

Quarterly Return Monthly Payment Scheme under GST & Recent Amendments dated November & December, 2020

CA AANCHAL ROHIT KAPOOR

CA NEETU SHARMA

M. No. 9988692699, 9888069269, 7009583179

aanchalkapoor_ca@yahoo.com

QRMP
Applicable
from
01.01.2021

Registered person having aggregate turnover
IN **preceding FY** up to **Five (5) crore rupees**

Sr. No.	Notification	Remarks
1	Notification No. 82/2020 – Central Tax, dated 10.11.2020.	Makes the Thirteenth amendment (2020) to the CGST Rules 2017.
2	Notification No. 84/2020 – Central Tax, dated 10.11.2020.	Notifies class of persons under proviso to section 39(1) of the CGST Act.
3	Notification No. 85/2020 – Central Tax dated 10.11.2020.	Notifies special procedure for making payment of tax liability in the first two months of a quarter

Sections & Rules to be considered

Section	Rules	Particulars
37	59	Furnishing details of outward supplies
38	59 and 60	Furnishing details of outward supplies
39	61 to 67	Furnishing details of returns

Whether tax required to be paid if there is Nil liability in preceding quarter

Eligibility for QRMP Scheme



Switching from fixed method to self assessment method

Interest liability if amount deposited in first two months is less than actual liability

Refund if tax paid in first two months is more than actual tax liability

Late Fee on Delayed Payment of PMT-06

GSTR-1 monthly or quarterly

Conditions of scheme

Overview of QRMP (Quarterly Return Monthly Payment)

RULE 61

Effective from 01.01.2021

Form & Manner of Furnishing Return

3B made quarterly for
• Agg Turnover upto
Rs. 5 cr. As per
84/2020

Monthly
Filing

20th of
Succeeding
Month

Pay Tax through GSTR-3B

Quarterly
Filing

Pay Tax for each of first
two months of the qtr =
Form GST PMT-06 by
25th day of succeeding
month

As per
States
22nd or 24th day of
month of
Succeeding quarter

- ❑ The **amount deposited** through PMT-06 for 1st and 2nd month will remain in the cash ledger and will be **adjusted on filing 3B** at the **end of Quarter**.
- ❑ Any claim of refund of such amount lying in balance in the electronic cash ledger, if any, out of the amount so deposited shall be permitted only after the return in **FORM GSTR-3B** for the said quarter has been filed.

SCREEN SHOT AGGREGATE TURNOVER

Aggregate annual turnover for the preceding financial year shall be calculated in the common portal taking into account the details furnished in the returns by the taxpayer for the tax periods in the preceding financial year

Ledger Balance | 27/12/2020 [Download](#)

	IGST (₹)	CGST(₹)	SGST (₹)	CESS (₹)
Electronic Liability Register (Return related)	0	0	0	0
Electronic Cash Ledger	0	14412	11626	0
Electronic Credit Ledger	40188	6673	6672	0

[View Profile](#)

[Notices/Orders](#)

[Saved Forms](#)

No record found

[FILE RETURNS >](#)

[PAY TAX >](#)

Annual Aggregate Turnover (includes all GSTINs of the related PAN)

Financial Year	Annual Aggregate Turnover
2019-20	Upto Rs.5 Cr*.

*For Turnover calculation methodology [Click here](#)

In case of any discrepancy in the turnover displayed, please lodge your grievance at selfservice.gstsystem.in

RULE 61A

Manner of opting for furnishing Quarterly Return-3B



Registered Person

Intending to
file

Return

U/s 39(1)
i.e. 3B

Quarterly

Indicate his preference for furnishing of return on a quarterly basis, electronically, on the common portal, **from the 1st day of the second month of the preceding quarter till the last day of the first month of the quarter for which the option is being exercised:**

Example:- Option for filing return for **Jan- March, 2022** is to be selected

Option to be selected on the portal from 1st Nov,2021 to 31st Jan 2022.(subject to conditions)

Fixed Quarters in GST

RULE 61A(1)

Manner of opting for furnishing Quarterly Return-3B

New Rule
Inserted

N. N. 84/2020-CT

Once option exercised, RP shall continue to furnish return on qtrly basis future tax periods unless

RP becomes **ineligible** for furnishing the return on a quarterly basis as per the conditions and restrictions notified in this regard

or

opts for furnishing of return on a monthly basis, electronically, on the common portal:

Condition

All Last returns due on the date of exercising such option must have been furnished.

example: A registered person intending to avail of the Scheme for the quarter 'July to September' can exercise his option during 1st of May to 31st of July. If he is exercising his option on 27th July for the quarter (July to September), in such case, he must have furnished the return for the month of June which was due on 22/24th July

RULE 61A(2)

If T.O. exceeds 5
crores being in
QRMP

RP shall opt for furnishing of return on a **monthly basis**
From the first month of the quarter, succeeding the quarter during which his aggregate turnover exceeds 5 crore rupees.

e.g. Apr,2021 to June ,2021 Quarterly filling but exceeded Rs. 5 cr in this quarter in May, from July shall opt monthly filling

Circular No. 143/13/2020- GST

Quarterly Return Monthly Payment Scheme

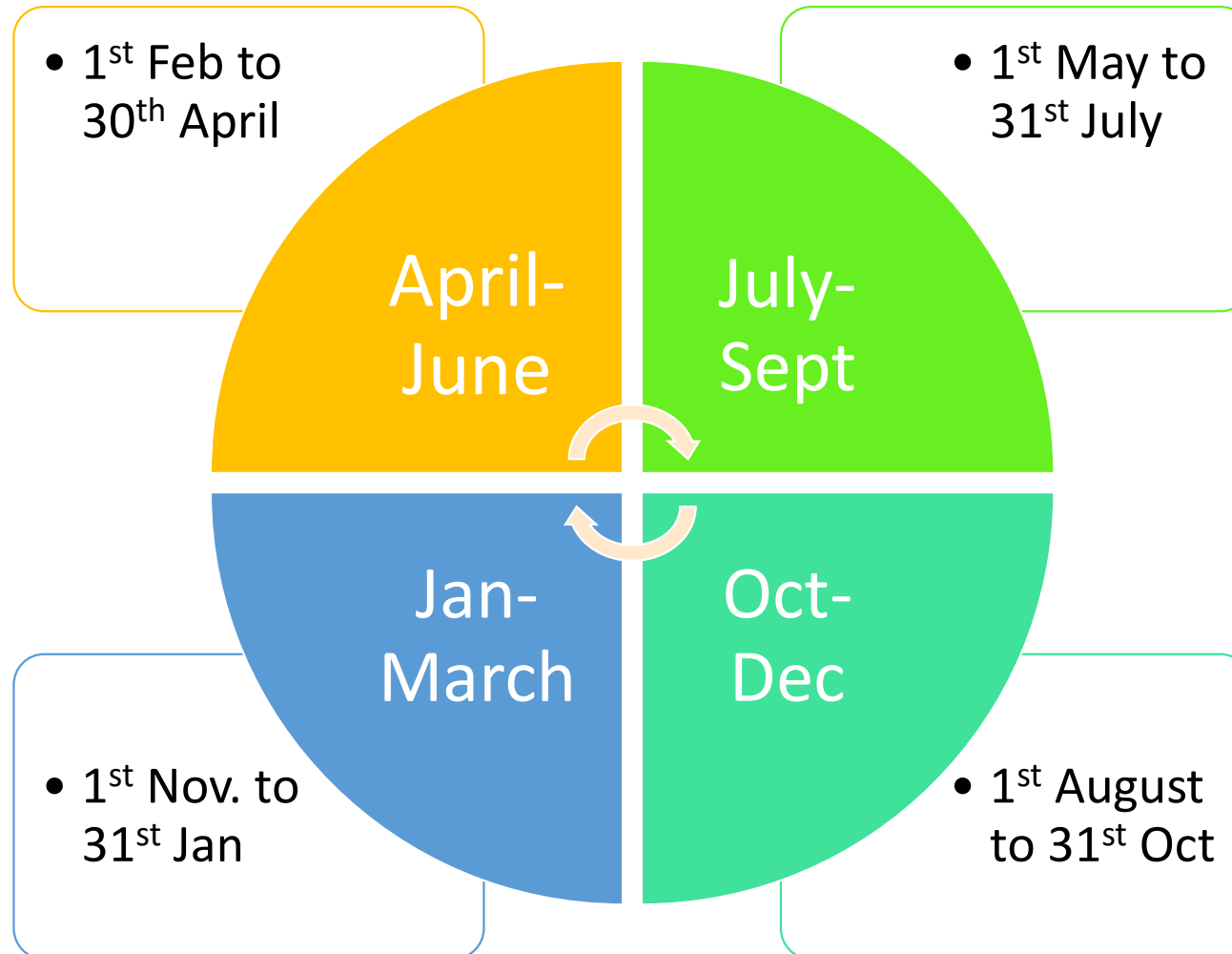
Registered persons are **not required to exercise the option every quarter**. Where such option has been exercised once, they shall continue to **furnish the return as per the selected option for future tax periods, unless they revise the said option**

