

#YKTTALENTSATRA - 2 :
WEBINAR ON "FILING OF TDS RETURNS"

Presented by



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1. Statistics (Approximate figures are mentioned upon considering the data available in public domain)

Direct Tax Collection (Figures in Crore)

Financial Year	Corporate Tax	Personal Income Tax	Other Direct Taxes	Total
2021-22	7,12,037	6,96,604	3,781	14,12,422

Contribution of Direct Taxes to Total Tax Revenue (Figures in Crore)

Financial Year	Direct Tax	Indirect Tax	Total Taxes	Ratio (%) (DT/TT)
2021-22	14,12,422	12,89,662	27,02,084	52.27%

Ratio of Population Vs. No. of Tax Filers Vs. Income Tax Officers (For FY 2021-22)

POPULATION	TAX FILERS	INCOME TAX OFFICERS
135,00,00,000	8,85,14,539	6,00,000

2. CCTV of Income Tax Office



- Linking of PAN with Adhar and Bank Account
- Non-linking may result in "Benami Transactions"
- Service recipient (in some cases Service provider) are obliged to deduct tax at source to claim the 100% expenditure
- Other CCTVs are Auditors, Registry Office, Banks, RTO, other revenue departments etc.
- Reporting under Tax Audit

3. Due Date for TDS Payment Vs. TDS Return Filing

TDS Payment		TDS Return Filing	
Month ending	Due Date	Quarter Ending	Due Date
April To February	With in 7 Days of the end of month. Eg. For April, 7th May, For February, 7th March etc.	30th June	31st July
		30th September	31st October
		31st December	31st January
March	30th April	31st March	31st May
Form 24Q	TDS Return Filing for " Salaried Individuals "		
Form 26Q	TDS Return Filing for " Persons other than Salaried individuals "		
Form 27Q	TDS Return Filing for " Non-Resident Indians "		

4. Interest for late deduction and payment of TDS

Particulars	Period	Interest / Penalty
Tax is not deducted	Month in which TDS was supposed to be done Vs. Month in which TDS is done	1% per month of default
Tax is deducted but not paid in time	Month in which TDS was supposed to be deposited Vs. Month in which TDS is deposited	1.5% per month of default

Note: Part of the month will be considered as full month for the interest calculations.

5. Penalty for late filing of TDS Returns

Section No.	Penalty	Remark
234E	Rs. 200 per day of default	Subject to Maximum of TDS Amount Payable
271H	<ul style="list-style-type: none"> • Jurisdiction of Assessing officer • Penalty - Rs.10K to 100K • In case of incorrect filing of TDS Return 	<p>Subject to fulfillment of following conditions, Section 271H will not provoke.</p> <ul style="list-style-type: none"> • TDS is paid • Late filing Fees u/s. 234E is paid • Return is filed before the expiry of 1 year from due date.

6. TDS Chart (FY 2023-24) - "Sections which are relatively more applied"

Section No.	Nature of Payment	Threshold (Rs.)	Individual / HUF	Others
192A	EPF Premature withdrawal	50,000	10%	10%
192B	Salaries	Old Scheme Vs. New Scheme	Slab Rates	Slab Rates
194C	Payment to Contractor <input type="checkbox"/> Single Payment <input type="checkbox"/> Aggregate payment	<input type="checkbox"/> Rs.30,000 <input type="checkbox"/> Rs.100,000	1%	2%
194D	Insurance Commission	15,000	5%	10%
194DA	Maturity of Life Insurance	1,00,000	5%	5%
194H	Commission or Brokerage	15,000	5%	5%
194I	Rent <ul style="list-style-type: none"> • Land, Building, Furniture • Plant & Machinery 	<ul style="list-style-type: none"> • 2,40,000 • 2,40,000 	<ul style="list-style-type: none"> • 10% • 2% 	<ul style="list-style-type: none"> • 10% • 2%

194J	a. Professional Fees	a. 30,000	a. 10%	a. 10%
	b. Technical Fees & Royalty	b. 30,000	b. 2%	b. 2%
194N	Cash withdrawal <ul style="list-style-type: none"> ● ITR is filed ● ITR is not filed for 3 consecutive years 	<ul style="list-style-type: none"> ● Rs. 1 Crore ● Rs. 20 Lac 	<ul style="list-style-type: none"> ● 2% ● 2% 	<ul style="list-style-type: none"> ● 2% ● 2%

