

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.



INDEX

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 Goods & Service Tax & other Indirect taxes by CBIC

- **Notification/Circular/Press release/FAQs/Portal Update/Write-up by CBIC**
- ❖ **GSTN issues a video to clear all your doubts on E-Invoice**
[Click here to watch video](#)- Speaker: Mr. Kumar Vivek, AVP-Services, GSTN
- ❖ **GSTN's Webinar on New GST Return Concept and Live Demo in English will be held on February 05, 2020 at 4:00 PM.**
To Register, please [Click here](#)
- ❖ **A simplified GST return shall be implemented from the 1st April, 2020.**
It will make return filing simple with features like SMS based filing for nil return, return pre-filing, improved input tax credit flow and overall simplification.
- ❖ **Here is the one-stop source for all information on Budget 2020.**
[Click this link](#)
- ❖ **Government restricted access of data with GSTN- only specified persons will be allowed to access it.**
[Download gazetted notification here](#)
- **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 434 Polycab India Ltd. v. State of Kerala W.P. (C) NO. 31965 OF 2019(U) NOVEMBER 27, 2019	Kerala High Court	Where Competent Authority had detained goods of assessee under transport from Gujarat to Kerala for reasons that there was a possibility of evasion of payment of IGST in Kerala and consignee of goods in Kerala was an unregistered dealer, said reasons were wholly irrelevant for purposes of detention of goods

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

- ❖ **Govt likely to introduce lottery system to boost GST compliance soon**

Interim chairman of CBIC John Joseph said the government is working on a lottery scheme for goods and services (GST) taxpayers, where the winning amount may range from Rs 10 lakh to Rs 1 crore. This is being done to improve compliance and boost collections that have been lagging in the current fiscal year on account of the economic slowdown and fake invoices. “Every GST bill of a taxpayer will be a price winning lottery ticket,” said Joseph.

[Business Standard report](#)



Updates related to Income Tax by CBDT

- **Notification/Circular/Press release/FAQs**

- ❖ **CBDT issues clarification on the applicability of TDS provisions on Mutual Fund dividend**

It is hereby clarified that under the proposed section, a Mutual Fund shall be required to deduct TDS @ 10% only on dividend payment and no tax shall be required to be deducted by the Mutual Fund on income which is in the nature of capital gains.

[Here is Income Tax Department Press Release](#)

- **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 386 D M Estates (P.) Ltd. v. DCIT, Circle-2(1)(1), Bengaluru	ITAT Bangalore	Where receipts of rents as recorded in books was in consonance with agreement between assessee & lessee and no defect pointed out by revenue authorities in books of account, no addition to income is warranted in hands of assessee owing to difference in income based on Form No. 26AS and income as reflected in books of account maintained by assessee



Updates related to Announcement by ICAI

- ❖ **ICAI President's Message - February 2020**

[Read it here](#)



Updates related to Announcement by ICSI

- ❖ **ICSI's webinar on databank of Independent Directors – 5th February, 2020 at 3.30 pm.**

[Read this announcement](#)

- ❖ **ICSI approached Ministry of Corporate Affairs to extend date of annual filling to 60 days from proposed 30 days vide proposed amendment in section 137(1) of Companies Act, 2013**

[Here is representation letter](#)

- ❖ **ICSI approached MCA with a proposed amendment in Rule 8A of Companies (Appointment and Remuneration of Managerial Personnel) Amendment Rules, 2020, to protect interest of its members.**

[Here is representation letter](#)



Corporate Laws by MCA

- ❖ **Government notified provisions of sub-section 11 and 12 of section 230 of Companies Act, 2013 related inclusion of take-over offer in Any compromise or arrangement- effective from 3rd February, 2020**

[Here is MCA notification dated 03.02.2020](#)

- ❖ **MCA notified procedure for filing application by an aggrieved party to the Tribunal in the event of any grievances with respect to the takeover offer of companies other than listed companies- under section 230(12)- Insertion of new rule 80A**

[National Company Law Tribunal \(Amendment\) Rules,2020 vide notification dated 03.02.2020](#)

- ❖ **MCA notified Nidhi (Amendment) Rules,2020 with effect from 10.02.2020.**

Old forms NDH-I, NDH-2 & NDH-3 replaced by new forms.

[Here is MCA Notification](#)

- ❖ **MCA notifies Companies (Compromises, Arrangements and Amalgamations) Amendment Rules,2020.**

[Here is notification dated 03.02.2020](#)



The Insolvency and Bankruptcy Law.

