



# S S Gupta Taxmann

**Yan Bai**



## **S S Gupta Taxmann:**

Taxmann's GST How to Meet your Obligations [Finance Act 2025] - Two-volume | Updated Commentary that Comprehensively Covers India's GST—Ensuring Authoritative & Practical Guidance S.S. Gupta, 2025-05-06 GST How to Meet Your Obligations is a comprehensive two volume commentary that simplifies the intricacies of India's Goods and Services Tax (GST) regime. It is meticulously updated to incorporate the amendments introduced by the Finance Act 2025 and this authoritative work is designed to aid readers in navigating every aspect of GST from basic concepts and levy provisions to specialised scenarios like e-commerce transactions, online gaming, deemed exports, SEZs, etc. This book is intended for the following audience: Chartered Accountants, Tax Consultants, Finance Professionals, For in-depth coverage and updates on recent legislative changes, facilitating compliance and advisory services; Corporate Business Owners, For clarity on operational matters including GST registration, returns, input tax credits, and advanced scenarios like job work or sale via bonded warehouses; Law Practitioners, Company Secretaries, For legal and procedural guidance on GST disputes, appeals, and compliance enforcement; Government Officers, Administrators, For insights into GST administration, assessments, audits, adjudication, and departmental procedures; Academicians, Students, For a structured, detailed understanding of GST concepts and provisions, helping them excel in professional exams and research. The Present Publication is the 16th Edition, amended by the Finance Act 2025. It is authored by S S Gupta with the following noteworthy features: Complete GST Coverage: Addresses every stage of GST compliance from registration to appeals, with special coverage on unique scenarios such as online gaming and corporate guarantees. Latest Amendments: Incorporates all statutory and procedural changes introduced by the Finance Act 2025, ensuring you have the most recent guidance. Practical Insights: Examples, abundant illustrations, and examples help decode complex provisions, making this work a go-to reference for practical applications. Special Focus on Input Tax Credit: Detailed discussion on input services, capital goods, and ITC distribution, including critical aspects such as blocked credits, common credits, and time limits. Robust Legal/Procedural Guidance: Explains dispute resolution, appeals, and adjudication processes with step-by-step clarity. Easy to navigate. Two-volume Set: Offers a logical flow, conceptual fundamentals in Volume 1 and advanced topics, e.g., MOOWR scheme, sale by duty-free shops, high-sea sales, and e-commerce transactions in Volume 2. Authored by a Leading Expert: S S Gupta is a member of ICAI, ICWAI, and ICSI with decades of specialised experience in indirect taxation. His practitioner's perspective brings clarity and actionable insights to complex legal provisions. User-friendly: Each chapter includes detailed headings, subheadings, and summaries for quick reference. The subject index at the end is exhaustive and user-friendly. The coverage of the book is as follows: Basic Concepts, Constitutional Framework, Evolution of GST and its constitutional underpinnings, Overview of key GST laws and their interplay, Levy, Scope, Definitions of supply, goods, services, deemed supply, composition levy, and reverse charge, Classifications, place of supply, time of supply, and valuation rules, Input Tax Credit (ITC), Comprehensive exploration of inputs, input services, capital

goods o Blocked credits apportionment and distribution of ITC o Recovery provisions and conditions for availing ITC Exports Imports o Special procedures for export of goods services deemed exports and SEZ transactions o MOOWR scheme high sea sales bonded warehouse sales and import of services Special Scenarios o E commerce transactions job work online gaming sale of business mergers acquisitions o Vouchers intermediary services actionable claims and discount incentive structures Transitional Provisions o Handling transitional credits and contracts o Anti profiteering measures and implications GST Compliances o Registration process documentation tax invoices and e way bills o Returns reconciliations record maintenance and payment of tax interest Administration Adjudication o Assessments audits departmental scrutiny inspection search and seizure o Demand and recovery proceedings provisional attachment residual matters Penalties Prosecution o Offences confiscation fines arrest prosecution procedures Dispute Resolution o Appeals to Appellate Authority GST Appellate Tribunal High Court and Supreme Court o Advance Ruling Mechanism and GST Amnesty Scheme Each topic is examined under the lens of current GST rules bolstered by references to essential notifications and circulars Extensive tables of contents and indexes help readers quickly locate the guidance they need The structure of the book is as follows Volume 1 o Foundation Core Concepts Basic concepts GST constitutional framework and key levy aspects such as supply valuation composition o Input Tax Credit Refunds Exhaustive treatment of ITC provisions eligibility reversals and refunds o Exports Imports Part 1 Preliminary aspects of exports imports and SEZ transactions Volume 2 o Advanced Topics Special Scenarios MOOWR scheme duty free shops high sea sales e commerce job work vouchers intermediary services o Transitional Provisions Anti profiteering Guidance on credits transitioned from earlier laws profiteering control measures o GST Compliances Litigation Registrations returns e way bill compliance assessments audits appeals and advance rulings o Reference Materials Appendices Complete texts of CGST IGST UTGST Compensation Cess Acts and respective Rules for easy reference This two volume approach ensures that readers can follow a natural progression from the basics of GST to more nuanced scenarios and compliance requirements without overwhelming cross references

