JANUARY 29, 2020 | WEDNESDAY ISSUE 156

THE DAILY LIFELINE

Official Newsletter of Diucon

WHAT'S NEW IN PROFESSIONAL/ BUSINESS WORLD TODAY:

Goods & Service Tax
Direct Tax Code
Income Tax
Economy | Finance
Insolvency Laws

BIGGEST CHALLENGE- HOW TO KEEP UPDATED ON DAILY BASIS

By Pradeep Goyal, FCA | ACPA, Australia

Laws are changing frequently in India, there are big developments and announcements on daily basis in Economic & Finance world and many other reforms are on the way. This newsletter will keep you updated on daily basis along with documents taken from authentic sources.

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UPDATES RELATED TO

- **New Direct Tax Code-Ministry of Finance**
- **Goods & Service Tax by CBIC**
- **Income Tax by CBDT**
- **Announcement by ICAI**
- **Announcements by ICSI**
- **Corporate Laws by MCA**
- **The Insolvency and Bankruptcy Law by IBBI**
- **Listing/Market by SEBI**
- **Foreign Trade Policy by DGFT**
- **Start-ups by Start Up India Department**
- **Micro, Small & Medium Enterprises by Ministry of MSME**
- **Money Market/Banks by RBI**
- **New acts notified/Bills introduced in parliament or Executive orders by President**
- **Latest developments in Economy & Finance world.**

Updates related to New Direct Tax Code-Ministry of Finance

- **Direct Tax Code: Task Force Sounds Alarm Over Money Laundering Loopholes.**
  The scourge of black money has probably been the biggest impediment to India's economic growth as massive tax evasion, at the very least, leaves a big hole in government coffers. The Direct Tax Code Task Force has identified some such provisions in the current Income Tax Act, that according to it, are being abused to enable money laundering.
  Bloomberg report

- **Will government implement Direct Tax Code report on taxes?**
  The direct tax code report submitted by the Akhilesh Ranjan-led panel to the government has suggested that the income tax slabs be relaxed giving relief to middle-class taxpayers. However, given its state of finances, the government may find it a tough job to go ahead with implementing it in its entirety and may instead go in for cherry-picking parts of it.
  Indian Express Report

Updates related to Goods & Service Tax & other Indirect taxes by CBIC

GST

- **Notification/Circular/Press release/FAQs/Portal Update/Write-up by CBIC**

  - **Everything you may like to know about E-Invoice in GST**

    Speaker: Mr. Kumar Vivek, AVP-Services, GSTN

    Content:
    What is E-Invoice?
    How to create E-Invoice?
    Benefits of E-Invoice?
    How to use trial?
    Click here to watch

- **Legal updates- Court/AAARA judgements/Advance Rulings**
  [AAARA- Appellate Authority for Advance Ruling | ARA- Advance Ruling Authority]

Sr.No.	Key to find the document	Court/ARA/AAAR	Description
1	[2020] 113 taxmann.com 345 Rajeev Traders v. State of U.P. WRIT TAX NO. 819 OF 2019 JULY 22, 2019	Allahabad High Court	Where Competent Authority conducted survey at disclosed business premises of assessee and seized various goods and further demanded cash security equivalent to tax, penalty and interest, Competent Authority was to be directed to release goods on assessee furnishing security in shape of cash for amount of tax and penalty contemplated to extent of 50 per cent
2	[2020] 113 taxmann.com 346 Vivan Steel (P.) Ltd. v. State of Gujarat R/SPECIAL CIVIL APPLICATION NO. 19710 OF 2019 NOVEMBER 13, 2019	Gujrat High Court	Where Competent Authority had detained vehicle together with goods and issued notice under section 130, said Authority was to be directed to release vehicle together with goods upon assessee paying tax and penalty as reflected in notice issued under section 130

- **News/Latest Developments/Other updates**

❖ **Just one out of 4 assessees has submitted GST audit conciliation report GSTR 9C so far for Financial year 2017-2018.**

Last date for filing FY annual return is January 31

Three out of four Goods & Services Tax (GST) assessees have yet to submit audit conciliation statement for fiscal year 2027-18 (FY 18). The due date for submitting it is January 31.

Business line report

❖ **GST collection in January likely to touch record Rs 1.15 lakh cr on efficient tax administration despite economic slowdown**

First post Report

CUSTOM

- **Notification/Circular/Press release/FAQs/Portal Update/Write-up by CBIC**

  - **CBIC's important announcement regarding filing of Bill of Entry**

> ATTN: BUDGET UPDATE :On account of Budget 2020-2021, due to be presented on "01-Feb-2020", filing of B.E.'s would not be available from 20:00 Hours onwards on "01-Feb-2020" till completion of updation of all changes in the ICES 1.5.

