NANUBHAI DESAI & CO.

## **Comprehensive Guide to Income Tax Act Compliances**

## About Nanubhai Desai & Co.

Nanubhai Desai & Co., established in 1950 in Mumbai, has evolved into a well-recognized high quality personalized services firm. Our extensive knowledge and expertise across various service areas, including Audit and Assurance, Direct Taxes, Accounting, International Tax, and Consultancy services, enable us to offer a "One Stop Platform" by setting a benchmark of excellence in each domain.

With years of experience, we cater to a diverse clientele, including multinational companies (MNCs), foreign companies and their Indian subsidiaries, as well as public and private enterprises spanning industries such as hospitality, trading, fund & private wealth management, IT, and more. Our team comprises dedicated professionals with diverse skills and proficiency, capable of serving clients of all sizes across different sectors.

NDCo embodies a harmonious mix of seasoned expertise and youthful vigour, united by a shared vision of delivering exceptional services and unwavering support to our clients. It's a source of great professional pride that we have attained high level of trust and confidence of our clients.

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## **TERMINOLOGY GUIDE**

AO	Assessing Officer
CBDT	Central Board of Direct Taxes
CGST	Central Goods and Services Tax
CIT(A)	Commissioner of Income Tax (Appeals)
СРС	Centralized Processing Centre
EWB	E-Way Bill
EVC	Electronic Verification Code
GST	Goods and Services Tax
HSN	Harmonized System of Nomenclature
ΙΤΑ	Income Tax Authority
ITD	Income Tax Department
ІТС	Input Tax Credit
ITAT	Income Tax Appellate Tribunal
IGST	Integrated Goods and Services Tax
PAN	Permanent Account Number
SAC	Service Accounting Code
SGST	State Goods and Services Tax
тсѕ	Tax Collected at Source
TDS	Tax Deducted at Source
TIN	Taxpayer Identification Number
UIN	Unique Identification Number

## 1. OVERVIEW OF THE INCOME TAX ACT, 1961

The Income Tax Act, 1961, is the primary legislation governing the imposition, administration, and collection of income tax in India. It plays a crucial role in India's fiscal system by providing a legal framework for taxation, ensuring equitable distribution of tax burdens, and fostering economic growth and development. Here's a brief overview of the Income Tax Act, its significance, and its applicability to taxpayers in India.

#### a. Significance of the Income Tax Act

- i. The Income Tax Act, 1961, serves as the backbone of India's direct tax system, providing the legal basis for the assessment, levy, and collection of income tax.
- ii. It outlines the rights and obligations of taxpayers, defines taxable income, prescribes tax rates and exemptions, and establishes procedures for filing returns, assessments, and appeals.
- iii. The Act is instrumental in mobilizing revenue for the government, funding public expenditures, and supporting socio-economic objectives such as poverty alleviation, infrastructure development, and social welfare programs.

#### b. Key Provisions and Applicability

- i. The Income Tax Act applies to all individuals, Hindu Undivided Families (HUFs), companies, firms, associations of persons (AOPs), bodies of individuals (BOIs), and other entities earning income in India.
- ii. It covers various sources of income, including salaries, wages, business profits, capital gains, dividends, interest, rent, royalties, and other sources specified under the Act.
- iii. The Act prescribes different tax rates and slabs for different categories of taxpayers, along with deductions, exemptions, and reliefs to promote savings, investments, and economic activities.

#### c. Administration and Compliance

- i. The Income Tax Act is administered by the Central Board of Direct Taxes (CBDT) and its subordinate authorities, including income tax officers, assessing officers, appellate authorities, and appellate tribunals.
- ii. Taxpayers are required to comply with various provisions of the Act, such as filing annual income tax returns, paying taxes, maintaining books of accounts, undergoing tax audits, responding to notices, and participating in assessments and appeals.
- iii. Non-compliance with the provisions of the Income Tax Act may attract penalties, interest, prosecution, and other legal consequences, underscoring the importance of adherence to tax laws and regulations.