7. TDS Chart (FY 2023-24) - "Sections Regulating the bigger transactions"

Section No.	Nature of Payment	Threshold (Rs.)	TDS / TCS Rate
194Q	Purchase of Goods Conditions: <ul style="list-style-type: none"> ● Last FY T/o > Rs.10 Cr. 	50,00,000	<ul style="list-style-type: none"> ● PAN is there - 0.10% ● PAN is not there - 5%
206C(1H)	Sales of Goods Conditions: <ul style="list-style-type: none"> ● Last FY T/o > Rs.10 Cr. 	50,00,000	<ul style="list-style-type: none"> ● PAN is there - 0.10% ● PAN is not there - 1%
206AB	TDS on Resident Non-Filers of Income Tax Returns in case of specified person <ul style="list-style-type: none"> ● ITR not filed for last FY ● Original ITR DD lapsed ● TDS for last FY > 50K 	NA	Higher of <ul style="list-style-type: none"> ● 5% ● 2 x Actual TDS Rate If no PAN, then 20%
206CCA	TCS on Resident Non-Filers of Income Tax Returns in case of specified person <ul style="list-style-type: none"> ● ITR not filed for last FY ● Original ITR DD lapsed ● TDS for last FY > 50K 	NA	Higher of <ul style="list-style-type: none"> ● 5% ● 2 x Actual TDS Rate If no PAN, then 20%

HOW TO IDENTIFY SPECIFIED PERSON?

Step No.	Process to follow
1	Click on https://incometax.gov.in
2	Login with TAN & corresponding Password
3	Click on "Pending Actions" tab and proceed to "Reporting Portal"
4	Select "New Registration" option and click on "Continue"
5	Select Form type as "Compliance check (Tax Deductor & Collector)"
6	As you continue, you will add "Principal Officer". Upon submission your application will go to government official.
7	ITDREIN will be received by email from the Income Tax Department
	Subsequently, as a Principal Officer
1	Click on https://report.insight.gov.in & Login with Principal officer PAN & Password received from Income Tax Department
2	Select the proper ITDERN, if you are registered as Principal officer for more than one entities
3	Click on Compliance Check portal
4	Herein, you can check the compliance with section 206AB & Section 206CCA
5	Herein, you can find out who is a specified person & who is not.

8. Process to file TDS Returns

Step No.	Process to follow
1	Click on https://www.protean-tinpan.com/services/etds-etcs/etds-rpu.html and download "RPU" utility
2	Extract the downloaded "TDS RPU" folder and open the "RPU" file having executable jar extension
3	The utility will open up (which is self explanatory) and start filling the information as requested by the Utility. * (Star) means mandatory information
	<p>Notes:</p> <p>1. "Form" Tab is classified into three segments</p> <ul style="list-style-type: none">● Basic Information,● Deductor Details and● Person responsible for TDS <p>This section is informative only.</p> <p>2. "Challan" Tab asks the information about the TDS challan paid. The same details as mentioned in the challan need to be mentioned in this section.</p> <p>Presently, challans can be paid in two ways</p> <ul style="list-style-type: none">● Through Income Tax Portal● Through NSDL website <p>3. Deductee Details</p> <ul style="list-style-type: none">● Herein, the modus operandi is that you are supposed to select the number of deductee against each challan. Eg. If one challan has one deductee or one challan has two deductees, kindly select the number of rows accordingly and place the information.
4	Once you filled in the details, you are supposed to download the challan status inquiry (csi) file either from income tax portal or from nsdl portal
5	Lastly, you are supposed to validate the details punched above with CSI file and download the return copy with Form 27A
6	Submit the TDS Return generated to TIN-FC

9. How to make TDS Payment?

Step No.	Process to follow
1	Login to "www.incometax.gov.in" using "TAN" & "Password"
2	Click on "e-Pay Tax" under "e-File" Tab
3	Click on "New Payment" tab given on right side of the window
4	Then, select "Pay TDS" option and complete the payment process by selecting the correct assessment year and section under which tax is to be paid

10. How to download Form 16 / 16A / TBR?

Step No.	Process to follow
1	Login to "https://www.tdscpc.gov.in" as a deductor
2	Click on "Form 16/ 16A/ Tax Based Report (TBR)" under "Download" section
3	Once the request is made as per step-2, you will find the requested Form under "Requested Download" of "Download" section.
4	This is how you can download the Form 16, 16A, TBR
5	Format of Password required to open the form is given on the lower part of "Requested Download" section of "Download" tab



About Author:

CA Kush Tapas is a experienced consultant for Insurance, NBFC, Automobile, Manufacturing, Software and Service Industry. He is notably working in Internal Audit, Internal Controls, Risk Management and risk mitigation with Fintech and Insurance companies. **He is a strategic advisor to YKT Talentica India Private Limited and Partner at Tapas & Co. Chartered Accountants.**