

Newsletter March- 2023





Indirect Taxes

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GST PORTAL UPDATE: DISPLAY OF JURISDICTION FOR NEW GST REGISTRATION

Search Result based on ARN : ██████████


ARN:	██████████
Form No.:	GST REG-01
Form Description:	Application for New Registration
Submission Date	18/02/2023
Status	Pending for Clarification ⓘ
Assigned To	STATE
State Jurisdiction	(Karnataka).(DGSTO-4, Bengaluru).(LGSTO 016- Bengaluru)

Advisory on facility of ‘Initiating Drop Proceedings’ of Suspended GSTINs due to Non-filing of Returns

Recently, a functionality of "Automated Drop Proceedings" of GSTINs suspended due to non-filing of returns has been implemented on the GST Portal. This functionality is available for the taxpayers who have filed their pending returns i.e. 6 monthly or 2 Quarterly returns.

1. If such taxpayers have filed all their pending returns, the system will automatically drop the proceedings and revoke suspension.
2. If the status of the GSTIN does not automatically turn ‘ACTIVE’, then taxpayers are advised to revoke the suspension once the due returns have been filed, by clicking on ‘Initiate Drop Proceeding’ for which navigation is as -
"Log on to GST Portal > Services > User Services > View Notices and Orders > Initiate Drop Proceeding“
3. In case the system does not automatically drop the proceedings or taxpayer is unable to revoke the suspension by clicking on ‘Initiate Drop Proceeding’, then taxpayer is advised to contact Jurisdictional Officer.

Note: This functionality is applicable to the taxpayers whose GSTINs have been suspended after **1st December, 2022**.

