



# The Institute of Chartered Accountants of India (Setup by an Act of Parliament) Ahmedabad Branch of WIRC of ICAI

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## E-NEWSLETTER

### Chairman's Message

Dear Professional Colleagues,

**“Live as if you were to die tomorrow. Learn as if you were to Live Forever.” – Mahatma Ghandhiji**



Greetings. I am glad to share that even in mid of the pandemic scenario due to COVID 19 we were actively engaged in Professional programs and also in programs for Health and Corporate Social Responsibility. Being month of October we can learn some insights from the life of Father of Nation Mahatma Ghandhiji too that with an optimistic perspective and a never-give-up attitude, man is invincible and triumph is inevitable. After all, if the eye is steadily set on the goal, one can take temporary challenges in their stride and rise against all odds.

In my vision to serve the Members and Students, I am arranging various **Webinars** and we are getting the overwhelming response to it.

ICAI extends last date for **Payment of Membership/ COP fee** which can be accessed on <https://www.icai.org/post/extension-last-date-for-payment-of-membership-cop-290920>

**Branch Members Directory 2020:** Our Branch with an endeavor to get every member from Ahmedabad Branch of WIRC of ICAI get connected with each other, we would be coming out with "MEMBERS' DIRECTORY 2020" shortly. In this process of getting accurate compilation of Members information for printing, we Urgently request all our Members to update their information on our Ahmedabad Branch website at the earliest. We are scheduled to take up the process of printing on from 20th October, 2020 and hence requesting each Member to urgently update / edit their information. Get more details in the Newsletter.

**Gems of Profession** – Branch has launched a program to acknowledge all “Ahmedabad's PRO Chartered Accountants”. An initiative to spread positivity, bring visibility to hidden gems of our profession and an aim to motivate the viewers with their life journey. Aim is to recognize and reward the “PRO Chartered Accountants of Ahmedabad Branch” who have Demonstrated excellence; Step ahead and contributed to the society; and Bought laurels for the country and for the profession. Refer the Rules & Regulations on <http://tiny.cc/ICAIGemsRules> and Fill the Nomination Form on <http://tiny.cc/ICAIGemsNomination> Get more details in the Newsletter.

Ahmedabad Branch has also initiated the **Plasma Donation Drive** which is also helping various members to get the Plasma when they or their family members are in need. Register

#### OFFICE BEARERS

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CA. Fenil Rajendra Shah  
89050 30507  
**Vice Chairman**  
CA. Harit Ashok Dhariwal  
99789 42299  
**Secretary**  
CA. Bishan R. Shah  
98250 23573  
**Treasurer**  
CA. Rahul Kalulal Maliwal  
84606 20401

#### Members

CA. Ganesh Nadar  
CA. Anjali Choksi  
CA. Sunil Sanghvi

#### Ex. Officio Members

CA. Aniket Talati, CCM  
98255 51448  
CA. Hitesh Pomal, RCM  
98240 49402  
CA. Vikash Jain, RCM  
93277 15892  
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#### Newsletter Committee

**Chairman:**  
CA. Rahul Maliwal  
**Co-Chairperson:**  
CA. Hemlata Dewnani  
**Convener:**  
CA. Mohit Tibrewal

#### Members:

CA. Kushal Reshamwala  
CA. Monish Shah  
CA. Mahadev Birla  
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CA. Gautam Pai  
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as Donor and / or Volunteer : <http://tiny.cc/ICAIPlasmaDetails> and the Background Material for ICAI Plasma Donation Drive: <http://tiny.cc/ICAIPlasmaInformation>. We were privileged to have CA. Nirav Choksi. Past Chairman, Ahmedabad Branch to be the First Plasma Donor in the ICAI Ahmedabad Plasma Donation Drive.

**Branch Cares for Students and Staff Members of yours:** *Colleagues we have launched various initiatives at WICASA Ahmedabad for the benefit of the students namely the Series of Swadhyay – A Platform where Students present their ideas under the mentorship of a CA Member and also a Workshop on Tax Audit & ICDS. Get more details in the Newsletter.*

**ICAI Cares - Medical Financial Assistance** to the Members and their dependents suffering from CORONA. The Detailed Notification can be accessed on <https://www.icai.org/post/covid19cabf>. Unprecedented pandemic situation, has also posed serious challenges before the members wherein professional opportunities are diminishing, resulting into dwindling income or much delayed recoveries of professional fee. Providing a helping hand, CABF management committee has approved the one-time support for hospitalisation expenses during treatment of COVID 19 for members or dependent family members for a maximum amount of 1,50,000/-.

**VIRTUAL AHMEDABAD BRANCH GST HELPDESK:** Any person can lodge the grievance and it will be redressed by an GST HELP DESK COMMITTEE consisting of experts. In case of any grievance you can Submit your details on this LINK <https://forms.gle/3m3eyqiSvMG6iXiz7>

I was deeply grieved to intimate you all that the Past Chairman of our Ahmedabad Branch **CA. Jayesh Manubhai Shah** has passed away on Tuesday, 15th September 2020. It's not the loss to the family but to the fraternity also as we lost our leader, senior and mentor. He was a great person, with a simple and humble attitude. He will live on in our memories forever.

During this times Ahmedabad Branch is also to come up with more Webinars & other Initiatives to ensure that Students remain in-tune with the updates and can make the best of this time to sharpen their knowledge and skills base. Till then I request all students to remain at home.

Stay Home. Stay Safe. Stay Updated. Stay Happy.

Thanks & Regards,

**CA. Fenil Shah**

Chairman.

Ahmedabad Branch of WIRC of ICAI

## EDITORIAL



**W**e take this opportunity to wish all our members a happy and prosperous Dusshera in advance. May the good always be victorious against the evil!!

October brings lot of positivity in our life along with Dusshera on 2nd Oct we have 151th birth anniversary of our nation's father Mahatma Gandhi. He was Popular for his non-violent movement, he quoted- Non-violence is the greatest force at the disposal of mankind. It is the mightiest weapon devised by ingenuity of Man. We must all try to be a part of spreading and idealizing cleanliness and nonviolence. So the theme of this month newsletter is based on the learning from great philosophies of Mahatma Gandhi

Speaking of iconic leaders we recently lost our Past President Mr. Pranab Mukherjee who also had

occupied several ministerial portfolios in the Government of India.

During this pandemic our members always performed the service to nation by plunge into various tax compliance, due to various audit deadlines October will again test our service to financial system of country.

On a lighter note: Lackluster evenings during this pandemic have been luminated with the start of IPL.

This newsletter includes all the recent changes in Corporate law, GST, Direct & International Taxation .I request to all the members who are willing to contribute for newsletter on any topic can share the same with us at [ahmedabad@icai.org](mailto:ahmedabad@icai.org)

Amidst all this, we wish a happy Dusshera to all our members.

Stay Safe, Stay Home and Stay Happy !!

Happy learning!!

**CA Rahul Maliwal**

Chairman, Newsletter Committee

**A man is but a product of his thoughts. What he thinks he becomes. - Gandhiji**





## Ahmedabad Branch of WIRC of ICAI Presents



### MEMBERS DIRECTORY 2020

Your **NETWORK** is your **NETWORTH**  
an endeavor to get every member of  
Ahmedabad Branch get connected with each other.

**Request to SUBMIT / EDIT your Information.**

#### STEPS

- 1) Visit our Branch Website - [www.icaiahmedabad.com](http://www.icaiahmedabad.com)
- 2) Go to *Members Section* and click on *Register for Branch Member's Directory*.
- 3) In case of **New Member** (Registering the details on Ahmedabad branch website for the first time) Submit Data on the New Members Online Member's Data Form
- 4) In case of **Existing Member** update / edit on the Edit the Existing Member's Data For any change. Submit your membership number & registered mobile number - Receive OTP on your mobile - Use OTP to access information - Edit or Update.

**Note:** If you have changed the registered mobile number or unable to receive OTP, requested to contact us on [ahmedabad@icai.org](mailto:ahmedabad@icai.org) for any assistance.

**Requesting each Member to urgently update /  
edit their information latest by 15th October, 2020.**

**CA. Fenil Shah**  
Chairman, Ahmedabad Branch

**CA. Bishan Shah**  
Secretary, Ahmedabad Branch

For More Details & Online Registration





Ahmedabad Branch of WIRC of ICAI



## CARES FOR YOU

### WHAT SHOULD YOU DO TO SAVE FROM COVID-19 ?



Avoid **Crowded Places** and Limit time in enclosed Spaces



Maintain at Least 1 metre **distance** from others



When Possible Open windows and Doors for **Ventilation**.



Keep **Hands Clean** and Cover Coughs and Sneezes.



Wear a **Mask** if Requested or if Physical Distancing is not Possible.

