

THE DAILY LIFELINE

Official Newsletter of Diucon



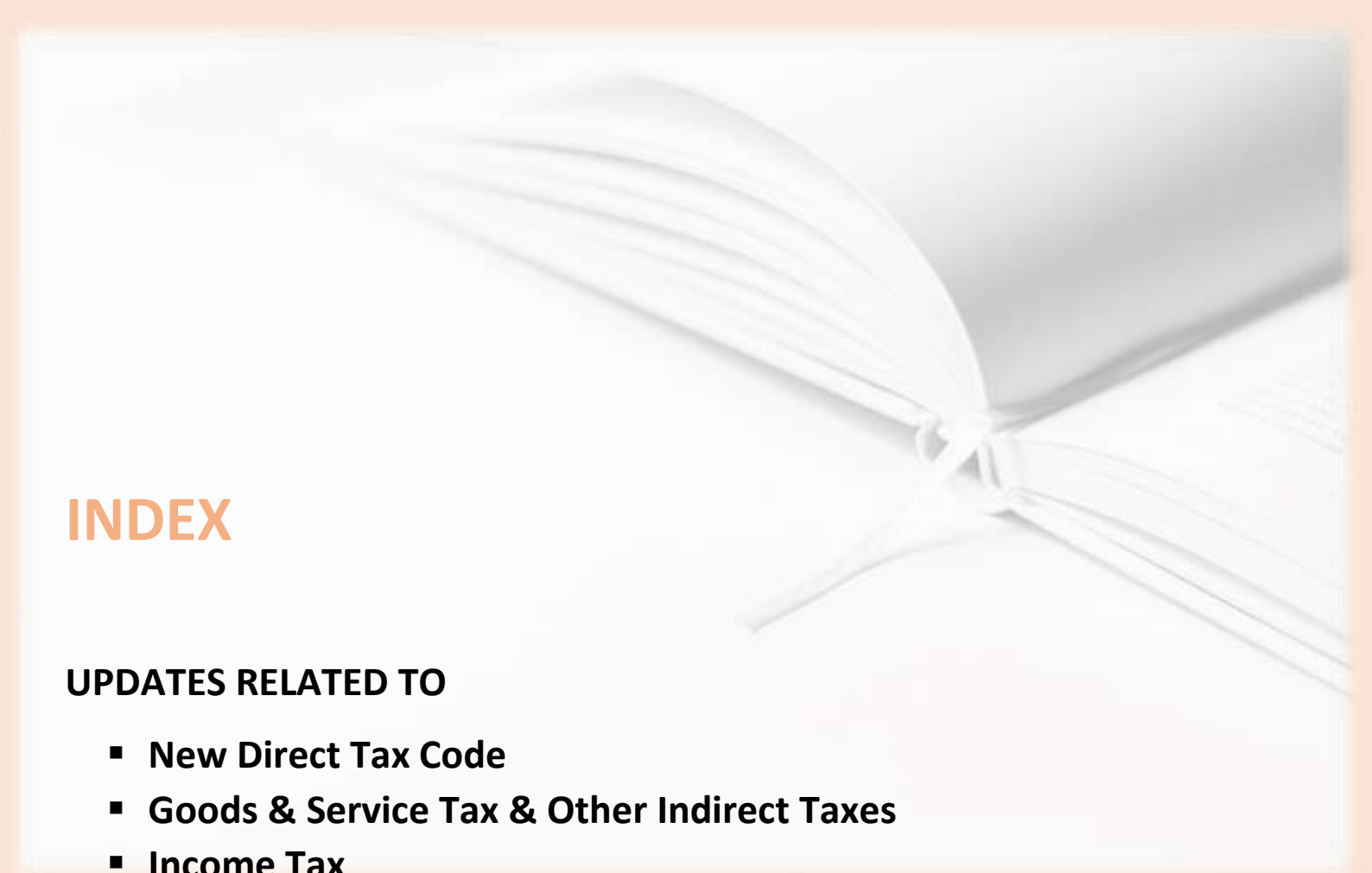
WHAT'S NEW IN PROFESSIONAL/ BUSINESS WORLD TODAY

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

BIGGEST CHALLENGE- HOW TO KEEP UPDATED ON DAILY BASIS

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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**
- **Goods & Service Tax & Other Indirect Taxes**
- **Income Tax**
- **Announcements by ICAI**
- **Announcements by ICSI**
- **Corporate Laws**
- **The Insolvency and Bankruptcy Law**
- **Security and Exchange Board of India (SEBI)**
- **Director General of Foreign Trade (DGFT)**
- **Start-ups**
- **Micro, Small & Medium Enterprises**
- **Reserve Bank of India**
- **New acts notified/Bills introduced in parliament or Executive orders by President**
- **Economy & Finance.**

[From Monday to Friday 5 days a week as Saturdays and Sundays being holiday and closure of all government departments hence no updates]

गुलाल का रंग, गुब्बारों की मार,
सूरज की किरणें, खुशियों की बहार,
चाँद की चांदनी, अपनों का प्यार,
मुबारक हो आपको रंगों का त्यौहार !!!