**Taxmann's GST on Services [Finance Act 2025] - Delivering a Succinct Yet Comprehensive Exploration of Core GST Concepts | Specialised Sectors | Up-to-date Amendments** S.S. Gupta, 2025-05-17 GST on Services offers an exhaustive point by point analysis of the GST law as it applies to services Authored by a renowned expert with decades of experience in indirect taxation the book combines theoretical knowledge with practical insights helping readers navigate the ever evolving GST framework Within its comprehensive scope the commentary tackles fundamental GST concepts like supply reverse charge input tax credit time and place of supply and valuation while also delving into nuanced issues in various sectors IT software construction banking healthcare travel etc It incorporates all amendments introduced by the Finance Act 2025 and recent judicial decisions and notifications ensuring you have the most current legal positions This book is intended for the following audience Chartered Accountants Cost Accountants Company Secretaries Detailed references illustrations and analyses make it an essential

resource for compliance advisory and litigation support Corporate Tax Finance Professionals Comprehensive guidance on implementing GST processes especially for service focused businesses including IT services e commerce event management logistics etc Lawyers Tax Consultants In depth commentary on critical sections and rules supplemented by case laws and legal interpretations Government Officers GST Practitioners Clarity on policy intent departmental positions and practical complexities in the day to day administration of GST on services The Present Publication is the 3rd Edition 2025 amended by the Finance Act 2025 This book is authored by S S Gupta with the following noteworthy features Latest Amendments Incorporates all changes brought in by the Finance Act 2025 providing up to date commentary and clarifications In depth Sectoral Analysis Separate divisions cover general GST provisions and service specific aspects e g Banking Insurance IT Hospitality Construction etc Comprehensive Scope Covers everything from basic definitions and charging provisions supply reverse charge etc to procedural compliance TDS TCS registration returns Practical Illustrations Uses practical examples and scenarios like online ticket booking software development contracts restaurant services to demonstrate intricate points of law Clear Structuring The content is arranged in logical divisions and chapters making it easy to navigate Appendices include essential rate schedules exemption lists and reverse charge notifications Expert Authorship The author s broad expertise ensures a robust interpretation supported by case laws and departmental clarifications Practical Focus Incorporates examples recent circulars departmental FAQs and updated compliance requirements Special emphasis is placed on complex transactions in the service sector including online platforms software licensing e wallets vouchers events and media etc User friendly Approach Each chapter highlights possible pitfalls compliance tips and illustrations to clarify intricate legal provisions A separate segment on judicial precedents ensures you remain current on the latest interpretations from courts and tribunals The coverage of the book is as follows Division One Overview of GST o Basic Concepts Definitions Chapter 1 o Scope of Supply Levy Chapter 2 o Non Taxable Supplies Chapter 3 o Reverse Charge Mechanism Chapter 4 o Time Place of Supply Rate Changes Chapters 5 6 o Valuation Job Work E Commerce Chapters 7 9 o Exemptions Composition Levy Chapters 11 12 o Export Import of Services incl SEZ Chapter 13 o Registration Requirements Chapter 14 o Taxable Person Invoicing and Credit Debit Notes Chapter 15 o Refunds Waiver Schemes Chapters 16 16A Division Two Input Tax Credit o Concept of Input Input Services Capital Goods Chapters 17 19 o Utilisation of ITC Chapter 20 o Conditions Time Limits for Availment Chapter 21 o Common Inputs for Exempt Taxable Supplies Chapter 22 o Job Work Removal of Inputs Capital Goods Chapters 23 24 Division Three GST Provisions for Specific Services o Detailed coverage of over 70 distinct service categories including o IT Software Services Chapter 48 as illustrated by the sample chapter on Online Information and Database Access or Retrieval services OIDAR o Banking Financial Services Chapters 30 41 o Construction Real Estate Chapters 36 37 o Entertainment Hospitality Chapters 40 42 o Transportation Logistics Chapters 43 44 71 72 o Healthcare Education Chapters 39 46 o E Commerce Event Management Telecommunication Security etc Appendices o Rate Schedules