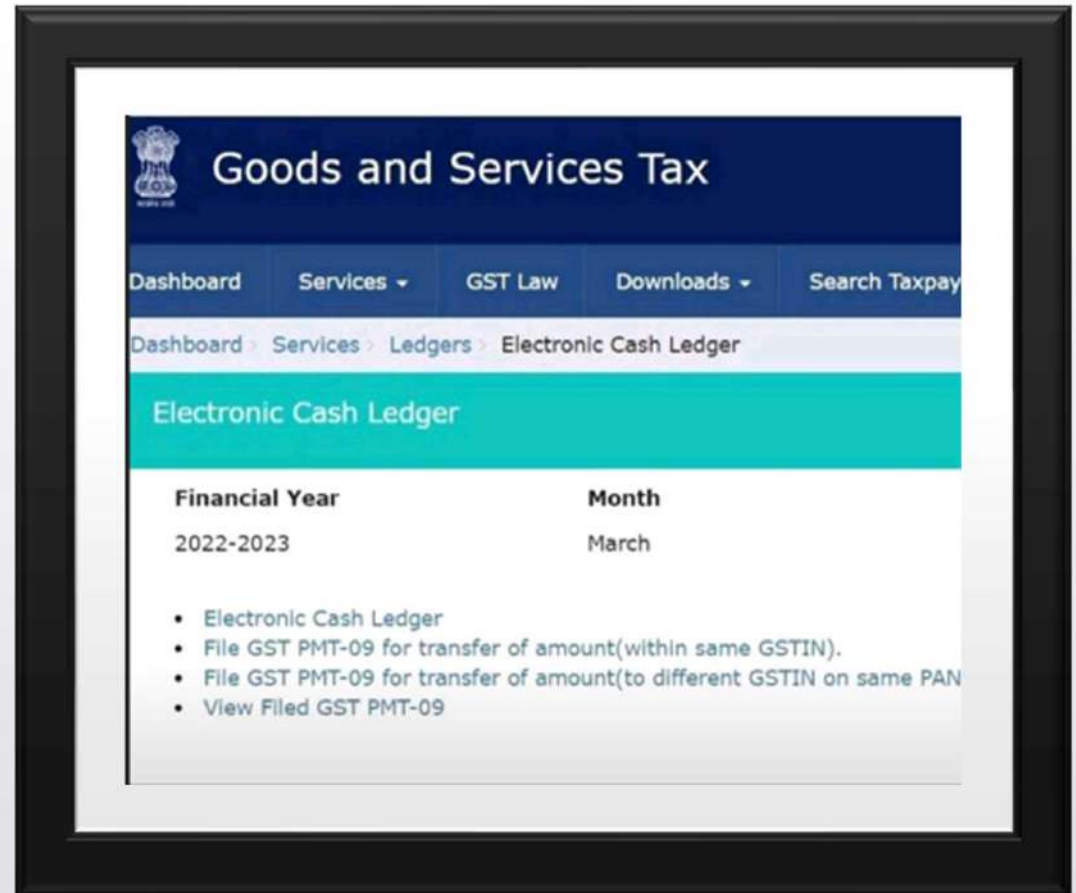


Advisory for the taxpayer wishing to register as “One Person Company” in GST

- As per provision of section 2(62) of The Companies Act, 2013 “One Person Company” is defined as a company which has only one person as member.
- Some issues have been raised by the persons registering as ‘One Person Company’ while they take GST registration. Upon analysis, it has been noticed that the option of choosing One Person Company is not there in form notified by CGST/SGST Acts and hence not available on the GSTN portal also.
- As a work around, it is advised that in the ‘Part B’ of GST Registration Form ‘REG-01’, applicant may select (Constitution of Business under ‘Business Details’ tab using dropdown list) option “Others”, if the taxpayer wants to register for GST as “One Person Company”. After selecting option as “Others”, the applicant shall also mention “One Person Company” in the text field and follow the steps for a normal registration application to complete the process.
- In case of any further issues, it is advised to raise ticket at self help portal.

Utilization Of Cash Ledger Balance

- The Option to utilize the amount in the cash ledger of one GSTN by another GSTN (entities having the same PAN) by way of transfer through from PMT-09 has been made effective in the GST Portal. However, in our opinion, this facility may be available for transfer of Input Tax Credit (ITC) in near future.



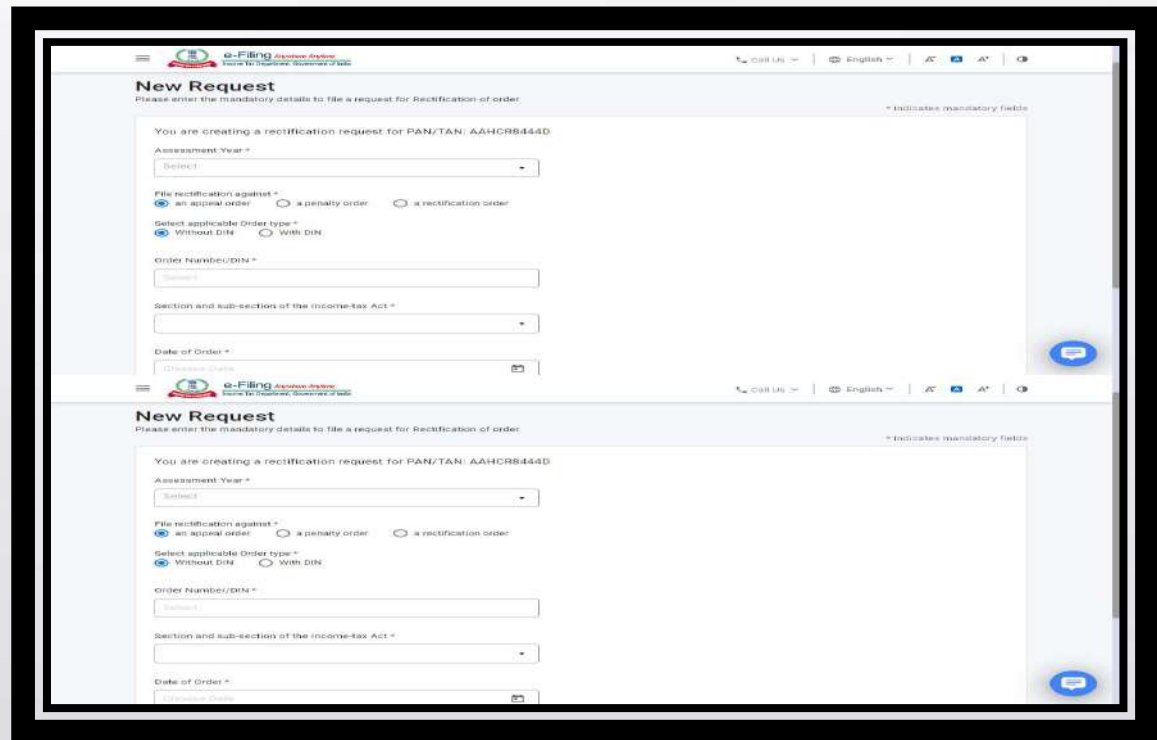
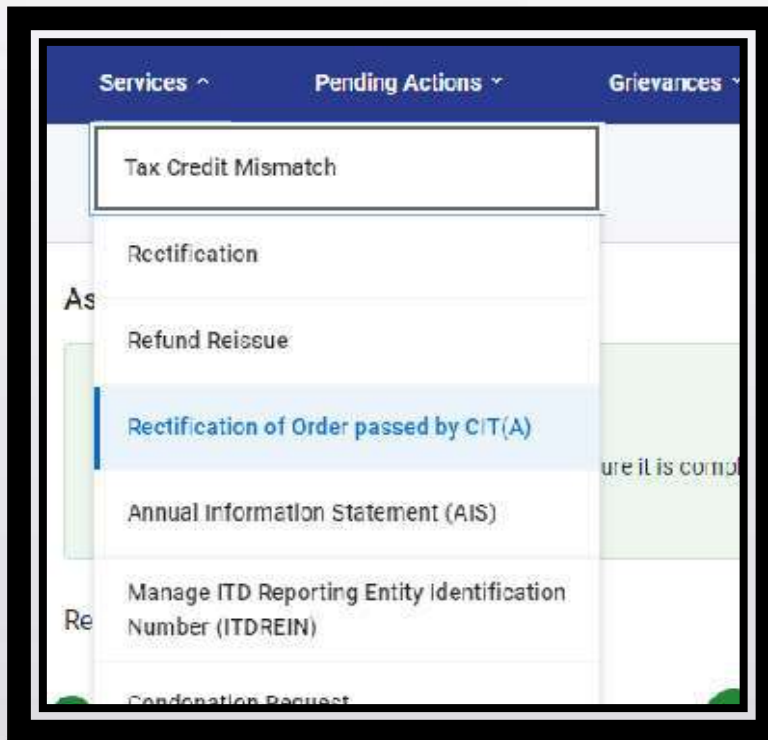
Direct Tax