Opting out of scheme

Opting out of the Scheme for a quarter will be available **from first day of second month of preceding quarter to the last day of the first month of the quarter**

QRMP Scheme is GSTIN wise and therefore, distinct persons as defined in Section 25 of the CGST Act (different GSTINs on same PAN) have the option to avail the QRMP Scheme for one or more GSTINs. In other words, some GSTINs for that PAN can opt for the QRMP Scheme and remaining GSTINs may not opt for the Scheme

Timeline for opting IN/OUT from QRMP Scheme



Notification 84/2020-CT

Deemed Option for
GSTR-3B based GSTR-1

RP furnished the return 3B for the tax period October, 2020 on or before 30th November, 2020

Sl. No.	Class of registered persons	Deemed option—3B
1	Aggregate turnover of up to 1.5 crore rupees, Form GSTR-1 ---Quarterly in C/Y	Quarterly return
2	Aggregate turnover of up to 1.5 crore rupees, Form GSTR-1 --- Monthly in C/Y	Monthly return
3	Aggregate turnover >1.5 crore rupees =< 5 crore rupees in P/Y	Quarterly return

RP may change default option electronically on the common portal, during the period from the 5th day of December, 2020 to the 31st day of January, 2021.

SCREEN SHOTS

How to opt the QRMP Scheme?

The screenshot displays the Goods and Services Tax (GST) portal interface. At the top, the header includes the Government of India logo, the text "Goods and Services Tax", and navigation links such as "Skip to Main Content", "A+", and "A-". A notification bell icon shows 0 alerts. The main navigation bar contains "Dashboard", "Services", "GST Law", "Downloads", "Search Taxpayer", "Help and Taxpayer Facilities", and "e-Invoice". The "Services" dropdown menu is open, showing options like "Registration", "Ledgers", "Returns", "Payments", "User Services", "Refunds", and "e-Way Bill System". The "Returns" sub-menu is further expanded, listing "Returns Dashboard", "Track Return Status", "ITC Forms", "TDS and TCS credit received", "View Filed Returns", "Transition Forms", "Annual Return", and "Tax liabilities and ITC comparison". The "Opt-in for Quarterly Return" option is highlighted with a blue border. Below the menu, there are buttons for "RETURN DASHBOARD >", "CREATE CHALLAN >", "VIEW NOTICE(S) AND ORDER(S) >", and "ANNUAL RETURN >". A "Quick Links" section on the right lists "Check Cash Balance", "Liability ledger", and "Credit ledger". At the bottom, there is a button for "CONTINUE TO DASHBOARD >" preceded by "Else Go to >>".

How to opt the QRMP Scheme?

Skip to Main Content

Goods and Services Tax

Dashboard Services ▾ GST Law Downloads ▾ Search Taxpayer ▾ Help and Taxpayer Facilities e-Invoice

Dashboard > Returns > Opt-in for Quarterly Return English

Opt-in For Quarterly Return Help

Financial Year ^{*}
2020-21 Annual Aggregate Turnover (AATO) for FY 2019-20: <= ₹1.5 Cr.

Advisory

Quarter	Selected Frequency	Action	Selection available from	Applicable return due dates			
				Form type	Month 1	Month 2	Month 3
Q4 - Jan-Mar	<input type="radio"/> Monthly	<input type="button" value="SAVE"/>	5 th Dec 2020 to 31 st Jan 2021	GSTR - 1	NA	NA	13/04/2021
	<input checked="" type="radio"/> Quarterly			GSTR - 3B	NA	NA	24/04/2021

How to opt the QRMP Scheme?

Dashboard > Returns > Opt-in for Quarterly Return English

Opt-in For Quarterly Return Help

Financial Year *

2020-21 **Annual Aggregate Turnover (AATO) for FY 2019-20: ₹1.5 Cr. to ₹5 Cr.** Advisory

Quarter	Selected Frequency	Action	Selection available from	Applicable return due dates			
				Form type	Month 1	Month 2	Month 3
Q4 - Jan-Mar	<input type="radio"/> Monthly	<input type="button" value="SAVE"/>	5 th Dec 2020 to 31 st Jan 2021	GSTR - 1	NA	NA	13/04/2021
	<input checked="" type="radio"/> Quarterly			GSTR - 3B	NA	NA	22/04/2021

^

PRACTICAL CASE STUDIES

Eligibility

Aggregate T.O.

Eligible

1
F.Y. 2019-20

4 Cr

F.Y. 2020-21
Up to Nov.

3.5 Cr

2
F.Y. 2019-20

4 Cr

F.Y. 2020-21
Up to Nov.

6.5 Cr



Deemed
Quarterly



Eligibility

Aggregate T.O.

Eligible

3

F.Y. 2019-20

6 Cr

F.Y. 2020-21
Up to Nov.