CGST exempt services Reverse charge notifications TDS TCS provisions and relevant clarifications The structure of the book is as follows Logical Division of Topics The book is split into three main divisions General Provisions Input Tax Credit and Industry Specific Services ensuring clarity and easy reference Chapter by chapter Commentary Each chapter follows a consistent pattern starting with statutory references moving on to conceptual explanations practical scenarios FAQs and case law references and concluding with important takeaways or summary points Appendices Annexures The concluding section includes essential government notifications clarifications and forms checklists handy for day to day GST compliance Cross referencing The commentary cross refers related provisions from other chapters to give you a holistic view [Taxmann's Analysis | 6 Months Later - ITR-B Form for Search & Requisition Cases Finally Notified](#) Taxmann,2025-04-11 The article discusses the reintroduction of the block assessment scheme under Chapter XIV B by the Finance No 2 Act 2024 and the subsequent amendments introduced by the Finance Act 2025 including the notification of Form ITR B for search requisition cases initiated on or after 01 09 2024 It highlights the need for a consolidated assessment framework outlines the structure and filing process of ITR B and addresses unresolved compliance issues due to procedural delays The key highlights include Reintroduction of Block Assessment Scheme Introduction to Form ITR B Eligibility to File ITR B Mode and Manner of Filing ITR B Breakdown of the ITR B Structure Detailed Guidance on Filling Each Part of ITR B Unresolved Issues and Compliance Challenges [Taxmann's Analysis | Risk-Based Audit - Enhance Audit Quality with SA 315 & SA 330 Compliance](#) Taxmann,2025-02-25 Auditing goes beyond financial verification it requires a thorough risk assessment to ensure accuracy and compliance SA 315 focuses on identifying risks of material misstatement while SA 330 mandates appropriate audit responses This article highlights the common challenges auditors face in complying with SA 315 and SA 330 including Identifying Risks without Proper Documentation Overlooking the Role of Internal Controls in Risk Mitigation Inadequate Response to Assessed Risks Overlooking Fraud Risk and Management Override of Controls Weak Documentation Practices and Lack of Cross Referencing **[Taxmann's Analysis | Fraud Risk in Audits - Common Shortcomings and How to Address Them Under SA 240](#)** Taxmann,2025-07-07 The article discusses key shortcomings observed during audit quality reviews particularly in the context of fraud risk and compliance with SA 240 It highlights how insufficient documentation lack of tailored assessments and generic planning can severely compromise audit integrity The common pitfalls in fraud risk audits include Inadequate Documentation and Incomplete Management Representation Failure to Identify and Assess Risks of Material Misstatement Due to Fraud Absence of Engagement Team Discussions on Fraud Risk No Testing for Management Override of Controls Inadequate Procedures Over Revenue Recognition Audit Plan Lacked Fraud Focus [Taxmann's Analysis | Strengthening Compliance with SQC 1 - Key Observations and Recommendations from the AASB of ICAI](#) Taxmann,2024-08-27 Understand the critical expectations set by the Auditing and Assurance Standards Board AASB of ICAI for compliance with the Standard on Quality Control SQC 1 This article analyses the common pitfalls in audit documentation

and file assembly and shares effective techniques for managing disputes while ensuring confidentiality It stresses the importance of thoroughly documenting changes in audit files The key points include Inadequate Retention of Audit Documentation Post Audit Completion Delayed Assembly of the Final Audit File Within the Required Timeframe Insufficient Documentation for Resolving Differences of Opinion During the Audit Breaches of Confidentiality When Filing Whistleblower Complaints Unauthorized Additions to the Audit File After Final Assembly      **Taxmann's Analysis | The Shareholder's Shield - Bombay High Court Upholds Separate Legal Identity for OPCs in Arbitration** Taxmann,2025-07-17

