર્ષને અડધે હવે બે વર્ષની રહેશે અને ઈન્ટરમીડિએટ બાદ જે વિદ્યાર્થીઓ 1 લી જુને ઈન્ટરમીડિએટ દ્વારા નવા કોર્સનો ફાઈટ જાહેર લોકસુચનો નો સ્ટાફ મે અથવા નવેમ્બર ૨૦૨૨ ઉછી લાગુ

### સીએ કર્યા બાદ પ્રેક્ટિસ કરવા હવે આસિસ્ટન્ટશિપ ફરજિયાત

સીએ નવા કરિશ્યુલમ અને કોર્સ પેટર્ન મુજબ સીએ થયા બાદ વિદ્યાર્થીએ પ્રેક્ટિસ ટ્રેનિંગ પણ લેવી પડશે. જે રીતે મેટ્રિકમાં વિદ્યાર્થીને ઈન્ટર્નશિપ કરવી ફરજિયાત છે અને ઈન્ટર્નશિપ બાદ જ મેટ્રિકલ પ્રેક્ટિસ માટેની મંજૂરી થશે જે તેવી જ રીતે હવે સીએનો કોર્સ પૂરો કર્યા બાદ અને સીએ કાઉન્સિલ પાસ થયા બાદ ઈન્ટરની પ્રેક્ટિસ કરવા માટે આસિસ્ટન્ટશિપ કરવી પડશે. નવા નિયમ મુજબ સીએ થયા બાદ કોઈ પણ સીએ કર્યામાં એક વર્ષની આસિસ્ટન્ટશિપ કરવી પડશે અને જેમાં પ્રેક્ટિકલ ટ્રેનિંગ લેવી પડશે. આ પ્રેક્ટિકલ ટ્રેનિંગ બાદ ઈન્ટરમીડિએટ પ્રેક્ટિસ કરવા માટેની મંજૂરી સર્ટિફિકેટ આપશે. આ આસિસ્ટન્ટશિપ પેઠેડ આસિસ્ટન્ટશિપ અંતર્લે ૬ જમાં ઉમેરવાને પગલે પણ મળશે.

પરીક્ષા પાસ ન કરી શકે તે તો તેને ઈન્ટરમીડિએટ બાદ થિયોરેટિકલ એકાઉન્ટિંગ એનાલીસ્ટ એટલે કે બીએએન બેચલર ડિગ્રી સમક્ષ સર્ટિફિકેટ ઈન્ટરમીડિએટ આપશે. જેના આધારે તેને મોડી કરી શકશે. આઈસીઈઆઈના ઓઈ સીઈ સ્ટાલિયાને વેરેમન દયાનિવાસ શર્માને જણાવ્યું કે

નવી એજુકેશન પોલિસી અંતર્ગત વિદ્યાર્થીઓએ ફાઇનલ પરીક્ષા પાસ કરવા માટે માત્ર ચાર વિષયની પરીક્ષા આપવાની રહેશે

### સી.એ.માં હવે આર્ટિકલશીપ બે વર્ષ, ઈન્ટર- ફાઇનલમાં 6 વિષયની પરીક્ષા

અહમદાવાદ સમાચાર 17 જૂન 2022  
પૈ ઈન્ટરમીડિએટ ઓફ ચાર્ટર્ડ એકાઉન્ટન્ટ્સ ઓફ ઈન્ડિયા (ICAI) અમદાવાદ શાખા દ્વારા આજે નવી એજુકેશન પૉલિસીમાં સીએના કોર્સમાં તમામ ફેરફારો સરકારી આધારે માટે સેમિનારનું આયોજન કરવામાં આવ્યું હતું. અમદાવાદ સી.એ.ના કોર્સમાં 3 વર્ષની આર્ટિકલશીપ કરવી પડતી હશે. સી.એ.નો અભ્યાસ કરનારા વિદ્યાર્થીઓને માત્ર બે વર્ષની આર્ટિકલશીપ કરવાની રહેશે. આ ઉપરાંત પરીક્ષા અને ઈન્ટર મીડિએટમાં પણ બે પેપર ઓળંગ કરવામાં આવશે. જેથી હાલ તે સમયેના ચારે વિષયો પસંદ કરવાનો મેંચવામાં આવ્યા છે.