2 Cr



4

F.Y. 2019-20

4 Cr

F.Y. 2020-21

4.5 Cr

F.Y. 2021-22

Upto May 7 Cr

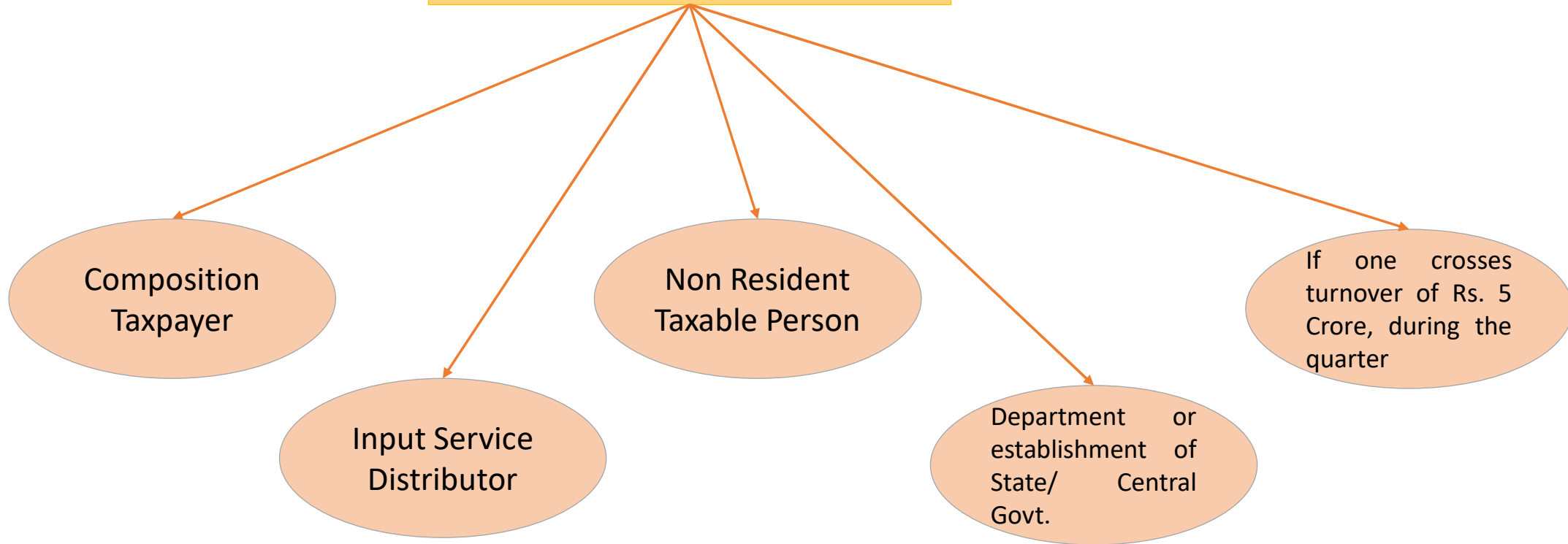
Upto 1st Qtr of 2021-22,
thereafter not eligible

07-01-2021

CA AANCHAL KAPOOR

QRMP not eligible

Not eligible for QRMP



Method of payment

Monthly Deposit for Month 1 & Month 2

Fixed Sum Method

Available only if person was registered for complete preceding Tax Period

Qtrly 3B

35% of the tax paid in cash in the previous quarter

Monthly 3B

100% of tax paid in cash in last month of the previous quarter

Self Assessment Method

Actual Output less Input

RP is free to avail either of the two tax payment method above in any of the two months of the quarter

Facilitate ITC calculations per GSTR-2B

Complete Tax Period for Fixed Sum Method

A complete tax period means a tax period in which the person is registered from the first day of the tax period till the last day of the tax period.

Example :- If one is opting for the scheme on 25th January for Jan-Mar, 2021 quarter, then if got registration on 10th December, then he cannot opt for Fixed Payment Method, as he was not registered on first day of Tax Period.

Consequences in case of cancellation of registration

- In case of **cancellation of registration,**
- such person during any of the **first two months of the quarter,**
- he is **still required to furnish return in Form GSTR-3B** for the relevant tax period.

Offsetting in 3B

- ✓ The Amount Deposited in First Two Months will be OFFSET ON FILLING OF GSTR-3B.
- ✓ Any claim of refund in respect of the amount deposited for the first two months of a quarter for payment of tax shall be permitted only after the return in FORM GSTR-3B for the said quarter has been furnished.
- ✓ Further, this deposit cannot be used by the taxpayer for any other purpose till the filing of return for the quarter

Deposit of an amount in the **electronic cash ledger equivalent** to, -

- i. **35%** of the tax liability paid by debiting the electronic cash ledger in the return for the **preceding quarter where the return is furnished quarterly**; Or
- ii. the **tax liability paid by debiting the electronic cash ledger** in the return **for the last month of the immediately preceding quarter where the return is furnished monthly**:

Provided that **no such amount may be required** to be deposited-

- a) for the first month of the quarter, **where the balance in the electronic cash ledger or electronic credit ledger is adequate for the tax liability for the said month** or where there is **nil tax liability**;
- b) for the **second month of the quarter**, where the balance in the **electronic cash ledger or electronic credit ledger is adequate for the cumulative tax liability for the first and the second month of the quarter** or where there is **nil tax liability**:

Provided further that **registered person shall not be eligible for the said special procedure unless he has furnished the return for a complete tax period preceding such month.**

Explanation- For the purpose of this notification, the expression — **a complete tax period means a tax period in which the person is registered from the first day of the tax period till the last day of the tax period.**

Effective from
01.01.2021

Notification No. 85/2020-CT

Payment system

Pay tax every month by way of making a deposit of an amount in the electronic cash ledger equivalent to,

- i. thirty five per cent. of the tax liability paid by debiting the electronic cash ledger in the return for the preceding quarter where the return is furnished quarterly; or
- ii. the tax liability paid by debiting the electronic cash ledger in the return for the last month of the immediately preceding quarter where the return is furnished monthly:

Proviso

no such amount may be required to be deposited-

(a) for the first month of the quarter, where the balance in the electronic cash ledger

Or

electronic credit ledger is adequate for the tax liability for the said month

Or

where there is nil tax liability ;

(b) for the second month of the quarter, where the balance in the electronic cash ledger or electronic credit ledger is adequate for the cumulative tax liability for the first and the second month of the quarter or where there is nil tax liability:

Monthly Payment of Tax

The registered person under the QRMP Scheme would be required to pay the tax **due in each of the first two months of the quarter by depositing the due amount in FORM GST PMT-06, by the twenty fifth day of the month succeeding such month.**

While generating the challan, taxpayers should select “Monthly payment for quarterly taxpayer” as reason for generating the challan

Methods for monthly payment of tax

Fixed Sum Method

A facility is being made available on the portal for **generating a pre-filled challan in FORM GST PMT-06** for an amount equal to

- 35% of the tax paid in cash in the preceding quarter where the return was furnished quarterly; or
- equal to the tax paid in cash in the last month of the immediately preceding quarter where the return was furnished monthly.

Self assessment Method

The said persons, in any case, can pay the tax due ***by considering the tax liability on inward and outward supplies and the input tax credit available, in FORM GST PMT-06.***

In order to facilitate ascertainment of the ITC available for the month, **an auto-drafted input tax credit statement has been made available in FORM GSTR2B, for every month.**

In case the last return filed was on quarterly basis for Quarter Ending March, 2021:

Tax paid in Cash in Quarter (January - March, 2021)		Tax required to be paid in each of the months – April and May, 2021	
CGST	100	CGST	35
SGST	100	SGST	35
IGST	500	IGST	175
Cess	50	Cess	17.5

In case the last return filed was monthly for tax period March, 2021:

Tax paid in Cash in March, 2021		Tax required to be paid in each of the months – April and May, 2021	
CGST	50	CGST	50
SGST	50	SGST	50
IGST	80	IGST	80
Cess	-	Cess	-

Monthly tax payment through this method would not be available to **those registered persons who have not furnished the return for a complete tax period preceding such month.** A complete tax period means a tax period in which the person is registered from the first day of the tax period till the last day of the tax period

Return Filing Structure

Return Filing Structure

Existing till 31.12.2020



From 01.01.2021



Aggregate Turnover in previous Financial Year

Aggregate Turnover in previous Financial Year

More than 1.5 cr.

Up to 1.5 Cr.

More than 5 cr.

Up to 5 Cr.

