CA. Sanjay K Agarwal FCA, FCS, CPA (USA)
83/85, N.S.Road, Suite:417, Kolkata - 700001
Ph: 22431088, 32913756, 9331023275 Email: sanj1088@gmail.com

DIRECT TAX READY REFERENCE

COVERING BUDGET 2014-15

For PRIVATE CIRCULATION ONLY

BE HAPPY MAKE HAPPY

A TAX STRUCTURE

			Assessment Year --->	2012-13	2013-14	2014-15	2015-16
1	IND/HUF/AOP/BOI	(##-see rebate)	Basic Exemption --->	180000	200000	200000##	250000##
		upto	500000	10+0.3%	10+0.3%	10+0.3%	10+0.3%
	Next 300000	upto	800000	20+0.6%	20+0.6%	20+0.6%	20+0.6%
	Next 200000	upto	1000000	30+0.9%	20+0.6%	20+0.6%	20+0.6%
	Rest	-	-	30+0.9%	30+0.9%	30+0.9%**	30+0.9%**
	Basic Exemption (Special cases)	Super Senior Citizen 80 yrs or above		500000	500000	500000	500000
		Senior Citizen 60 yrs or more		250000	250000	250000	300000
		Resident Woman below 60 yrs		190000	200000	200000	250000
2	FIRM / LLP			30+0.9%	30+0.9%	30+0.9%	30+0.9%**
3	DOMESTIC COMPANY	REGULAR TAX		30+0.9%**	30+0.9%**	30+0.9%**	30+0.9%**
		DIVIDEND TAX (Sec 115-O)		16.2225%	16.2225%	16.995%#	19.9941%#$
	$16.995% UPTO 30.09.14	MAT (Section 115JB)		18+0.54%**	18.5+0.555%**	18.5+0.555%**	18.5+0.555%**
	# on buy-back by listed cos - 22.66%		C/F of MAT Credit	10 years	10 years	10 years	10 years
4	TAX ON LONG TERM CAPITALGAIN	[with indexation benefit]		20+0.6%**	20+0.6%**	20+0.6%**	20+0.6%**
	Notes: 1) Tax on LTCG can be taken as 10%+SC+Cess for listed shares/securities/units (eq oriented units wef 11.07.14) without indexation benefit						
	2) Income from LTCG is exempt in case of transfer of equity shares/units of equity oriented fund which are liable to STT						
5	TAX ON S T CAPITAL GAIN (ON TRANSFER OF SECURITIES-SEC 111A)			15+0.45%**	15+0.45%**	15+0.45%**	15+0.45%**
6	AMT [for Non-Corporate only if dedn is claimed u/s 10AA / 80H / 80RRP (except 80P)]				18.5+0.555%	18.5+0.555%**	18.5+0.555%**
	**SURCHARGE -before EC/SHEC	Ind / HUF [Net Income>1Cr]				10%	10%
	$10% if Net Income exceed 10 Cr	Domestic Co [Net Income>1Cr]		5.0%	5.0%	5%$	5%$

B DEDUCTIONS & REBATES

				2012-13	2013-14	2014-15	2015-16
a	General Deduction	80C/80CCC/80CCD		100000	100000	100000	150000
		Life Ins Prem-Max limit for 80C(% of SA)		20%	10%	10% #	10% #
		80CCF [notified LT infrastructure bond]		20000	Nil	Nil	Nil
		80TTA [Int on Bank/PO other than TD]		Nil	10000	10000	10000
	Mediclaim	80D	Pymt Mode	* Addl Deduction for Policy on Sr Citizen: Rs 5000			
b	Mediclaim Premium (Ind/HUF)		Other than Cash	15000*	15000*	15000*	15000*
	Preventive Health Check-up(Ind)		Including Cash	Nil	Nil	5000	5000
	## Rebate u/s 87A (if Net Income <or= 5 L)100% of Tax or Rs2000 whichever is less (from asst yr 2014-15)						
c	Standard Deduction	24(a) [Rented House Property]		30%	30%	30%	30%
d	Int on borrowed capital	24(b) [Self Occupied HP]		150000*	150000*	150000*	200000*

