#### **Revised Income-tax Return Forms**



CA AMEET PATEL

# Contents

- Due Date extended
- Notification No. 49/2015/F.No.142/1/2015-TPL
- Applicability of Income-Tax Return Forms
- Common Changes across ITRs
- Specific Changes in the various ITR forms

## Due date of filing the ITRs

F.No.225/154/2015/ITA.II
Government of India
Ministry of Finance
Department of Revenue
Central Board of Direct Taxes

North Block, ITA.II Division New Delhi, the 10<sup>th</sup> June, 2015.

#### Order under section 119 of the Income-tax Act, 1961

Subject:- Extension of due date of filing return of income for Assessment Year 2015-16 - regarding.

The Central Board of Direct Taxes, in exercise of powers conferred under section 119 of the Income-tax Act, 1961, hereby extends the 'due-date' for filing Returns of Income, in terms of clause (c) of Explanation 2 to sub-section (1) of section 139 of the Income-tax Act, 1961, for Assessment Year 2015-16 from 31<sup>st</sup> July, 2015 to 31<sup>st</sup> August, 2015 in respect of income tax assessees concerned.

# Comparison of 2 Notifications

Notification No. 41/2015/F.No.142/1/2015 Dated 15 <sup>th</sup> April, 2015	Notification No. 49/2015/F.No.142/1/2015 Dated 22 <sup>nd</sup> June, 2015
Introduction of new ITR-2A as well as modified ITR-1, ITR-2 & ITR-4S notified	Final versions of ITR-1, ITR-2, ITR-2A & ITR-4S notified
Introduction of authentication via Electronic Verification Code	Electronic Verification Code option remains
Foreign Trips & Expenditure to be provided in the ITR	No Details of Foreign trips to be given. Only Passport number to be provided (& that too if available)
Details of all Bank Accounts including dormant accounts to be provided along with account balance and name of joint holder(s)	Only active bank account numbers, bank name and IFSC to be provided. Joint Holder name and account balance requirements deleted
Reporting of foreign assets (Only for Expats)	Reporting of foreign assets only if income generated from them (Only for Expats).

'(3) The return of income referred to in sub-rule (1) shall be furnished by a person mentioned in column (ii) of the Table below to whom the conditions specified in column (iii) apply, in the manner specified in column (iv) thereof:-

Table

S1.	Person	Condition	Manner of furnishing return
			of income
(i)	(ii)	(iii)	(iv)
1	Individual	(a) Accounts are required to be audited	Electronically under digital
	or Hindu	under section 44AB of the Act;	signature
	undivided	(b) Where (a) is not applicable and,-	(A) Electronically under
	family	(I) the return is furnished in Form	digital signature; or
		No. ITR-3 or Form No. ITR-4; or	(B) Transmitting the data
		<ul><li>(II) the person, being a resident, other</li></ul>	in the return electronically
		than not ordinarily resident	under electronic verification
		within the meaning of sub-	code, or
		section (6) of section 6, has, (A)	(C) Transmitting the data
		assets (including financial	in the return electronically
		interest in any entity) located	and thereafter submitting the
		outside India; or (B) signing	verification of the return in
		authority in any account located	Form ITR-V.
		outside India; or (C) income	
		from any source outside India;	
		(III) any relief, in respect of tax paid	
		outside India, under section 90 or	
		90A or deduction of tax under	
		section 91 is claimed; or	
		(IV) any report of audit referred to in	

			proviso to sub-rule (2) is required	
7			to be furnished electronically; or	
7			(V) total income assessable under the	
			Act during the previous year of	
7			the person (other than the person,	
7			being an individual of the age of	
7			80 years or more at any time	
4			during the previous year and	
+			furnishing the return in Form	
			ITR-1 or ITR-2),-	
2			<ul><li>(i) exceeds five lakh rupees; or</li></ul>	
Z.			(ii) any refund is claimed in the	
<b>L</b>			Televine of the same of the sa	
No.41/2015/F.No.142/1/201			(5) In any other case.	(A) Electronically under
7				digital signature; or
Ò				(B) Transmitting the data
Ŋ				in the return electronically
				under electronic verification
<b>+</b>				code; or
•				(C) Transmitting me data
9				in the return electronically
Z				and thereafter submitting the
2				verification of the return in
<b>5</b>				Form ITR-V; or
Ħ				(D) Paper form:
Ā	2			Electronically under digital
Ö		Company	In all cases.	signature.
Ě	3	A person		Electronically under digital
5		required to	(a) In case of a political party,	signature;
otificatio		furnish the	(b) In any other case	(A) Electronically under
Ž		return in		digital signature; or
		Form ITR-7		(B) Transmitting the data
				in the return electronically

			under electronic verification
			code; or
			(C) Transmitting the data
			in the return electronically
			and thereafter submitting the
			verification of the return in
			Form ITR-V.
4	Firm or	(a) Accounts are required to be audited	Electronically under digital
	limited	under section 44AB of the Act;	signature;
	liability	(b) In any other case.	(A) Electronically under
	partnership		digital signature; or
	or any		(B) Transmitting the data
	person		in the return electronically
	(other than a		under electronic verification
	person		code; or
	mentioned		(C) Transmitting the data
	in S1. 1 to 3		in the return electronically
	above) who		and thereafter submitting the
	is required		verification of the return in
	to file return		Form ITR-V.
	in Form		
	ITR-5		

Explanation.- For the purposes of this sub-rule "electronic verification code" means a code generated for the purpose of electronic verification of the person furnishing the return of income as per the data structure and standards specified by Principal Director General of Income-tax (Systems) or Director General of Income-tax (Systems)."

#### 2. In the Income-tax rules, 1962,—

- (1) in rule 12,-
  - (a) in sub-rule (1),-
    - (I) in clause (a), in the proviso, for clause (III), the following clause shall be substituted namely:
      - "(III) has agricultural income, exceeding five thousand rupees;";
    - (II) after clause (b) the following clause shall be inserted, namely:-

'(ba) in the case of a person being an individual not being an individual to whom clause (a) applies or a Hindu undivided family where the total income does not include any income chargeable to income-tax under the heads "Profits or gains of business or profession" and "Capital gains" and to whom the provisions of clause (I) and clause (II) of the proviso to clause (a) does not apply, be in Form No. ITR-2A and be verified in the manner indicated therein;';

- (III) in clause (ca), in the proviso, for clause (III), the following clause shall be substituted, namely: -
  - "(III) has agricultural moome, exceeding five thousand rupees;";
- (b) in sub-rule (4), for the words, brackets, letters and figures "in the manners specified in clauses (i), (iii) and (iv) of sub-rule (3)", the words, brackets, letters and figures "in the manners (other than the paper form) specified in column (iv) of the Table in sub-rule (3)" shall be substituted.
- (2) in Appendix-II, for "Forms SAHAJ (ITR-1), ITR-2 and SUGAM (ITR-4S)" the "Forms SAHAJ (ITR-1), ITR-2 and SUGAM (ITR-4S)" shall be substituted, namely:-