### Courtesy

**CA. Fenil Shah,**  
Chairman

**CA. Harit Dhariwal,**  
Vice-Chairman

**CA. Bishan Shah,**  
Secretary

**CA. Rahul Maliwal,**  
Treasurer

**CA. Ganesh Nadar,**  
Immediate Past Chairman

**CA. Anjali Choksi,**  
Managing Committee Member

**CA. Sunil Sanghvi,**  
Managing Committee Member

**CA. Aniket Talati,**  
CCM, ICAI

**CA. Hitesh Pomal,**  
RCM, WIRC

**CA. Chintan Patel,**  
RCM, WIRC

**CA. Vikash Jain,**  
RCM, WIRC

You don't know who is important to you until you actually lose them. - Gandhiji





# Accounting & Company Law Updates

Compiled by: CA. Chintan Patel



## 1. Extension of holding of AGM for the financial year 2019-20 by 3 months

As per Section 96 (1) of the Companies Act, 2013, the Registrar may, for any special reason, extend the time within which any annual general meeting, other than the first annual general meeting, shall be held, by a period not exceeding three months

In this regard, the *Ministry of Corporate Affairs (Registrar of Companies of various States) have issued order dated 8th September, 2020 across the country to extend the time for holding of Annual General Meeting (AGM) for the financial year ended on 2019-20 by three months from the due date by which AGM ought to have been held* in accordance with section 96(1) of the Companies Act, 2013 without requiring the Companies to file applications for seeking such extensions through prescribed Form GNL-1.

Accordingly the Companies are not required to file Form GNL-1 for seeking extension

Further, it has been clarified by the respective ROC's that the extension shall **cover the following**:

- Pending application filed in Form GNL-1 for the extension of AGM for the financial year ended on 31.03.20 which is yet to be approved.
- Application filed in Form GNL-1, for

the extension of AGM for the financial year ended on 31.03.20 which were rejected

The ICAI has also uploaded the circulars/orders issued by the Ministry of Corporate Affairs (ROC) on the website.

The details of various ROC's which have issued the order on 08.09.20 are uploaded on <https://icai.org/post/registrar-companies-various-regions-ext-agm>.

## 2. Relief Measures introduced in Insolvency Resolution Process in the country due to outbreak of COVID-19 Pandemic

Several relief measures were introduced in the insolvency resolution process in the country due to the outbreak of COVID- 19 pandemic by the Government and by the Regulators.

The Honourable Supreme Court had taken cognizance of the prevailing situation and gave its order for extension of limitation period. Also Suo Moto Order of NCLAT provided to exclude lockdown period in Corporate Insolvency Resolution Process under the Insolvency and Bankruptcy Code, 2016.

Thus important judicial, legislative and economic measures have been initiated due to the unprecedented condition and due to the financial distress on business on account of huge disruptions in their normal functioning. **The list of such measures that have been taken are compiled in the publication.**

I will not let anyone walk through my mind with their dirty feet. - Gandhiji



<https://resource.cdn.icai.org/61063cibc49704.pdf>

### 3. Extension of suspension of CIRP process under IBC by 3 months

Ministry of Corporate Affairs has vide notification dated 24th September, 2020 extended suspension of CIRP process under Insolvency and Bankruptcy Code for a further period of three months from the 25th September, 2020

[http://www.mca.gov.in/Ministry/pdf/Notification\\_25092020.pdf](http://www.mca.gov.in/Ministry/pdf/Notification_25092020.pdf)

### 4. Conceptual Framework for Financial Reporting under Ind AS

In March 2018, the IASB issued a comprehensive revised framework titled 'Conceptual Framework for Financial Reporting (Conceptual Framework)'. In view of the issuance of new Conceptual Framework by the IASB and with an objective to remain converged with the global accounting framework, the ICAI has developed the Conceptual Framework for Financial Reporting under Indian Accounting Standards corresponding to IASB's Conceptual Framework 2018.

**The Conceptual Framework under Ind AS shall be applicable from April 1, 2020, for standard-setting activity.** The applicability of the Conceptual Framework for preparers of financial statements will be notified separately

when consequential amendments to Ind ASs arising from this New Conceptual Framework are notified following the due process under Section 133 of the Companies Act, 2013.

Kindly refer the conceptual framework at <https://www.icai.org/resource/60915asb49580.pdf>

### 5. Compendium of Indian Accounting Standards (Year 2020-2021)

Recently, on July 24, 2020, MCA notified Companies (Indian Accounting Standards) Amendment Rules, 2020, on recommendations of the ICAI, comprising critical amendments to Ind AS. These amendments are applicable for the accounting year beginning on or after April 01, 2020. The amendments are primarily intended to provide additional clarification to stakeholders in following critical areas:

- definition of terms "Material" and "Business" under Ind AS to provide better clarity and guidance;
- accounting relief (simplification) in Ind AS 116 for lessees consequent to the Covid19 pandemic;
- exception in context of specific hedge accounting requirements under Ind AS due to the uncertainty arising during the period interest rate benchmarks are undergoing reforms.

Therefore the updated Ind AS Compendium applicable for accounting period beginning 1st April 2020, is issued by ICAI.

<https://www.icai.org/post/compendium-of-indian-accounting-standards>

## OBITUARY



Heartfelt Condolence...

Dear Members,

We are deeply grieved to intimate you that the Past Chairman of our Ahmedabad Branch **C.A. Jayesh Manubhai Shah** has passed away on Tuesday, 15th September 2020.

His contributions during the year 2005-06 as the chairman of the Ahmedabad Branch and as a true professional will always be remembered and missed by the fraternity. It's not the loss to the family but to the fraternity also as we lost our leader, senior and mentor. He was a great person, with a simple and humble attitude. He will live on in our memories forever.

With deepest sympathy from,

Team - Ahmedabad Branch of WIRC of ICAI

Words may not suffice to express the heartfelt sorrow that we feel on the passing, but please accept our condolences.

**Nobody can hurt me without my permission. - Gandhiji**

# GST Updates

Compiled by: CA. Monish Shah



1) Section 100 of the Finance Act (No. 2), 2019 has been notified on 25/08/2020 vide Notification no. 63/2020-Central Tax Dated 25.08.2020

2) Notification No 65/2020 Seeks to amend notification no. 35/2020-Central Tax dt. 03.04.2020 to extend due date of compliance under Section 171 which falls during the period from "20.03.2020 to 29.11.2020" till 30.11.2020

3) Notification 66/2020: The time limit for issuing invoices in case of goods being sent or taken out of India on approval for sale or return, which falls between 20 March, 2020 to 30 October, 2020 has been extended to 31 October 2020.

4) Notification 67/2020: Late fee payable under S47 in excess of Rs. 250 shall stand waived & shall stand fully waived where tax payable is nil for persons who failed to furnish GSTR-4 for quarters July 17 to March 20 by due date but furnishes said return between 22 Sept to 31 Oct, 20. A corrigendum was then introduced and Quarters between July 17 to March 2019 was made effective.

5) Notification 68/2020: The amount of late fee payable under Section 47 in excess of Rs 250 shall stand waived for the registered persons who fail to furnish GSTR-10 by

the due date but furnishes the said return between the periods from 22 September to 31 December, 2020.

6) The annual return in Form GSTR-9 and the reconciliation statement in Form GSTR-9C for the FY 2018-19 has been extended to 31 October 2020, vide the Notification no. 69/2020 – Central Tax dated 30 September 2020, issued by the CBIC.

7) As per Notification No 70/2020 dated 30<sup>th</sup> September 2020, earlier notification states that E invoice shall be applicable on those registered persons whose aggregate turnover in a financial year exceeds Rs. 500 crore. But in the new notification the words —in a financial year has been deleted and new words added —any preceding financial year from 2017-18. It means if aggregate turnover in any one financial year between 2017-2018 to 2019-20 exceeds Rs. 500 crore, then E-invoice shall be applicable to such registered person. As per this new notification E invoice shall be applicable for Exports also, in case turnover is more than RS 500 Cr.

8) Extension upto 31/12/2020 to file appeal, reply under Customs, Central Excise, Service Tax, etc dated 30<sup>th</sup> September 2020

9) Dynamic QR Code on B2C Invoices Deferred to 1<sup>st</sup>

Happiness is when what you think, what you say, and what you do are in harmony. - Gandhiji





December 2020 vide Notification No 71/2020 dated 30<sup>th</sup> September 2020

### **Important Judgments/Advance Rulings**

1) GST - Actual price of the consignment much higher than the e-way Bill threshold of Rupees 50000/- the consignment was discounted to almost the entire amount save to the extent of Rs.8.99 - IGST paid at the rate of 18% on the actual value of the goods - consignment was detained on the ground that, although the consignment was covered by a valid invoice, it was not accompanied by a valid e-way bill - HELD - since the discounted value of the goods was less than Rs.50,000/-, there was no requirement for the consignment to be accompanied by an e-way bill - as evident from the original invoice the effective value of the goods that was transported was only Rs.8.99 and the provisions of the Act and Rules mandate that an e-way bill is required only for consignments whose value exceeds Rs.50,000/-, the detention in this case cannot be said to be justified - the Writ Petition is allowed by quashing detention notice and directing the respondent to forthwith release the goods and the vehicle to the petitioner. Held in the case of M/s Best Sellers (Cochin) Pvt Ltd WP(C) No 18522 of 2020

2) The Gujarat Authority of Advance Ruling (AAR) ruled that No GST exemption is applicable to Naturopathy Centres offering physical, psychological & spiritual health overhaul with the help of the power of nature. Oswal Industries Ltd. (M/s. Nimba Nature Cure Village) GUJ/GAAR/R/25/2020 dated 02.07.2020