*30000 Generally (higher deductions are allowable only where the capital is borrowed after 01.04.99 and property is acquired/constructed within 3yrs from the end of year of borrowal) #15% for person with disability as per sec 80DDB

C CARRY FORWARD & SET-OFF OF LOSSES:

	Set-off		Carry Forward & Set-off		
* except Salaries	Same Head	another head	C/F	Years	agst whom
1. Salaries	Yes	Yes	No	NA	NA
2. House Property	Yes	Yes	Yes	8 years	same head
3. Speculation Business	No	No	Yes	4 years	same item
Ubabs. Depreciation / Cap Exp on SR/FP	Yes	Yes	Yes	No limit	any income
Non-speculative Business or Profession	Yes	Yes*	Yes	8 years	same head
Specified Business u/sec 35AD	Yes	No	Yes	No limit	same item
4. Long Term Capital Losses	No	No	Yes	8 years	same item
Short Term Capital Losses	Yes	No	Yes	8 years	same head
5. Owning / Maintaining race horses	No	No	Yes	4 years	same item
Lotteries / Crossword Puzzles etc.	No	No	No	NA	NA
Income from Other Sources (except if exempt)	Yes	Yes	No	NA	NA

D WEALTH TAX [IND / HUF / CO]

wef FY 2009-10 — Exemption: 30 lac — Tax: 1%

E GIFT AS INCOME FROM OTHER SOURCES U/S 56(2) [Gift Tax abolished wef 01.10.1998]

wef	recipient	nature of receipt	Criteria	Taxability as Income
1-Apr-06	Ind/Huf*	any sum of money	without consideration > 50,000	whole amount
1-Oct-09	Ind/Huf*	any sum of money	without consideration > 50,000	whole amount
	Ind/Huf*	immovable properties	without consideration > 50,000	whole of stamp value
	Ind/Huf*	other properties	without consideration > 50,000	whole of FMV
	Ind/Huf*	other properties	FMV less consideration > 50,000	such excess amount
1-Jun-10	Co**	property being shares	without consideration > 50,000	whole of FMV
	Co**	property being shares	FMV less consideration > 50,000	such excess amount
1-Apr-12	Co**	Issue of Sh Cap at Prem^	FMV less consideration	such excess amount
1-Apr-13	Ind/Huf*	immovable properties	Stamp value less consideration >50,000	such excess amount

* Exempted, If received from relatives, under will/inheritance, on marriage, on death, local auth, u/s 10(23C) or (members of huf from huf wef 01.10.2009); **other than companies in which public are substantially interested ^onus of proof of source in the hand of recipient share holder lies with company

ADVANCE IT : (if liability = or > 10000)

Due Date	Company	Other than company
By 15th June	upto 15%	-
By 15th Sep	upto 45%	upto 30%
By 15th Dec	upto 75%	upto 60%
By 15th Mar	100%	100%

COST INFLATION INDEX :

1981-82	100	1998-99	351
1982-83	109	1999-00	389
1983-84	116	2000-01	406
1984-85	125	2001-02	426
1985-86	133	2002-03	447
1986-87	140	2003-04	463
1987-88	150	2004-05	480
1988-89	161	2005-06	497
1989-90	172	2006-07	519
1990-91	182	2007-08	551
1991-92	199	2008-09	582
1992-93	223	2009-10	632
1993-94	244	2010-11	711
1994-95	259	2011-12	785
1995-96	281	2012-13	852
1996-97	305	2013-14	939
1997-98	331	2014-15	1024

MISC PROVISIONS:

> 30% disallowance, in case of tds default (AY15-16)

> wef 11.07.2014, period of holding > 36 months for unlisted equity/pref shares & units of debt MF

> Benefit of Sec 54 in respect of exemption of Capital Gain can be availed for purchase / construction of one residential house only - Sec 54 [wef: AY 2015-16]

> Forfeiture of Advance received in the course of negotiation for transfer of capital asset without actual transfer shall be treated as Income - Sec 56(2) [wef: AY 2015-16]