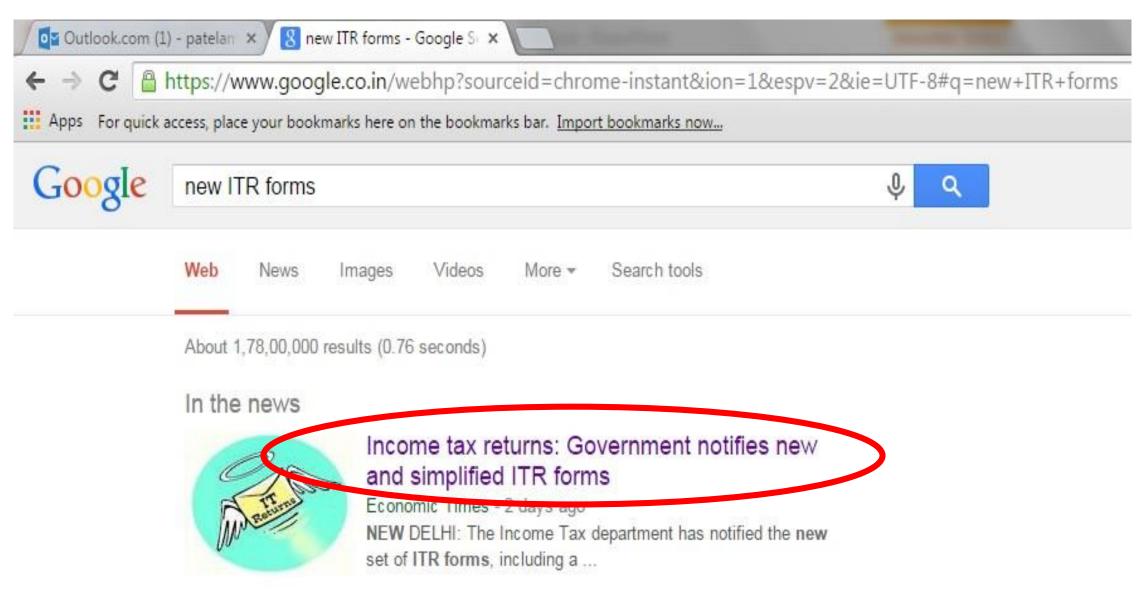
## Length of new ITR Forms

Particulars	ITR-1	ITR-2	ITR-2A	ITR-4S				
Number of	Pages							
Forms	3	3	3	4				
Schedules	_	10	4	-				
Total	3	13	7	4				

### Length of new ITR Forms

Particulars	ITR-3	ITR-4	ITR-5	ITR-6 ITR-7
Number of	Pages			
Forms	4	12	13	15 Clear
Schedules	11	19	17	18 Winner!
Total	15	31	30	33 17

# New ITR Forms - Simplified?



Here's how the new income tax returns forms will simplify your tax life.

# Well, sort of

For a common man, its quite easy to decide which form to use.

Have a look:

#### Glossary of Terms for next few slides

Abbreviation Used	What it stands for
S	Salary
HP	House Property
CG	Capital Gains
ВР	Business and Profession
os	Other Sources
WL/RH	Income from Winning Lottery & Race Horses
Al	Agricultural income
FTC	Foreign tax credit
FA	Foreign Assets
SOI	Source of income outside India
PI	Presumptive Income

Tax Payer	S	HP (1)	HP (>1)	CG	ВР	PI	OS	WL/RH	AI < 5,000	AI > 5,000	FTC	FA	SOI	Which ITR to use
Individual	✓	✓	X	X	X	X	✓	Х	✓	X	X	X	X	ITR 1
Individual	✓	✓	X	X	X	X	X	X	✓	Х	X	X	X	ITR 1
Individual	✓	✓	X	X	X	X	✓	Х	✓	X	✓	X	Х	ITR 2
Individual	✓	✓	X	X	X	X	✓	Х	X	✓	✓	X	Х	ITR 2
Individual	✓	Х	X	X	X	X	X	Х	✓	Х	X	X	Х	ITR 1
Individual	✓	Х	X	X	X	X	✓	Х	✓	X	X	X	Х	ITR 1
Individual	~	✓	X	X	X	X	✓	Х	X	✓	X	✓	Х	ITR 2
Individual	<b>~</b>	✓	X	X	X	X	✓	X	X	✓	X	X	✓	ITR 2

Tax Payer	S	HP (1)	HP (>1)	CG	ВР	PI	OS	WL/RH	Al < 5,000	AI,> 5,000	FTC	FA	SOI	Which ITR to use
Individual	✓	✓	X	X	X	X	✓	X	✓	X	X	✓	Χ	ITR 2
Individual	✓	✓	X	X	X	X	✓	Х	✓	Х	X	X	✓	ITR 2
Individual	✓	Х	✓	✓	X	X	✓	✓	✓	X	✓	✓	✓	ITR 2
Individual	✓	Х	✓	✓	X	X	✓	✓	Х	✓	✓	✓	✓	ITR 2
Individual	✓	Х	✓	✓	X	X	✓	✓	X	✓	X	X	Х	ITR 2
Individual	✓	Х	✓	✓	X	X	✓	✓	✓	X	✓	✓	✓	ITR 2
Individual	<b>✓</b>	Х	✓	✓	X	X	✓	<b>√</b>	X	✓	✓	X	Х	ITR 2
Individual	<b>✓</b>	X	✓	✓	X	X	✓	✓	X	✓	X	✓	X	ITR 2

	$\triangle$													
Tax Payer	S	HP (1)	HP (>1)	CG	BP	PI	OS	WL/RH	AI < 5,000	AI > 5,000	FTC	FA	SOI	Which ITR to use
Individual	✓	Х	✓	✓	Х	X	✓	✓	X	✓	X	X	✓	ITR-2
Individual	✓	Х	✓	✓	X	X	✓	✓	X	✓	Х	Х	✓	ITR-2
Individual	✓	✓	X	X	X	X	✓	X	X	✓	X	X	X	ITR-2A
Individual	✓	✓	X	X	X	X	✓	X	Х	✓	Х	X	X	ITR-2A
Individual	✓	Х	✓	X	X	X	✓	✓	Х	✓	X	Χ	X	ITR-2A
Individual	✓	Х	✓	✓	X	X	✓	✓	✓	X	Х	X	X	ITR-2A
Individual	✓	✓	X	X	X	X	X	X	X	✓	Х	Х	X	ITR-2A
Individual		Χ	X	X	X	X	X	X	Х	✓	X	X	X	ITR-2A

Tax Payer	S	HP (1)	HP (>1)	CG	BP	PI	OS	WL/RH	AI < 5,000	AI > 5,000	FTC	FA	SOI	Which ITR to use
Individua	✓	Х	✓	Χ	Χ	X	✓	X	✓	X	X	X	X	ITR-2A
Individua	✓	X	✓	X	Χ	X	✓	X	X	✓	X	X	X	ITR-2A
Individual	✓	✓	X	X	X	✓	<b>✓</b>	X	✓	X	X	X	X	ITR-4S
Individual	<b>✓</b>	Х	X	X	X	✓	✓	X	✓	X	X	X	X	ITR-4S
Individual	~	X	X	X	X	✓	X	X	✓	X	X	X	X	ITR-4S

Tax Payer	S	HP (1)	HP (>1)	CG	ВР	PI	OS	WL/RH	AI< 5,000	AI> 5,000	FTC	FA	SOI	Which ITR to use
Individual	X	X	✓	<b>√</b>	Х	X	✓	<b>√</b>	✓	X	<b>√</b>	✓	<b>√</b>	ITR-2
marviadai	X		•	•	Α	X	<u> </u>	•	•	X	<u> </u>	<b>,</b>	<u> </u>	1111 2
Individual	Х	X	✓	✓	Х	X	✓	✓	X	✓	✓	✓	✓	ITR-2
ا مان بنامان ما	V	V			V	V			V		V	V	V	ITR-2
Individual	X	X	✓	✓	Х	X	✓	✓	X	✓	X	X	X	IIR-Z
Individual	X	X	✓	✓	Х	X	<b>√</b>	✓	✓	X	✓	✓	✓	ITR-2
Individual	X	X	✓	✓	X	X	✓	✓	✓	X	Χ	Χ	Χ	ITR-2
Individual	V	V			V	V			V			V	V	ITD 2
Individual	X	Χ	$\checkmark$	$\checkmark$	Χ	X	✓	✓	X	✓	✓	Χ	Χ	ITR-2

