



# Income Tax - TDS

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## Major Amendments Due to COVID 19

### Extension of Due Dates of TDS/TCS Due to COVID - 19

#### Filing of TDS/TCS Statement

Type of Forms	Original Due Date	Extended Date
Form 26QB, 26QC and 26QD of February, 2020	30/03/2020	31/07/2020
Form 26QB, 26QC and 26QD of March, 2020	30/04/2020	31/07/2020
Form 24Q, 26Q, 27Q and 27EQ of Q4 of FY 2019-20	31/05/2020	31/07/2020
Form 26QB, 26QC and 26QD of April to November, 2020	30 Days from the end of the month in which Tax is Deducted	31/03/2021
Form 24Q, 26Q, 27Q and 27EQ of Q1 & Q2 of FY 2020-21	AS per rule 31A/31AA	31/03/2021

#### Reduction in TDS rate due to COVID-19 from 14<sup>th</sup> May, 2020 to 31<sup>st</sup> March, 2021 by 25%

#### Issue of TDS/TCS Certificate

Form 16 for TDS on salary during FY 2019-20	15/06/2020	15/08/2020
Form 16A for TDS on income other salary for Q4 of FY 2019-20	15/06/2020	15/08/2020
TCS certificate for Q4 of FY 2019-20	30/05/2020	15/08/2020

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## Major Amendments Due to COVID 19

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#### Filing of TDS/TCS Statement

Type of Forms	Original Due Date	Extended Date
Form 24Q, 26Q, 27Q and 27EQ of Q4 of FY 2020-21	31/05/2021	30/06/2021
Challan cum Statement 26QB, 26QC and 26QD of March, 2021	30/04/2021	31/05/2021
TDS/TCS Book adjustment statement in form 24G of May2021	15/06/2021	30/06/2021

#### Issue of TDS/TCS Certificate

Form 16 for TDS on salary during FY 2020-21	15/06/2021	15/07/2021
Form 16A for TDS on income other salary for Q4 of FY 2020-21	15/06/2021	Not mentioned
TDS Certificate for Tax deducted under section 194-IA, 194-IB and 194M of Mar, 2021	15/05/2021	Not mentioned

Tax payment date and TCS Return filing date has not been extended yet

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## Applicability of TDS provisions

- All Assessee
- For Individual and HUF,
  - to whom provisions of section 44AB of the Income Tax Act, 1961 are applicable
  - 194M w.e.f.1<sup>st</sup> Sep 2019 - Other than those who are liable to deduct TDS u/s 194C/ 194H and 194J - where the aggregate sum paid during the year exceed Rs. 50 Lakhs – rate 5%
  - W.E.F. 1<sup>st</sup> April 2021 - For individuals and HUF, liability to deduct tax shall arise only when the turnover of such Individuals or HUF exceed Rs.1 Crore in case of business and Rs.50 Lakhs in case of profession in the FY immediately preceding the FY (if not audited under section 44AB of the Income Tax Act, 1961)

## Section 191- Direct Payment

AMENDMENTS FINANCE ACT'20 - w.e.f 1st Apr.2020

- Sub section (2) - this is in respect of paying tax directly by the assessee. It refers to an income of the assessee in the nature specified in Sec 17(2)(vi) and such specified securities and specified securities or sweat equity shares.
- Sub Section (1) the tax on such income shall be payable within 14 days:
  - i. After the expiry of 48 months from the end of relevant assessment year, or,
  - ii. From the date of the sale of such specified securities or sweat equity shares; or,
  - iii. From the date of the assessee ceases to be employee of the employer,  
Whichever is earlier.

## Section 192A – Payment of accumulated Balance

- This section has overriding effect on any other section of this Act.
- When the trustee or any other person authorized under the EPF Scheme make payment of accumulated balance due to employee, they shall deduct TDS @ 10% at time of payment to the employee.
- When the aggregate amount of such payment is Rs. 50,000/- or more.
- If employee fails to furnish PAN, the TDS would be at MMR.