> Inv in specified asset not to exceed Rs 50 Lac overall - Sec 54EC [wef: AY 2015-16]

> CSR not allowed as deduction u/s 37(1)

INTEREST ON INCOME TAX:

1.Filing of return after due date u/sec 234A	Int @ 1% pm or part of the mth from the end of Due Date for filing of return
2.Defaults in pymt of Advance Tax u/s 234B	Int @ 1% pm or part of the mth from the 1st day of April of the AY
3.Deferment in pymt of Advance Tax u/s 234C	Int @ 1% pm or part of the mth on the deficit amt as applicable
4.Interest for late pymt of demand u/s 156	Int @ 1% pm or part of the mth from the end of 30 days of Demand Notice
5.Failure to deduct and pay TDS u/s 201(1A)	Int @ 1% pm or part of mth upto date of dedn/date of furnishing ITR and @1.5% from date of dedn to pymt.

Some Tax Saving cum Investment Schemes:

PO S/B A/C	Int @4% pa credited annually	Rs 3500 (single a/c) / Rs 7000 (Jt a/c) is exempt + deduction u/s 80TTA upto Rs 10000
15 yr Public Provident Fund	compound int 8.7% per yr	Investment qualify for tax deduction u/sec 80C; Int exempt u/sec 10(11)
Life Insurance Premium (ceiling 10% of SA)	rate of bonus keeps on fluctuating	Bonus is totally exempt; Investment qualify for tax deduction u/sec 80C

Return Due Date u/s 139(1) & Other Time Limit

From Asst year 2008-09	Due Date
1. Non-corporate assessee or a working partner of a firm (where books are reqd to be audited) & Corporate Assessee	Sep-30
2. Corporate Assessee which is reqd to report u/s 92E	Nov 30
3. Any other assessee	July 31
4. Return of Loss - 139(3)	within due date
5. belated return - 139(4)	1yr from AY end
6. revised return - 139(5)	1yr from AY end

Note: Filing of Return by Corporate Assessee / Firm is compulsory / resident having foreign asset or account

DEPRECIATION

	AY 06-07 onwards
PLANT & MACHINERY	15%
FURNITURE & FIXTURE	10%
COMPUTERS	60%
BUILDINGS	
Non RESIDENTIAL	10%
RESIDENTIAL	5%
Purely Temp Erections	100%
CAR & VEHICLES	15%
CAR OR VEHICLES USED ON HIRE	30%

Only 50% Depre. will be allowed if assets acquired / used for < 180days

Interest NSCVIII (on 1000)

Interest NSCVIII (on 1000)	1st year	2nd Year	3rd Year	4th Year	5th Year	6th Year
01.03.03 to 30.11.11	81.6	88.3	95.5	103.3	111.7	120.8
01.12.11 to 31.03.12	85.8	93.1	101.1	109.8	119.2	NA
01.04.12 to 31.03.13	87.8	95.6	104.0	113.1	123.0	NA
01.04.13 and after	86.8	94.3	102.5	111.4	121.1	NA

Tax Deducted at Source: 1) Deposit of TDS to Govt a/c to be made within 7 days from the end of the month in which provision for TDS is made and within 30th April if provision for TDS is made in the month of March. 2) Filing of return in computer media mandatory for Company, Govt deductor, those who r covered u/s 44AB, assessee with no. of deductors>20 (qtrly); 3) Returns to be filed quarterly in F/24Q (Salary) or F/26Q (others) within 15 days from the end of quarter (45 days in case of last quarter); 4) TDS certificate to be made in Form 16/12BA for Salary (annually) within May 31 and F/16A for others (quarterly) within 15 days from the end of due date of quarterly return; 5) For lower deduction the recipient may apply to AO in F/13 or a declaration may be made in form 15G/15H (for Int./Div./NSS only), 15I (for transport contractor);