GSTR-1--- Monthly
GSTR-3B--Monthly

GSTR-1--- Monthly
GSTR-3B--Monthly

GSTR-1--- Quarterly
GSTR-3B--Monthly

GSTR-1--- Monthly
GSTR-3B--Monthly

GSTR-1--- Monthly
GSTR-3B--Monthly

GSTR-1--- Quarterly
GSTR-3B--Quarterly

Head wise Payment issue

Preceding Month

Only Cash Paid in CGST/SGST

QRMP First month

Payment is required in IGST

What would be auto-generation of Challan by the portal if it generated for IGST or vice-versa and supply is otherwise?

- ✓ It will be CGST/SGST
- ✓ It is pertinent to note that FOR Cash payment to be utilized in other head, one can use PMT-09.

Nil Liability

- In case the balance in the electronic cash ledger and/or electronic credit ledger is adequate for the tax due (for the first month or cumulative dues in the second month) **OR**
- where there is a nil tax liability,
the registered person may not deposit any amount for the said months.

Example

Tax paid in Jan – Mar 2021 ----- 0.00
For Apr. 2021 not required to pay tax.

Returns under QRMP Scheme

The Form 'PMT 06' is required to be used for tax payment. The due date of the tax payment is the 25th of the succeeding month. While generating the challan, taxpayers should select "**Monthly payment for the quarterly taxpayer**" as a reason for generating the challan.

GSTR-3B

By 22nd or 24th of the month succeeding the quarter

For 1st Quarter of 2021-22 due date 22nd /24th July

GSTR-1

By 13th of the month succeeding the quarter

For 1st Quarter of 2021-22 due date 13th July

The registered persons opting for the Scheme would be required to furnish the details of an outward supply in FORM GSTR-1 quarterly as per rule 59 of the CGST Rule.

INTEREST APPLICABILITY

Interest Applicability

Fixed Sum Method

No interest would be payable in case the tax due is paid in the first two months of the quarter by way of depositing **auto-calculated fixed sum amount** as detailed in para 6.1(a) above by the due date.

In other words, if while furnishing return in FORM GSTR-3B, it is found that in any or both of the first two months of the quarter, **the tax liability net of available credit on the supplies made /received was higher than the amount paid in challan, then, no interest would be charged provided they deposit system calculated** amount for each of the first two months and discharge their entire liability for the quarter in the FORM GSTR-3B of the quarter by the due date.



In case such payment of tax by depositing the system calculated amount in **FORM GST PMT-06 is not done** by due date, **interest would be payable at the applicable rate**, from the due date of furnishing FORM GST PMT-06 till the date of making such payment.



Further, in **case FORM GSTR-3B for the quarter is furnished beyond the due date, interest would be payable** as per the provisions of Section 50 of the CGST Act for the tax liability net of ITC.



EXAMPLES

A registered person, who has opted for the Scheme, had paid a total amount of Rs. 100/- in cash as tax liability in the previous quarter of October to December.

He opts to pay tax under fixed sum method. He therefore pays Rs. 35/- each on 25th February and 25th March for discharging tax liability for the first two months of quarter viz. January and February.

In his return for the quarter, it is found that liability, based on the outward and inward supplies, for January was Rs. 40/- and for February it was Rs. 42/-.

No interest would be payable for the lesser amount of tax (i.e. Rs. 5 and Rs. 7 respectively) discharged in these two months provided that he discharges his entire liability for the quarter in the FORM GSTR-3B of the quarter by the due date.

A registered person, who has opted for the Scheme, had paid a total amount of Rs. 100/- in cash as tax liability in the previous quarter of October to December. He opts to pay tax under fixed sum method.

He therefore pays Rs. 35/- each on 25th February and 25th March for discharging tax liability for the first two months of quarter viz. January and February. In his return for the quarter, it is found that total liability for the quarter net of available credit was Rs. 125 but he files the return on 30th April.

Interest would be payable at applicable rate on Rs. 55 [Rs. 125 – Rs. 70 (deposit made in cash ledger in M1 and M2)] for the period between due date of quarterly GSTR 3B and 30th April

Interest under Fixed Sum Method

Tax due in 1 st month	PMT-06 filed on 25 th	Tax due for 2 nd month	PMT-06 filed on 25 th	Total Liability in the quarter(Net ITC)	Difference	GSTR 3B filed on due date	Interest Payable?	Remarks
35	Yes	35	Yes	150	80	Yes	No	-
35	No	35	Yes	150	80	Yes	Yes	Interest payable on 35 for no. of delay in filing 1 st month PMT-06
35	Yes	35	No	150	80	Yes	Yes	Interest payable on 35 for no. of delay in filing 2 nd month PMT-06
35	Yes	35	Yes	150	80	No	Yes	Interest payable on 80 for no. of days delay in filing 3B
35	No	35	No	150	80	No	Yes	Interest to be calculated separately for No. of days delay in 1 st month PMT-06, 2 nd month PMT-06 and GSTR 3B

Interest Applicability

Self Assessment method

Interest amount would be payable as per the provision of Section 50 of the CGST Act for tax or any part thereof (net of ITC) which remains unpaid / paid beyond the due date for the first two months of the quarter.

Interest calculation for self assessment

Total liability for month 1=100

ITC Available for Month 1=50

Net of cash =50

Total liability for month 2=150

ITC Available for Month 2=100

Net of cash =50

Total liability for month 3=200

ITC Available for Month 3=100

Net of cash =50

Interest will be calculated on

- Net of cash liability if not deposited by due date

OR

- If any amount is unpaid for any month

A large red graphic resembling a scroll, with a vertical strip on the left side and a small circular element at the top right corner. The text "LATE FEE" is centered within the main red area.

LATE FEE

Late Fee Under QRMP Scheme

Late Fee is applicable only for the delay in furnishing the GSTR 3B and GSTR 1

For Quarterly GSTR 3B filers, the late fee will apply only on the delay in furnishing the GSTR 3B for the quarter.

No late fee if the PMT-06 is filed beyond the due date during M1 and M2

Is scheme applicable GSTIN wise or PAN wise ?

➤ It is clarified that for calculating aggregate annual turnover, the turnover of PAN shall be considered. And while opting for the scheme, taxpayer can opt in as per GSTIN wise.

Example:- If ABC Ltd, is having PAN based turnover of Rs. 3.67 Crore, then it can opt for the scheme. Now, it's having 3 GSTIN A, B, C, then GSTIN A can opt for the scheme. It is not compulsory that all GSTIN should opt for the scheme.

Due Date for filling quarterly returns and payment of tax ?

Due date for filling GSTR 3B would be 22nd or 24th day of month succeeding such quarter. The due date for filling GSTR 1 would be 13th day of month succeeding such quarter. Also, the tax shall be paid by 25th day of the succeeding month due in each of the **first two months**.