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## Section 194 – Dividend

Introduced by Finance Act, 2020; w.e.f 1<sup>st</sup> April 2020

- Applicable to only Indian Company
- Dividend Distribution Tax abolished and reintroduced TDS
- Deemed dividend is also covered;
- Rate of TDS @ 10% on payment of dividend to Resident shareholder
- Threshold limit - individual exceeding Rs. 5,000/-
- Rate of TDS @ 20% plus applicable surcharge and cess or rates as per DTAA, whichever is beneficial on payment of dividend to non-resident

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## Section 194 – Dividend

Exemption – second proviso to this section provides that this provision will not be applicable on payments made to certain insurance companies or insurers.

Inserted by Finance Act, 2021; wef 1<sup>st</sup> April 2021

Added 2 additional categories which will be exempted from deduction of tax source from dividends:

- A business trust as defined in clause (13A) of section 2, by special purpose vehicle referred to in Explanation to clause (23FC) of Section 10
- any other person notified by the Central Government in the Official Gazette in this behalf

## Section 194A – TDS on Interest

- For individuals and HUF, liability to deduct tax shall arise only when the turnover of such Individuals or HUF exceed Rs.1 Crore in case of business and Rs.50 Lakhs in case of profession in the FY immediately preceding the FY
- This provision shall not apply for interest paid or credited by firm to the partner of the firm
- TDS applicable in case of interest payment made to NBFC
- Amendment w.e.f 01.04.2021 – Tax shall not be deducted on income in relation to zero coupon bond issued by infrastructure debt fund

## Section 194C – TDS on Payment to Contractors

- For Individuals and HUF, liability to deduct tax shall arise only when the turnover of such individuals or HUF exceed Rs.1 Crore in case of business and Rs.50 Lakhs in case of profession in the FY immediately preceding the FY
- Coverage includes –
  - Hiring of vehicle
  - Catering
  - Maintenance of hospital equipment, air conditioners, lift etc
  - Travel agent
  - Clerical Services

## Section 194C – TDS on Payment to Contractors

Explanation inserted by the Finance Act 2020,  
Contract manufacturing – As amended, in case of contract manufacturing, raw material provided by assessee, or its associate will also fall within the definition of work . The word associate mean related person as provided in 40A(2)(b).  
It does not include manufacturing or supplying a product according to the requirement or specification of customer by using material purchased from a person other than such customer or associate of such customer.

## Section 194I – TDS on Rent

- Payer – any person
- Payee – Resident only
- This section is applicable Payee wise and not property wise
- No deduction under this section where the aggregate amount paid during the FY does not exceeds Rs. 2,40,000
- At the time of payment or credit whichever is earlier
- For Individuals and HUF, liability to deduct tax shall arise only when the turnover of such individuals or HUF exceed Rs.1 Crore in case of business and Rs.50 Lakhs in case of profession in the FY immediately preceding the FY

## Section 194IA – TDS on transfer of Immovable property

- Deductor – any person
- Deductee – Resident only
- This section is applicable property wise and not Payee wise
- No deduction under this section where the aggregate consideration amount paid does not exceeds Rs.50 Lakh
- Rate – 1%
- It includes facility like club membership fee, car parking, electricity or water facility, maintenance fee, advance fees or any other charges of similar nature
- At the time of payment or credit whichever is earlier

## Section 194IB – TDS on rent by individual or HUF

- Deductor – Individual or HUF only
- Deductee – Resident only
- This section is applicable Payee wise
- No deduction under this section where the rent payable does not exceeds Rs.50,000 per month
- Rate – 5%
- At the time of payment or credit whichever is earlier
- Amended in Finance Act 2021- w.e.f 01.07.2021  
in case tax is required to be deducted as per provision of Section 206AA (Non-furnishing of PAN) or Sec 206AB (Higher rate of TDS for non-filers) such deduction shall not exceed the rent payable for last month of previous year or last month of tenancy as case may be