#### d. Amendments and Updates

- i. The Income Tax Act undergoes periodic amendments and updates through Finance Acts passed by the Parliament, reflecting changes in economic conditions, fiscal policies, and tax administration practices.
- ii. Amendments to the Act aim to simplify tax laws, promote ease of compliance, enhance tax efficiency, plug loopholes, and address emerging tax challenges in a dynamic economic environment.

## 2. TAXPAYER OBLIGATIONS & RESPONSIBILITIES

- → Filing of Income Tax Returns (ITR): Taxpayers must file their ITR annually, disclosing their income, deductions, and tax liabilities.
- → **Payment of Taxes:** Timely payment of taxes based on the tax liability determined as per the provisions of the Income Tax Act.
- → Advance Tax Obligations: Payment of advance tax in installments if the estimated tax liability exceeds a specified threshold.
- → **Tax Deducted at Source (TDS) Compliance:** Ensuring proper deduction of TDS on specified payments and timely deposit with the government.
- → Maintenance of Books of Accounts and Records: Proper maintenance of financial records as per the Act's provisions.
- → Compliance with Notice and Assessment Proceedings: Responding to notices, participating in assessments, and providing necessary information to tax authorities.
- → **Compliance with Transfer Pricing Regulations:** Compliance with transfer pricing regulations for taxpayers engaged in international transactions.
- → Permanent Account Number (PAN): Individuals, HUFs, companies, firms, LLPs (Limited Liability Partnerships), trusts, and other entities requiring a PAN for various financial transactions must obtain one. It is mandatory for anyone who files an income tax return, conducts high-value transactions, or requires it for statutory compliance.
- → Tax Deduction and Collection Account Number (TAN): Any entity (including individuals, Hindu Undivided Families (HUFs), firms, companies, trusts, and government bodies) required to deduct or collect tax at source under the Income Tax Act needs to obtain a TAN

## **3. REGISTRATION OF PAN REQUIREMENTS**

Obtaining a Permanent Account Number (PAN) is essential for individuals and entities in India for various financial transactions and tax-related purposes. Here are the details about obtaining PAN and registration requirements under the Income Tax Act:

#### a. Individuals

- i. *Eligibility:* Any individual who is a citizen of India, non-resident Indian (NRI), or foreign national can apply for a PAN.
- Application Procedure: Individuals can apply for PAN by submitting specified form online through the NSDL or UTIITSL portals or offline by visiting PAN facilitation centers or designated TIN-FCs.
- iii. Documents Required: Applicants need to provide proof of identity (such as Aadhaar card, passport, voter ID, etc.), proof of address (such as Aadhaar card, passport, utility bills, etc.), and proof of date of birth (applicable for individuals other than minors).

#### b. Entities (including Companies, Firms, etc.)

- i. *Eligibility:* All entities operating in India, such as companies, firms, LLPs, trusts, HUFs, etc., are required to obtain PAN.
- ii. Application Procedure: Entities can apply for PAN by specified form (for Indian citizens/entities or for foreign citizens/entities) online or offline through authorized PAN facilitation centers.
- iii. Documents Required: Entities need to submit relevant documents such as Certificate of Incorporation (for companies), Partnership Deed (for firms), Trust Deed (for trusts), etc., along with proof of identity/address of authorized signatories/partners/directors.

#### c. Registration Requirements under Income Tax Act:

- i. *Mandatory Registration:* Entities liable to pay income tax in India, including individuals, companies, firms, LLPs, trusts, etc., are required to obtain PAN.
- ii. Voluntary Registration: Even entities not mandatorily required to obtain PAN may opt for voluntary registration to avail of various benefits, facilitate financial transactions, and comply with tax regulations.