3) In re Karma Buildcon (GST AAR Gujarat) GUJ/GAAR/R/33/2020 dated 02/07/2020 Question 1. What will be the value of supply for the transaction of sale of residential/ commercial property with undivided rights of land? It was held that the value to be arrived in terms of deeming provision of Para 2 of Notification no. 11/2017-CT (Rate) dated 28.06.2017, as amended by Not. No. 1/2018-C.T. (Rate), dated 25-1-2018. Question 2. In the case of construction of residential/commercial complex, the builder charges an amount which is inclusive of land or undivided share of land. As per Not No. 11/2017-CT (Rate) and 08/2017-I.T (Rate) both dated 28.06.2017 the land value is deemed to be one third (33.33%) of the total amount (i.e. value including land value) and GST is payable on balance amount. But in applicant's case the value of Land is clearly ascertainable. In that case actual cost of Land can be deducted for the for the purpose of arriving at the taxable value of supply? It

**was decided it cannot be deducted.**

4) ADVANCE RULING NO. GUJ/GAAR/R/31/2020 dated 02/07/2020 in the case of M/s. Dhirubhai Shah & Co LLP. The applicant is engaged in providing services in auditing, accounting, taxation etc. The applicant has been appointed for its professional service in respect of maintenance of Accounts and allied items of work in Segment III of M/s. Sardar Sarovar Narmada Nigam Ltd (SSNNL). SSNNL, a company is engaged in the work of providing drinking water, generation of electricity and irrigation facility which is a function entrusted to a Panchayat under Article 243G and Municipalities under Article 243W of the Constitution. The professional service for maintenance of accounts and allied items of work provided to SSNNL by the applicant is a taxable service under Section 9 (1) of The CGST Act, 2017 and are not exempted in terms of Sr. No.3 of Notification No. 12/2017-CT (Rate) dated 28.06.2017, since, the services provided by the applicant to SSNNL is not in relation to work entrusted to a Panchayat under Article 243G of the Constitution; or Municipality under Article 243W of the Constitution.

### **Portal News**

1) Delinking of CDN and Invoice for GSTR1 is now possible. So one can have one CN DN against many invoices now. Also GST Offline Tool 2.4 version Released

2) The E-Way Bill System has issued an advisory on "Enhancements in E-Way Bill Form" dated September 09, 2020. The following are the advisory which are discussed as under:-

- a) The download of E-way bills for the selected months is available under Reports Section from 8 AM - 12 PM.
- b) Composition dealers can generate E-way bills for only intrastate transactions and document under Supply can be only 'Bill of Supply'
- c) E-Way bills can be rejected by other party GSTIN within 72 hours of the E-way bill generation date OR at the time of delivery of goods, whichever is earlier. This change is done as per the rules of the e-way bill.

3) System computed values of GSTR-1 Statement (Monthly filers), made available in Form GSTR-3B, as PDF statement on GST Portal

- a) A pdf statement has been made available to taxpayers, filing monthly GSTR-1 statement, with system computed values of Table 3 of Form GSTR-3B. This PDF will be prepared on the basis of the values reported by them, in their GSTR-1 statement,





for the said tax period.

Note: This facility will also be provided to quarterly GSTR-1 filers in due course of time.

b) This PDF will be available on their GSTR-3B dashboard, from tax period of August 2020 onwards, containing the information of GSTR-1 filed by them on or after 4th September 2020. This will make filing of their Form GSTR-3B easier for them.

c) This facility is provided to all taxpayers registered as a Normal taxpayer, SEZ Developer, SEZ unit and casual taxpayer.

d) Tables of Form GSTR 3B will be Auto-Drafted in pdf statement: Following Tables of Form GSTR-3B will be auto drafted, on basis of values reported in GSTR-1 statement, for the said period:

3.1(a) - Outward taxable supplies (other than zero rated, nil rated and exempted)

3.1(b) - Outward taxable supplies (zero rated)

3.1(c) - Other outward supplies (Nil rated, exempted)

3.1(e) - Non-GST outward supplies

3.2 - Supplies made to un-registered persons

3.2 - Supplies made to composition taxable persons

3.2 – Supplies made to UIN holders

e). In this, following points may be noted:

-> In case, any of the above values is negative as per GSTR-1 statement, those figures would be mentioned as Zero in the auto-drafted PDF and will not be carried forward to next period.

-> Turnover & tax are computed after taking into account credit notes, debit notes, amendments and advances, if any.

-> Only filed GSTR-1 statements are considered for auto-population of the values in Form GSTR-3B.

f) This PDF is only for assistance of taxpayers to get the auto drafted values of Table 3 of their Form GSTR 3B (as per their filed GSTR 1 statement). Taxpayers, however, are required to verify & file their Form GSTR-3B, with correct values.

4) Two New Facilities in 2A: 1) GSTR3B Filling Status 2) Effective Date of Cancellation of Supplier

5) Form 2B Introduced on the website:

a) GSTR-2B is an auto-drafted Input Tax Credit (ITC) statement generated for every recipient, on the basis of the information furnished by their suppliers, in their respective Form GSTR-1 & 5 and Form GSTR-6 filed by ISD.

b) Taxpayers can now reconcile data generated in Form GSTR-2B, with their own records and books of accounts. Using this reconciliation, they can now file their Form GSTR 3B and they can ensure that

-> no credit is taken twice,

-> credit is reversed as per law, &

-> tax on reverse charge basis is paid.

c) Generated Form GSTR-2B consists of:

-> A summary of ITC available as on the date of its generation and is divided into credit that can be availed and credit that is to be reversed (Table 3)

-> A summary of ITC not available and is divided into ITC not available and ITC reversal (Table 4)

d) It is a static statement, generated once on 12th of following month.

-> It consists of all documents filed by suppliers/ISD in their Form GSTR-1, 5 & 6, between 00:00 hours on 12th day of preceding month to 23:59 hours, on 11th day of current month. Thus, statement generated on 12th of August will contain data from 00:00 hours of 12th July to 23:59 hours of 11th

-> The details filed in GSTR-1 & 5 (by supplier) & GSTR-6 (by ISD) would reflect in the next open GSTR-2B of the recipient irrespective of supplier's/ISD's date of filing. For e.g, if a supplier files a document INV-1 dt. 15.07.2020 on 11th August, it will get reflected in GSTR-2B of July (generated on 12th August). If the document is filed on 12th August, 2020 the document will be reflected in GSTR-2B of August (generated on 12th September).

e) It also contains information on imports of goods from the ICEGATE system including data on imports from Special Economic Zones Units / Developers. (This will be made available in GSTR-2B from 12th September 2020 onwards). Reverse charge credit on import of services is not part of this statement and need to be entered by taxpayers in Table 4(A) (2) of FORM GSTR-3B.

f) Steps to Download: Taxpayers can access their GSTR-2B through: Login to GST Portal > Returns Dashboard > Select Return period > GSTR-2B.

g) Important features: Taxpayers can

-> View or download Summary Statement or Section wise details in excel or PDF format.

-> Taxpayers can view supplier wise summary or document wise details.

-> Email / SMS to taxpayer will be sent informing them about generation of GSTR-2B.





# GST Quick Connect

Compiled by: CA. Parth Joshi

## FAQs on E-Invoicing under GST

### 1. What is e-invoicing?

As per Rule 48(4) of CGST Rules, 2017 notified class of registered persons have to prepare invoice by uploading specified particulars of invoice (in FORM GST INV-01) on Invoice Registration Portal (IRP) and obtain an Invoice Reference Number (IRN).

After following above 'e-invoicing' process, the invoice copy containing inter alia, the IRN (with QR Code) issued by the notified supplier to buyer is commonly referred to as '**e-invoice**' in GST.

Because of the standard e-invoice schema (INV-01), 'e-invoicing' facilitates exchange of the invoice document (structured invoice data) between a supplier and a buyer in an integrated electronic format.

Please note that 'e-invoice' in 'e-invoicing' doesn't mean generation of invoice by a Government portal.

### 2. Who is required to issue an e-invoice?

Rule 48(4) of the CGST Rules, 2017 read with Notification No. 13/2020-Central Tax dated 21st March, 2020 as amended, notifies the registered person, whose aggregate turnover in a financial year exceeds Rs. 500 Crores, as a class of registered person, who shall prepare invoice and other prescribed documents, in respect of supply of goods or services or both. The turnover for the purpose of e-invoicing is to be computed at PAN Level i.e. for all GSTINs combined.

### 3. Class of registered persons exempted from issuance of an e-invoice?

Registered person, whose aggregate turnover in a financial year is below Rs. 500 Crores.