## Section 194IC – TDS on joint development agreement

- This section has overriding effect on 194IA
- Applicable only in case of joint development agreement
- Receiver of consideration – Resident Individual or HUF only
- Payer of consideration – Any person
- No deduction under this section where consideration is paid in kind
- Rate – 10%
- At the time of payment or credit whichever is earlier



## Section 194J – TDS on Professional or Technical Services

- No deduction under this section where the aggregate amount paid during the FY does not exceeds Rs. 30,000
- At the time of payment or credit whichever is earlier
- For individuals and HUF, liability to deduct tax shall arise only when the turnover of such individuals or HUF exceed Rs.1 Crore in case of business and Rs.50 Lakhs in case of profession in the FY immediately preceding the FY
- No individual or HUF shall be be liable to deduct TDS under this section on any sum payable by way of fee for professional services if such sum is exclusive payable for personal purposes.

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## Section 194J – TDS on Professional or Technical Services

SI. No.	Nature of payment	TDS rate
1	Fees for Technical Services (other than sl.no.2 )w.e.f. 1 <sup>st</sup> April 2020	2%
2	Professional Royalty in the nature of consideration for sale, distribution, or exhibition of cinematographic films.	10%
3	Fees for professional services.	10%
4	Directors remuneration (no employer-employee relationship)	10%
5	Royalty	10%
6	Fees for professional service where engaged only in the business of operation call center w.e.f. 1 <sup>st</sup> April 2017	2%

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### Section 194M – TDS on certain payment by individual or HUF

- W.E.F. 1<sup>st</sup> Sep 2019
- Payer – Individual or HUF, Resident & Non-Resident  
Other than those who liable to deduct TDS u/s 194C/ 194H and 194J)
- Payee – any Resident person
- The nature of payment shall be contract, commission or brokerage, Fees for Professional services
- No deduction under this section where the aggregate sum paid during the year does not exceed Rs. 50 Lakhs
- Rate – 5%
- At the time of payment or credit whichever is earlier
- Payment can be made out of exempted income to the payee

### Section 194N- TDS on Cash Withdrawal

FINANCE ACT, 2019 -

- This is applicable when the payer is a Banking Company, Co-Operative Society or Post Office
- For withdrawals in excess of Rs. 1 crores, TDS is to be deducted at 2%
- Amendment in Finance Act, 2020 - w.e.f 1st July 2020 - If the withdrawer has not filed his ROI for all of the 3 consecutive assessment years; and withdrawal exceeds Rs 20 Lakhs but less than Rs .1 crore, TDS is to be deducted at 2%  
For withdrawals in excess of Rs. 1 crores, TDS at 5% is to be deducted
- TDS only on the amount exceeding the threshold

### Section 194N- TDS on Cash Withdrawal

Mr. Saving has made the following withdrawals during the financial year 2021-22  
He has not furnished his return of income for the previous year-2017-18, 2018-19, 2019-20 and the due date for filing of return is already expired.

Date	Amount of Withdrawal	Aggregate amount withdrawn	Rate	Computation	Tax to be deducted
01/04/2021	15 Lakhs	15 Lakhs	-	-	-
10/05/2021	25 Lakhs	40 Lakhs	2%	$(40-20)*2\%$	40,000
17/05/2021	20 Lakhs	60 Lakhs	2%	$20*2\%$	40,000
28/05/2021	45 Lakhs	105 Lakhs	2% and 5%	$40*2\%+5*5\%$	1,05,000
16/06/2021	40 Lakhs	145 Lakhs	5%	$40*5\%$	2,00,000

### Section 194N- TDS on Cash Withdrawal

- Onus on deductor to evaluate each of the recipients and confirm filing status:
- The Departments has provided a utility of “ITR Filing Compliance Check” on- <https://report.insight.gov.in> available to Scheduled Commercial Banks to check the ITR status in bulk mode on the basis of PAN of Assessee (press Release dated 2<sup>nd</sup> September 2020)
- How would the proviso operate in case of newly formed entities, with no previous track record?