## 4. COMPLIANCE UNDER INCOME TAX ACT, 1961

#### a. Filing of income Tax Returns (ITR)

#### i. Types of Income Tax Returns (ITR)

- → *ITR-1:* For individuals having income from salary, one house property, other sources (excluding winning from lottery and income from race horses), and whose total income does not exceed Rs. 50 lakhs.
- → *ITR-2:* For individuals and Hindu Undivided Families (HUFs) not eligible to file ITR-1, having income from salary, house property, capital gains, and other sources.
- $\rightarrow$  *ITR-3:* For individuals and HUFs having income from business or profession.
- → *ITR-4:* For individuals, HUFs, and firms (other than LLPs) opting for presumptive taxation scheme under Sections 44AD, 44ADA, or 44AE.
- → *ITR-5:* For firms, LLPs, Association of Persons (AOPs), Body of Individuals (BOIs), Artificial Juridical Persons (AJP), Cooperative Societies, and local authorities.
- → *ITR-6:* For companies other than companies claiming exemption under Section 11 (Income from property held for charitable or religious purposes).
- → ITR-7: For persons including companies required to furnish return under Sections 139(4A), 139(4B), 139(4C), or 139(4D).
- ii. Due Dates for Filing Income Tax Returns (for Assessment Year 2024-25):
- → July 31, 2024: Due date for filing ITR by individuals and HUFs not subject to tax audit under Section 44AB.
- → October 31, 2024: Due date for filing ITR by taxpayers' subject to tax audit under Section 44AB and filing of ITR by working partners of a firm.
- → November 30, 2024: Due date for filing ITR by taxpayers who are required to furnish report under Section 92E (Transfer Pricing).

#### b. Advance Tax and Tax Deducted at Source (TDS)

Advance tax payment and compliance with Tax Deducted at Source (TDS) provisions are essential aspects of income tax compliance for taxpayers in India. Here's an explanation of these requirements:

#### i. Advance Tax Payment Requirements

- → Who Should Pay: Individuals, including salaried employees, professionals, self-employed individuals, freelancers, businesses, and corporates, whose estimated tax liability for the financial year exceeds Rs. 10,000 are required to pay advance tax.
- → Thresholds for Payment: Taxpayers are required to pay advance tax in installments based on the specified thresholds. For individuals, the due dates for advance tax payment are typically June 15, September 15, December 15, and March 15 of the financial year.
- → Computation of Advance Tax: Taxpayers need to estimate their total income for the financial year, calculate their tax liability, deduct TDS already paid, and pay the balance amount as advance tax in installments as per the prescribed due dates.

→ Consequences of Non-payment: Failure to pay advance tax or underpayment of advance tax may attract interest under Section 234B and 234C of the Income Tax Act.

#### ii. Compliance with Tax Deducted at Source (TDS) Provisions for Deductors

- → Applicability: Certain specified entities, including employers, businesses, government agencies, financial institutions, and individuals making specified payments, are required to deduct tax at source (TDS) and remit it to the government.
- → Types of Payments Subject to TDS: Payments such as salaries, interest, rent, professional fees, contract payments, dividends, commissions, etc., exceeding specified thresholds are subject to TDS.
- → Rate of TDS: TDS rates vary depending on the nature of payments and the provisions of the Income Tax Act. The deductor is required to deduct TDS at the prescribed rates at the time of making payments.
- → TDS Deduction and Payment: Deductors need to deduct TDS at the time of crediting the income to the payee or at the time of actual payment, whichever is earlier. The deducted TDS must be deposited with the government within the prescribed timelines.
- → TDS Returns and Certificates: Deductors are required to file quarterly TDS returns (Form 24Q, 26Q, 27Q, or 27EQ) and issue TDS certificates (Form 16, 16A, etc.) to the deductees within the specified deadlines.