A Special Economic Zone unit. (Notification No. 61/2020-Central Tax, dated 30<sup>th</sup> July, 2020)

An insurance company or a banking company or a financial institution, including a non-banking financial company. (Rule 54(2) of the CGST Rules, 2017)

A goods transport agency supplying services in relation to transportation of goods by road in a goods carriage. (Rule 54(3) of the CGST Rules, 2017)

Passenger transportation service provider. (Rule 54(4) of the CGST Rules, 2017)

Services by way of admission to exhibition of cinematograph films in multiplex screens by issuing electronic ticket. (Rule 54(4A) of the CGST Rules, 2017)

### 4. How is 'e-invoicing' different from present system?

There is no much difference indeed. Registered persons will continue to create their GST invoices on their own Accounting/Billing/ERP Systems. These invoices will now be reported to 'Invoice Registration Portal (IRP)'. On reporting, IRP returns the e-invoice with a unique 'Invoice Reference Number (IRN)' after digitally signing the e-invoice and adding a QR Code. Then, the invoice can be issued to the receiver (along with QR Code). A GST invoice will be valid only with a valid IRN.

### 5. From which date, e-invoicing is mandatory for the notified classes of taxpayers?

As per latest notification, e-invoicing will be mandatory w.e.f. 1st October, 2020, for notified classes of registered persons (those having aggregate annual turnover at PAN level more than Rs. 500 Crores).

### 6. What businesses need to do, to be e-invoice ready?

Businesses will continue to issue invoices as they are doing now. Necessary changes on account of e-invoicing requirement (i.e. to enable reporting of invoices to IRP and obtain IRN), will be made by ERP/Accounting and Billing Software providers in their respective software. They need to get the updated version having this facility.

### 7. Which is the common portal for generation of e-invoice?

The Central Government, on the recommendations of the GST Council vide Notification No. 69/2019-Central Tax dated 13<sup>th</sup> December, 2019 has notified the following as the Common Goods and Services Tax Electronic Portal as required under Rule 48(4) of the CGST Rules for the purpose of preparation of the e-invoice:

(I) [www.einvoice1.gst.gov.in](http://www.einvoice1.gst.gov.in)

(ii) [www.einvoice2.gst.gov.in](http://www.einvoice2.gst.gov.in)

(iii) [www.einvoice3.gst.gov.in](http://www.einvoice3.gst.gov.in)

(iv) [www.einvoice4.gst.gov.in](http://www.einvoice4.gst.gov.in)

(v) [www.einvoice5.gst.gov.in](http://www.einvoice5.gst.gov.in)

(vi) [www.einvoice6.gst.gov.in](http://www.einvoice6.gst.gov.in)

(vii) [www.einvoice7.gst.gov.in](http://www.einvoice7.gst.gov.in)

(viii) [www.einvoice8.gst.gov.in](http://www.einvoice8.gst.gov.in)

(ix) [www.einvoice9.gst.gov.in](http://www.einvoice9.gst.gov.in)

(x) [www.einvoice10.gst.gov.in](http://www.einvoice10.gst.gov.in)

### 8. Is an invoice/Credit Note/Debit Note



**(required to be reported to IRP by notified person), valid without IRN?**

As per Rule 48(4), notified person has to prepare invoice by uploading specified particulars in FORM GST INV-01 on Invoice Registration Portal and after obtaining Invoice Reference Number (IRN). As per Rule 48(5), any invoice issued by a notified person in any manner other than the manner specified in Rule 48(4), the same shall not be treated as an invoice. So, the document issued by notified person becomes legally valid only with an IRN.

**9. What documents are presently covered under e-invoicing?**

(i) Invoices; (ii) Credit Notes; (iii) Debit Notes; when issued by notified class of taxpayers (to registered persons (B2B) or for the purpose of Exports) are currently covered under e-invoice. Though different documents are covered, for ease of reference and understanding, the system is referred as 'e-invoicing'.

**10. What supplies are presently covered under e-invoice?**

Supplies to registered persons (B2B), Supplies to SEZs (with/without payment), Exports (with/without payment), Deemed Exports, by notified class of taxpayers are currently covered under e-invoice.

**11. B2C (Business to Consumer) supplies can also be reported by notified persons?**

No. Reporting B2C invoices by notified persons is not applicable/allowed currently. However, they will be brought under e-invoice in the next phase.

**12. What is the applicability of e-invoice for import transactions?**

E-invoicing is not applicable for import Bills of Entry.

**13. The exemption from e-invoicing is w.r.t the nature of supply/transaction or w.r.t the entity?**

It is for the entity.

**14. Do SEZ Developers need to issue e-invoices?**

Yes, if they have the specified turnover and fulfilling other conditions of the notification. In terms of Notification (Central Tax) 61/2020 dt. 30-7-2020, only SEZ Units are exempted from issuing e-invoices.

**15. Are Free Trade & Warehousing Zones (FTWZ) exempt from e-invoicing?**

Yes. As per Foreign Trade Policy, Free Trade & Warehousing Zones (FTWZ) are only a special category of Special Economic Zones, with a focus on trading and

warehousing.

**16. There is an SEZ unit and a regular DTA unit under same legal entity (i.e. having same PAN). The aggregate total turnover of the legal entity is more than Rs. 500 Crores (considering both the GSTINs). However, the turnover of DTA unit is below Rs. 100 crores for FY 19-20. In this scenario, as SEZ unit is exempt from e-invoicing, whether e-invoicing will be applicable to DTA Unit?**

Yes, because the aggregate turnover of the legal entity in this case is > Rs. 500 Crores. The eligibility is based on aggregate annual turnover on the common PAN.

**17. Is e-invoicing applicable to invoices issued by Input Service Distributor (ISD)?**

No

**18. Whether e-invoicing is applicable for supplies involving Reverse Charge?**

If the invoice issued by notified person is in respect of supplies made by him but attracting reverse charge under Section 9(3), e-invoicing is applicable. For example, a taxpayer (say Goods Transport Agency or a Firm of Advocates having aggregate turnover in a FY is more than Rs. 500 Cr.) is supplying services to a company (who will be discharging tax liability as recipient under RCM), such invoices have to be reported by the notified person to IRP.

On the other hand, where supplies are received by notified person from (i) an unregistered person (attracting reverse charge under Section 9(4)) or (ii) through import of services, e-invoicing doesn't arise / not applicable.

**19. Is there any time limit/window within which I need to report an invoice to IRP?**

No such validation is kept presently.

**20. What are various modes for generation of e-invoice?**

Multiple modes are available so that taxpayer can use the best mode based on his/her need: (a) API based (integration with Taxpayer's System directly); (b) API based (integration with Taxpayer's System through GSP/ASP); (c) Free Offline Utility ('Bulk Generation Tool', downloadable from IRP) Web-based / mobile app-based modes will also be provided in future.

**21. In the current schema, there is no provision to report details of supplies not covered under GST, e.g. a hotel wants to give single invoice for a B2B supply where the supply includes food and beverages (leviable to GST) and Alcoholic beverages (outside**



**GST).**

For items outside GST levy, separate invoice may be given by such businesses.

**22. Is Invoice number same as Invoice Reference Number (IRN)?**

No. Invoice no. (e.g. ABC/1/2019-20) is assigned by supplier and is internal to business. Its format can differ from business to business and also governed by relevant GST rules. IRN, on other hand, is a unique reference number (hash) generated and returned by IRP, on successful registration of e-invoice.

**23. How a typical IRN looks like?**

IRN is a unique 64-character hash, e.g.  
35054cc24d97033afc24f49ec4444dbab81f542c555f9d30359dc75794e06bbe

**24. On reporting invoice details, what will be returned by IRP? Will it return signed JSON or PDF or both?**

IRP will return only the signed JSON. No PDF will be returned. On receipt of signed JSON, it is for the respective ERP or Accounting & Billing software system to generate PDF, if needed.

**25. Can I print an e-invoice?**

Yes. Once the IRP returns the signed JSON, it can be converted into PDF and printed, if required.

**26. Can I amend details of a reported invoice for which IRN has already been generated?**

Amendments are not possible on IRP. Any changes in the invoice details reported to IRP can be carried out on GST portal (while filing GSTR-1). In case GSTR1 has already been filed, then using the mechanism of amendment as provided under GST. However, these changes will be flagged to proper officer for information.

**27. Can an IRN/invoice reported to IRP be cancelled?**

Yes. The cancellation request can be triggered through 'Cancel API' within 24 hours from the time of reporting invoice to IRP. However, if the connected e-way bill is active or verified by officer during transit, cancellation of IRN will not be permitted. In case of cancellation of IRN, GSTR-1 also will be updated with such 'cancelled' status.

**28. Can I partially cancel a reported invoice?**

No. It has to be cancelled in toto. No partial cancellation of reported e-invoice allowed. Cancellation of invoices is governed by Accounting Standards and any other applicable rules/regulations.

**29. With the introduction of e-invoicing, is e-way****bill still compulsory?**

Yes. While transporting goods, wherever the e-way bill is needed, the requirement continues to be mandatory.

**30. Will the e-invoice details be pushed to GST System? Will they populate the return?**

Yes. On successful reporting of invoice details to IRP, the invoice data (payload) including IRN, will be saved in GST System. The GST system will auto-populate them into GSTR-1 of the supplier and GSTR-2A of respective receivers. With source marked as 'e-invoice', IRN and IRN date will also be shown in GSTR1 and GSTR2A.

**31. Who is required to comply with QR Code requirements?**

Notification No. 14/2020 – Central Tax dated 21<sup>st</sup> March, 2020 notifies, invoice issued by a registered person, whose aggregate turnover in a financial year exceeds Rs. 500 Crores to an unregistered person (hereinafter referred to as B2C invoice) shall have Dynamic Quick Response (QR) code.