### SANDESH

09

FRIDAY, 17•06•2022

### નવી શિક્ષણ નીતિના આધારે સીએ અભ્યાસમાં કરેલા ફેરફાર સંદર્ભે સેમિનાર યોજાશે નવી શિક્ષણનીતિ અન્વયે CA ઈન્ટરમીડિયેટ અને ફાઇનલમાં બે-બે પેપર ઘટાડી દેવાયા આર્ટિકલશિપ હવે ૩ના બદલે બે વર્ષ જ કરવાની રહેશે, મે અથવા નવેમ્બર-૨૦૨૨ ઉછી નવા કોર્સ

નવી શિક્ષણ નીતિ મુજબ સીએના અભ્યાસમાં પેપરની સંખ્યા અને આર્ટિકલશિપના વર્ષમાં ઘટાડો કરવાનો નિર્ણય લેવાયો છે. પ્રથમ વર્ષ ઈન્ટર-મીડિયેટ અને ફાઇનલમાં ૨-૨ પેપર ઘટાડી દેવામાં આવ્યા છે. જ્યારે ત્રીજા વર્ષની આર્ટિકલશિપમાં એક વર્ષ ઘટાડીને હવે ૨ વર્ષ જ કરી દેવામાં આવ્યું છે.

સીએ ફાઇનલ પૂર્ણ તબીબી કરતારતે બિઝનેસ એકાઉન્ટન્ટ એસોસિએટ તુ સર્ટિફિકેટ આપશે  
જ્યાં વિદ્યાર્થીઓ સીએ ફાઇનલ પૂર્ણ કરી શકતા નથી તેવી અભ્યાસ વિદ્યાર્થીઓને સર્ટિફિકેટ આપવાનો નોંધવામાં આવ્યો છે. જેમાં ઈન્ટરમીડિયેટ અને ફાઇનલ વિદ્યાર્થીઓને બિઝનેસ એકાઉન્ટન્ટ એસોસિએટ તુ સર્ટિફિકેટ સોનાસક્ત કરવામાં આવશે.





# Upcoming Events



AHMEDABAD BRANCH OF WIRC OF ICAI



Health Partner



**CA Day & Week Celebrations**



**CA Day Celebrations - 1st July, 2022 | Fri**

📍 ICAI Bhawan, Ahmedabad Branch

**CA CARNIVAL - DANCE & GAMES, FUN, FOOD & MORE!**

🕒 6:30 AM onwards

🔗 <https://tiny.cc/CA-Carnival-2022>



**FLAG HOISTING**

Chief Guest Hon'ble Justice Bhargav Karia, High Court of Gujarat

🕒 9:00 AM to 10:00 AM - No registration required

**BLOOD DONATION CAMP**

🕒 9:00 AM to 2:00 PM

🔗 No registration required



**SPREAD THE HAPPINESS!**

🕒 2.00 pm onwards

🔗 <http://tiny.cc/Volunteer1-7-22>



**FINANCIAL & TAX LITERACY DRIVE**

(Jan Jagrukta Abhiyaan)

🕒 3:00 PM to 4:00 PM

🕒 8:00 PM Onwards  
Dinner : 7:00PM to 8:00PM

🔗 <http://tiny.cc/CADay2022>

**MUSICAL EVENING  
With ANKIT TRIVEDI**

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## AHMEDABAD BRANCH OF WIRC OF ICAI