## Section 1940- Payment by e-com operator to e-com participant

- This section has overriding effect on all other provisions under this chapter
- The payer is an e-commerce operator
- The recipient is an e-commerce participant
- Sale of goods / provision of services of an e-commerce participant is facilitated by an e-commerce operator
- Through its digital / electronic facility / platform
- E-commerce operator to make TDS at 1% of the gross amount of sale / service / both (PAN / AADHAR not available - 5%)
- Payments made directly by the purchaser (good) / recipient (services) directly to an e-commerce participant, shall be deemed to be amount paid by e-commerce operator to e-commerce participant
- Provision not applicable to amount received or receivable for:
  - Hosting any advertisement
  - Providing other services not in connection with sale / services

## Section 1940- Payment by e-com operator to e-com participant

### No TDS to be deduct:

- where e-commerce operator is an Individual / HUF and
- Gross amount of sale / service / both does not exceed Rs.5 Lakhs and
- PAN / AADHAR has been furnished to the e-commerce operator

### Section 194O- Payment by e-com operator to e-com participant

Particulars	Amount (in lakhs)
MRP(A)	30
10% discount offered by the e-commerce participant (B)	3
10% discount offered by the e-commerce operator (C)	3
10% commission charged by the e-commerce operator (D= (A-B)*10%)	27
TDS to be deducted (A-B)*1%	0.27

### Section 194O- Payment by e-com operator to e-com participant

Particulars	Section 194-O	Equalisation Levy
Who is liable to deduct and deposit	E-commerce operator is liable to deduct and deposit with CG	E-commerce operator is liable to deposit the levy with CG
Residential Status of E-commerce Operator	Resident / Non –resident	Non Resident
Residential Status of E-commerce participant	Resident	Non Resident and sale of goods and services should not be effectively connected with the PE in India
Customer	Can be resident on non –resident of India	Resident or Non resident as specified
Rate	1% of the gross amount of sale / Services / both	2% of consideration received or receivable by an e-commerce operator from supply of goods or services

## Section 194P- TDS on Income of Specified Senior Citizens

New section - w.e.f 1st April.2021

In order to provide relief to senior citizens (Age of 75 years or more), New section inserted to provide relaxation from filling Income tax return if –

- Payer : Specified Bank
- Payee: Resident Senior Citizen aged 75 years or more during the previous year
- Rate: Rates in Force
- Threshold: Not specified
- Time for deduction: Section has not specified any particular time

## Section 194P- TDS on Income of Specified Senior Citizens

- Condition for deduction of Tax:
  - The income of the senior citizen consists of pension and interest income only (no other income)
  - Interest should be received or receivable from any account maintained by senior citizen in such specified bank
  - His pension income should be received in same bank
  - Senior Citizen furnishes a declaration to the bank containing such particulars (ie Deduction allowable under Chapter VI-A) in such form and verified in such manner as may be prescribed
  - after allowing rebate u/s 87A specified bank shall deduct income tax on basis of rates in force.

## Section 194Q- TDS on Purchase of goods

Introduced in Finance Act, 2021 (wef 1<sup>st</sup> July 2021)

Any person who is a buyer and responsible for making any payment to a **resident** seller on purchase of goods shall deduct TDS @0.1% (5% in No PAN/Aadhar cases – Sec 206AA) when

the aggregate value of such purchase exceeds Rs.50 lakhs in the previous year

the buyer has total sales, gross receipts or turnover from the business carried on by him exceed Rs.10 crore during the financial year immediately preceding the financial year in which the purchase of goods is carried out.

Central Government, State Government, Local Authorities etc and other persons as may, by notification in the Official Gazette, specify for this purpose, subject to conditions as prescribed in such notification shall be exempted from TDS

## Section 194Q- TDS on Purchase of goods

Not Applicable in the following cases

- tax is deductible at source under any other provision of this Act;
- tax is collectible under the provisions of section 206C other than a transaction to which section 206C(1H) applies;
- ❖ The seller covered by section 206C(1H) would collect 0.1% (w.e.f. 01.10.2020) and the buyer would deduct 0.1% w.e.f. 01.07.2021;
- ❖ If on a transaction TCS is required under section 206C(1H) as well as TDS under section 194Q, then in respect of that transaction only TDS under section 194Q shall only be carried out (Finance Bill Memorandum)