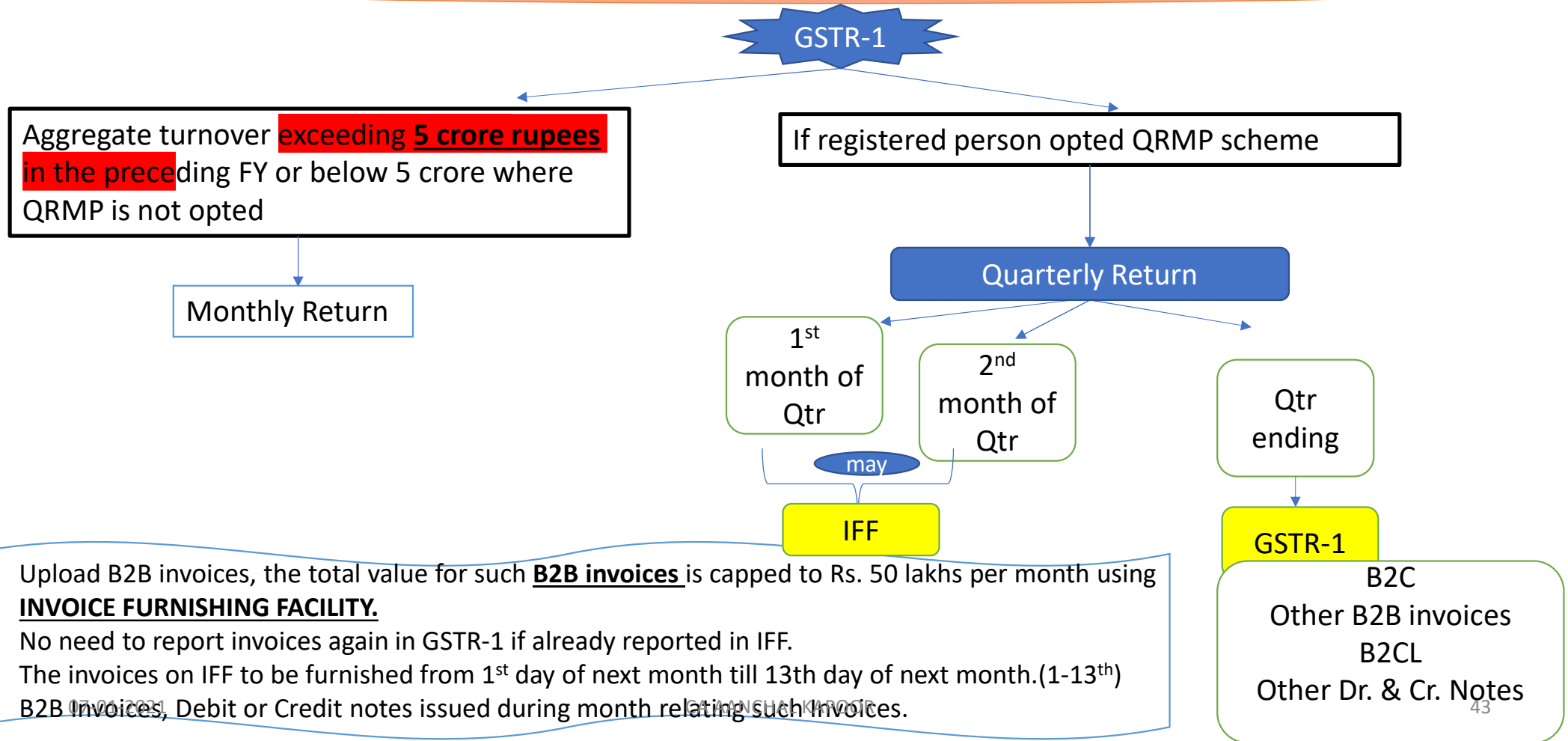
Notification No. 82/2020-CT(R) Dated 10.11.2020

Effective from 01.01.2021

RULE 59

GSTR 1

FORM & MANNER OF FURNISHING DETAILS OF OUTWARD SUPPLIES



- Upload B2B invoices, the total value for such **B2B invoices** is capped to Rs. 50 lakhs per month using **INVOICE FURNISHING FACILITY**.
- No need to report invoices again in GSTR-1 if already reported in IFF.
- The invoices on IFF to be furnished from 1st day of next month till 13th day of next month.(1-13th)
- B2B Invoices, Debit or Credit notes issued during month relating such invoices.

Example of Timelines for IFF

For January

Upload invoices in IFF till 13th February

For February

Upload invoices in IFF till 13th March

For March

Upload invoices in GSTR 1 till 13th April

RULE 60

Effective from 01.01.2021

FORM & MANNER OF ASCERTAINING details of INWARD Supplies

Invoices
uploaded in
IFF will
appear in

PART A of GSTR 2A
Form GSTR-4A
Form GSTR-6A

Import of Goods by DTA from SEZ on Bill of Entry

PART D OF GSTR 2A

07-01-2021

CA AANCHAL KAPOOR

RULE 60

Effective from 01.01.2021

FORM & MANNER OF ASCERTAINING details of INWARD Supplies

Form GSTR-2B notified

Made available to RP EVERY MONTH

1st& 2nd month of Qtr

Day Immediately after Due Date of furnishing of IFF or FORM GSTR 1 for the month whichever is later

i.e 14th of Next Month

Qtr ending

Day Immediately after Due Date of furnishing of FORM GSTR 1 for the quarter

i.e 14th of Next Month after Qtr ending

Details in Form GSTR-2B

For his Supplier with Monthly Filling of GSTR1

Details uploaded from Day Immediately after Due Date of furnishing last GSTR 1 till due date of furnishing GSTR1 for the month

e.g For January 2021
12th Jan — 11th Feb
00:00 hours 23:59 hours

For his Supplier with Quarterly Filling of GSTR1

1st month of Qtr

Details uploaded from Day Immediately after Due Date of furnishing last GSTR 1 of quarter till due date of furnishing IFF

e.g For January 2021
14th Jan — 13th Feb
00:00 hours 23:59 hrs

2nd month of Qtr

Details uploaded from Day Immediately after Due Date of furnishing last IFF till due date of furnishing IFF for the month

e.g For Feb, 2021
14th Feb — 13th Mar
00:00 hours 23:59 hrs

3rd month of Qtr

Details uploaded from Day Immediately after Due Date of furnishing last IFF till due date of furnishing GSTR 1 for the quarter

e.g For Mar, 2021
14th Mar — 13th April
00:00 hours 23:59 hrs

GSTR-5 NRTP
GSTR-6 ISD

Import of Goods by DTA from SEZ on Bill of Entry

07-01-2021

CA ANCHAL KAPOOR

45

Return filing due dates w.e.f. 1st Jan 2021

Category of taxpayers	GSTR-1	Invoice filing facility	PMT-06 for Month 1	PMT-06 for month 2	GSTR 3B
Taxpayer who are required to file monthly return: Taxpayers whose aggregate turnover is over Rs. 5 crore	11 th of the following month	NA	NA	NA	20 th of the following month
Taxpayer who have opted for QRMP scheme	13 th day of the month following the quarter	1 st to 13 th day in Month 1 & Month 2	25 th day of the month following month 1	25 th day of the month following Month 2	22 nd or 24 th day of the month following the quarter.

Benefits of QRMP

Benefits of QRMP

Compliance burden of the taxpayer will be reduced significantly

Taxpayer needs to file only 4 GSTR-3B returns instead of 12 GSTR 3B returns in a year.