स्वस्थ रहो, खुश रहो

✍ प्रदीप गोयल



Goods & Service Tax & other Indirect taxes

- **Notifications/Circulars/Press releases/FAQs/Portal Updates/Write-ups by CBIC/Government.**

- ❖ **CBIC issued its Weekly GST Update dated 7th March, 2020.**

It covers the GST changes / observations/ press releases/ Tweet FAQs/ Sectoral FAQs released by CBEC since the last update on 22.02.2020. It supplements the earlier GST Updates.

[Download here](#)

- ❖ **3rd National GST Conference held on 6th March, 2020**

The 3rd National GST Conference of Commissioners of State Tax and Zonal Chief Commissioners of Central Tax was held on 6.3.2020 at Vigyan Bhavan, New Delhi under the chairmanship of Dr. Ajay Bhushan Pandey, Union Finance Secretary. Smt. Nirmala Sitharaman, Hon'ble Union Finance Minister also joined the Conference and intensively discussed the status of GST Portal to address grievances of taxpayers. This Conference deliberated various measures for streamlining the GST return filing process, enhancing revenue and focused compliance management as well as to create synergy among Central and State tax administrations.

- As an outcome of in-depth deliberation, following measures were proposed for further examination-
 - i. Immediate steps to curb passing on ITC by new taxpayers
 - ii. Measures to check export valuation including capping of value for calculating export benefits/incentives
 - iii. Standard Operating Procedure (SoP) for physical spot verification of risky taxpayers
 - iv. Standard Operating Procedure (SoP) for blocking and unblocking of ITC

[Press Release by GST Council Secretariat here](#)

- ❖ **Want to understand concept of Composite Supply and Mixed Supply in GST? Here is CBIC E-flyer on the same.**

[Download here](#)

▪ Legal updates- Advance Ruling Authorities/Tribunals/High Courts/Supreme Court

Sr.No.	Key to find the document	Authority who passed the order	Details of decision	
			Provisions discussed	Decision
1	[2020] 114 taxmann.com 404 Mukesh Garg v. Union of India W.P. (CRL) NOS. 3447 & 42374-75/2019 JANUARY 9, 2020	Delhi High Court	Section 132	Where High Court vide order dated 10-12-2019 had granted interim protection to assessee in regard to proceedings initiated under section 132 and GST Authorities moved application before High Court for vacation of interim protection, in view of fact that assessee was not joining investigation, rather misusing interim protection and threatening witnesses, interim protection required to be withdrawn
2	[2020] 114 taxmann.com 562 Pittappillil Agencies v. Superintendent of Central Tax & Central Excise Goods & Services Tax* W.P. (C) NO. 31184 OF 2019 NOVEMBER 21, 2019	Kerala High Court	Section 79	Competent Authority to consider objections filed by assessee before proceeding to recover interest demand.

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

- ❖ **CGST Delhi detects Input Tax Credit fraud worth more than Rs 12 crore from 30 fake firms, one arrested.**

The CGST Delhi North Commissionerate arrested one person who received fake/goods-less invoices valued at Rs 71,22,95,370/- involving fraudulent Input Tax Credit of Rs 12,82,05,579/- from 30 bogus/fake firms.

[Fin Min Press Release here](#)

- ❖ **Officers of Anti-Evasion, Central GST Delhi East Commissionerate have unraveled an operation involving passing of fraudulent Input Tax Credit by filing GSTR-1 returns and issuing E-way bills without actual supply of goods.**

Mohammad Qamar Ansari was operating the GST account of M/s Friends Creation a firm created for the sole purpose of passing on fake ITC without having actual business operations. Both, the suppliers as well as recipients of M/s Friends Creation, were found to be non-existent. Fraudulent ITC of Rs. 23,45,44,658/- has been passed on by the said firm so far by producing fake invoices. He was remanded to judicial custody till 11.03.2020 by Duty Metropolitan Magistrate in Patiala House Court.

Source- CGST Delhi Zone Twitter Account



Income Tax

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

Sr.No.	Key to find the document	Authority who passed the order	Details of decision	
			Provisions discussed	Decision
1	[2020] 114 taxmann.com 531 Commissioner of Income-tax (IT)-4 v. Siemens Nixdorf Information Systemse GmbH IT APPEAL NO. 1366 OF 2017	Bombay High Court	Section 2(14)	Loan given by assessee to its subsidiary company would be covered by meaning of 'capital asset' under section 2(14).

