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[Daily Newsletter related to Profession]
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Most Authentic Newsletter of India

Direct & Indirect Taxes | ICAI & ICSI Updates | Corporate laws |
Insolvency | SEBI | RBI | Economy & Finance

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Indirect Taxes

- **Notifications / Circulars / Press releases / FAQs / Portal Updates / Write-ups by Board “CBIC” and Government.**
- ❖ **Constitution of Group of Ministers for Rate Rationalization and GST System Reforms: Office Memorandum by DOR.**
 The GST Council has decided in its 45th meeting that Group of Ministers (GoMs) would be formed for rates rationalization and GST system reforms separately. Accordingly, GoMs have been constituted and shall give recommendations to the Council.
- **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
1	Bharat Electronics Ltd. v. Commissioner of GST & Central Excise, Chennai W.P. NO. 2937 OF 2019 WMP.NO. 3205 OF 2019 JUNE 21, 2021	Madras HC	Court directed authorities to allow filing of revised Form GST TRAN-1 by opening portal. Where assessee while filing Form GST TRAN-1 committed some errors and thereupon it filed revised Form GST TRAN-1 on 27-12-2017 and it while filing revised Form GST TRAN-1 again committed some errors and it made a request to Competent Authority on 20-2-2018 for amendment of Form GST TRAN-1, Competent Authority was to be directed to enable assessee for filing of revised Form GST TRAN-1 by opening portal.
2	Forest County Co-operative Housing Society Ltd. NO. GST-ARA-65/2019-20/B-42	AAR MH	GST is applicable on amount collected for Repair & Maintenance Fund and Sinking Fund by housing society:

▪ **News / Latest Developments / Other updates.**

❖ **Mining, steel companies may move court over GST on royalty, licence fees.**

Several steel manufacturers and coal mining companies have reached out to their legal experts to explore options to challenge the recent government diktat to tax mining royalty and licence fees under the Goods and Services Tax (GST) framework. Following the recent GST Council meeting, the government has clarified that any royalty or licence fees paid to the state should attract 18% GST. "The services by the way of grant of mineral exploration and mining rights attracted GST rate of 18% with effect from July 1, 2017," the government clarification said.

[ET Report](#)



Direct Taxes

▪ **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
1	Faqir Chand v. National E-Assessment Centre, Delhi W.P.(C) NO. 8054 OF 2021 CM APPL. NOS. 25043 AND 25044 OF 2021 AUGUST 9, 2021	Delhi HC	Court set-asides assessment order as assessee didn't file his reply due to non-working of e-filing portal. Where assessee failed to file reply to notice-cum-draft assessment order served upon him proposing an addition of huge amount as portal of assessee was not working between 1-6-2021 and 17-6-2021 i.e. last date for filing reply to said order, impugned final assessment order passed by AO copying such proposed additions to income of assessee without giving any reason was in violation of principal of natural justice as assessee did not have a reasonable opportunity to file a reply to notice-cum-draft assessment order, thus, same was to be set aside



Corporate Laws

❖ MCA issues Consultation Paper on Statutory Audit and Auditing Standards for Micro, Small and Medium Companies (MSMCs) & invite comments from stakeholders.

India is unique among the big economies of the world in statutorily mandating compulsory audits for all companies, irrespective of their size and characteristics. In view of the significant role played by companies in India in the economic growth and development of the Nation, it is essential that the regulatory environment is conducive to support, and not burden, the growth in business and economic activities of these entities. A preliminary analysis has been done by National Financial Reporting Authority (NFRA) on the key financial parameters of the companies registered in India from their MCA-21 filings and it is found that the fees paid to auditors by a large majority of Micro, Small and Medium Companies (MSMCs) are way below what an audit, when performed in compliance with the letter and spirit of the Standards of Auditing, would require.

[MCA Press Release here](#)

[NFRA's Consultation Paper here](#)



Insolvency & Bankruptcy

▪ Legal Updates- NCLTs / NCL-ATs / Supreme Court

Sr.No.	Key to find the document	Authority who passed the order	Details of decision
1	Parag Sheth v. Sunil Kumar Agarwal COMPANY APPEAL (AT) (INSOLVENCY) NO. 1055 OF 2020† AUGUST 13, 2021	NCLAT Delhi	RP violated section 20 of IBC by entering into a contract with insurance-Co. without prior approval of CoC.



Economy & Finance

❖ **Government approves Rs. 4,400 crore investments in ECGC Ltd. in 5 years to provide support to exporters as well as banks.**

Government under the leadership of Hon'ble Prime Minister Shri Narendra Modi has undertaken a series of measures to provide a boost to the exports sector. In line with this, the Government has today approved capital infusion of ₹4,400 crore to ECGC Ltd. (formerly known as Export Credit Guarantee Corporation of India Ltd.) over a period of five years, i.e., from FY 2021-2022 to FY 2025- 2026. The approved infusion along with efforts made to suitably synchronize with the listing process of ECGC through the Initial Public Offering will increase the underwriting capacity of ECGC to support more exports.

[Govt. Press Release here.](#)

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