## Section 206C(1H)- TCS on Sale of goods

Introduced in Finance Act, 2020 (wef 1<sup>st</sup> Oct 2020)

Any person who is a Seller and who receives any amount from a buyer on sale of goods shall deduct TCS @0.1% (1% in No PAN/Aadhar cases) when

the aggregate value of receipt of all Sale consideration (including advance received for sale) exceeds Rs.50 lakh in the previous year

the Seller has total sales, gross receipts or turnover from the business carried on by him exceed Rs.10 crore during the financial year immediately preceding the financial year in which the purchase of goods is carried out.

Buyer does not include Central Government, State Government, Local Authorities etc and other persons as may, by notification in the Official Gazette, specify for this purpose, subject to conditions as prescribed in such notification and shall be exempted from TCS

## Section 194Q & 206C(1H)

Basis of Distinction	TDS on purchase of goods (Section 194Q)	TCS on Sale of Goods (Section 206C(1H))
Who is liable for deduction / collection	Buyer is liable to deduct tax	Seller is liable to collect the tax
Turnover Limit of deductor / collector	Total Sales / Turnover / Gross Receipts from business in immediately preceding PY should exceed INR 10 crores of buyer	Total Sales / Turnover / Gross Receipts from business in immediately preceding PY should exceed INR 10 crores of seller
Threshold for purchase/ sale	Rs.50 lakhs	Rs.50 lakhs
Rate	0.1% (If PAN not furnished by seller then 5%)	0.1% (If PAN or AADHAR not furnished by buyer then 1%)
Amount on which tax to be deducted or collected	On the amount of purchase in excess of Rs.50 lakhs	On the amount of sale consideration in excess of Rs.50 lakhs
Time of collection/ deduction	At the time of payment or credit whichever is earlier	At the time of receipt
Preference	First	Second



## Section 194Q & 206C(1H)

Basis of Distinction	TDS on purchase of goods (Section 194Q)	TCS on Sale of Goods (Section 206C(1H))
Applicable from	1 <sup>st</sup> July 2021	1 <sup>st</sup> Oct 2020
Due Date of payment	7 <sup>th</sup> day of subsequent month, For March – 30 <sup>th</sup> April	7 <sup>th</sup> day of subsequent month
Return to filed	Form 26Q	Form 27EQ
TDS certificate to issue	Form no.16A	Form 27D
Consequences of default	Simple interest @ 1% or 1.5% Disallowance to the extent of 30% under section 40a(i)	Simple interest @ 1% or 1.5%

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## Section 194Q & 206C(1H)

Fin year 2020-21(only Section 206C(1H) applicable) :-

(Amount in Cr)

Sl No	Seller Turnover FY 2019-20	Buyer Turnover FY 2019-20	Sale of Good	Receipt for sale or advance upto 30/9/20	Receipt for sale or advance after 30/9/20	Amount to be taxed	PAN of Buyer	Rates
1	12	NA	0.70	0.55	0.45	0.45	Yes	0.075%
2	12	NA	0.55	0	0.45	Nil	-	-
3	12	NA	0.60	0.80	0	Nil	-	-
4	12	NA	0.75	0	0.75	0.25	Yes	0.075%
5	17	NA	0.80	0	0.75	0.25	No	0.75%
6	15	NA	0.90	0.40	0.70	0.60	Yes	0.075%
7	15	NA	0.45	0.55	0.45	0.45	Yes	0.075%

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## Section 194Q & 206C(1H)

Fin year 2021-22 :-

(Amount in Cr)