#### c. Tax Audit and Compliance Reporting

Tax audit is a process wherein the books of accounts of a taxpayer are examined to ensure compliance with the provisions of the Income Tax Act. Here's an overview of tax audit requirements for businesses in India:

#### i. Applicability

- $\rightarrow$  Tax audit is applicable to certain categories of taxpayers whose turnover or gross receipts exceed the prescribed thresholds under Section 44AB of the Income Tax Act.
- $\rightarrow$  The thresholds for tax audit applicability are as follows:
  - For businesses: If the turnover exceeds Rs. 1 crore in a financial year.
  - <u>For professionals</u>: If the gross receipts exceed Rs. 50 lakhs in a financial year.
- → Certain specified taxpayers, such as companies, firms, LLPs, and individuals carrying on business, are mandatorily required to undergo tax audit if their turnover or gross receipts exceed the prescribed thresholds.

#### ii. Audit Procedures

- → Tax audit is conducted by a qualified chartered accountant (CA) who examines the taxpayer's books of accounts, financial statements, and other relevant documents to verify the correctness and completeness of income, deductions, and compliance with tax laws.
- → The auditor conducts various audit procedures, including verification of transactions, reconciliation of financial data, examination of tax compliance, scrutiny of accounting methods, and assessment of statutory compliance.

#### iii. Filing of Audit Reports

- $\rightarrow$  The tax audit report is required to be filed electronically by the taxpayer along with the income tax return (ITR) for the relevant assessment year.
- → The audit report is prepared in the prescribed format specified under Form No. 3CA/3CB and Form No. 3CD, as per the rules and guidelines issued by the Central Board of Direct Taxes (CBDT).
- → The audit report provides details of the taxpayer's financial statements, accounting policies, tax adjustments, compliance with tax laws, and other relevant disclosures required under the Income Tax Act.

#### iv. Due Dates for Filing Audit Reports

- → The due date for filing tax audit reports is generally September 30 of the assessment year following the relevant financial year.
- → However, the due date may be extended by the CBDT in certain cases or under specific circumstances, such as natural calamities, technical glitches, or COVID-19-related disruptions.

#### v. Consequences of Non-compliance

→ Failure to comply with tax audit requirements or non-filing of audit reports within the prescribed due dates may attract penalties under Section 271B of the Income Tax Act, 1961.

#### d. Maintenance of Books of Accounts

Guidance on Maintaining Books of Accounts and Financial Records:

#### i. Basic Requirements

- → Taxpayers are required to maintain accurate and complete books of accounts and financial records as per the provisions of the Income Tax Act, 1961.
- → The books of accounts should reflect all financial transactions, including income, expenses, assets, liabilities, and capital accounts, in a systematic and organized manner.

#### ii. Documentation Requirements

- → Accounting Books: Maintain primary accounting books such as cash book, journal, ledger, and subsidiary books for various types of transactions.
- → Bank Statements: Preserve bank statements, passbooks, and reconciliation statements to reconcile bank transactions with the books of accounts.
- → *Invoices and Bills:* Retain invoices, bills, receipts, vouchers, and other supporting documents for income, expenses, purchases, sales, and services rendered.
- → Contracts and Agreements: Keep copies of contracts, agreements, lease deeds, and other legal documents related to business transactions.
- → *Investment Records:* Maintain records of investments, securities, shares, debentures, mutual funds, and other financial instruments held by the taxpayer.
- → *Taxation Records:* Preserve copies of income tax returns, tax audit reports, TDS certificates, advance tax challans, and other tax-related documents.

- → Asset Register: Maintain an asset register to record details of fixed assets, depreciation calculations, additions, disposals, and changes in asset values.
- → Inventory Records: Keep inventory records for stock-in-hand, opening stock, purchases, sales, closing stock, and valuation of inventory.
- → *Expense Documentation:* Retain bills, invoices, receipts, and vouchers for all business expenses, including rent, salaries, wages, utilities, repairs, and maintenance.
- → GST Records: Maintain GST-related records such as invoices, GST returns, input tax credit details, e-way bills, and compliance documents as per GST laws.

#### iii. Compliance with Accounting Standards

- → Ensure compliance with applicable accounting standards (Ind AS, AS, or other prescribed standards) while maintaining books of accounts and financial records.
- → Adopt appropriate accounting policies, valuation methods, and disclosure practices consistent with the accounting standards and regulatory requirements.