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

- ❖ **Bengaluru: Infosys techies handling income tax department data arrested.**

Three techies of software major Infosys were arrested on charge of cheating by unauthorisedly contacting income taxpayers and demanding money on the pretext of ensuring tax rebates, police said on Monday. "The three were arrested for contacting taxpayers and promising to get them tax rebates in lieu of 4 per cent of the total amount involved," Bengaluru South East Division Deputy Commissioner of Police Joshi Srinath Mahadev told IANS. Mahadev identified the accused as Renugunta Kalyan Kumar, Prakash, and Deveshwar Reddy from Bengaluru-based Infosys. "A city court has remanded them in 14-day judicial custody," added Mahadev.

[Mint Report](#)



The Insolvency and Bankruptcy Law

- **Notification/Circular/Press release/ Write-ups/Newsletters by IBBI/Government**

- ❖ **The Insolvency and Bankruptcy Code (Second Amendment) Bill, 2019 passed in loksabha.**

[Here is copy as passed.](#)

- **Legal updates- NCLT | NCLAT | SUPREME COURT**

Sr.No.	Key to find the document	Authority who passed the order	Details of decision	
			Provisions discussed	Decision
1	[2020] 114 taxmann.com 382 Central Bank of India v. Luni Power Co. (P.) Ltd. C.P. (IB) NO. 122 (CHD) HP/2019 DECEMBER 23, 2019	NCLT Chandigarh	Section 5(8), read with section 7	Market value of mortgaged property was more than outstanding loan is no excuse to bar initiation of CIRP.

Sr.No.	Key to find the document	Authority who passed the order	Details of decision	
			Provisions discussed	Decision
2	[2020] 114 taxmann.com 348 Lagadapati Ramesh v. Mrs. Ramanathan Bhuvaneshwari CO. APPEAL (AT) (INSOLVENCY) NO. 574 & 592 OF 2019 SEPTEMBER 20, 2019	NCL-AT Delhi	Section 236, read with sections 68, 69, 70, 71, 72 and 73, of the Insolvency and Bankruptcy Code, 2016 and section 212 of the Companies Act, 2013	Where a person has committed any offence punishable under Section 213 read with Section 447 of Companies Act, 2013 or sections 68 to 73, in such case, Central Government is competent to refer matter to Special Court itself or may ask Insolvency and Bankruptcy Board of India or may authorise any person in terms of sub-section (2) of Section 236 to file complaint.

▪ News/Latest Developments/Other updates

❖ Time period for insolvency proceedings need to be reduced: NCLAT chairperson.

National Company Law Appellate Tribunal (NCLAT) Chairperson Justice S J Mukhopadhyaya said members of the tribunal as well as the NCLT need to reduce time taken for insolvency proceedings.

[Media report- DH](#)



Security and Exchange Board of India (SEBI)

❖ SEBI notifies Mutual Funds (Amendment) Regulations, 2020.

[Download here](#)



Economy & Finance

- ❖ The Administrator of Yes Bank will consider and take on record the Unaudited Financial Results of the Bank, for the quarter and nine months ended on December 31, 2019 along-with limited review report thereon by the Statutory Auditors of the Bank on Saturday, March 14, 2020.

[Source- Announcement at National Stock Exchange](#)

- ❖ **ED seizes Rajiv Gandhi painting; many of YES Bank's big loans under scanner**
As part of its money-laundering investigation against arrested YES Bank co-founder Rana Kapoor, the Enforcement Directorate (ED) was now looking into several multi-crore-rupee loans issued by YES Bank to corporate houses that turned non-performing assets (NPAs), officials said. The ED has widened its probe in the case, taking it beyond the loan it gave to Dewan Housing and Finance Limited (DHFL) and is now looking at the bank's books to see if the Kapoor family and others received any kickbacks from business houses in lieu of non-initiation of the loan recovery processes.

[Business Standard Report](#)

- ❖ **YES Bank to transform into a retail bank: Administrator Prashant Kumar**
The new man in charge of YES Bank, has chalked out the strategy of the beleaguered bank, which includes selling down part of its vast portfolio of corporate loans, and focusing on retail banking — the mainstay of its highly profitable rivals. The focus on retail banking is the opposite of what the management led by Rana Kapoor had focused on, and which led to the accumulation of a huge amount of bad debt in its corporate loan portfolio. This had resulted in the ouster of the board by the Reserve Bank of India (RBI) last week, and a moratorium was placed on withdrawals of deposits above Rs 50,000. According to an estimate by JP Morgan, the bad loans in the bank could go as high as an additional Rs 45,000 crore.

[Business Standard Report](#)

Knowledge shared= Knowledge²

About Scribbler

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Profile



Page



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