Arbitration offers a flexible mechanism for dispute resolution with tribunals empowered to grant interim relief under Section 17 of the Arbitration and Conciliation Act 1996 But how far can this power go Can it extend to treating a One Person Company OPC and its sole shareholder as one and the same for securing a claim In Saravana Prasad v Endemol India Private Limited Anr 2025 176 taxmann com 442 case the Bombay High Court answered this question with clarity upholding the principle of separate legal identity while setting important limits on interim orders This article provides a detailed analysis of the judgment including Brief Facts of the Case Relevant Legal Provisions The Judgement of the High Court Cases Referred in Support of the Arguments Cases and Arguments Against the Prevailing Logic Basis of Judgement      **Taxmann's Analysis | Beyond Mutual Funds - Why are SEBI's Specialised Investment Funds (SIFs) the Future of Investing?**

Taxmann,2024-12-31 The article discusses SEBI s ground breaking introduction of Specialized Investment Funds SIFs a new category of investment vehicles designed to bridge the gap between mutual funds and Portfolio Management Services PMS It provides a detailed breakdown of how SIFs offer advanced strategies professionally managed portfolios and access to diverse asset classes all with a more accessible Rs 10 lakh minimum investment Key highlights of the article include Introduction to SIFs Understanding the rationale and benefits of SEBI s innovative investment category Comparison with Mutual Funds and PMS How SIFs provide a middle ground by offering flexibility diversification and affordability Features and Compliance The regulatory structure of SIFs including their adherence to mutual fund regulations and additional certification requirements for fund managers Investment Instruments A detailed list of eligible assets such as real estate gold silver and infrastructure assets making SIFs versatile Investment Restrictions Key limitations on ownership in companies debt instruments REITs and InvITs to ensure diversification and risk management Strategic Benefits for Investors Illustrative examples highlighting how SIFs empower investors with sophisticated yet accessible investment opportunities Regulatory Oversight Insights into how SEBI ensures compliance transparency and market stability through SIF regulations      [Taxmann's Analysis | From Institutions to Individuals - SEBI to Open the Algo Trading Gates for Retail Investors](#) Taxmann,2025-02-15 SEBI has proposed a regulatory framework to enable retail investors to participate in algorithmic trading safely and transparently The framework mandates API based algo trading categorises algorithms into White Box transparent and Black Box restricted and defines roles responsibilities for brokers exchanges and algo providers This article explores several key focus areas including