Tax Payer	S	HP (1)	HP (>1)	CG	BP	PI	OS	WL/RH	AI < 5,000	AI > 5,000	FTC	FA	SOI	Which ITR to use
Individual	X	X	✓	✓	Х	X	✓	✓	X	✓	X	✓	X	ITR 2
Individual	X	X	✓	<b>✓</b>	Х	X	✓	<b>√</b>	X	✓	X	X	✓	ITR 2
Individual	X	X	✓	<b>✓</b>	Х	Х	✓	✓	X	✓	Х	X	✓	ITR 2
Individual	X	X	Х	<b>✓</b>	Х	<b>✓</b>	X	X	X	✓	Х	X	X	ITR 4
Individual	X	X	Х	<b>√</b>	X	<b>✓</b>	X	X	✓	X	X	X	X	ITR 4
Individual	X	X	X	<b>✓</b>	X	<b>✓</b>	X	X	X	✓	<b>√</b>	X	X	ITR 4
Individual	X	X	Х	~	X	✓	X	X	✓	X	✓	X	X	ITR 4

Tax Payer	S	HP (1)	HP (>1)	CG	ВР	PI	OS	WL/RH	AI < 5,000	AI > 5,000	FTC	FA	SOI	Which ITR to use
Individual	X	X	Х	X	X	Х	<b>✓</b>	X	✓	X	X	Χ	X	ITR 1
Individual	X	✓	X	X	X	Х	✓	X	✓	X	X	Χ	Χ	ITR 1
Individual	Х	X	X	X	X	Х	<b>✓</b>	X	✓	X	X	X	X	ITR 1
Individual	Х	<b>√</b>	X	X	X	X	<b>✓</b>	Х	✓	X	X	X	X	ITR 1
Individual	X	<b>√</b>	X	X	X	X	<b>√</b>	X	X	<b>√</b>	X	✓	X	ITR 2
mannagan						7.		A						
Individual	X	✓	X	Χ	X	Χ	✓	X	X	✓	Χ	Χ	✓	ITR 2
Individual	X	✓	X	X	X	X	<b>✓</b>	X	✓	X	✓	X	X	ITR 2

Tax Payer	S	HP (1)	HP (>1)	CG	BP	PI	OS	WL/RH	AI < 5,000	AI > 5,000	FTC	FA	SOI	Which ITR to use
Individual	X	✓	X	X	X	X	<b>√</b>	Х	<b>√</b>	X	X	✓	X	ITR 2
Individual	X	<b>√</b>	X	X	X	X	<b>√</b>	х	<b>√</b>	X	X	X	<b>√</b>	ITR 2
Individual	X	X	X	X	X	X	<b>√</b>	Х	X	<b>√</b>	X	X	X	ITR 2A
Individual		<b>√</b>	X	X	X	X	<b>√</b>	X	X	<b>√</b>	X	X	X	ITR 2A
Individual		X	~ ✓	X	X	X	· ·	^ ✓	X	·	X	X	X	ITR 2A
Individual		^ ✓	X	X	X	^ ✓		X	^ ✓	X	X	X	X	ITR 4S

Tax Payer	S	HP (1)	HP (>1)	CG	ВР	PI	OS	WL/RH	AI < 5,000	AI > 5,000	FTC	FA	SOI	Which ITR to use
Individual	X	Х	X	X	Х	✓	х	X	X	✓	Х	X	Х	ITR 4
Individual	Х	X	Х	X	Х	✓	Х	X	X	✓	✓	Χ	Х	ITR 4
Individual	Х	X	Х	X	Х	✓	Х	X	✓	X	✓	X	Х	ITR 4
Individual	Х	Х	Х	х	Х	<b>✓</b>	Х	X	Х	✓	X	✓	Х	ITR 4
Individual	Х	Х	Х	Х	Х	✓	Х	X	✓	Х	X	✓	X	ITR 4
Individual	Х	Х	Х	Х	Х	<b>✓</b>	Х	X	Х	✓	X	Χ	✓	ITR 4
Individual	Х	Х	Х	Х	X	<b>✓</b>	Х	X	✓	Х	Х	Χ	✓	ITR 4
Individual	Х	Х	Х	Х	X	✓	Х	X	X	✓	X	X	Х	ITR 4
Individual	Х	X	Х	X	X	<b>\</b>	Χ	X	✓	X	X	X	Χ	ITR 4

Tax Payer	S	HP (1)	HP (>1)	CG	ВР	PI	OS	WL/RH	AI < 5,000	AI > 5,000	FTC	FA	SOI	Which ITR to use
Individual	X	Х	✓	X	X	✓	х	Х	Х	✓	X	X	X	ITR 4
Individual	X	X	✓	X	Х	✓	Х	X	✓	X	X	X	X	ITR 4
Individual	X	Х	Х	Х	Х	✓	Х	X	X	✓	X	✓	X	ITR 4
Individual	X	Х	X	Х	X	<b>✓</b>	Х	X	✓	Х	X	✓	X	ITR 4
Individual	X	Х	✓	Х	X	<b>✓</b>	Х	X	Х	✓	X	X	✓	ITR 4
Individual	X	Х	✓	Х	X	✓	Х	X	✓	Х	X	X	✓	ITR 4
Individual	X	Х	Х	Х	X	✓	Х	X	Х	X	X	X	X	ITR 4S
Individual	X	X	X	X	X	✓	Х	X	✓	X	X	X	X	ITR 4S
Individual	X	✓	Χ	X	X		Χ	X	✓	X	Χ	X	X	ITR 4S

Tax Payer	S	HP (1)	HP (>1)	CG	ВР	PI	OS	WL/RH	AI < 5,000	AI > 5,000	FTC	FA	SOI	Which ITR to use
Individual	Х	Х	✓	X	Х	Х	Х	Х	X	Х	Х	Х	Х	ITR-2
Individual	Х	✓	Х	Х	Х	Х	Х	X	X	Х	Х	Х	Х	ITR-1
Individual	X	✓	Х	Х	Х	Х	Х	X	✓	Х	Х	Х	X	ITR-1
Individual	X	✓	Х	X	X	Х	Х	X	X	✓	Х	Х	X	ITR-2A
HUF	X	X	<b>✓</b>	✓	X	X	✓	✓	✓	X	✓	✓	✓	ITR-2
HUF	X	X	<b>✓</b>	✓	X	X	✓	✓	X	✓	✓	✓	✓	ITR-2
HUF	X	X	<b>√</b>	<b>✓</b>	Х	X	✓	✓	X	✓	X	X	X	ITR-2
HUF	X	X	<b>√</b>	✓	Х	Х	✓	<b>✓</b>	<b>√</b>	Х	✓	<b>✓</b>	<b>→</b>	ITR-2
HUF	Х	Х	✓	✓	Х	Х	✓	<b>✓</b>	Х	<b>√</b>	✓	Х	Х	ITR-2

