

(3)

DAK

Marks

2. (A) The procedure relating to the recovery of due tax or the arrears of taxes from a non resident is different than the resident assessee. Comment and state how such recovery is to be made along with its limitation. 6

(B) Explain in the context of provisions of the Act : 4

(i) The underlying idea behind DTAA.

(ii) Rate of tax in other country.

(C) "Any transfer of a capital asset or intangible asset by a private company or unlisted public company to a LLP or any transfer of share or shares held in a company by a shareholder on conversion of a company into a LLP in accordance with section 56 and section 57 of the Limited Liability Partnership Act, 2008, shall not be regarded as a transfer for the purposes of levy of capital gains tax under section 45 subject to fulfilment of certain conditions". Explain in the context of the provisions contained in the Act. 6

3. Answer any **four** out of **five** : 4

(A) Mr. Ramanand after putting 25 years of service opted for voluntary retirement and under approved scheme received an amount of ₹ 20 lakhs as VRS compensation on 01-01-2011. He was advised by his tax consultant to claim exemption to the extent as specified in section 10(10C) and also the relief under section 89. He in order to have an expert opinion, consults you and asks whether such a treatment of VRS compensation is permissible under the Act ?

(B) "Save Wild Life" is an institution, having main object 'preservation of wildlife', used the entire income derived from an activity in the nature of trade for its main object during the previous year ended on 31-03-2011. The institution seeks your opinion to know whether such utilization of its income be treated for "charitable purpose" ? Would your answer be different, if the main object of the institution is "advancement of object of general public utility" ? 4

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P.T.O.