Meaning of Algorithmic Trading Current Regulatory Landscape SEBI's Rationale for Extending Algo Trading to Retail Investors Proposed Framework and Safeguards Opportunities for Retail Investors Risks and Challenges in Algo Trading Implementation Timeline and Next Steps **Taxmann's Analysis | SEBI Plans Softer Dilution Norms for Giant IPOs – Relaxed MPO & MPS Rules Proposed** Taxmann,2025-08-25 SEBI's consultation paper proposes relaxations in MPO MPS norms for mega IPOs To address impractical large scale dilutions for companies with post issue market capitalisations in lakhs of crores SEBI suggests subdivided thresholds reduced MPO requirements and extended MPS timelines balancing investor protection with market realities while encouraging domestic listings and ensuring retail participation Key Highlights Granular Market Cap Slabs New subdivisions for fairer proportionate obligations Reduced MPO Burden 50k 1L Cr MCap 1 5L Cr MCap 5L Cr MCap Extended MPS Timelines Up to 10 years for mega issuers phased compliance based on public shareholding at listing Applicability to Existing Entities Relaxations cover listed firms still non compliant though past penalties remain Retail Quota Unchanged 35% retail allocation retained Market Stability Focus Aims to avoid oversupply protect valuations and boost domestic listings **Taxmann's Analysis | Top 20 Landmark Rulings - Reshaping India's Direct Tax Regime** Taxmann,2024-12-30 The year 2024 witnessed ground breaking judgments that redefined the contours of India's direct tax landscape These rulings addressed complex legal uncertainties set significant precedents and clarified critical aspects of tax law interpretation and application This article highlights the top 20 landmark rulings delivered by various courts and tribunals in 2024 offering concise summaries of each As we step into 2025 these judgments are poised to shape tax practices and litigation fostering a more equitable and transparent taxation framework **Taxmann's Analysis | SEBI Updates Delisting Norms – Introduces Fixed Delisting Price and Framework for Delisting Investment Holding Companies** Taxmann,2024-10-01 This article analyses the key amendments to the SEBI Delisting of Equity Shares Regulations 2021 These changes aim to enhance the transparency and efficiency of the delisting process The discussion covers the following crucial areas Introduction of Fixed Delisting Price Norms to Optimize the Delisting Process Redefinition and Calculation of Floor Price under the SEBI Delisting Regulations Introduction of Eligibility Criteria for Counter offers in the Delisting Process Framework for the Delisting of Investment Holding Companies IHCs Conclusion **Taxmann's Analysis | SEBI Redefines Public Sector Undertakings (PSUs) Delisting - Fixed Price | Fair Exit | Investor Protection** Taxmann,2025-09-09 SEBI has introduced a new delisting framework for Public Sector Undertakings PSUs through the 2025 amendment to the SEBI Delisting of Equity Shares Regulations The reform replaces the reverse book building RBB method with a fixed price mechanism backed by independent valuation bringing greater clarity and predictability to the delisting process Designed to streamline PSU exits and protect minority shareholders the newly inserted Regulation 38B ensures transparency fair pricing and strong investor safeguards Key Highlights Fixed Price Process RBB mechanism replaced with a transparent fixed price route Fair Premium Mandatory 15% premium over the floor price determined by valuers Eligibility



Threshold Applicable where combined Government PSU shareholding 90% Investor Protection Unclaimed funds held with stock exchanges for 7 years then transferred to IEPF IPEF Compliance Clarity Structured procedures for valuation shareholder approval and fund management *Taxmann's Analysis | ICAI Proposes an Audit Limit of 60 Per Partner – A Structural Shift in India's Tax Audit Practice* Taxmann,2025-06-23 The article discusses the recent approval by the Institute of Chartered Accountants of India ICAI to limit the number of tax audits to 60 per partner per financial year starting from FY 2027 This reform marks a pivotal transformation in India s audit ecosystem focusing on quality transparency and accountability in audit signings While the formal notification is awaited firms are advised to begin capacity planning and restructure their internal audit responsibilities The key highlights include What Changes Will Occur Under the New Framework Statement from ICAI President Implications for Audit Firms Expert Reactions Progressive Yet Practical Comparative Snapshot Before and After What s Next *Taxmann's Analysis | ICAI to Probe EV & Solar Company Over SEBI's Findings of Fund Diversion & Governance Lapses* Taxmann,2025-04-28 Gensol Engineering Limited once a rising star in India s clean energy and EV sector is now under intense regulatory scrutiny following SEBI s interim order exposing financial misconduct fund diversion forged documents and misleading disclosures The ICAI has initiated an audit probe to assess auditor accountability and governance failures This case serves as a critical reminder of the importance of transparency ethical corporate governance and stricter regulatory oversight in India s capital markets especially within emerging sectors like electric mobility The article discusses the several key areas including Introduction From EV Hype to Financial Red Flags SEBI s Interim Order What Triggered the Probe What SEBI Found Detailed Revelations ICAI s Audit Review What It Will Examine SEBI s Interim Actions Immediate Safeguards Broader Impact A Wake Up Call for Corporate Governance *Taxmann's Analysis | No More Broker Pooling – SEBI's Direct Payout Rule Explained* Taxmann,2024-06-10 This article analyses the recent amendment requiring Clearing Corporations CCs to transfer securities to client demat accounts directly The new rule ends the practice of brokers pooling securities before crediting them to client accounts The article covers the following key aspects Mandatory Direct Payout Mechanism Benefits of the Direct Payout Mechanism Implementation Timeline Separate Demat Accounts for Funded Stocks Under Margin Trading Handling of Internal Shortages and Broker Charges Conclusion **Taxmann's Analysis | SEBI's New Proposals to Streamline the AIF Valuation Framework** Taxmann,2024-05-27 SEBI issued a Consultation Paper on May 23rd 2024 to review specific aspects of the valuation framework for Alternative Investment Funds AIFs investment portfolios The primary objective is to seek public comments on proposals to provide relaxation in certain areas of the AIF valuation framework The key proposals include Applicability of Valuation Norms Under SEBI Mutual Funds Regulations to Compute Valuation of AIFs Investment Portfolio Change in Valuation Methodology and Approach to be considered as Material Change Proposes Revised Eligibility Criteria for Independent Valuers to be Appointed by AIFs Proposal to Extend the Timeline to Report Valuation of Investments to