Tax Payer	S	HP (1)	HP (>1)	CG	ВР	PI	OS	WL/RH	AI < 5,000	AI > 5,000	FTC	FA	SOI	Which ITR to use
HUF	Х	Х	✓	✓	Х	Х	✓	✓	Х	✓	Х	✓	Х	ITR-2
HUF	Х	X	✓	✓	Х	Х	✓	✓	X	✓	Х	Х	<b>√</b>	ITR-2
HUF	X	X	✓	✓	Х	Х	✓	✓	X	✓	Х	Х	<b>√</b>	ITR-2
HUF	Х	X	✓	✓	Х	Х	✓	✓	✓	Х	✓	✓	<b>√</b>	ITR-2
HUF	Х	X	✓	✓	Х	Х	✓	✓	X	✓	✓	✓	✓	ITR-2
HUF	Х	X	✓	✓	Х	Х	✓	✓	X	✓	Х	Χ	Χ	ITR-2
HUF	Х	X	✓	✓	Х	Х	✓	✓	✓	Х	✓	✓	<b>√</b>	ITR-2
HUF	Х	X	✓	✓	Х	Х	✓	✓	✓	Х	Х	Χ	Χ	ITR-2
HUF	Х	X	✓	✓	Х	X	✓	✓	X	✓	✓	Χ	X	ITR-2

Tax Payer	S	HP (1)	HP (>1)	CG	ВР	PI	OS	WL/RH	AI < 5,000	AI > 5,000	FTC	FA	SOI	Which ITR to use
HUF	Х	Х	✓	✓	Х	Х	✓	✓	Х	✓	Х	<b>✓</b>	Х	ITR-2
HUF	Х	X	✓	✓	Х	Х	✓	✓	Х	✓	Х	X	✓	ITR-2
HUF	Х	X	✓	✓	Х	Х	✓	✓	X	✓	Х	Х	✓	ITR-2
HUF	Х	✓	Х	Х	Х	Х	✓	X	X	✓	✓	Х	Х	ITR-2
HUF	X	✓	Х	X	Х	X	✓	X	X	✓	X	✓	X	ITR-2
HUF	X	✓	X	X	X	X	<b>✓</b>	X	X	<b>✓</b>	X	X	<b>√</b>	ITR-2
HUF	X	✓	X	X	Х	Χ	<b>✓</b>	X	✓	X	✓	X	X	ITR-2
HUF	X	✓	X	X	Х	Χ	<b>✓</b>	X	✓	X	X	✓	X	ITR-2
HUF	Х	✓	Х	Х	Х	Х	✓	X	✓	Х	Х	Х	<b>√</b>	ITR-2

Tax Payer	S	HP (1)	HP (>1)	CG	ВР	PI	OS	WL/RH	AI < 5,000	AI > 5,000	FTC	FA	SOI	Which ITR to use
HUF	X	✓	X	Χ	Χ	Х	✓	X	Х	<b>&gt;</b>	Х	✓	Х	ITR-2
HUF	X	✓	X	Х	Х	Х	✓	X	X	<b>&gt;</b>	Х	Х	✓	ITR-2
HUF	X	✓	Χ	Х	Х	Х	✓	X	✓	Х	✓	X	Χ	ITR-2
HUF	X	✓	X	Х	Х	Х	✓	X	✓	X	Х	✓	Χ	ITR-2
HUF	X	✓	X	Х	X	Х	✓	X	✓	X	Х	Х	<b>√</b>	ITR-2
HUF	X	✓	X	X	X	✓	✓	X	✓	X	Х	Х	X	ITR-4S
HUF	X	X	X	X	X	✓	✓	X	✓	X	X	Х	X	ITR-4S
HUF	X	✓	X	X	X	✓	✓	X	✓	X	X	Χ	X	ITR-4S
HUF	X	X	X	✓	Х	✓	X	X	X	✓	X	X	X	ITR-4

Tax Payer	S	HP (1)	HP (>1)	CG	ВР	PI	OS	WL/RH	AI < 5,000	AI > 5,000	FTC	FA	SOI	Which ITR to use
HUF	Х	Х	X	✓	Х	<b>✓</b>	Х	Х	✓	Х	Х	Х	Х	ITR-4
HUF	X	X	X	<b>✓</b>	X	<b>✓</b>	Х	X	X	<b>✓</b>	✓	X	X	ITR-4
HUF	Х	X	Х	<b>✓</b>	Х	<b>√</b>	Х	X	✓	Х	✓	Х	Х	ITR-4
HUF	Х	Х	<b>√</b>	Х	Х	Х	Х	Х	Х	Х	Х	Х	Х	ITR-2
HUF	Х	Х	Х	Х	Х	✓	Х	Х	Х	✓	Х	Х	X	ITR-4
HUF	Х	Х	Х	Х	Х	✓	Х	X	Х	✓	Х	Х	X	ITR-4
HUF	Х	Х	X	Х	Х	✓	Х	Х	Х	<b>✓</b>	<b>✓</b>	Х	X	ITR-4
HUF	Х	Х	X	X	Х	✓	Х	Х	✓	Х	✓	Х	X	ITR-4

Tax Payer	S	HP (1)	HP (>1)	CG	ВР	PI	OS	WL/RH	AI < 5,000	AI > 5,000	FTC	FA	SOI	Which ITR to use
HUF	Х	Х	Х	Х	Х	<b>✓</b>	Х	Х	Х	<b>✓</b>	Х	<b>✓</b>	Х	ITR-4
HUF	Х	Х	Х	Х	Х	<b>✓</b>	X	X	<b>√</b>	X	Х	<b>✓</b>	X	ITR-4
HUF	Х	Х	Х	Х	Х	<b>✓</b>	X	X	Х	✓	Х	Х	<b>✓</b>	ITR-4
HUF	Х	Х	Х	Х	Х	<b>✓</b>	X	Х	✓	Х	Х	Х	<b>✓</b>	ITR-4
HUF	Х	Х	Х	Х	Х	<b>√</b>	X	Х	Х	✓	Х	Х	Х	ITR-4
HUF	Х	Х	Х	Х	Х	<b>√</b>	X	X	✓	Х	Х	Х	X	ITR-4
HUF	Х	Х	✓	Х	Х	<b>√</b>	X	Х	Х	<b>✓</b>	Х	Х	X	ITR-4
HUF	Х	Х	✓	Х	Х	<b>√</b>	X	X	<b>√</b>	Х	Х	Х	X	ITR-4

Tax Payer	S	HP (1)	HP (>1)	CG	ВР	PI	OS	WL/RH	AI < 5,000	AI > 5,000	FTC	FA	SOI	Which ITR to use
HUF	Х	Х	Х	Х	Х	<b>√</b>	Х	Х	Х	✓	Х	<b>✓</b>	Х	ITR-4
HUF	X	X	X	X	X	✓	X	X	✓	X	X	<b>✓</b>	X	ITR-4
HUF	Х	X	<b>√</b>	X	X	<b>✓</b>	X	X	X	✓	Х	Х	<b>✓</b>	ITR-4
HUF	Х	Х	<b>√</b>	Х	Х	<b>√</b>	Х	X	✓	Х	Х	Х	<b>✓</b>	ITR-4
HUF	Х	Х	Х	Х	Х	<b>√</b>	X	X	Х	Х	Х	Х	Х	ITR-4S
HUF	Х	Х	X	Х	Х	<b>√</b>	X	X	✓	Х	Х	Х	X	ITR-4S
HUF	Х	<b>✓</b>	Х	Х	Х	<b>√</b>	Х	Х	✓	Х	Х	Х	X	ITR-4S
HUF	Х	X	X	X	X	<b>√</b>	Х	Х	<b>5</b>	Х	Х	Х	X	ITR-4S

#### **JUST**

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# Permutations & Combinations!