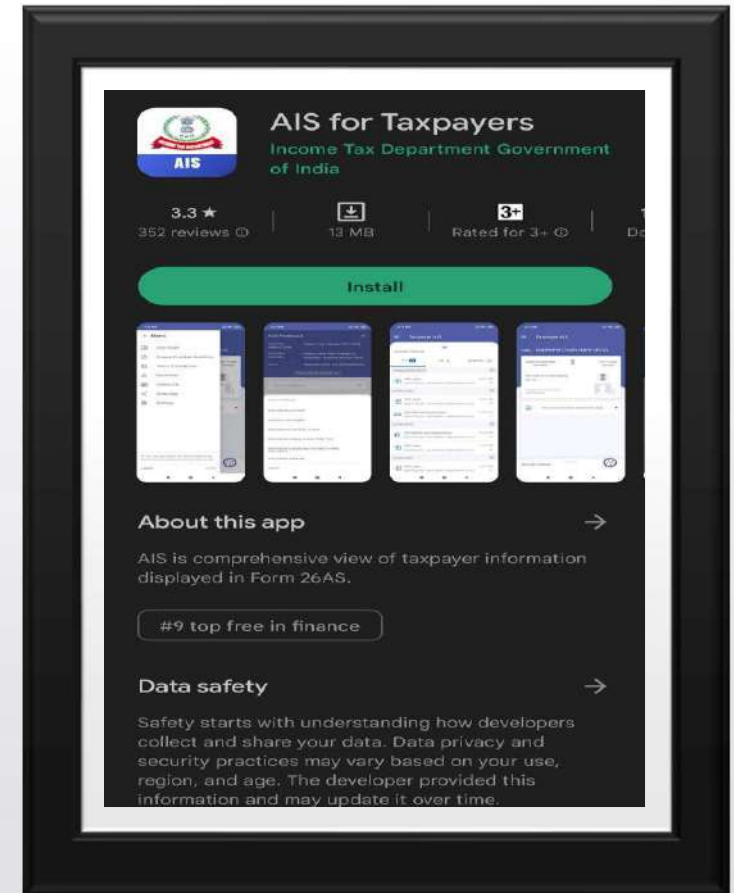
Key Changes in Direct Taxes (Income Tax)

1. From AY 2023-24 onwards, Form 26 AS display only TDS/TCS data. Other taxes like advance tax, Self-assessment tax, refund etc., would be available in AIS (Annual information statement)
2. The list of banks available for e-Pay Tax service at e-Filing portal. Currently database of NSDL has been started to migrate from NSDL Portal to the Income Tax e-Filing portal. There may be chances all the payment related to Income Tax will be shifted to Income Tax e-Filing portal only in near future.
3. PAN shall become inoperative from 1st April 2023, if not linked with valid Aadhaar till 31st March 2023.

4. Functionality for filing of rectification request in respect of orders passed by CIT(Appeals) is live.



5. The Income Tax Department launched a Mobile App namely “AIS for Taxpayer”. The Mobile app enables taxpayers to view their information as available in the Annual Information Statement (AIS).






Monthly Newsletter

Accounts & Taxation

Keep up to date with TCF's monthly newsletters. The foregoing articles discuss laws, acts, ordinances, and amendments in the month of February 2023, as well as best practices in India. We cover topics such as accounting and taxation, human resources, and legal and administrative issues.

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