Provided that where such registered person makes a Dynamic Quick Response (QR) code available to the recipient through a digital display, such B2C invoice issued by such registered person containing cross-reference of the payment using a Dynamic Quick Response (QR) code, shall be deemed to be having Quick Response (QR) code.

**32. Who are exempted from the requirement of QR Code?**

- Registered person, whose aggregate turnover in a financial year is below Rs. 500 Crores.
- An insurance company or a banking company or a financial institution, including a non-banking financial company. (Rule 54(2) of the CGST Rules, 2017)
- A goods transport agency supplying services in relation to transportation of goods by road in a goods carriage. (Rule 54(3) of the CGST Rules, 2017)
- Passenger transportation service provider. (Rule 54(4) of the CGST Rules, 2017)
- Services by way of admission to exhibition of cinematograph films in multiplex screens by issuing electronic ticket. (Rule 54(4A) of the CGST Rules, 2017)
- Registered person referred to in section 14 of the IGST Act i.e. a supplier of online information and database access or retrieval services. [Notification No. 14/2020 – Central Tax]

Source: <https://www.gstn.org.in/assets/mainDashboard/Pdf/GST%20e-invoice%20System%20-%20FAQs.pdf>, 3,7,31 & 32



## THINGS YOU NEED TO KNOW ABOUT



In association with

Redcross  
Ahmedabad

Outdoors partner



Supported by



*Individuals who have recovered from the coronavirus infection can help treat others by donating blood for plasma therapy. Here's how what you need to know about how Chhatra Sansad can help!*

## WHAT IS PLASMA THERAPY?

When a person is infected with the coronavirus, his/ her immune system creates antibodies to fight the virus. These antibodies build up over time and are accumulated in the plasma. Plasma refers to the liquid element in the blood.

Many doctors believe that plasma therapy will be helpful for COVID-19 patients who cannot be benefited by other treatment forms.

## HOW DOES A PLASMA DONATION HAPPEN?



In a plasma-only donation, the liquid portion of the donor's blood is separated from the cells. Blood is drawn from one arm and sent through a high-tech machine that collects the plasma.



The donor's red blood cells and platelets are then returned to the donor along with some saline. The process is safe and only takes a few minutes longer than donating whole blood.



Donated plasma is frozen within 24 hours of being donated to preserve its valuable clotting factors. It can be stored for up to one year and thawed for transfusion to a patient when needed.

## WHO CAN DONATE PLASMA?

18-19

People between ages 18-60

12.5

People who have Hemoglobin count of more than 12.5



People who have not had any major surgery in the last one year



People who have not taken any antibiotics in the last 15 days of donation



People who have not had any tattoos in the last 12 months



People with Diabetes taking medicine can donate. Ones taking insulin cannot donate



Women who have gotten pregnant at any given time in the life cannot donate

## INCENTIVES

### Plasma Card

If you donate plasma and in future if your family member needs plasma then they get priority.

- Transport Facility
- Thank you Hampers!
- Certificate
- Letter of Appreciation



## WHY DONATE PLASMA



It is completely safe and doesn't involve any removal of blood from the body, it only separates plasma from the blood.



By one plasma donation you'll be able to save 2 lives.



You are now a Corona Warrior!

For further queries contact:  
Rathin Bhatt: +91 63552 69165;  
rathin.csyp@gmail.com

Instagram: @csiahemdabad



# Direct Tax Updates

Compiled by: CA. Mohit Tibrewal



## Press Release dated 02.09.2020 - CBDT provides ITR Filing Compliance Check Functionality for Scheduled Commercial Banks

Central Board of Direct Taxes in exercise of powers conferred under section 138(1)(a) of Income Tax Act, 1961, has issued Order in F.No. 225/136/2020/ITA.II dated 31.08.2020, for furnishing information about IT Return Filing Status to Scheduled Commercial Banks, notified vide notification No. 71/2020 dated 31.08.2020 under sub-clause (ii) of clause (a) of sub-section (1) of section 138 of the Act.

The data on cash withdrawal indicated that huge amount of cash is being withdrawn by the persons who have never filed income-tax returns. To ensure filing of return by these persons and to keep track on cash withdrawals by the non-filers, and to curb black money, the Finance Act, 2020 w.e.f. 1st July, 2020 further amended Income-tax Act, 1961 to lower the threshold of cash withdrawal to Rs. 20 lakh for the applicability of TDS for the non-filers and also mandated TDS at the higher rate of 5% on cash withdrawal exceeding Rs. 1 crore by the non-filers.

Income Tax Department has already provided functionality "Verification of applicability u/s 194N" on [www.incometaxindiaefiling.gov.in](http://www.incometaxindiaefiling.gov.in) for Banks and Post offices since 1st July, 2020. Through this functionality, Bank/Post Office can get the applicable

rate of TDS under section 194N of the Income-tax Act, 1961 by entering the PAN of the person who is withdrawing cash.

The Department has now released a new functionality "ITR Filing Compliance Check" which will be available to Scheduled Commercial Banks (SCBs) to check the IT Return filing status of PANs in bulk mode. The Principal Director General of Income-tax (Systems) has notified the procedure and format for providing notified information to the Scheduled Commercial Banks. The salient features of the using functionality are as under:

- a. **Accessing "ITR Filing Compliance Check":**  
The Principal Officer & Designated Director of SCBs, which are registered with the Reporting Portal of Income-tax Department (<https://report.insight.gov.in>) shall be able to use the functionality after logging into the Reporting Portal using their credentials. After successfully logging in, link to the functionality "ITR Filing Compliance Check" will appear on the home page of the Reporting Portal.

Earth provides enough to satisfy every man's needs, but not every man's greed. - Gandhiji





- b. **Preparing request (input) file containing PANs:** The CSV Template to enter PAN details can be downloaded by clicking on “Download CSV template” button on the “ITR Filing Compliance Check” page. PANs, for which IT Return filing status is required, are required to be entered in the downloaded CSV template. The current limit of PANs in one file is 10,000.
- c. **Uploading the input CSV file:** Input CSV file may be uploaded by clicking on Upload CSV button. While uploading, “Reference Financial Year” is required to be selected. Reference Financial Year is the year for which results are required. If selected Reference Financial Year is 2020-21 then results will be available for Assessment years 2017-18, 2018-19 and 2019-20. Uploaded file will start reflecting with Uploaded status.
- d. **Downloading the output CSV file:** After processing, CSV file containing IT Return Filing Status of the entered PANs will be available for download and “Status” will change to Available. Output CSV file will have PAN, Name of the PAN holder (masked), and IT Return Filing Status for last three Assessment Years. After downloading of the file, the status will change to Downloaded and after 24 hours of availability of the file, download link will expire and status will change to Expired.

<https://pib.gov.in/PressReleasePage.aspx?PRID=1650735>

1. Guidelines under section 194-O (4) and section 206C(1-I) of the Income Tax Act, 1961. it hereby clarified that,-

(i) Since the threshold of five lakh rupees for an individual/ Hindu undivided family (being ecommerce participant who has furnished his PAN/Aadhaar) is with respect to the previous year, calculation of amount of sale or services or both for triggering deduction under section 194-0 of the Act shall be counted from 1st April, 2020. Hence, if the gross amount of sale or services or both facilitated during the previous year 2020-21 (including the period up to 30th Sept 2020) in relation to such an individual! Hindu undivided family exceeds five lakh rupees, the provision of section 194-0 shall apply on any sum credited or paid on or after 1st October, 2020.

(ii) Since sub-section (1H) of section 206C of the Act applies on receipt of sale consideration, the provision of this sub-section shall not apply on any sale consideration received before 1st October 2020. Consequently it would apply on all sale consideration (including advance received for sale) received on or after 1st October 2020 even if the sale was carried out before 1st October 2020.

(iii) Since the threshold of fifty lakh rupees is with respect to the previous year, calculation of receipt of sale consideration for triggering TCS under sub-section (1 H) of section 206C shall be computed from 1st April, 2020. Hence, if a person being seller has already received fifty lakh rupees or more up to 30th September 2020 from a buyer, the TCS under sub-section (1 H) of section 206C shall apply on all receipt of sale consideration during the previous year, on or after 1st October 2020, from such buyer.

[https://www.incometaxindia.gov.in/communications/circular/circular\\_17\\_2020.pdf](https://www.incometaxindia.gov.in/communications/circular/circular_17_2020.pdf)

2. **Extension of Income Tax Return Filing Date for A.Y. 2019-20 i.e. for F.Y. 2018-19.**

CBDT further extends the due date for furnishing of belated & revised ITRs for A.Y. 2019-20 from 30<sup>th</sup> September 2020 to 30<sup>th</sup> November 2020.

3. **F.No. 225/155/2020/ITA.II dated 29.09.2020 – Order**

In exercise of powers conferred under section 119 of the Income-tax Act, 1961 read with sub-rule (2) of Rule 114-I of the Income-tax Rules, 1962, the Central Board of Direct Taxes ('Board'), hereby authorizes the Principal Director General of Income-tax (Systems) or the Director General of Income-tax (Systems) to upload information relating to GST return, which is in his possession, in the Annual Information Statement in Form 26AS, within three months from the end of the month in which the information is received by him.