For 4 Forms

#### **Manner of Filing ITR Forms**

#### Different modes of filing available

- 1. Paper Form or
- 2. Electronically using DSC or
- 3. Electronically using Electronic Verification Code or
- 4. Electronically without DSC/EVC and thereafter submitting the verification in ITR-V

# **Manner of Filing ITR Forms**

Type of Assessee	Situation	How to file
Individuals/HUF	Tax Audit applicable	E-filing with DSC
Individuals/HUF	ITR-3 / ITR-4	E-filing
	An individual claiming for foreign tax credit/ relief under section 90/90A/91	E-filing
Individuals/HUF	Any audit report to be filed	E-filing
	Tax payer below 80 years of age and claiming a refund or having total income more than INR 5,00,000	E-filing
Individuals/HUF	All other cases	E-filing or physical filing

# **Manner of Filing ITR Forms**

Type of Assessee	Situation	How to file
Companies	All cases	E-filing with DSC
Political Party	ITR-7	E-filing with DSC
Any other assessee	ITR-7	E-filing
Firm / LLP	Tax Audit applicable	E-filing with DSC
Firm / LLP	Any other case	E-filing
Any other person	ITR-5	E-filing

#### **Electronic Verification Code**

Explanation.- For the purposes of this sub-rule "electronic verification code" means a code generated for the purpose of electronic verification of the person furnishing the return of income as per the data structure and standards specified by Principal Director General of Income-tax (Systems) or Director General of Income-tax (Systems)."

# Online Utilities available (as on 1<sup>st</sup> August)

ITR	Online Excel utility available?	Online Java utility available?
ITR-1	Yes	Yes
ITR-2	Yes	Yes
ITR-2A	Yes	Yes
ITR-4S	Yes	Yes
ITR-3	Yes	Yes
ITR-4	No	Yes
ITR-5	No	Yes
ITR-6	No	Yes
ITR-7	No	Yes

## **Common Changes**

#### New Fields:

- Reporting of Aadhaar Card Number (if available) (in case of Individuals)
- Section under which Return is filed u/s. 119(2)(b)

- Number of Bank Accounts held by the assesse in the previous year (other than dormant)
- Bank Name
- Option to provide the Bank account in which refund should be credited

## **Common Changes**

#### New Fields:

- TDS on Salary , TDS on Income , Advance / Self Assessment Tax are part of ITR
- Deemed to be let out field added in schedule HP

# Changes in Schedule Capital Gain (CG)

Short Term Capital Gains earned by Foreign Institutional Investors/Foreign Portfolio Investors/Unit of Business trust is additionally included

From sale of equity share or unit of equity oriented Mutual Fund (MF) or unit of a business trust on which STT is paid under section 111A or 115AD(1)(ii) proviso (for FII)

a	Full value of consideration	2a	
b	Deductions under section 48		
	i Cost of acquisition without indexation	bi	
	ii Cost of Improvement without indexation	bii	
	iii Expenditure wholly and exclusively in connection with transfer	biii	
	iv Total (i + ii + iii)	biv	
c	Balance (2a – biv)	2c	
d	Loss to be disallowed u/s 94(7) or 94(8)- for example if asset bought/acquired within 3 months prior to record date and dividend/income/bonus units are received, then loss arising out of sale of such asset to be ignored (Enter positive value only)	24	
e	Short-term capital gain on equity share or equity oriented MF (STT p	aid) (2	2c +2d)

## **Unutilized Capital Gains**

0	An	Amount deemed to be short-term capital gains				
	Whether any amount of unutilized capital gain on asset transferred during the previous years shown below was deposited in the Capital Gains Accounts Scheme within due date for that year?  ☐ Yes ☐ No ☐ Not applicable. If yes, then provide the details below					
		in which asset	Section under which deduction claimed in that year		nstructed Amount utilised out of Capital Gains account	Amount not used for new asset or remained unutilized in Capital gains account (X)
	i	2011-12	54D/54G/54GA			
	ii	2012-13	54B			

# Capital Gains exempt under DTAA

C	Country	Article of DTAA	Whether Tax Residency	Item no. A1 to A6 above	Amount of
ы.	name, code	Afficie of DTAA	Certificate obtained?	in which included S'	STCG
	I			A1e/A2e/A3a/A3b/A4e/A5e/A6	
I	П			A1e/A2e/A3a/A3b/A4e/A5e/A6	

9		SI.	FOR NON-RESIDENTS- LTCG included in B1- B8 but not chargeable to tax in India as per DTAA  Country name, Article of DTAA  Whether Tax Residency Code  Certificate obtained?  Item B1 to B8 above in which Included  LTCG					
		~1.						
		I				B1e/B2e/B3e/ B4c/ B5e/B6c/B6f/B7e/B8		
	II B1e/B2e/B3e/ B4c/ B5e/B6c/B6f/B7e/B8							
		III	III Total amount of LTCG not chargeable to tax as per DTAA					

# Income from Other Sources (For Non-Residents)

iii	iii FOR NON-RESIDENTS- Income chargeable to be taxed under DTAA						
				Rate of tax under DTAA		Corresponding section of the Act which prescribes rate	Amount of income
	I						
	II						

## **Corresponding Impact**

Sche	Income chargeable to tax at special rates (please see instructions No. 9 for rate of tax)				
	Sl No	Section/Description	V	Special rate (%)	Income (i)
	1	111A (STCG on shares/units on which STT paid)		15	(3iii of schedule BFLA)
	2	115AD (STCG for FIIs on securities where STT not paid)		30	(3iv of schedule BFLA)
	3	112 proviso (LTCG on listed securities/ units without indexation)		10	(part of 3vi of schedule BFLA)
	4	112(1)(c)(iii) (LTCG for non-resident on unlisted securities)		10	(part of 3vi of schedule BFLA)
$\square$	5	115AC (LTCG for non-resident on bonds/GDR)		10	(part of 3vi of schedule BFLA)
RATE	6	115ACA (LTCG for an employee of specified company on GDR)		10	(part of 3vi of schedule BFLA)
	7	115AD (LTCG for FIIs on securities)		10	(part of 3vi of schedule BFLA)
SPECIAL	8	115E (LTCG for non-resident indian on specified asset)		10	(part of 3vi of schedule BFLA)
SPE	8	112 (LTCG on others)		20	(3vii of schedule BFLA)
• • • • • • • • • • • • • • • • • • • •	10	115BB (Winnings from lotteries, puzzles, races, games etc.)		30	(1fi of schedule OS)
	11	115AC (Income of a non-resident from bonds or GDR purchased in foreign currency)		10	(part of 1fii of schedule OS)
	12	Chargeable under DTAA rate			(part of 1fiii of schedule OS)

## FII/ FPI Tax return Mandatory

- AAR VNU International B.V [AAR No. 871 Of 2010]
  - ➤ Held mandatory filing of ITR even though exemption is claimed under DTAA
- The change in ITR-2 is applicable to all Non-Residents. Now, FPIs claiming treaty benefits and not having taxable income will have to file the return.

