

GST & CORPORATE TAX



WEEKLY NEWSLETTER | CA JAY BOHRA

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The week that was...

- **48th GST Council Meeting** will be held on **December 17, 2022**
- **GST Department will not appeal the Hon'ble Supreme Court's decision in Mohit Minerals**, which quashed the imposition of **IGST on ocean freight**: CBIC
- **Competition Council of India to replace NAA as anti-profiteering watchdog w.e.f. December 01, 2022**; notifies CBIC
- **Supreme Court will have Special Bench for Tax Matters** from next week : CJI DY Chandrachud
- **Kerala GST Dept. issued instructions on the Detention, seizure and release of goods and conveyances** U/s 129 of SGST/CGST Act, 2017
- **Govt. to use data analytics, AI** to make tax collection more transparent and trader-friendly: Andhra Pradesh FM
- Central Government **withdraws export duty on Steel**: Press Release
- If your **PAN card is not linked to Aadhaar**, it will become **inoperative on April 1, 2023**: Income Tax Department

Important Judgements: Indirect Tax



Calcutta HC upholds Tata-Steel's locus-standi as buyer to claim refund of excess CST collected, directly from State

The Hon'ble Calcutta High Court in *Commissioner of Commercial Taxes v. Tata Steel Ltd & Ors** affirming Hon'ble Single Judge Bench's order held that assessee is entitled to statutory concessional rate of CST on purchase of High Speed Diesel (HSD) from IOCL and are entitled to claim tax refunds directly from the State of West Bengal and are not required to do so through the selling dealer, IOCL.

*TS-505-HC-2022(CAL)-VAT

CBEC not empowered to modify the scope of exemption notification issued by the Central Government

The Hon'ble CESTAT, New Delhi Bench in *M/s Lakshya Education Solutions Pvt. Ltd. v. The Commissioner (Appeals), CCE & ST*** ruled that the CBEC does not have the power to modify the scope of an exemption notification that the Central Government has issued. Observed that exemption notification is a delegated legislation made under the power of granting exemption available to the central government and not to anybody else, including CBEC.

** 2022 (11) TMI 598



28th Nov

30th Nov

GSTR-11 (UIN) for Oct'22

Last date for revising **TRAN-1 & TRAN-2**

Income Tax Return for AY 2022-23 for assessee required to submit a **transfer pricing report** u/s 92E

• **Furnishing of TDS Challan cum statement** u/s 194-IA, 194-IB, 194M & 194S for **Oct, 2022**
• **Quarterly TDS statement for Q2 2022-23**