The Principal Director General of Income-tax (Systems) or the Director General of Income-tax (Systems) shall specify the procedures, formats and standards for the purposes of uploading of Annual Information Statement in Form 26AS containing the information referred to in para above.



# Direct Tax Quick Connect

Compiled by: CA Kushal Reshamwala

## 206 (1H): TCS ON SALE OF GOODS

The new section 206 (1H) under income tax Act, 1961 TCS on sale of Goods will be applicable from 01/10/2020.

Section is applicable only in case of seller whose total sales, gross receipt or turnover from the business carried on by him exceeds Rs. 10 crores during the financial year immediately preceding financial year in which sale is carried out. In other words to be liable to collect TCS in Current financial year (FY 2020-21) total turnover of the seller should be more than Rs.10 crores in F.Y.2019-20.

TCS is required to be collected only on sale consideration exceeding Rs. 50 lacs in any previous year shall at the time of receipt of such amount collect from buyer. In other words, TCS on first Rs.50 lacs is not required to be collected.

As per section 206 (1H) TCS is not to be collected where buyer is liable to deduct TDS and has deducted TDS on value of goods.

As per this section provisions are not applicable on

Export of goods to outside India.

Provisions of this sections are not applicable to Sale of Service and transfer of goods in inter units/Branch Transfer.

GST will also be part of sale consideration and therefore, TCS is to be collected on total amount of invoice including GST

Rate of TCS will be 0.1% of sale consideration. Vide press release dated 13.05.2020 rate of tax has been reduced to 0.075% for the current financial year. If PAN is not available than rate of TCS will be 1%.

Benefit of Lower deduction certificate is not available in this section.

TCS is required to be deposited on 7th of the following month for each month.

TCS return is required to be filed for every quarter on 15th of the next month on each quarter end.

## CONGRATULATION



**O**ur member **CA Ketan M. Bhatt** (M No. 41232) is conferred with honorary doctorate in **FINANCIAL MANAGEMENT** by “**NATIONAL VIRTUAL UNIVERSITY FOR PEACE AND EDUCATION**”, Bangalore. He is past president of income-tax bar association, Ahmedabad; past chairman of Ahmedabad chapter of Indian Institute of Material Management as well as past chairman of The Institute of Management Consultants of India, Gujarat chapter. To his credit, he has authorship of 12 books on the various subjects of income-tax and banking law. He is also on the board of many companies. He has contributed papers and articles at various forums and symposiums.

Service which is rendered without joy helps neither the servant nor the served. - Gandhiji

# International Taxation

Compiled by: CA. Twinkle S Shah



1. International Arbitration – Indirect transfer tax dispute – Vodafone.
  - Pursuant to retrospective amendments to Sec. 9 of the Income-tax Act vide Finance Act, 2012, tax liability was raised on Vodafone International Holdings BV [VIHBV, a Netherlands based co.] in respect of acquisition of stake in Hutchison Essar Limited in 2007 for its failure to deduct tax at source on capital gains;
  - Aggrieved by the imposition of tax, VIHBV invoked the arbitration clause under the India-Netherlands Bilateral Investment Protection Agreement (BIPA);
  - Arbitral Tribunal rules that India's conduct “in respect of the imposition on VIHBV of an asserted liability to tax notwithstanding the favourable Supreme Court judgement is in breach of the guarantee of fair and equitable treatment laid down in Article 4(1) of BIPA, as is the imposition of interest on the sums in question and the imposition of penalties for non-payment of the sums in question”
  - Arbitral Tribunal holds that VIHBV is entitled, in respect of its investments in mobile telecommunications in India, to the protection of the guarantee of fair and equitable treatment laid down in Article 4(1) of the BIPA and that breach of the same entails the obligation on India to cease the conduct in question and further provides that any failure to comply with which will engage its international responsibility”;
  - Arbitral Tribunal further directs India to reimburse to the claimant legal representation and assistance cost.
  - Pursuant to the above ruling, passed against the Government of India, Finance Ministry apprises that “Government will consider all options and take a decision on further course of action including legal remedies before appropriate fora.





# FREQUENTLY ASKED QUESTIONS



AN INITIATIVE BY



IN ASSOCIATION WITH

Ahmedabad Branch of  
WIRC of ICAI

## Q: WHAT IS PLASMA DONATE KARONA?

Plasma Donate Karona is a plasma donation drive to help critical covid-19 patients and address the dearth of plasma that is needed for COVID-19 treatment. The drive will happen in partnership with multiple COVID-19 hospitals and ICMR approved blood banks. The campaign is already up and running in multiple cities in Gujarat- Ahmedabad, Bhavnagar, Vadodara and Surat. We have been able to confirm at least 250 donors out of which 75 people have successfully donated their plasma through this initiative.

## Q: WHY PLASMA DONATE KARONA?

According to data, there are about 5000 active cases in the city, increasing by more than 150 cases per day. At this rate we need to make sure that there is enough plasma available for those in need of help.

## Q: HOW CAN I HELP?

We always welcome volunteers- more the number, more the reach, more the lives saved. Did you know that you can save 2 lives with just one plasma donation? You didn't? Well... now you know!

You can also donate to Zero Hour Foundation; A/c no 8413324171 IFSC KKBK0002751

## Q: WHY DO I VOLUNTEER?

According to data, there are about 5000 active cases in the city, increasing by more than 150 cases per day. This is an alarming number. Ahmedabad is facing a very big shortage of plasma, we need to fulfill that shortage and plus we need to make sure that we have enough plasma to save lives

## Q: HOW WILL THIS WORK?

We will be contacting COVID-19 recovered patients and requesting them to donate plasma. Once they agree, we fix a time slot for them at our partner blood bank centres where they can donate their plasma. Upon the completion of the same they receive a hamper sponsored by our partners!

## Q: WHAT WILL THE HAMPER CONTAIN?

The hamper contains a badge, certificate and some goodies!

## Q: WHAT IS CHHATRA SANSAD?

छात्र संसद (Chhatra Sansad) is an act set up by Zero Hour Foundation. Chhatra Sansad is a one of its kind youth movement that provides the youth a platform to become an element of change. Through our work we want to create ethical, spirited and competent leaders in our country. More than 25,000 students are associated with our initiative and we have hosted more than 250 guest speakers and conducted more than 100 campaigns.

For further queries contact:  
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@csiahemdabad



# RERA Updates

Compiled by: CA. Mahadev Birla

## Real Estate (Regulation and Development) Act, 2016 (RERA, 2016)

### Case law study

#### Pratham Square V/s Gujarat Real Estate Regulatory Authority

This article attempts to discuss the provision related to deemed registration under RERA, 2016.

**Issues:** Whether failure on part of GujRERA to accept or reject the registration application within 30 days will be considered as deemed registration.?

Whether rejection of application of registration for non-submission of Registered development agreement is legal or lawful.?

Whether GujRERA can reject the registration application for non-submission of Registered development agreement.?

**Provisions:** Section 5: Grant of Registration

(1) On receipt of the application under sub-section (1) of section 4, the Authority shall within a period of thirty days.

(a) grant registration subject to the provisions of this Act and the rules and regulations made thereunder, and provide a registration number, including a Login Id and password to the applicant for accessing the website of the Authority and to create his web page and to fill therein the details of the proposed project; or

(b) reject the application for reasons to be recorded in writing, if such application does not conform to the provisions of this Act or the rules or regulations made thereunder:

Provided that no application shall be rejected unless the applicant has been given an opportunity of being heard in the matter.

(2) If the Authority fails to grant the registration or reject the application, as the case may be, as provided under sub-section (1), the project shall be deemed to have been registered, and the Authority shall within a period of seven days of the expiry of the said period of thirty days specified under sub-section (1), provide a registration number and a Login Id and password to the promoter for accessing the website of the Authority and to create his web page and to fill therein the details of the proposed project.

**Fact of the Case:** The promoter i.e. Pratham Square a partnership firm, applied for registration of project on 1st August, 2017, the promoter has submitted the hard copy of application along with all documents to Town Planning office, Himmatnagar on 4th September, 2017. The GujRERA issued a notice dated 29th May, 2018 under section 5(1)(b) of the act for compliance for grant of registration. The hearing for the said matter was scheduled on 15th June, 2018 and promoter has

furnished all the information's (i.e. Form-3, details of unsold unit in Form-3 and Form-2) as required by GujRERA.

The GujRERA has issued an order dated 5th December, 2018 rejecting the application for registration of project on the ground that registered development agreement pertaining to the land was not submitted and further GujRERA had forfeited the fees paid at the time of application for registration of project.

Aggrieved with the order of GujRERA, promoter filed and appeal before the GujRERA Appellate Tribunal on the ground that

a. GujRERA was required to provide the registration or refuse the registration within 30 days from the receipt of the application. If GujRERA failed to grant the registration, then project is deemed to have been registered.

b. There was no query raised in respect of the development agreement and promoter has submitted all the documents on time to time which was asked by the GujRERA.