Health Partner

KD Hospital  
કેડી હોસ્પિટલ

## CA Day &amp; Week Celebrations

WORLD CONGRESS OF ACCOUNTANTS  
202275  
Azadi Ka  
Amrit Mahotsav

## CA week Celebrations - 1st to 8th July, 2022

📍 ICAI Bhawan, Ahmedabad Branch

## TREE PLANTATION



Date: 2nd July 2022, Saturday



AMC Plot, Opp, Raj Recidency,



8:00 AM onwards

Shilaj, Ahmedabad

<https://tiny.cc/WEDCollectSaplings>

## CYCLOTHON



Date: 3rd July 2022, Sunday



Riverfront, NID, Paldi



6:30 AM onwards



Fees : 100/- (Per Member)

<https://tiny.cc/3-7-22Cyclothon>

## KARAOKE SINGING



Date: 3rd July 2022, Sunday



ICAI Bhawan, Ahmedabad



7:00 PM onwards



Fees : 100/-

[https://tiny.cc/Karaoke\\_Singing](https://tiny.cc/Karaoke_Singing) (Per Member)

## MINDFULNESS AT THE WORKPLACE

(Speaker : Shri Anurag Mehta)



Date: 5th July 2022, Sunday



ICAI Bhawan, Ahmedabad



4:30PM to 7:00PM



Fees : 100/- +GST

[https://tiny.cc/Mindfulness\\_At\\_Workplace](https://tiny.cc/Mindfulness_At_Workplace)

## TEAM AHMEDABAD

CA. Bishan Shah  
ChairpersonCA. Aniket Talati  
Vice President, ICAICA. (Dr.) Anjali Choksi  
Vice ChairpersonCA. Neerav Agarwal  
SecretaryCA. Samir Chaudhary  
TreasurerCA. Abhinav Malaviya  
MCMCA. Chetan Jagetiya  
MCMCA. Rinkesh Shah  
MCMCA. Sunil Sanghvi  
MCMCA. Sunit Shah  
MCMCA. Purushottam Khandelwal  
CCM, ICAICA. Chintan Patel  
RCM, WIRCCA. Hitesh Pomal  
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## About Entigrity

Entigrity is an Ahmedabad based outsourcing and fintech company for accounting firms across North America and the United Kingdom.

Started in December 2015 with 4 team members in a short span of 6 years, Entigrity has grown to more than 1250 employees, with offices in 6 different cities of India. Entigrity also has offices in Houston, TX and Toronto, ON. With its main office in Ahmedabad, in the coming years, the company plans to expand its presence to cities such as Rajkot, Baroda and Surat. Entigrity hired almost 700 people during the pandemic in 2020 and 2021, and grew by more than 100% in the last two years.

In a short journey of less than 75 months, Entigrity has hired 800+ CA dropouts and have thereby provided them with progressive career opportunities. They intend to continue their endeavor and provide opportunities to those dropouts and individuals who have unfortunately failed in their CA exams.

## Company History

Entigrity was founded in 2015 by the Parikh brothers: Shalim (Shawn) and Valay. They started their journey from a home office in Ahmedabad, India. Shawn had a successful start serving small and mid-size businesses, providing them with consulting and advisory services.

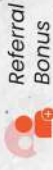
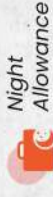
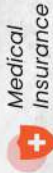
In a candid conversation, Shawn mentioned how they obtained their first client, sharing this rather emotional experience he states, "People used to say that, during Christmas, no one will meet you and there will be no responses. But as we say, 'hard work pays off'. Entigrity got its 1st client on New Year's Eve, 31st Dec 2015 from Orlando, Florida." With that first client, Entigrity kept expanding.

## What we do

Entigrity is a global leader in providing offshore staffing for accounting firms and one of the preferred offshore partners for 30 out of the top 100 Accounting firms. With a large workforce of over 1000+ associates, we are already assisting over 600 accounting & CPA firms.

[www.entigrity.com](http://www.entigrity.com)

## Benefits at Entigrity



## Employee Success Story

"Working as a married woman necessitates a high level of workplace safety. I've been with Entigrity for five years and consider it to be one of the greatest places for women to work."