TDS Liability (FY 2014-15)	Rate
Interest > 5000 pa [Rs 10000 in case of pymt by banks/PO]	10.00% [Sec 194A]
Commission or Brokerage >5000 pa [2500 upto 30.06.2010]	10.00% [Sec 194H]
Fees for Prof or Technical Services (or Directors Fees other than in the nature of salary wef 01.07.12) > 30000 pa [20000 upto 30.06.2010]	10.00% [Sec 194J]
Dividend u/s 2(22)(e) > 2500 pa	10.00% [Sec 194]
winning from lottery/cw puzzles > 10000 pa / horse races > 5000 pa	30.00% [Sec194B/BB]
Insurance Commission >20000 pa [194D]	10.00%

TDS Liability (FY 2014-15)		Rate
*Contractor / Subcontractor [Sec 194C]	Ind/HUF--->	1.00%
	Others --->	2.00%
> 30000 (single) or 75000 pa [20000 (single) or 50000 pa upto 30.06.2010]. *[transport Operator - Nil if PAN furnished]		
Rent - Plant & Machinery > 1.8 lac pa [1.2 lac upto 30.06.2010]		2.00% [Sec 194-I]
Rent - Land / Building / Furniture / Fittings > 1,80,000 pa [1.2 lac upto 30.06.2010]		10.00% [Sec 194-I]
Compensation on acquisition of certain immovable props > 2 Lac wef:01.07.12		10.00% [Sec 194LA]
Consideration for transfer of Immovable props (other than agri land) > 50 Lac wef:01.06.13		1.00% [Sec 194-IA]

Note: w.e.f. 01.04.2010 furnishing of PAN to deductor, in 15G/H/I and to AO for lower deduction is mandatory - noever TDS will be higher of 20% or prescribed or in force

Compulsory Tax Audit

1. Sec: 44AB	
From FY 2012-13	
Business	> Rs 1 Cr
Profession	> Rs 25 Lac
FY 2010-11 & 2011-12	
Business	> Rs 60 Lac
Profession	> Rs 15 Lac
upto FY 2009-10	
Business	> Rs 40 Lac
Profession	> Rs 10 Lac
2. 44AE, 44BB, 44BBB	
If profit or gain is less than prescribed	
3. Sec: 44AD	
If profit or gain is less than prescribed (8% of the total turnover or gross receipts) and if total income is taxable	

Important Prescribed Forms under Income Tax Rules 1962

Return of Income	Form No.	Return of Income	Form No.
1. Ind. with Salary/HP(one)/Other	ITR-1 [Sahaj]	6. Firms, AOPs and BOIs	ITR-5
2. Ind/HUF without Busi/Prof	ITR-2	7. corporate assessee	ITR-6
3. Ind/HUF being partners in firm (without prop.Busi/Prof)	ITR-3	8. Person reqd. to furnish return u/s 139(4A) / (4B) / (4C) / (4D)	ITR-7
4. Ind/HUFwith prop.Busi/Prof	ITR-4	9.Return for Fringe Benefits	ITR-8
5. Ind/HUF (presumptive basis)	ITR-4S(Sugam)	**Appeal**	
Other Forms		1. To CIT(Appeals)-2copies	35
1. PAN Application	49A	2. To ITAT - 3copies	36
2. TAN Application	49B	3. Memorandum of cross objection to ITAT-3 copies	36A
3. Wealth Tax Return	Form BA		
4. STT pymt evidence	10DB/10DC	4. To ITAT-to refer to High Court any question of law	37 3 copies
5. Annual Tax Statement	26AS		
Challans		**Charitable & Religious Trusts**	
1. Income Tax	280	1. Appln for regn	10A
2. TDS/TCS Tax Challans	281	2.Appln for approval / continuance u/s 80G(5)(vi)	10G 3 copies
3. Misc Direct Taxes	282		
4. Fringe Benefit Tax	283	3. Notice for accumulation of Income to AO	10

Note: I)The above chart does not cover the provisions related to Non-resident assessee and Foreign Company 2) For any query on PAN/TAN/Efiling/OLTAS: email to ask@incometaxindia.gov.in or call 18001801961 / 0124-2438000

Important Links: **Income Tax Site**: http://www.incometaxindia.gov.in **For Income Tax e-Return Filing**: https://incometaxindiaefiling.gov.in/ **Tax Information Network:** https://www.tin-nsdl.com/