- **Notification/Circular/Press release/FAQs/Portal Update/Write-up IBBI**
- ❖ **IBBI shares discussion paper on IBC in Chapter 4 of Economic Survey 2019-20 Vol II**
Three years into operation, the regime under the Insolvency and Bankruptcy Code (IBC) boasts of a strong ecosystem, comprising-(as on December 31, 2019)
 - The Adjudicating Authority
 - The IBBI
 - 3 insolvency professional agencies
 - 11 registered valuer organisations
 - 2,374 registered valuers and
 - 2,911 insolvency professionals

[Here is the document](#)

- **Legal updates- NCLAT | Court**

Sr.No.	Key to find the document	NCLAT/Court	Summary
1	[2020] 113 taxmann.com 474 Jagriti Plastics Ltd. v. Proactive Plast (P.) Ltd. COMPANY PETITION IB NO. 742/ND/2018 OCTOBER 14, 2019	(NCLT - New Delhi)	Where operational creditor established default in payment of operational debt beyond doubt and corporate debtor admitted its inability to pay outstanding dues to operational creditor, application for CIRP was to be admitted
2	[2020] 113 taxmann.com 473 Neueon Towers Ltd. v. Tradeinox Industries Ltd. CP (IB) NO. 239/9/HDB/2019 DECEMBER 6, 2019	(NCLT - Hyd.)	Where operational creditor itself was undergoing corporate insolvency resolution process, it could not maintain CIR petition against another company



Listing/Market by SEBI

- ❖ **SEBI issued guidelines for Common Application Form for Foreign Portfolio Investors**

[Here is circular](#)

- ❖ **SEBI's performance review of the commodity derivatives contracts**

[Here is circular](#)



Updates related to Money Market/Banks by RBI

- ❖ **Deposit Insurance and Credit Guarantee Corporation (DICGC) increases the insurance coverage for depositors in all insured banks to ₹ 5 lakhs**

With a view to providing a greater measure of protection to depositors in banks the Deposit Insurance and Credit Guarantee Corporation, a wholly owned subsidiary of the Reserve Bank of India, has raised the limit of insurance cover for depositors in insured banks from the present level of ₹1 lakh to ₹5 lakhs per depositor with effect from February 4, 2020 with the approval of Government of India.

[Here is RBI notification](#)



Updates related to Latest developments in Economy & Finance world.

- ❖ **FM Nirmala Sitharaman to table 'Vivad se Vishwas' Bill in Lok Sabha today**

Finance Minister Nirmala Sitharaman is slated to introduce on Wednesday a Vivad se Vishwas Bill in Parliament to provide for resolution of disputes in direct taxes, announced in the Budget for 2020-21. Taxpayers whose tax demands are locked in dispute in multiple forums can pay due taxes by March 31, and get complete waiver of interest and penalty. The Bill is listed in the business schedule.

[Business Standard Report](#)

- ❖ **Takeover code for unlisted companies rolled out with safeguard norms**

The Corporate Affairs ministry on Tuesday notified the takeover rules for unlisted companies. This will allow a majority shareholder in an unlisted company to move the National Company Law Tribunal (NCLT) to take over the rest of the stake in the entity.

[Business Standard Report](#)

❖ **Cabinet likely to approve mergers of 10 public sector banks into 4 today**

The Centre might approve the scheme for amalgamation of 10 public sector banks (PSBs) into four on Wednesday, an official source said. The Union Cabinet, led by Prime Minister Narendra Modi, is scheduled to meet on Wednesday and is expected to approve the amalgamation of the PSBs. According to the scheme, which has been put up for the Cabinet's approval, the merger of the balance sheets will be completed by April 1. Subsequently, the boards of all the 10 PSBs will meet to approve the swap ratios.

[Business Standard Report](#)

❖ **Ball is now in your court: FM Sitharaman exhorts India Inc to invest more**

Finance Minister Nirmala Sitharaman on Tuesday exhorted India Inc to shed its hesitation and make investments to push up economic growth, saying the government had taken several pro-business measures such as reduction in corporation tax rates, removing minimum alternate tax in the new tax structure, and scrapping dividend distribution tax (DDT) levied on companies.

[Business Standard Report](#)

=====

- ❖ **Fellow Member** of the Institute of Chartered Accountants of India.
- ❖ **Associate member** of Professional Accounting Body of Certified Practising Accountants (CPA), Australia.
- ❖ **Registered Valuer with IBBI-** Asset Class- Securities or Financial Assets
- ❖ **CFA (Corporate Finance)-** Columbia Business School, USA | EMERITUS Institute of Management, Singapore.
- ❖ **Certified Goods & Service Tax Practitioner** from ICAI & Ministry of Micro, Small & Medium Enterprises, Government of India.

=====



<http://www.pgaa.in>



[Double click on icons to open]