Taxpayer would be required to file only 4 GSTR -1 returns since invoice filing facility is provided under the scheme

Pay the tax on monthly basis either by fixed sum method or self assessment method by generating pre filled challan selecting “Monthly payment for quarterly taxpayers”

Furnish invoice details in IFF depending upon the requirement of their recipient, for first two months of the quarter. The remaining invoice details can be furnished in the quarterly GSTR-1

Important points regarding GSRT 1 (Notified vide NN 94/2020 CT dt 22-12-2020

- A registered person shall not be allowed to file GSTR-1 if he has not furnished the GSTR 3B for the preceding 2 months.
- **A registered person who opted for the QRMP scheme shall not be allowed to furnish the GSTR-1 or use the IFF , if he has not furnished the GSTR 3B for the preceding tax period.**
- A Registered person who is restricted from using the amount in the credit ledger in terms of Rule 86B shall not be allowed to be allowed to file the GSTR-1 or use the IFF if he has not furnished the GSTR 3B for the preceding tax period.
- With effect from Jan 2021 , where the value of taxable supply in a month exceeds Rs. 50 Lakhs (excluding exempt supply and zero-rated supply), the registered person shall be allowed to use the credit ledger only for discharge of 99% of the tax liability – (New Rule 86B inserted)(subject to Exceptions)

OTHER AMENDMENTS

Suppressed by
Not. 83/2020

Notification No. 74/2020 – Central Tax

Registered persons having aggregate turnover of up to **1.5 crore rupees** in the preceding financial year or the current financial year

Sl. No.	Quarter for which details in FORM GSTR-1 are furnished	Time period for furnishing details in FORM GSTR-1
1	October, 2020 to December, 2020	13 th January, 2021
2	January, 2021 to March, 2021	13 th April, 2021

Notification No. 75/2020 – Central Tax

Registered persons having aggregate turnover of more than 1.5 crore rupees in the preceding financial year or the current financial year

Sl. No.	Quarter for which details in FORM GSTR-1 are furnished	Time period for furnishing details in FORM GSTR-1
1	October, 2020 to March 2021	11 th day of the month succeeding such month

Effective from 01.01.2021

Notification No. 83/2020 – Central Tax

N.N. 83/2020

In suppression of Not. 74/2020 and 75/2020. **Time Limit for furnishing GSTR-1**

Sl. No.		Time period for furnishing details in FORM GSTR-1
1	Monthly	11 th day of the month succeeding such month
2	Quarterly	13 th day of the month succeeding such quarter

N.N.
86/2020

Not. 76/2020 rescinded.(GSTR 3B dates for Oct,20-March,21)

N.N.
87/2020

Extension of time limit for furnishing the declaration in **FORM GST ITC-04, in respect of goods dispatched to a job worker or received from a job worker**, during the period from **July, 2020 to September, 2020 till the 30th day of November, 2020. (Effective 25th October,2020)**

N.N.
88/2020

E-invoicing is mandatory from 01.01.2021 for every taxpayer (other than SEZ unit) whose aggregate TO in **any** of the **FY from 17-18** exceeds 100 Crores

N.N.
89/2020

Waiver of penalty payable by registered person u/s 125 for non compliance of N.N. 14/2020 till 01.04.2021

N.N.
90/2020

8 digits HSN codes in tax invoice mandatory for some items

N.N.
91/2020

Anti- Profiteering Action by department time extended till March 2021

N.N.
92/2020

The Central Government hereby appoints the 1st day of January, 2021, as the date on which the provisions of sections 119, 120, 121, 122, 123, 124, 126, 127 and 131 of the said Act shall come into force.

N.N.
93/2020

Late fee payable for delay in furnishing of FORM GSTR-4 for the Financial Year 2019-20 under section 47 of the said Act, from the 1st day of November, 2020 till the 31st day of December, 2020 shall stand waived for the registered person whose principal place of business is in the Union Territory of **Ladakh**."

A red banner with rounded corners and a vertical bar on the left side. The text "REGISTRATION PROCEDURES" is centered in black, uppercase letters. There are small circular icons at the top corners of the banner.

REGISTRATION PROCEDURES

New Registration

Progress bar showing steps: Business Details, Promoter / Partners, Authorized Signatory, Authorized Representative, Principal Place of Business, Additional Places of Business, Goods and Services, State Specific Information, Aadhaar Authentication, and Verification. The 'Aadhaar Authentication' step is highlighted with a red box and a checkmark.

Aadhaar Authentication

Would you like to opt for Aadhaar authentication of Promoters/ Partners, Authorized Signatories?

Yes

1. If you select 'Yes' the authentication link shall be shared on mobile number and e-mail IDs of the Promoters/ Partners, Authorized Signatories.
2. ARN of your application shall be generated once Aadhaar authentication of Promoters/ Partners, Authorized Signatories are completed.

Sl No	Name	Citizen/ Resident of India	Promoter/ Partner	Authorized Signatory	Designation	Email Address	Mobile Number	Status
1	[Redacted]	Yes	Yes	Yes	[Redacted]	[Redacted]	[Redacted]	Authentication Required

Note: Please make sure that email and mobile numbers of Promoters/ Partners, Authorized Signatories provided by you are correct. The Aadhaar validation links shall be forwarded on the emails/ mobile No.s provided by you.

Existing Registration

The screenshot shows the GST Common Portal dashboard for user MANGAL SINGH. A white pop-up box is centered on the screen with the following text: "Aadhaar Authentication facility is available. Would you like to authenticate Aadhaar of Partner/Promoter and Primary Authorized Signatory?". Below this text are two buttons: "YES, NAVIGATE TO MY PROFILE" and "REMIND ME LATER". A note below the buttons states: "NOTE : For future reference you can access this link again through [Dashboard>My Profile>Aadhaar Authentication Status](#)". The background dashboard includes a navigation menu with "Dashboard" and "Services", a welcome message "Welcome MANGAL SINGH to GST Common Portal", and several action buttons: "RETURN DASHBOARD >", "CREATE CHALLAN >", "VIEW NOTICE(S) AND ORDER(S) >", and "ANNUAL RETURN >". On the right side, there is a user profile section for MANGAL SINGH with ID 03CFBPS5024L1ZH and a "View Profile" link, along with a "Quick Links" section containing "Check Cash Balance", "Liability ledger", and "Credit ledger".

This screenshot shows the "Aadhaar Authentication Status" page. The top navigation bar includes "Goods and Services Tax" and a menu with "Dashboard", "Services", "GST Law", "Downloads", "Search Taxpayer", "Help and Taxpayer Facilities", and "e-Invoice". The breadcrumb trail at the bottom of the page reads "Dashboard > My Profile > Aadhaar Authentication Status".

Would you like to Authenticate Aadhaar or Upload E-KYC Documents of Partner/Promoter and Primary Authorized Signatory?

Two blue buttons are displayed side-by-side: "SEND AADHAAR AUTHENTICATION LINK" on the left and "UPLOAD E-KYC DOCUMENTS" on the right.

Existing Registration

Would you like to Authenticate Aadhaar or Upload E-KYC Documents of Partner/Promoter and Primary Authorized Signatory?

SEND AADHAAR AUTHENTICATION LINK
UPLOAD E-KYC DOCUMENTS

Select for Aadhaar Authentication	Name	Citizen/Resident of India	Promoter/Partner	Primary Authorized Signatory	Designation	Email	Mobile Number
<input type="checkbox"/>	[REDACTED]	No	Yes	Yes	PROPRIETOR	[REDACTED]	

SEND AADHAAR AUTHENTICATION LINK
UPLOAD E-KYC DOCUMENTS

Dashboard > My Profile > Aadhaar Authentication Status

Would you like to Authenticate Aadhaar or Upload E-KYC Documents of Partner/Promoter and Primary Authorized Signatory?