Sl No	Seller Turno ver FY 2020-21	Buyer Turno ver FY 2020-21	Sale of Good upto 30/6/21	Sale of Good after 30/6/21	Receipt for sale/ advance upto 30/6/21	Receipt for sale/ advance after 30/6/21	Amount to be taxed	Section
1	8	5	0.70	0.40	0.60	0	Nil	-
2	9	12	0.40	0.50	0.54	0	0.40	194Q^
3	14	8	0.40	0.50	0.57	0	0.07	206C(1H)*
4	13	14	0.40	0.50	0.60	0	0.10 0.40	206C(1H)* 194Q^
5	8	5	0.40	0.70	0.60	0.65	Nil	-
6	9	12	0.40	0.50	0.30	0.25	0.40	194Q^
7	14	8	0.40	0.50	0.40	0.17	0.07	206C(1H)*
8	17	7	0.70	0.30	0.60	0.20	0.30	206C(1H)*
9	13	14	0.40	0.50	0.50	0.10	0.40	194Q^
10	15	18	0.70	0.30	0.20	0.20	0.30	194Q^
11	15	18	0	0	0.60	0.20	0.30	206C(1H)*
12	15	18	0.70	0.30	0.65	0.45	0.15 0.30	206C(1H)* 194Q^

^ 194Q – PAN of seller available – Rate -0.1%, PAN of seller **not** available – Rate - 5%

\*206C(1H) – PAN/ AADHAR of Buyer available – Rate -0.1%, PAN/ AADHAR of Buyer **not** available – Rate - 1%

## Section 206AB – TDS in case of Non-filer

Inserted by the Finance Act, 2021 – w.e.f 01.07.2021

If the following conditions are satisfied:

- Deductee has not filed the return of income **for 2 assessment years** relevant to the previous years immediately prior to the previous year in which tax is required to be deducted;
- The due date to file such return of income, as prescribed under Section 139(1), has expired; and
- The aggregate amount of tax deducted and collected at source is Rs. 50,000 or more in each of these 2 previous years.

The tax shall be deducted at the higher of the following rates:

- Twice the rate specified in the relevant provision of the Act;
- Twice the rate or rates in force; or
- 5%.

## Section 206AB – TDS in case of Non-filer

Note 1: The provisions of section 206AB doesn't apply to a non-resident who does not have a PE in India.

Note 2: If both the provisions of section 206AA and section 206AB are applicable, that is, deductee has neither furnished his PAN to the deductor nor has he furnished his return of income for the specified periods, the tax shall be deducted at the rates provided in section 206AA or Section 206AB, whichever is higher.

Note 3: Tax is required to be deducted at higher rates under section 206AB in respect of every sum or income or amount from which tax is deductible under any provision of Chapter XVII-B except the sum or income or amount on which tax is deductible under any other provisions i.e. 192, 192A, 194B, 194BB, 194LBC, 194N

## Section 206AB – TDS in case of Non-filer

Filled ROI for AY 2019-20	Filled ROI for AY 2020-21	Total TDS & TDS in respect of AY 19-20 was more than 50,000	Total TDS & TDS in respect of AY 20-21 was more than 50,000	Whether treated as specified person	Reason
Yes	Yes	Yes	Yes	No	ROI filed
Yes	No	Yes	Yes	No	ROI filed for AY 19-20
No	Yes	Yes	Yes	No	ROI filed for AY 20-21
No	No	Yes	Yes	Yes	ROI not filed for AY 2019-20 & 20-21
Yes	Yes	No	No	No	TDS/TCS < 50,000

## Interplay between section 206AA & 206AB

Sec 206AA – w.e.f.01.10.2020 -It is now provided that where the tax is required to be deducted under section 194O and **Permanent Account Number (PAN)** /AADHAR is not provided, the TDS shall be at the rate of 5%.

w.e.f.01.07.2021 - under section 194Q and **Permanent Account Number (PAN)** is not provided, the TDS shall be at the rate of 5%.

Section 206AA	Section 206AB
i) The rate specified in the relevant provision of the Act	i) Twice the rate specified in the relevant provision of the Act
ii) The rate or rates in force	ii) Twice the rate in force
iii) @20%	iii) @5%
Higher of the above (A)	Higher of the above (B)

- The applicable rate will be higher of A & B
- Both the section are non-obstante provisions
- Section 206AB specifically provides that if the provision of section 206AA are applicable, then tax shall be deducted at higher of the rate as per both sections.