#### e. Transfer Pricing Compliance

Overview of Transfer Pricing Regulations for Entities Engaged in International Transactions:

#### i. Introduction to Transfer Pricing

- → Transfer pricing refers to the pricing of goods, services, or intangible assets transferred between associated enterprises, which may be located in different countries.
- → The arm's length principle is the cornerstone of transfer pricing regulations, requiring that the prices charged in controlled transactions be comparable to those that would have been charged between unrelated parties under similar circumstances.

#### ii. Applicability

- → Transfer pricing regulations apply to multinational enterprises (MNEs) and entities engaged in cross-border transactions with associated enterprises.
- → Transactions subject to transfer pricing regulations include the sale or purchase of goods, provision of services, licensing of intangible property, loans, guarantees, and other financial transactions.

#### iii. Documentation Requirements

- → Taxpayers are required to maintain detailed transfer pricing documentation to substantiate the arm's length nature of their controlled transactions.
- → The documentation typically includes a master file, local file, and country-by-country report (CbCR), as per the guidelines issued by the Organisation for Economic Co-operation and Development (OECD) or local tax authorities.
- → The master file provides an overview of the MNE group's global operations, transfer pricing policies, and allocation of income, assets, and taxes.
- → The local file contains specific information on the taxpayer's controlled transactions, comparability analysis, and documentation supporting the arm's length pricing.

 $\rightarrow$  The CbCR provides aggregate information on the MNE group's global allocation of income, taxes paid, and other economic indicators across jurisdictions.

#### iv. Compliance with Reporting Requirements

- → Taxpayers are required to file transfer pricing documentation with the tax authorities within the prescribed deadlines, typically coinciding with the filing of income tax returns.
- → Non-compliance with documentation and reporting requirements may result in penalties, adjustments to taxable income, and enhanced scrutiny by tax authorities.

#### v. Transfer Pricing Methods

- → Taxpayers are required to use appropriate transfer pricing methods to determine the arm's length pricing of controlled transactions.
- → Common transfer pricing methods include comparable uncontrolled price (CUP), resale price method (RPM), cost plus method (CPM), transactional net margin method (TNMM), and profit split method (PSM), among others.
- → The selection of the most appropriate transfer pricing method depends on the nature of the transaction, availability of reliable data, and comparability factors.

#### vi. Advance Pricing Agreements (APAs)

- → Taxpayers may enter into APAs with tax authorities to obtain certainty and avoid transfer pricing disputes by agreeing on the appropriate transfer pricing methodology in advance.
- → APAs provide taxpayers with assurance regarding the acceptability of their transfer pricing arrangements for a specified period, subject to compliance with the agreed terms and conditions.

#### vii. Transfer Pricing Audits and Dispute Resolution

- → Tax authorities conduct transfer pricing audits to assess the compliance of taxpayers with transfer pricing regulations and determine whether adjustments to taxable income are warranted.
- → Taxpayers have the right to appeal transfer pricing adjustments through administrative appeals, dispute resolution mechanisms, or litigation, depending on the jurisdiction.

## 5. RESPONSE TO NOTICES AND ASSESSMENTS

Information on Responding to Notices Issued by the Income Tax Department and Participation in Assessments:

- a. Understanding the Notice: Taxpayers should carefully read the notice issued by the Income Tax Department to understand the nature of the inquiry, the relevant assessment year, and the specific information or documents requested.
- **b.** Compliance Deadline: Notices typically specify a deadline by which the taxpayer must respond or provide the requested information. It is essential to adhere to this deadline to avoid penalties or adverse consequences.
- **c.** Seek Professional Advice: Taxpayers may seek professional advice from a tax consultant, chartered accountant, or tax lawyer to understand their rights and obligations and to prepare an appropriate response to the notice.
- **d.** Gathering Required Information: Taxpayers should collect and organize the information, documents, and records requested in the notice, such as financial statements, bank statements, invoices, contracts, and other relevant documents.
- e. Preparing a Response: Prepare a detailed and accurate response to the notice, addressing each point raised by the Income Tax Department. Provide clear explanations and supporting evidence to substantiate the information provided.
- f. Submission of Response: Respond to the notice by submitting the required information or documents to the Income Tax Department within the specified deadline. Ensure that the response is submitted through the prescribed mode, such as online portal or physical delivery.
- g. Participation in Assessments:
  - → If the notice pertains to an assessment or scrutiny of the taxpayer's income tax return, the taxpayer may be required to participate in assessment proceedings.
  - → Attend assessment hearings or meetings with the tax authorities as scheduled and provide necessary explanations or clarifications as requested.
- **h.** Cooperation with Tax Authorities: Cooperate with the tax authorities during the assessment process and provide any additional information or clarification as requested. Failure to cooperate may lead to adverse assessments or penalties.
- i. Maintaining Records: Maintain copies of all correspondence, responses, documents, and records submitted to the Income Tax Department for future reference and audit trail purposes.
- **j.** Seeking Extension, if Necessary: If additional time is required to gather the necessary information or prepare a response, taxpayers may request an extension of the deadline from the Income Tax Department.
- **k.** Reviewing Assessment Orders: After the assessment process is completed, review the assessment order issued by the Income Tax Department to verify the correctness of the assessment and explore options for further appeal or recourse if necessary.

## 6. DEDUCTIONS AND EXEMPTIONS UNDER INCOME TAX ACT, 1961

- a. Deductions for Business Expenses: Deductions are available for various business expenses incurred by corporates, including rent, salaries, wages, repairs, maintenance, advertising, interest on loans, and depreciation of assets used for business purposes.
- b. Export Profit Deduction (Section 10AA): Corporates engaged in the export of goods or services from Special Economic Zones (SEZs) can claim a deduction of 100% of export profits for the first five consecutive assessment years and 50% of export profits for the next five years under Section 10AA.
- **c. Investment Allowances (Section 32AC):** Deductions are available for investment in new machinery or plant for certain specified industries, such as power generation and distribution, infrastructure development, and affordable housing, under Section 32AC.
- d. Research and Development (R&D) Deductions (Section 35): Corporates engaged in scientific research and development activities can claim deductions for expenditure incurred on in-house R&D or contributions made to approved research associations or institutions under Section 35.
- e. Export Promotion Exemption (Section 10B): Export-oriented undertakings can claim a deduction of 100% of export profits for a period of ten consecutive assessment years under Section 10B, subject to certain conditions.
- f. Startup Tax Benefits (Section 80IAC and Section 56(2)(viib)): Startups recognized by the Department for Promotion of Industry and Internal Trade (DPIIT) can avail of various tax benefits, including deductions for profits derived from eligible business activities under Section 80IAC and exemption from angel tax under Section 56(2)(viib).
- g. Infrastructure Sector Deductions (Section 80-IA): Corporates engaged in the development, operation, and maintenance of infrastructure facilities such as roads, highways, ports, airports, and power generation plants can claim deductions for profits derived from such activities under Section 80-IA.
- h. Tax Holiday for Undertakings in Free Trade Zones (Section 10A): Corporates operating in Free Trade Zones (FTZs) or Export Processing Zones (EPZs) can avail of tax holiday benefits under Section 10A, wherein 100% of export profits are exempt from taxation for a specified period.
- i. Deduction for Affordable Housing Projects (Section 80-IBA): Corporates engaged in the construction and development of affordable housing projects can claim deductions for profits derived from such projects under Section 80-IBA, subject to specified conditions.
- **j.** Capital Gains Exemption (Section 54, Section 54F, Section 54EC): Corporates can avail of exemptions from capital gains tax on the sale of specified assets such as residential properties, agricultural land, or long-term capital assets by reinvesting the sale proceeds in eligible assets or bonds as per the provisions of Section 54, Section 54F, and Section 54EC.