 ITR 5 & 6 specifically ask whether the assessee is an FPI & if yes, the SEBI Registration Number is to be provided

# Exempt Income (Agricultural Income)

4	i	Gross Agricultural receipts (other than income to be excluded under rule 7A, 7B or 8 of I.T. Rules)			
	ii	Expenditure incurred on agriculture			
	iii Unabsorbed agricultural loss of previous eight assessment years				
	iv	Net Agricultural income for the year (i – ii – iii) (enter nil if loss)			
5	5 Others, including exempt income of minor child				

#### **Applicable only for Residents**

- 1. Foreign Bank Account details new fields added:
  - Account Holder Name
  - Status: Owner/Beneficiary
  - Account opening Date
  - Interest <u>accrued</u> in the account
  - Interest taxable and offered in this return

Interest taxable and offered in this return			
Amount	Schedule	Item number	
	where offered	of schedule	
(10)	(11)	(12)	

- 2. Financial Interest in any Foreign Entity new fields added:
  - Nature of interest Beneficial Owner/ Beneficiary/ Direct;
  - Date since held;
  - Income accrued from such interest;
  - Nature of Income;

Income taxable and offered in this return				
Amount	Schedule where offered	of schedule		
(10)	(11)	(12)		

#### 3. Immovable Property - new fields added:

- Beneficial Owner/ Beneficiary/ Direct;
- Date of Acquisition;
- Income derived from property;
- Nature of Income;

Income taxable and offered in this return			
Amount	Schedule where offered	of schedule	
(10)	(11)	(12)	

- 4. Any other Capital Asset new fields added
  - Beneficial Owner/ Beneficiary/ Direct
  - Date of Acquisition
  - Income derived from property
  - Nature of Income

Income taxable and offered in this return			
Amount	Schedule where offered	Item number of schedule	
(10)	(11)	(12)	

- 5. Accounts in which you have signing authorities (including any beneficial interest)
  - Whether Income <u>accrued</u> is taxable in your hands

If (7) is yes, Income offered in this					
return					
Amount Schedule					
where offered	of schedule				
(10)	(11)				
	return Schedule where offered				

#### 6. Details Of Trust:

- Date since position held;
- Whether income derived is taxable in your hands

If (8) is yes, Income offered in this					
return					
Amount	Schedule	Item number			
	where offered	of schedule			
(10)	(11)	(12)			

Any Other Income

G	Details of any other income derived from any source outside India which is not included in,- (i) items A to F above and, (i							ove and, (ii)
G	income under the head business or profession							
Sl	Sl Country Name Name and address of the Whether taxable If (6) is yes, Income offere				Income offered	in this return		
No	Country Name and code	Name and address of the person from whom derived	Income derived	Nature of income	in your hands?	Amount	Schedule	Item number
		person nom whom serves			in jour miles		where offered	of schedule
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
(i)								
(ii)								

New field added - Name of the premise/building

• Exempt income excluding agricultural income more than Rs. 5,000/- to be reported

## **Newly Introduced Form ITR-2A**

Is a simplified version of ITR-2

Applicable for Individuals & HUFs only

Who do not have any Capital Gains or Foreign Assets

Unlike ITR-2, it contains only 4 pages of Schedules

- Date of Formation of HUF
- Passport Number (if available)

- Date of formation of HUF specifically added (earlier only DOB was there)
- Passport number (if available)

3 Canital gains

- Separate Schedules do not form a part of the Form
- Computation of Income CG details added as under

3	Cap	ital g	tal gains				
	a	Shor	rt term				
		i	Short term chargeable @15% (7ii of item E of Sch CG)	ai			
		ii	Short term chargeable @30% (7iii of item E of Sch CG)	aii			
		iii	Short term chargeable at applicable rate (7iv of item E of Sch CG)	aiii			
		iv	Total Short term (ai + aii + aiii)	3aiv			
	b	Long-term					
		i	Long term chargeable @10% (7v of item E of Sch CG)	bi			
		ii	Long term chargeable @20% (7vi of item E of Sch CG)	bii			
		iii	Total Long-term (bi + bii) (enter nil if loss)	3biii			

#### **NEW FIELDS ADDED:**

 Date of formation of HUF specifically added (earlier only DOB was there)

• In the Schedule of Alternate Minimum Tax (Schedule AMT), a new row has been added to reduce Section 35AD deduction from the computation of adjusted total income in line with amendment made last year vide Finance (No. 2) Act, 2014

- Date of Formation of HUF specifically added (earlier only DOB was there)
- Name of premise/ building/village
- Exempt income excluding agricultural income more than Rs. 5,000/- to be reported

- FII and FPI are required to furnish their SEBI registration number in the new form
- Columns for rate of interest on capital & amount of remuneration paid are added in item E - Partners / Membership / Trust information under Part A-Gen (General)
- Impact of the above is seen in Item No. 38 of Part A P&L (total shown in Part A-Gen should tally with the amount entered here
- Bifurcation of interest paid to Resident / Non-resident to be given in Item No. 44 of Part A of P&L with further break up of amount paid to Partners & Others

- FII and FPI are required to furnish their SEBI registration number in the new form
- In Part A-OI (Other Information), in Item No. 7 (Amounts debited to P&L to the extent disallowable u/s. 37), Expenditure incurred on CSR is to be reported
- In the Schedule BP, deduction under section 32AC is to be separately disclosed (Item No. 27)

- Section 139(4E) added for mentioning under which section the return has been furnished
- In the Schedule of Alternate Minimum Tax (Schedule AMT), a new row has been added to reduce Section 35AD deduction from the computation of adjusted total income in line with amendment made last year vide Finance (No. 2) Act, 2014

# Common Changes for ITR-3 to ITR-7

#### IN THE VERIFICATION:

- A new line has been added:
- Where return is filed under section 92CD (Advance Pricing Agreement), the assesse now has to further certify that:

"I further declare that the critical assumptions specified in the agreement have been satisfied and all the terms and conditions of the agreement have been complied with"

#### Importance of Verification

# I, son/ daughter of holding permanent account number selemnly declare that to the best of my knowledge and belief, the information given in the return and schedules ther to is correct and complete and it at the amount of total income and other particulars shown therein are truly stated and are in accordance with the previsions of the Income-tax Act, 1961, in respect of income chargeable to Income-tax for the previous year relevant to the Assessment Year 2015-16. Place Date Sign here Date

#### Importance of Verification

#### VERIFICATION

solemnly declare that to the best of my knowledge and belief the information given in the return and schedules thereto is correct and complete and that the amount of total income and other particulars shown therein are truly stated and are in accordance with the provisions of the income-tax Act, 1961, in respect of income chargeable to Income-tax for the previous year relevant to the Assessment Year 2015-16.

I further declare that the critical assumptions specified in the agreement have been satisfied and all the terms and conditions of the agreement have been complied with. (Applicable, in a case where return is furnished under section 92CD)

Place

Sign here 🕽

Date

## Prosecution for furnishing incorrect information

Section	Particulars	Extent of Prosecution
Section 277	For knowingly making false statement in verification or delivery of false account, etc where :  (a) tax sought to be evaded exceeds Rs. 25 lakhs (b) In other cases	Rigorous imprisonment:  (a) 6 months to 7 years  (b) 3 months to 2 years

#### **Issues with ITR forms...**

 Aadhaar Card / Passport Number if available but not provided – what is the consequence?

• ITR Forms are only for AY 2015-16 ... new forms expected next year & the year thereafter and .....

#### E-Filing with the help of EVC

Notification No. 41 d. 15<sup>th</sup> April, 2015 amended Rule 12 of the Incometax Rules, 1962.