- Manushi Shah

## Events & Life at Entigrity

At Entigrity we proudly celebrate every festival by adding colors to life. Our team is always innovative and creative to celebrate all events and festivals. Here we celebrate Makar Sankranti, Republic Day, Holi, EPL (Entigrity Premier League), Fun Fridays, RNR (Rewards & Recognition), Navratri, Diwali, Christmas, and many more..



"There are hardly any firms that focus on factors like Transparency, equality, growth of the staff, knowledge & Recreational activities at the same time. Entigrity is one such firm where we have the perfect combination of all these important factors under one roof which makes it a perfect example/reason we call this an Entigrity family."



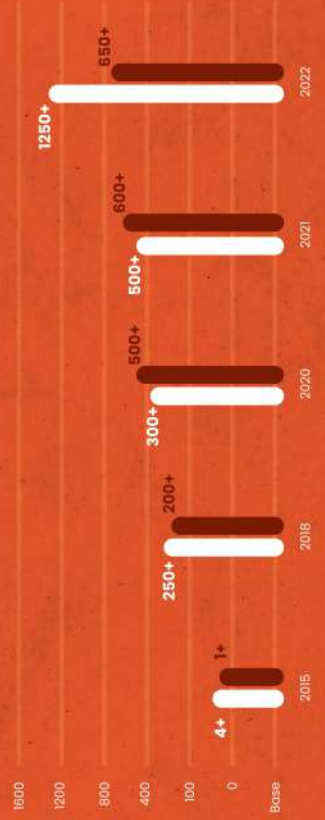
- Tanvi Dabhi

"Entigrity is a firm with excellent achievement that genuinely cares about its people. While working here, I've had several possibilities for professional advancement. Furthermore, your employees regard you as if you are a buddy. I enjoy working here."



- Piyush Sharma

## Growth Path







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- પરત ચૂકવણી - મહત્તમ ૨૦ વર્ષ
- '૦' પ્રિ-પેમેન્ટ વેનલ્ટી
- પ્રદાન મંત્રી આવાસ યોજના હેઠળ સહકારી મળવા પાત્ર

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- '૦' પ્રિ-પેમેન્ટ વેનલ્ટી
- ધિરાણ ગરુડી અને સરળ પ્રોસેસીંગ

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- કોઇપણ સિક્કોચોરી વગર

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## Workshop

on **Schedule III Amendments & CARO 2020**

**02<sup>ND</sup> JULY 2022**

- Schedule III Amendments Applicable for FY. 2021-22
- CARO 2020-Key Changes
- Guidance on Practical Implementation Issues
- Reference to Published Financials
- Excel Template of Schedule III Format

## WORKSHOP ON

**Investigation, Coercive Recoveries & Constitutional Rights under GST**

**09<sup>TH</sup> JULY 2022**

- Powers of GST Authorities for Inspection, Search & Seizure
- Summons under GST
- Handling Coercive Recoveries
- Powers of Authorities to Arrest
- Remedies for Taxpayers (Constitutional & Statutory)

## Input

**Tax Credit under GST**

*with a specific focus on Real Case Studies & Excel Templates*

**16<sup>TH</sup> JULY 2022**

- Four-step Eligibility Criteria for Claiming GST Input Tax Credit
- Important Advance Rulings and Case Studies
- Illustrative Explanations for GST Input Tax Credit Apportionments
- Excel Templates for Complex Calculations

## WORKSHOP ON

**'Reverse Charge' under GST**

**23<sup>RD</sup> JULY 2022**

- Concept of Reverse Charge Mechanism under GST
- Forward Charge vs Reverse Charge
- Notified Goods & Services for Reverse Charge
- Interpretational Issues relating to Reverse Charge Transactions

**AHMEDABAD:** 7, Abhinav Arcade, Ground Floor, Nr. Bank of Baroda, Pritam Nagar Paldi, Ahmedabad - 380007

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