# 7. PENALTIES AND CONSEQUENCES OF NON-COMPLIANCE

- a. Deductions for Business Expenses: Deductions are available for various business expenses incurred by corporates, including rent, salaries, wages, repairs, maintenance, advertising, interest on loans, and depreciation of assets used for business purposes.
- b. Interest on Late Payment of Taxes (Section 234A, 234B, 234C): Taxpayers are liable to pay interest for delay in the payment of advance tax, self-assessment tax, or tax deducted at source (TDS). Interest rates are prescribed under Sections 234A, 234B, and 234C of the Income Tax Act.
- c. Penalty for Late Filing of Income Tax Returns (Section 234F): Taxpayers who fail to file their income tax returns within the due dates specified under Section 139(1) are liable to pay a penalty of up to Rs. 10,000, depending on the delay in filing.
- **d.** Penalty for Underreporting of Income (Section 270A): Taxpayers may face penalties for underreporting their income or misreporting financial information in their tax returns. The penalty can range from 50% to 200% of the tax payable on the underreported income.
- e. Penalty for Non-Disclosure of Foreign Assets (Section 271F, 271FA): Taxpayers who fail to disclose their foreign assets or furnish incorrect information regarding foreign income and assets may be liable to pay penalties under Sections 271F and 271FA of the Income Tax Act.
- f. Penalty for Failure to Maintain Books of Accounts (Section 271A): Businesses and professionals are required to maintain books of accounts and other financial records as per the provisions of the Income Tax Act. Failure to maintain such records may attract penalties under Section 271A.
- g. Penalty for Non-Compliance with Tax Deduction at Source (TDS) Provisions (Section 271C, 271CA): Employers and other deductors who fail to deduct TDS or deposit the deducted tax to the government within the prescribed timelines may face penalties under Sections 271C and 271CA.
- h. Penalty for Non-Payment of Tax Deducted at Source (TDS)/ Tax Collected at Source (TCS) (Section 271H): Deductors who fail to deposit the tax deducted at source (TDS) or tax collected at source (TCS) within the specified due dates are liable to pay penalties under Section 271H.
- i. Prosecution and Legal Actions (Section 276C, 276CC): In cases of serious tax evasion, willful non-compliance, or fraud, the Income Tax Department may initiate prosecution proceedings against taxpayers under Sections 276C and 276CC of the Income Tax Act, which may result in imprisonment and fines.
- **j.** Seizure of Assets and Attachment of Bank Accounts: The Income Tax Department has the authority to seize assets, attach bank accounts, and initiate recovery proceedings against taxpayers who fail to pay their tax dues or comply with tax laws.

## What support do we offer?

- → Help clients understand and comply with relevant laws, regulations, and guidelines applicable to their specific situation.
- → Assist in preparing accurate and timely financial statements, reports, and disclosures to meet regulatory requirements and stakeholders' needs.
- → Develop tax-efficient strategies to minimize tax liabilities while ensuring compliance with tax laws and regulations.
- → Identify and assess potential risks to the client's business or investment activities, and recommend risk mitigation strategies.
- → Provide in-depth financial analysis and interpretation to support decision-making processes, such as investment evaluations, performance assessments, and financial forecasting.
- → Offer advice and support throughout various stages of transactions, including due diligence, valuation, negotiation, and deal structuring.
- → Assist clients in developing and implementing strategic plans aligned with their objectives, whether it involves growth, diversification, restructuring, or exit strategies.
- → Establish systems and processes to monitor ongoing compliance with regulatory requirements, tax obligations, and internal policies.
- → Facilitate communication and collaboration between the client and relevant stakeholders, such as regulators, investors, auditors, and legal advisors.
- → Provide training sessions or educational materials to keep clients informed about changes in laws, regulations, and best practices relevant to their business or investments.

## NANUBHAI DESAI & CO.

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