This Rule lays down the procedure for filing the return and lists the forms to be filled up. The amendment brought into the Rule, for the first time, the concept of Electronic Verification Code (EVC). Through the said notification, sub Rule 3 of Rule 12 has been substituted with a new sub Rule. In this sub Rule, a revised table has been notified. The mode of filing the returns for various categories of tax payers has been listed in this table. One of the modes is "Transmitting the data in the return electronically under electronic verification code".

## The following categories of tax payers can use this mode for e-filing the return

Type of Assessee	Situation
Individuals / HUF	When the return is to be filed in ITR-3 / ITR-4
Individuals / HUF	When foreign tax credit / relief under section 90/90A/91 is claimed
Individual / HUF	When the Resident & Ordinarily Resident assessee holds a foreign asset or has a signing authority in a bank account outside India or has income from any source outside India
Individuals / HUF	Any audit report to be filed (other than tax audit report)
Individuals / HUF	Tax payer below 80 years of age and claiming a refund or having total income more than INR 5,00,000
Individuals / HUF	All other cases
Any tax payer other than a political party	When the return is to be filed in ITR-7
Firm / LLP	When the return is to be filed in ITR-5 (other than one where tax audit is applicable)

#### What is EVC?

In the amended sub rule 3, an Explanation clarifies that "For the purposes of this sub-rule "electronic verification code" means a code generated for the purpose of electronic verification of the person furnishing the return of income as per the data structure and standards specified by Principal Director General of Income-tax (Systems) or Director General of Incometax (Systems)."

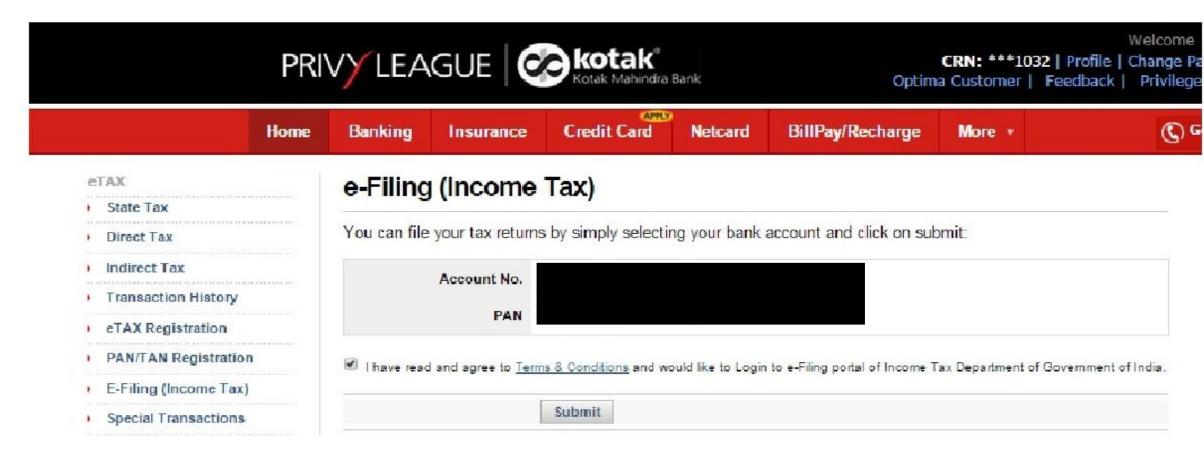
On 13<sup>th</sup> July, 2015, the CBDT has issued yet another notification (No. 2/2015) through the Directorate of Income-tax (Systems) laying down the procedures, data structure and standards for Electronic Verification Code.

As per the latest notification, the EVC will be a 10 digit alpha numeric number.

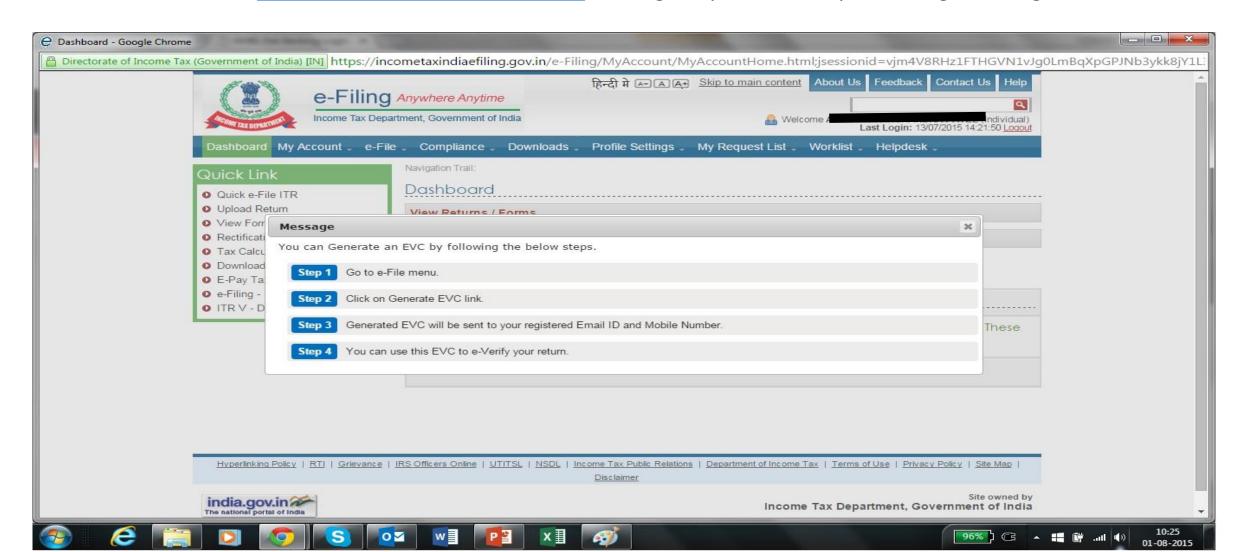
There are 4 ways of generating the EVC:

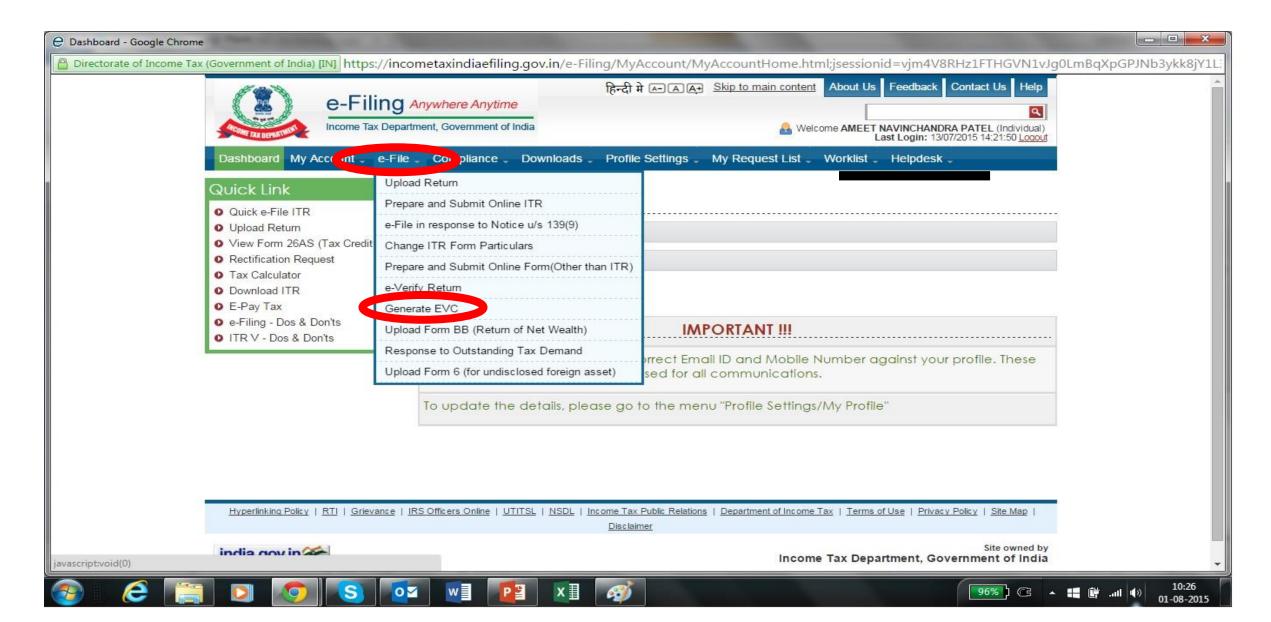
- 1. After logging into the e-filing website through net banking
- 2. After Aadhaar authentication using Aadhaar One Time Password (OTP)
- 3. Using the Automatic Teller Machine (ATM) of a bank
- 4. Through the e-filing website which will send the EVC to the registered email ID and mobile number of the tax payer