  - **Government Revised All Industry Rates (AIRs) of Duty Drawback notified.**
    For details refer to notification no 07/2020-Custom (N.T.) 2020.

Updates related to Income Tax by CBDT

- **Legal updates- Tribunals, High Court & Supreme Court judgements**

Sr.No.	**Key to find the document**	**Description**	
		Tribunal/Court	**Brief judgement**
1	[2020] 113 taxmann.com 524 Golden Times Services (P.) Ltd. v. DCIT W.P. (C) NO. 402 OF 2020	Delhi High Court	Tribunal can't dismiss appeal on account of non-appearance of party without giving findings on merits
2	[2020] 113 taxmann.com 338 Seshasayee Paper and Boards Ltd. v. DCIT	Madras High Court	Assessee couldn't file writ challenging reassessment notice without raising objections before AO

Corporate Laws by MCA

- **For the purpose of winding up under section 272 of Companies Act, 2013, MCA notify Companies (Winding Up) Rules, 2020 effective from 01.04.2020.**
  Download copy here

The Insolvency and Bankruptcy Law.

- **Notification/Circular/Press release/FAQs/Portal Update/Write-up by IBBI**

  - **In order to streamline the process of transfer of membership from one RVO to another, IBBI directed all RVOs to follow the process as outlined below-**
    Click here for the circular No. IBBI/RVO/029/2020 dated 28.01.2020

  - **Indian Institute of Insolvency Professional of ICAI (IIIPI) announce 28th Batch of Pre-Registration Educational Course-Delhi-NCR-16/03/2020 to 22/03/2020.**
    Click here for more details

- **Legal updates- NCLAT | Court**

Sr.No.	Key to find the document	NCLAT/Court	Summary
1	[2020] 113 taxmann.com 342 Rahul Jain v. Rave Scans (P.) Ltd. CIVIL APPEAL NO. 7940 OF 2019 NOVEMBER 8, 2019	Supreme Court	Where appellate authority opined that resolution plan approved by Tribunal did not conform to test in section 30(2)(e), and was discriminatory against similarly situated 'secured creditors' in view of fact that resolution process began well before amended regulation 38 of 2016 Regulations came into force in January 2017, and, moreover resolution plan was prepared and approved before that event, impugned directions of appellate authority requiring appellant to match pay-out offered to other financial creditors with second respondent i.e. one of secured creditors, was not justified

Updates related to Latest developments in Economy & Finance world

❖ **MCA notifies winding-up rules: Shutting business now easier for small firms**
The Ministry of Corporate Affairs (MCA) on Tuesday notified rules for winding up of companies, making it easier for smaller firms to wind up businesses without taking approval. The rules have provided summary procedures for liquidation of companies with asset size of Rs 1 crore and which have not accepted deposits exceeding Rs 25 lakh and turnover less than Rs 50 crore and total loan under Rs 25 lakh. The Central government will provide required approvals to such companies for winding up instead of the tribunal. The rules said, "...wherever the word Tribunal is mentioned, it shall be read as Central Government and with further directions issued by the Central Government as may be necessary, from time to time."
Read this report from business standard

❖ **SIT on black money for capping cash at home to check unaccounted wealth**
To further discourage cash economy, a Special Investigation Team (SIT) on black money has proposed a cap on keeping cash at home and suggested that seized unaccounted cash by law and enforcement agencies be deposited in the Consolidated Fund of India (CFI). The proposed measures aim to bring stricter norms to curb holding of illegal cash and mismanagement of unaccounted cash seized by the probe agencies during investigations.
Business Standard Report

❖ **After two years of relief, govt to feel corporation tax pinch in FY20**
The government may not be as fortunate this fiscal year as it was in the previous two years as far as corporation tax goes. The cut in the rates for companies not availing exemptions, and new manufacturing units, will hit the exchequer by Rs 1.45 trillion by the government's own admission. Till November FY20, corporation tax collections were Rs 2,500 crore less than mopped up at that point of time a year ago. On the other hand, the Budget projected a 15.53% rise in corporation tax collections in FY20 YoY. Business Standard Report

❖ **From tax rate cuts to job creation, India Inc sees a populist Budget**
India Inc is expecting a slew of economy-boosting steps such as income-tax rate cuts, increased rural infrastructure spending, and job creation measures in the Union Budget, to be announced by FM this Saturday.
Business Standard Report

SAVE WATER || SAVE UNIVERSE

Knowledge shared= Knowledge^2

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About Scribbler

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Profile *Page*

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