## Glance of Change in TDS – Finance Act, 2021

Section	TDS/ TCS	New/Scope Expanded/ Relief	Brief	Section Effective Date	Amendment Effective Date
194	TDS	Relief	Dividend	1 <sup>st</sup> April,2020	1 <sup>st</sup> April,2021
194A	TDS	Relief	Interest - Relief to Infrastructure Debt Company	-	1 <sup>st</sup> April,2021
194IB	TDS	Scope Expanded	TDS to be deducted at higher rate in case of certain category of non-filers of Returns	1 <sup>st</sup> July,2017	1 <sup>st</sup> July,2021
194P	TDS	New	TDS on Pension & Interest Income of Specified Senior Citizens	1 <sup>st</sup> April,2021	1 <sup>st</sup> April,2021
194Q	TDS	New	Purchase of goods exceeding Rs 50 Lakhs in a financial year to any person	1 <sup>st</sup> July,2021	1 <sup>st</sup> July,2021
196D	TDS	Relief	NRI - Benefit of Treaty or Income Tax Rate Lower Rate to be Applied	-	1 <sup>st</sup> April,2021
206AB	TDS	New	Higher TDS for non-filers	1 <sup>st</sup> July,2021	1 <sup>st</sup> July,2021

## Interest, Fees, Penalties, Prosecution

### ◆ Interest, late filing fees, Penalties, Prosecution

Default/ Failure	Section	Nature of Demand	Quantum of demand or penalty
Failure to deduct tax at source	201(1)	Tax demand	Equal to tax amount deductible but not deducted
	201(1A)	Interest	@1 % p.m. of tax deductible
	271C	Penalty	Equal amount of tax deductible but not deducted
Failure to deposit tax at source OR Short deduction	201(1)	Tax demand	Equal to tax amount not deposited / short deducted
	201(1A)	Interest	@1.5% p.m. of tax not deducted /short deducted
	276B	Prosecution	Rigorous imprisonment for a term for a minimum of 3 months which may extend to 7 years and with fine

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## Interest, Fees, Penalties, Prosecution

### ◆ Interest, late filing fees, Penalties, Prosecution

Failure to apply for TAN No. u/s 203A	272BB	Penalty	Rs. 10000
Failure to furnish prescribed statements u/s 200(3)	272A(2)(k)	Penalty	Rs. 100 every day during which the failure continues subject to maximum of TDS amount
Failure to file the TDS/TCS return on or before the due date prescribed in this regard	234 E	Late filing Fees	Rs. 200 every day during which the failure continues subject to maximum of TDS amount
Failure to file the TDS/TCS return on or before the due date prescribed in this regard. This section also covers cases of filing incorrect TDS/ TCS return	271H	Penalty	Minimum : Rs.10,000 Maximum: Rs.1,00,000
Failure to issue TDS certificate u/s 203	272(A)(g)	Penalty	Rs. 100 every day during which the failure continues subject to maximum of TDS amount.
Failure to furnish statement of perquisite or profit in lieu of salary u/s 192(2C)	272(A)(i)	Penalty	Rs. 100 every day during which the failure continues subject to maximum of TDS amount
Failure to mention PAN of the deductee in the TDS statements and certificates	272B	Penalty	Rs. 10000

29<sup>th</sup> May, 2021

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## Password – TDS Files

<b>Registration</b>	It should contain a minimum of 8 alpha numeric characters with at least one capital letter	Password123
<b>Consolidated File</b>	TAN_Request Number of request submitted	DELA11111D_1234567
<b>Form 16/16A</b>	TAN in capital letters	DELA11111D
<b>Justification Report</b>	JR_TAN_Form Type_Quarter_FY	JR_DELA11111D_24Q_Q3_2017-18
<b>Intimation through e-mail</b>	TAN_Date of filing original statement (in DDMMYYYY format)	DELA_15052018

29<sup>th</sup> May, 2021

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*Thank You*

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