Select for Aadhaar Authentication	Name	Citizen/Resident of India	Promoter/Partner	Primary Authorized Signatory	Designation	Documents Upload
<input type="checkbox"/>	MANGAL SINGH	No	Yes	Yes	PROPRIETOR	<div style="display: flex; align-items: center;"> <div style="font-size: 2em; color: red; margin-right: 5px;">X</div> <div style="border: 1px solid #ccc; padding: 2px;"> Type of E-KYC Document Select </div> </div> <p style="font-size: x-small; margin-top: 5px;"> i File with PDF or JPEG format is only allowed. <input type="button" value="Choose File"/> No file chosen </p>

UPLOAD DOCUMENTS

Notification No. 17/2020 dated 23.03.2020

The class of persons who shall be exempted from Aadhaar authentication has been notified

Any person who is not a citizen of India or belong to a class of persons, except the persons mentioned below, are not required to get an aadhaar authentication done, from 1st April 2020:

1. Individual
2. Authorised signatory of all types
3. Managing and Authorised partner, and
4. Karta of an Hindu undivided family.

Notification No. 18/2020 dated 23.03.2020

The effective date for Aadhaar authentication before obtaining GST registration is notified.

The effective date for Aadhaar authentication before obtaining GST registration is notified----- 01-04-2020.

Notification No. 19/2020 dated 23.03.2020

The class of persons, other than individuals who shall undergo authentication of Aadhaar number to be eligible for registration, has been notified.

The following persons shall undergo the aadhaar authentication from 1st April 2020:

1. Authorised signatory of all types,
2. Managing and Authorised partners of a partnership firm, and
3. Karta of an Hindu undivided family

Every application made under rule (4) shall be followed by—

(a) **biometric-based Aadhaar authentication** and taking photograph, unless exempted under sub-section (6D) of section 25, if he has opted for authentication of Aadhaar number; or

(a) taking biometric information, photograph and verification of such other KYC documents, as notified, unless the applicant is exempted under sub-section (6D) of section 25, if he has opted not to get Aadhaar authentication done,

of the applicant where the applicant is an individual or of such individuals in relation to the applicant as notified under sub-section (6C) of section 25 where the applicant is not an individual, along with the verification of the original copy of the documents uploaded with the application in FORM GST REG-01 at one of the **Facilitation Centres** notified by the Commissioner for the purpose of this sub-rule and the application shall be deemed to be complete only after completion of the process laid down under this sub-rule.”.

Rule 25 substituted with following:-

“**Physical verification** of business premises in certain cases.-Where the proper officer is satisfied that the physical verification of the place of business of a person is required due to failure of Aadhaar authentication or due to not opting for Aadhaar authentication before the grant of registration, or due to any other reason after the grant of registration, he may get such verification of the place of business, in the presence of the said person, done and the verification report along with the other documents, including photographs, shall be uploaded in **FORM GST REG-30** on the common portal within a period of **fifteen working days** following the date of such verification.”.

Rule 9:- (Verification of the application and approval)

Cases of Deemed Registration:-

Rule 9(5) Proper officer fails to take any action within a period of :-

person successfully undergoes authentication of Aadhaar number

three working days from the date of submission of the application

fails to undergo authentication of Aadhaar number as specified in sub-rule (4A) of rule 8

twenty one days from the date of submission of the application

person does not opt for authentication of Aadhaar number

twenty one days from the date of submission of the application

within a period of seven working days from the date of the receipt of the clarification, information or documents furnished by the applicant under sub-rule (2),

UPTO
22.12.2020

N.N. 94/2020-CT Dated 22-12-2020

**Amendment
in Rule 9**

Verification of the application and approval

w.e.f 22-12-2020

Rule 9:- (Verification of the application and approval)

Cases of Deemed Registration:-

Rule 9(5) Proper officer fails to take any action within a period of :-

person successfully undergoes authentication of Aadhaar number

→ **Seven working days** from the date of submission of the application

fails to undergo authentication of Aadhaar number as specified in sub-rule (4A) of rule 8

→ **Thirty days** from the date of submission of the application*

person **does not opt** for authentication of Aadhaar number

→ **Thirty days** from the date of submission of the application*

within a period of **seven working days** from the date of the receipt of the clarification, information or documents furnished by the applicant under sub-rule (2),

*PO not below rank of AC authorized by Commissioner may carry the Physical Verification of Place of Business, in presence of said person.

*Notice in Form GST REG-03 may be issued upto 30 days from date of submission of application.

**Amendment
in Rule 21**

Cancellation of registration

The registration granted to a person is liable to be cancelled, if the said person:-

- a) does not conduct any business from the declared place of business; or
- b) *issues invoice or bill without supply of goods or services ²[or both] in violation of the provisions of the Act, or the rules made thereunder; or*
- c) *violates the provisions of section 171 of the Act or the rules made thereunder.*
- d) *violates the provision of rule 10A* **Anti Prof.** **Bank a/c details in 45 days**
- e) *avails input tax credit in violation of the provisions of section 16 of the Act or the rules made thereunder; or*
- f) *furnishes the details of outward supplies in **FORM GSTR-1** under section 37 for one or more tax periods which is in excess of the outward supplies declared by him in his valid return under section 39 for the said tax periods; or*
- g) *violates the provision of rule 86B.*

GSTR1 > GSTR 3B

Suspension of registration.

1. Where a **registered person has applied for cancellation of registration** under rule 20, the **registration shall be deemed to be suspended from the date of submission of the application or the date from which the cancellation is sought, whichever is later**, pending the completion of proceedings for cancellation of registration under rule 22.

OBH removed

2. Where the proper officer has reasons to believe that the registration of a person is liable to be cancelled under section 29 or under rule 21, he may ²[***], **suspend** the registration of such person with effect from a date to be determined by him, pending the completion of the proceedings for cancellation of registration under rule 22.

GSTR 3B

*(2A) Where, a **comparison of the returns furnished by a registered person under section 39 with***

*a) **the details of outward supplies furnished in FORM GSTR-1 ; or***

GSTR 2A/2B

*b) **the details of inward supplies derived based on the details of outward supplies furnished by his suppliers in their FORM GSTR-1,***

*or such other analysis, as may be carried out on the recommendations of the Council, show that there are **significant differences or anomalies indicating contravention of the provisions of the Act or the rules made thereunder**, leading to cancellation of registration of the said person, his registration shall **be suspended** and the said person shall be **intimated in FORM GST REG-31 , electronically, on the common portal, or by sending a communication to his e-mail address provided at the time of registration or as amended from time to time, highlighting the said differences and anomalies and asking him to explain, within a period of thirty days, as to why his registration shall not be cancelled.***

(3) A registered person, whose registration has been suspended under sub-rule (1) or sub-rule (2), ³[or sub-rule (2A)] shall not make any taxable supply during the period of suspension and shall not be required to furnish any return under section 39.

3) A registered person, whose registration has been suspended under sub-rule (2) or sub-rule (2A), shall not be granted any refund under section 54, during the period of suspension of his registration.

Explanation.-For the purposes of this sub-rule, the expression "shall not make any taxable supply" shall mean that the registered person shall not issue a tax invoice and, accordingly, not charge tax on supplies made by him during the period of suspension

4) The suspension of registration under sub-rule (1) or sub-rule (2) ³[or sub-rule (2A)] shall be deemed to be revoked upon completion of the proceedings by the proper officer under rule 22 and such revocation shall be effective from the date on which the suspension had come into effect:]

Provided that the suspension of registration under this rule may be revoked by the proper officer, anytime during the pendency of the proceedings for cancellation, if he deems fit.]

5) Where any order having the effect of revocation of suspension of registration has been passed, the provisions of clause (a) of sub-section (3) of section 31 and section 40 in respect of the supplies made during the period of suspension and the procedure specified therein shall apply.]