Performance Benchmarking Agencies to 7 Months      [Taxmann's Analysis | SEBI's Nomination Decisions - What Every Investor Needs to Know!](#) Taxmann,2024-06-14 This article analyses SEBI s circular dated June 10 2024 which notifies important decisions for existing and new investors Demat and mutual fund accounts will no longer be frozen due to the non submission of nominations Also listed companies RTAs are prohibited from withholding payments due to a lack of nominations The write up covers the following key aspects SEBI s key decisions for existing investors unitholders Mandatory nomination choices for new investors Encouraging nomination choices for the smooth transmission of securities Email reminders from DPs and AMCs for nomination updates Pop up reminders for existing investors to submit nominations

Conclusion      **[Taxmann's Analysis | Navigating FEMA Compliances - Consolidated Guide to Foreign Exchange Reporting](#)** Taxmann,2025-09-05 Reporting under FEMA is a cornerstone of India s foreign exchange regulatory framework The RBI s Master Direction lays down detailed compliance requirements to ensure transparency in cross border transactions Key Highlights Money Changing FFCs AD Banks must maintain registers statements and file quarterly annual returns Remittances MTSS RDA Indian agents and banks report inward personal transfers and vostro account operations Liberalised Remittance Scheme LRS Daily reporting via CIMS FETERS with reconciliation FDI FPI Use the FIRMS portal with SMF FC GPR FC TRS FLA etc for capital instruments portfolio investments and LLP contributions ECB Bonds ECB forms and monthly ECB 2 return for borrowings FCCBs FCEBs preference shares ODI OPI Form FC APR FLA and OPI reporting for overseas investments Exports Imports EDF SOFTEX EDPMS BEF CIMS and XBRL based returns for monitoring forex inflows and outflows      [Taxmann's Analysis | Changes Introduced in the New ITR-3 and ITR-5 Forms Notified for Assessment Year 2025-26](#) Taxmann,2025-05-03 The CBDT has notified key changes introduced in Income Tax Return ITR Form 3 and Form 5 for the Assessment Year AY 2025 26 These forms apply to income earned during the Previous Year 2024 25 The delay in notification has raised concerns about a potential extension of the due date as past High Court directions to the CBDT were aimed at alleviating hardship caused by the late release of ITR utilities The article covers the following major updates in the revised forms Aadhaar Enrolment ID is Not Accepted Change in Disclosure on Opting Out of the New Tax Regime of Section 115BAC Reporting of Income Declared Under the Presumptive Tax Scheme of Section 44BBC Changes Due to the Amendments Made by the Finance No 2 Act 2024 for Taxation of Capital Gains Reporting of Capital Gains from Unlisted Bonds and Debentures As STCG or LTCG Based on the Transfer Date Reporting of Buy back Proceeds As Deemed Dividend Starting 1st October 2024 Withdrawal of Section 80 IC Deduction Schedule Reporting of Disability Certificates for Deductions Under Sections 80DD and 80U Reporting of Pass Through Income As Per Section 115U Scope of Audit Disclosure Requirement in Schedule 5A Expanded Schedule AL is Applicable If the Total Income Exceeds Rs 1 Crore Schedule TDS Requires Disclosure of the TDS Section

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