The GujRERA appellate Tribunal held that it is not necessary to submit the registered development agreement for registration of the project as it is clear from the fact that Partnership firm was created by the partner for their profit sharing and the project will be developed on the land which is in the name of all partners and further, points for development was covered in the documents, therefore the promoter is not required to register the development agreement.

Further it is held by the GujRERA Appellate tribunal that, once promoter has submitted all the necessary documents then it is the duty of GujRERA to grant or refuse the registration in the specified time period i.e. 30 days from the date of application.

Further it was held that order rejecting the registration application and confiscation of registration fees is not legal and not according to law.

**Conclusion:** The application for registration of project is required to be granted, therefore GujRERA shall grant the registration of the project according to provision of law and provide a registration number including login id and password to the promoter.

The GujRERA shall not recover the registration fees from the promoter.

The GujRERA has no power to reject the registration application of the promoter on any ground.





Ahmedabad Branch of WIRC of ICAI



## CARES FOR YOU

There are Certain Places where COVID-19 Spreads more Easily



### Crowded Places

With Many People Nearby



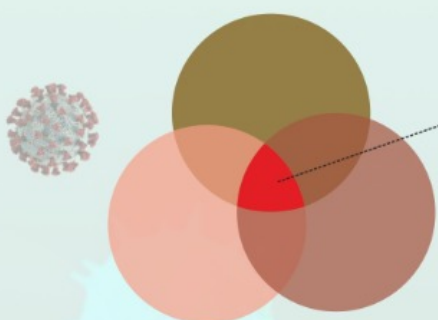
### Close-Contact Settings

Especially where people have Close - range conversations



### Confined and enclosed spaces

with poor ventilation



The Risk is Higher in Places where these factors overlap.

Even as Restrictions are Lifted, Consider where you are going and Stay safe by avoiding the three “C”s and consume Vitamin C.

### Courtesy

CA. Fenil Shah,  
Chairman

CA. Harit Dhariwal,  
Vice-Chairman

CA. Bishan Shah,  
Secretary

CA. Rahul Maliwal,  
Treasurer

CA. Ganesh Nadar,  
Immediate Past Chairman

CA. Anjali Choksi,  
Managing Committee Member

CA. Sunil Sanghvi,  
Managing Committee Member

CA. Aniket Talati,  
CCM,ICAI

CA. Hitesh Pomal,  
RCM,WIRC

CA. Chintan Patel,  
RCM,WIRC

CA. Vikash Jain,  
RCM,WIRC

Humanity is like an ocean; if a few drops of the ocean are dirty, the ocean does not become dirty. - Gandhiji





# Excel in Excel

Compiled by: CA. CS. Hemlata Dewnani

## Advanced Filter

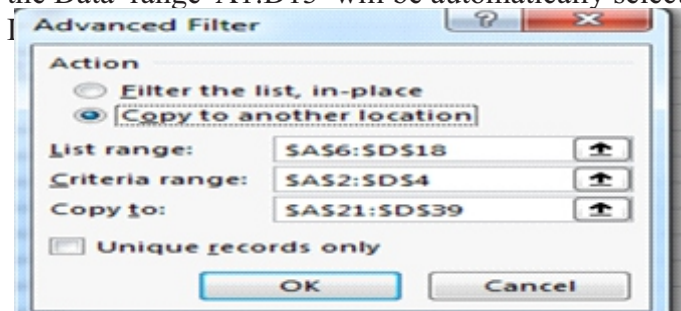


We will learn in this article, How to apply an advance filter in Excel to only display records that meet Complex Criteria. When you use the Advanced Filter, you need to enter the criteria on the worksheet. Create a Criteria range above your data set. Leave at least one line blank between criteria range and Data Set. Use the same column headers. Advance filter can be used in complex situations or multiple Criteria in a single time. It cannot be functioned with Simple Filter. To display the Sales and GST of Gujarat Branch in Qtr 4 or in the Maharashtra in Qtr 1, execute the following steps.

1. Enter the criteria shown above the table in the

	A	B	C	D
1	Criteria			
2	Branch	Sales	GST	Quarter
3	Gujarat			4
4	Maharashtra			1
5				
6	Branch	Sales	GST	Quarter
7	Gujarat	12576	2263.68	1
8	Maharashtra	16019	2883.42	1
9	Dadra nagar Haveli	15938	2868.84	1
10	Rajasthan	16632	2993.76	1
11	Gujarat	19997	3599.46	2
12	Maharashtra	14868	2676.24	2
13	Dadra nagar Haveli	12870	2316.6	2
14	Rajasthan	14580	2624.4	2
15	Gujarat	16570	2982.6	3
16	Maharashtra	23327	4198.86	3
17	Gujarat	10958	1972.44	4
18	Rajasthan	18752	3375.36	4

2. Click any single cell inside the data set and on Data tab, in the Sort & Filter group, click Advanced (Shortcut of the same is Alt +A+Q), and the Data range A1:D13 will be automatically select



- Filter the List, In place : To filter the list range by hiding rows that don't match your criteria, click Filter the list, in-place.
- Copy to another location: To filter the list range by copying rows that match your criteria to another area of the worksheet, click Copy to another location, click in the Copy to box, and then click the upper-left corner of the area where you want to paste the rows or type the range.
- Criteria Range: In the Criteria range box, enter the reference for the criteria range, including the criteria labels. Using the example, enter \$A\$2:\$D\$4.

3. Click OK and result will be

	A	B	C	D
20	Result			
21	Branch	Sales	GST	Quarter
22	Maharashtra	16019	2883.42	1
23	Gujarat	10958	1972.44	4

It can be used in various excel utilities, Dashboards also or as a Google search system also. We type our criteria and result is available. The main loophole or problem with this Advance filter is not Auto updation. So every time criteria changes we have to repeat the same steps again. So for that we will learn MACRO in our next Article. That is one step Forward : Advance filter + Macro which will have some functions similar as Slicers in Pivot table and can be used on extreme level for presentations and analysis etc.



## Ahmedabad Branch of WIRC of ICAI Presents



### **CONCEPT**

We are **RECOGNISING** the Gems from the members who are belonging to the selected fields apart from being CA. We will acknowledge their Profile by **REWARDING** and will compile one Database in form of Treasure Trove which can be used as a **REFERENCE** by Generations to come.

### **STEPS**

- ❖ Decide the Category as per Profile.
- ❖ Fill the Nomination Form.
- ❖ Confirmation from Jury.

### **CATEGORIES**

- ❖ Civil Servant / Judge
- ❖ Doctorate Degree Holder [PhD]
- ❖ Athlete / Sports Player
- ❖ Modelling
- ❖ Movie - Producer / Director / Actor / Actress
- ❖ Radio / Video Jockey
- ❖ Artist - Dancer / Singer / Painter / Poet
- ❖ Author / Blogger / Youtuber
- ❖ Philanthropist
- ❖ Other Categories.

Link of Nomination Form

<http://tiny.cc/ICAIgmsNomination>

Link of Detailed Rules & Regulations

<http://tiny.cc/ICAIgmsRules>

Last Date of Nomination

**11 Oct. 2020, Sunday**

### **Chief Co -Ordinators**

**CA. Fenil Shah**  
Chairman, Ahmedabad Branch

**CA. Bishan Shah**  
Secretary, Ahmedabad Branch

### **Co - Ordinators**

**CA. Aditi Gupta**  
8758323626

**CA. Kaival Shah**  
9574286208

For More Details & Online Nomination can also visit :- [www.icaiahmedabad.com](http://www.icaiahmedabad.com)