Rule 36(4) amended (effective from January 1, 2021)

Reduction in ITC entitlement for invoices not furnished by supplier from 10% to 5%

Rule 36(4):- Input tax credit to be availed by a registered person in respect of invoices or debit notes, the details of which **have not been furnished by the suppliers under sub-section (1) of section 37, in FORM GSTR-1 or using the invoice furnishing facility** shall **not exceed 5 per cent of the eligible credit available** in respect of invoices or debit notes the details of which have been furnished by the suppliers under sub-section (1) of section 37 in **FORM GSTR-1 or using the invoice furnishing facility**

N.N. 94/2020-CT Dated 22-12-2020

Rule 59

GSTR-1 to be blocked in case of non filing of GSTR 3B

- ✓ Where a taxpayer **fails to file GSTR 3B for two preceeding months**, his GSTR 1 shall now be blocked.
- ✓ Similarly, for quarterly return filers, the taxpayer failing to file **GSTR 3B for the preceding quarter shall not be permitted to file GSTR 1 of subsequent quarter or IFF.**
- ✓ **Persons covered by provisions of Rule 86B, fails to file GSTR 3B for preceeding Tax Period(M/Q)**, his GSTR 1 shall now be blocked
(Earlier non filing of GSTR 3B used to result in **blocking of E-way Bill facility but from now on it shall also result in blocking of GSTR 1 of the taxpayer.**)

Not. 94/2020 wrongly mentioned sub rule (5) of 59 Anomaly removed by not. 01/2021 by making it Rule 59(6)

Notwithstanding anything contained in these rules, the **registered person shall not use the amount available in electronic credit ledger to discharge his liability towards output tax in excess of ninety-nine per cent. of such tax liability,** in cases **where the value of taxable supply other than exempt supply and zero-rated supply, in a month exceeds fifty lakh rupees:**

Provided that the **said restriction shall not apply where** –

- a) the said person or the proprietor or karta or the managing director or any of its two partners, whole-time Directors, Members of Managing Committee of Associations or Board of Trustees, as the case may be, **have paid more than one lakh rupees as income tax under the Income-tax Act, 1961(43 of 1961) in each of the last two financial years for which the time limit to file return of income under subsection (1) of section 139 of the said Act has expired;** or
- b) the registered person **has received a refund amount of more than one lakh rupees in the preceding financial year on account of unutilised input tax credit** under clause (i) of first proviso of sub-section (3) of section 54; or
- c) the registered person has received a refund amount of more than one lakh rupees in the preceding financial year on account of unutilised input tax credit **under clause (ii) of first proviso of sub-section (3) of section 54;** or
- d) the registered person **has discharged his liability towards output tax through the electronic cash ledger for an amount which is in excess of 1% of the total output tax liability, applied cumulatively,** upto the said month in the current financial year; or
- e) the registered person is –
 - (i) Government Department; or
 - (ii) a Public Sector Undertaking; or
 - (iii) a local authority; or
 - (iv) .statutory body:

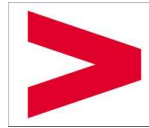
Provided further that the Commissioner or an officer authorised by him in this behalf **may remove the said restriction after such verifications and such safeguards as he may deem fit.”.**

LEGAL PROVISION



Value of taxable supply in a month exceeds 50 Lacs

Shall not use the amount available in electronic credit ledger



99% of such tax liability

i.e Max 99% of Input can be used to discharge output liability

Registered Person

Exempt Supply
Zero Rated Supply

This provision is N.A (can use 100% credit)

Person

proprietor

Karta

Any of its two partners

whole-time Directors, Members of Managing Committee of Associations or Board of Trustees

Paid more than 1 lakh as income tax in each of last two F.Y.

MAT and TDS also considered as Income Tax (not necessarily Cash Payment)

Claimed Refund >100000 in preceding F.Y. on account of unutilized ITC of exports

Claimed Refund >100000 in preceding F.Y. on account of unutilized ITC of inverted duty structure

Output tax paid through cash ledger > 1% of total output, applied cumulatively, upto the said month in current F.Y.

Registered person is
I. Government Department; or
II. a Public Sector Undertaking; or
III. a local authority; or
IV. a statutory body:

Provided further that the Commissioner or an officer authorised by him in this behalf may remove the said restriction after such verifications and such safeguards as he may deem fit.”.

CASE STUDY

Registered Person	Exempt Turnover	Export turnover	Taxable turnover	Rule 86B applicable
February,2021	1 crore	2 crore	45 lakhs	No (Rs. 45 lakhs)
March,2021	40 lakhs	15 lakhs	1 crore	Yes (Rs. 1 crore)

March 2021

Taxable Sale = 1 Crore

Monthly turnover > 50 lakhs

Tax @ 5% = 500000

ITC = 800000

What if Export with Payment of Taxes ?



Old		New	
Output	500000	Output	500000
ITC utilized	500000	ITC Utilized (99 % of 500000)	495000
Tax payable	0.00	Tax payable (1%)	5000

Exceptions:- 100 % ITC (Old Rule)

1 F.Y. 19-20, F.Y. 18-19- 139(1) time expired, Income Tax paid > 100000

3

April, 2020- Feb, 2021

Output	ITC	Cash Ledger	
10 Cr	99 Lacs	100000	 New Rule
10Cr	98.5 Lacs	150000	 Old Rule

2

Refund > 1 lakh in F.Y 2019-20

Exports

or

Inverted Duty structure

N.N. 94/2020-CT Dated 22-12-2020

**Rule 138 amended
(effective from
January 1, 2021)**

Validity of e-way bill narrowed by increasing distance from 100 km. to 200 km. per day

E-way bill will now be valid for 24 hours for every 200 km of travel, as against 100 km earlier, in cases other than Over Dimensional Cargo or multimodal shipment.

Rule 138E amended

Restriction on furnishing of information in Part A of FORM GST EWB-01.

Person shall not be allowed to furnish *information in PART A of **FORM GST EWB-01** in respect of a registered person, whether as a supplier or a recipient, who*

- *being a person, whose registration has been **suspended** under the provisions of sub-rule (1) or sub-rule (2) or sub-rule (2A) of rule 21A:]*

Delinking of Debit Notes

FA,2020

Document Type	Document date	Due date for availing credit
Before Amendment		
Debit note	15-08-2021 (Linked to Invoice dated 01-03-2021)	Return for the month of sept. 2021
Debit note	15-11-2021 (Linked to Invoice dated 01-03-2021)	Return for the month of sept. 2021. The credit was not getting availed for Debit notes issued after 6 months from end of Financial Year to which Invoice pertains to.
After amendment		
Debit note	15-08-2021 (Linked to Invoice dated 01-03-2021) Invoice Linkage became irrelevant	Return for the month of sept. 2022
Debit note	15-11-2021 (Linked to Invoice dated 01-03-2021) Invoice Linkage became irrelevant	Return for the month of sept. 2022. The credit which was earlier not getting availed for Debit notes issued after 6 months from end of Financial Year to which Invoice pertains to <u>will now be available.</u>

THANK YOU

Disclaimer

The views expressed are solely of the author and the content of this document is solely for information purpose and not to be construed as a professional advice. In cases where the reader has any legal issues, he/she must in all cases seek independent legal advice.



For GST updates
please WHATS APP
YOURNAME_CITY on
9988692699

BY:

CA AANCHAL ROHIT KAPOOR

M. No. 9988692699, 9888069269

E-mail :aanchalkapoor_ca@yahoo.com