

CHART FOR INTEREST PAYABLE TO, RECEIVABLE BY, AN ASSESSEE (Contd.)

Section of the Income-tax Act	Circumstances under which interest is payable or receivable by an assessee	Rate of interest and period for which interest is payable/receivable	Amount on which interest is to be calculated
234A ³⁸	For delay or failure in furnishing return of income u/s. 139(1) or 139(4) or 142(1)	1% [1¼% (from 1-6-2001 to 7-9-2003)/ 1½% (from 1-6-1999 to 31-5-2001)/2% (upto 31-5-1999)] for every month or part of a month from the date immediately following the due date specified u/s. 139(1) to the date of furnishing the return of income and where the return is not furnished, to the date of completion of assessment u/s. 144	Amount of tax on total income determined u/s. 143(1) or on regular assessment and as reduced by advance tax paid and/or tax deducted or collected at source. Interest is not payable on additional income-tax, if any, determined u/s. 143(1A) [Refer <i>Example</i> on page 191].
234B ³⁸	Failure to pay advance tax or advance tax paid is less than 90% of the assessed tax ³⁹	1% [1¼% (from 1-6-2001 to 7-9-2003)/ 1½% (from 1-6-1999 to 31-5-2001)/2% (upto 31-5-1999)] for every month or part of the month from 1st April of the assessment year to the date of determination of total income u/s. 143(1) or regular assessment	Amount of difference between assessed tax ³⁹ and the advance tax paid, if any. Interest is not payable on additional income-tax, if any, determined u/s. 143(1A) [Refer <i>Examples</i> to sub-item (i) of item (7) on page 306].

In relation to assessment year 1995-96 & onwards:

(i.e., advance tax payable during the financial year 1994-95 and subsequent years):

234C ³⁸	(1) IN THE CASE OF AN ASSESSEE BEING AN ASSESSEE OTHER THAN A COMPANY:		
	(a) Deferment or shortfall in payment of advance tax on 15th September and/or 15th December [leviable even in cases where an assessee is liable to pay advance tax u/s. 208 and has failed to pay such tax]	1% [1¼%, from 1-6-2001 to 7-9-2003; 1½%, upto 31-5-2001] per month for a period of 3 months	Amount of difference between: (1) 30% of the "tax due on the returned income" ⁴⁰ and advance tax paid or payable on or before 15th September, (2) 60% of the "tax due on the returned income" ⁴⁰ and advance tax paid or payable on or before 15th December [Refer <i>Illustration</i> to sub-item (ii) of item (7) on page 307].
	(b) Shortfall in payment of advance tax on or before 15th March [leviable even in cases where an assessee is liable to pay advance tax u/s. 208 and has failed to pay such tax]	1% [1¼%, from 1-6-2001 to 7-9-2003; 1½%, upto 31-5-2001]	Amount of shortfall i.e., amount of difference between "tax due on the returned income" ⁴⁰ and advance tax paid or payable on or before 15th March [Refer <i>Illustration</i> to sub-item (ii) of item (7) on page 307].
	(2) IN THE CASE OF AN ASSESSEE BEING A COMPANY:		
	(a) Deferment or shortfall in payment of advance tax on 15th June and/or 15th September and/or 15th December [leviable even in cases where company is liable to pay advance tax u/s. 208 and has failed to pay such tax]	1% [1¼%, from 1-6-2001 to 7-9-2003; 1½%, upto 31-5-2001] per month for a period of 3 months	Amount of difference between: (1) 15% ⁴¹ of the "tax due on the returned income" ⁴⁰ and advance tax paid or payable on or before 15th June, (2) 45% ⁴¹ of the "tax due on the returned income" ⁴⁰ and advance tax paid or payable on or before 15th September, (3) 75% of the "tax due on the returned income" ⁴⁰ and advance tax paid or payable on or before 15th December.
	(b) Shortfall in payment of advance tax on or before 15th March [leviable even in cases where company is liable to pay advance tax u/s. 208 and has failed to pay such tax]	1% [1¼%, from 1-6-2001 to 7-9-2003; 1½%, upto 31-5-2001]	Amount of shortfall i.e., amount of difference between "tax due on the returned income" ⁴⁰ and advance tax paid or payable on or before 15th March.

38. Interest payable u/s. 234A, 234B, and 234C has to be paid alongwith self-assessment tax payable u/s. 140A.

39. "assessed tax" means, the tax on the total income determined u/s. 143(1) or on regular assessment as reduced by the amount of tax deducted and/or collected at source on any income, which is subject to such deduction and/or collection under Chapter XVII, and which is taken into account in computing such total income [Explanation 1 to section 234B(1)]. For the notes on substituted Explanation 1 by the Finance Act, 2006, refer para 8.3 on page 48.

40. "tax due on the returned income" means tax chargeable on the total income declared in the return and reduced by the amount of tax deductible and/or collectible at source on any income which is taken into account in computing such total income [Explanation to section 234C(1)]. For the notes on substituted Explanation by the Finance Act, 2006, refer para 8.4 on page 48.

41. If the advance tax paid by the company on its current income on or before the 15th June or the 15th September, is not less than 12% (as against 15%) or, as the case may be, 36% (as against 45%) of the "tax due on the returned income"⁴⁰, then, the company shall not be liable to pay any interest u/s. 234C(1)(a)(i) on the amount of shortfall on those dates [vide proviso to section 234C(1)(a)].