You don't know who is important to you until you actually lose them. - Gandhiji



# Important Due Dates

Compiled by: CA. Mahavir Shah

## FOR COMPLIANCE FOR OCTOBER - 2020

Sr. No.	Act	Compliance	Due Date
1	GujRERA	In case of Promoter : <b>Quarterly Return</b> for Project having original due date of <b>7th July, 2020</b>	10/7/2020
2	Income Tax	Tax Deducted/Collected (TDS/TCS) during the month of <b>September-20</b> to be deposited	10/7/2020
3	GST	<b>GSTR-7</b> for the month of <b>September-20</b> for persons required to deduct TDS under GST	10/10/2020
4	GST	<b>GSTR-8</b> for the month of <b>September-20</b> for e-commerce operator required to collect TCS under GST	10/10/2020
5	GST	<b>GSTR-1</b> for the month of <b>September-20</b>	10/11/2020
6	GST	Payment of GST & Filing of <b>GSTR-3B</b> for taxpayers having <b>turnover upto Rs.5 Crore</b> in preceding F.Y. for following State - Chhattisgarh, Madhya Pradesh, Gujarat, Maharashtra, Karnataka, Goa, Kerala, Tamil Nadu, Telangana or Andhra Pradesh or the Union territories of Daman and Diu and Dadra and Nagar Haveli, Puducherry, Andaman and Nicobar Islands and Lakshadweep - Aug 2020 - Sep 2020	01/10/2020 22/10/2020
7	GST	<b>GSTR-6</b> for the month of <b>September-20</b> for Input Service Distributor (ISD)	10/13/2020
8	GST	Payment of GST & Filing of <b>GSTR-3B</b> for the month of <b>June-20</b> for taxpayers having <b>turnover of upto Rs.5 Crore</b> in preceding F.Y. for following States - Himachal Pradesh, Punjab, Uttarakhand, Haryana, Rajasthan, Uttar Pradesh, Bihar, Sikkim, Arunachal Pradesh, Nagaland, Manipur, Mizoram, Tripura, Meghalaya, Assam, West Bengal, Jharkhand or Odisha or the Union territories of Jammu and Kashmir, Ladakh, Chandigarh and Delhi - Aug 2020 - Sep 2020	03/10/2020 24/10/2020
9	PF / ESIC	Payment of <b>PF / ESIC</b> for the month of <b>September-20</b>	10/15/2020
10	GST	<b>Payment of GST &amp; Filing of GSTR-3B</b> for the month of <b>September-20</b> , for taxpayers having <b>turnover of more than Rs.5 Crore</b> in preceding financial year	10/20/2020
11	GST	<b>GSTR-5 &amp; 5A</b> by Non-resident taxable person & OIDAR for the month of <b>September-20</b>	10/20/2020
12	GST	<b>GSTR-9</b> Annual Return for <b>FY 2018-19</b> (Extended vide Notification No. 69/2020 - Central Tax, Dated 30th Sep, 2020)	10/31/2020
13	GST	<b>GSTR-9C</b> Annual Audit and Reconciliation Statement for <b>FY 2018-19</b> (Extended vide Notification No. 69/2020 - Central Tax, Dated 30th Sep, 2020)	10/31/2020
14	Income Tax	<b>Furnishing of Challan-cum-Return for Tax Deducted (TDS) u/s 194IA and 194IB</b> during the month of <b>September-20</b>	10/31/2020
15	Income Tax	<b>Filing of Income Tax Returns</b> for <b>A.Y. 2020-21</b> for following Assesseees - i. Corporate Assesseees ii. Non-corporate Assesseees whose books need to be Audited iii. Working Partner of Firm whose accounts need to be Audited	10/31/2020
16	Income Tax	<b>Filing of Audit Report u/s 44AB</b> for <b>A.Y. 2020-21</b> for following assessees- i. Corporate Assesseees ii. Non-corporate Assesseees whose books need to be Audited	10/31/2020

Glory lies in the attempt to reach one's goal and not in reaching it. - Gandhiji





Ahmedabad Branch of WICASA

Presents

Virtual Workshop on

# TAX AUDIT AND ICDS

Very Useful Workshop for CA Students & Office Staff Members.

DAY & DATE	TIME	TOPIC	SPEAKER
02 Oct. 2020, Friday	5:30 pm to 8:00 pm	Significance & Responsibilities of attest functions and role of articles Overview of Tax Audit with detailed discussion on Section 44AB, 44AD & 44ADA	CA Aniket Talati, CCM, ICAI CA. Harit Dhariwal
03 Oct. 2020, Saturday	6:30 pm to 8:30 pm	Introduction & practical applicability of ICDS ICDS I, ICDS II, ICDS V	CA. Palak Pavagadhi
04 Oct. 2020, Sunday	10:00 am to 12:00 pm	ICDS IV, ICDS III, ICDS IX Clause 13 & 14 of Tax Audit Report with practical examples	CA. Jignesh Parikh
09 Oct. 2020, Friday	06:30 pm to 08:30 pm	Applicability of Tax Audit Analysis of Tax Audit Report - I Clauses 1 to 20 (except clause 13 & 14)	CA. Mehul Thakkar
10 Oct. 2020, Saturday	06:30 pm to 08:30 pm	Analysis of Tax Audit Report - II Clauses 20 to 44 Documentation for tax audit	CA. Sunil Sanghvi
11 Oct. 2020, Sunday	10:00 am to 12:00 pm	ICDS VI ICDS VII, ICDS VIII, ICDS X	CA. Divyang Shah

**Registration Link**  
<http://tiny.cc/TaxWorkshop>

**Fees for Workshop**  
 Rs. 50

### Chief Co -Ordinators

**CA. Fenil Shah**  
 Chairman, Ahmedabad Branch

**CA. Anjali Choksi**  
 Chairperson, WICASA Ahmedabad

**CA. Harit Dhariwal**  
 Chairman, Students Committee Abad

### Co -Ordinators

**Mr. Jayprakash Motwani**  
 Vice-Chairman, WICASA Abad  
 74052 23375

**Ms. Khushi Chakravorty**  
 Secretary, WICASA Abad  
 9879378904

For More Details & Registration Access Website - [www.icaiahmedabad.com](http://www.icaiahmedabad.com)

Permanent good can never be the outcome of untruth and violence. - Gandhiji



# Motivational Story

Compiled by: CA. CS. Hemlata Dewnani

## Mohandas to Mahatma!

In June 1916, Vallabhbhai Patel was playing bridge and smoking cigars - his favorite pastime at that time - at the Barrister's club along with his friend Chimanlal Thakore, when somebody invited the members of the club to meet and listen to one M. K. Gandhi who had come to expound his ideas about an Ashram and a national school. As Patel went on with his game, he remarked, "I have been told he (Gandhi) comes from South Africa. Honestly I think he is a crank, and as you know, I have no use for such people." Gandhiji talked - and Patel smoked. But slowly Patel got interested as he realized that "this man was not a mere windbag - he was out for action." Patel himself says that in those early days "I was not concerned with his principles or with himsa and ahimsa. All that mattered to me was that he was sincere; that he had dedicated his whole life, and all he had, to the cause he served, that he was possessed with a desire to free his country from bondage, and that he knew his job thoroughly. I wanted nothing more." This marked the beginning of a relationship that not only brought a revolutionary change in Vallabhbhai's life, but was perhaps the greatest single factor responsible for the success of our political struggle.

Gandhi and Patel made a strong team as the Chairman and Secretary of the Gujarat Sabha and they undertook many programs for the welfare of the masses in Gujarat - whether it was to provide relief to the plague affected, or abolition of forced labour or in the no-tax campaign when crops were destroyed in Kaira District. It was at this point that Vallabhbhai gave up his European dress for the dhoti/ kurta outfit and toured the villages of Kaira District along with Gandhiji.

Although he has often been accused of being a "yes" man of Gandhi, he differed from his Guru in approach. He was earthy and practical and a strict disciplinarian. He never expected the impossible from his people. He differed from Gandhiji in his views on industrialisation in that he did not see it as a harbinger of destruction in the same way that Gandhi did. He also knew that Industrialists and private enterprise must co-exist.

After the historic trial and imprisonment of Gandhiji in 1922 the leadership of the Congress fell on Patel and the way he reorganised Gujarat was marvelous. The Bardoli Satyagraha in 1928 resulted in success for the people because of the great fight under the leadership of Patel. The letters of Gandhiji to Patel during that historic Bardoli struggle speak volumes of his great love and regard for him. A letter dated 3 June 1928 says, "The battle in Bardoli is going on very well. Long live the Sardar to fight many a good fight."

But perhaps the high water mark of their relationship was

the period spent in Yeravda Jail for 16 months from January 1932 to May 1933. Mahadev Desai who was also with them in jail recounts in his Dairy, in inimitable style, the point-counter-point banter and repartees that the two leaders always indulged in.

Patel served Gandhi like a true disciple. He would prepare his datan, lemon and honey water and did odd jobs for him. He tried to identify his life with that of Gandhi. He gave up tea, as well as rice and took to boiled vegetables and milk and bread twice a day.

The man who was later to become the Iron Man of India, regaled Gandhi with his cheerful talks and pungent sense of humour. He did not even hesitate to make fun of him. Once while preparing his datan he commented "Bapu has only very few teeth left, nevertheless he keeps on brushing them." Gandhiji once dictated a long letter in reply to Lord Sankey's mischievous article published in Newsletter. Patel simply said at the end "Why do you write such a long letter? Why not simply tell him that he is an utter liar?" About Gandhiji's habit of complaining to the Government, Patel commented, "Every few days Bapu must send some complaint or other to the Government. I suppose he does this lest they begin to think that he is a spent force." On one occasion when Gandhiji threatened to go on fast a second time on Harijan issue, Vallabhbhai got angry and said, "I wish you would let people have some peace. Let those who have gathered there do what their wisdom tells them to do. Why do you want to hold a pistol again to their head and worry them. People will feel that this man has nothing to do and he keeps on talking of fasting in season and out of season." Patel was sorry to learn that the Government had decided to sell Bardoli Ashram. But he overcame his depression and said, "When we assume Government, these buildings will anyhow be returned to us. Until, then, have we not taken possession of their properties i.e. jails, instead?"

On his release on 8 May 1933, Gandhiji said, one of the greatest joys of my life was that I had the opportunity of staying with the Sardar. I knew of his invincible courage and his burning love for the country but never before had I the good fortune of spending so much time with him as I was able to do during these sixteen months. His affection and love overwhelmed me and reminded me of my dear mother. I would never have imagined he possessed such qualities of maternal affection. If I was in the slightest degree indisposed, he would immediately be by my side and would pay personal attention to the smallest of my needs....I hope the Government will believe me when I say that whenever we discussed political matters, he was one person who realized the difficulties of the Government."

**Whenever you are confronted with an opponent, conquer him with love. - Gandhiji**