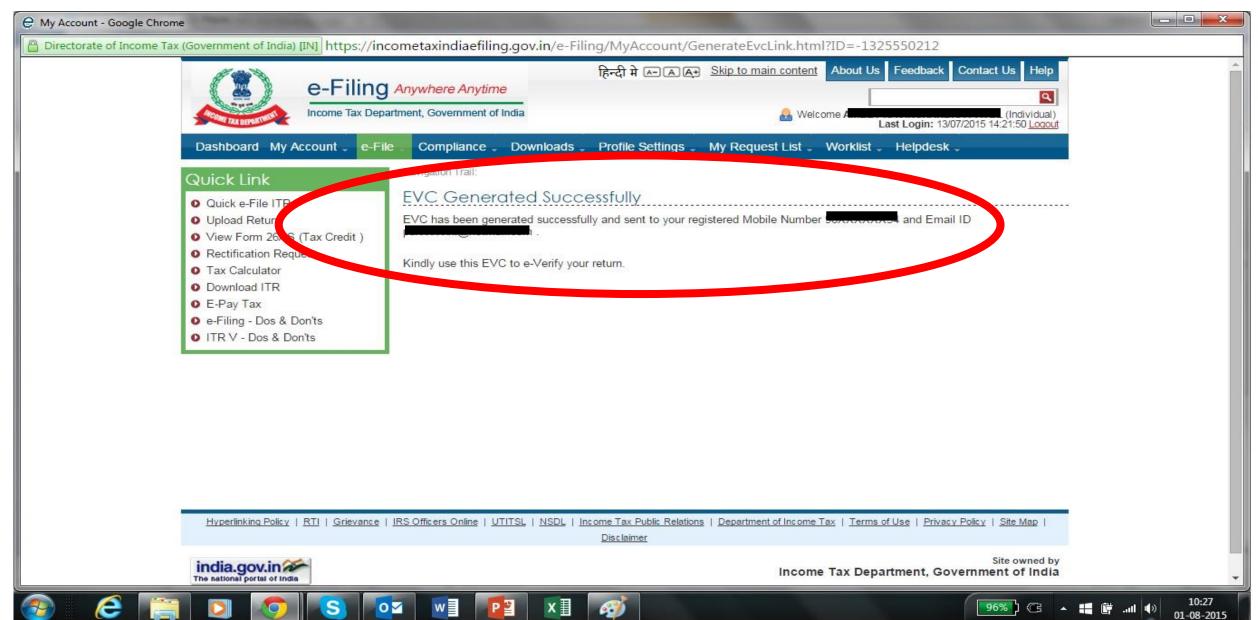
Go to your net banking page, log in and find the e-tax link.



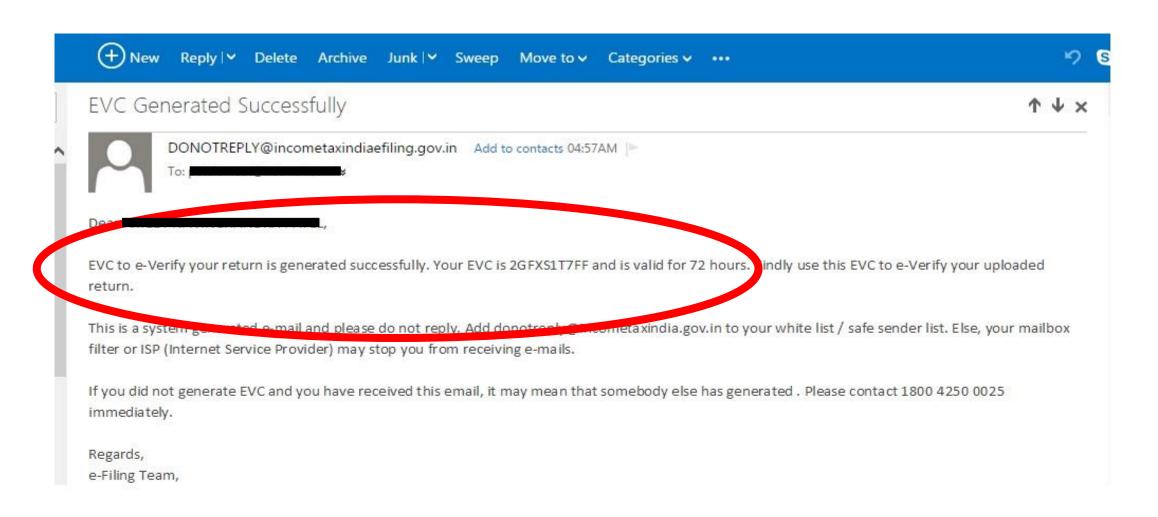
You will be taken to <u>www.incometaxindiaefiling.gov.in</u> which gives you various options for generating EVC



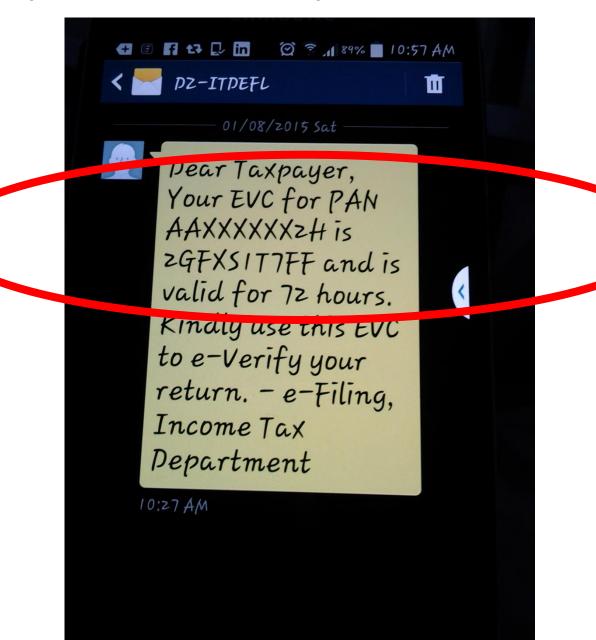




#### And the EVC comes to your email Inbox

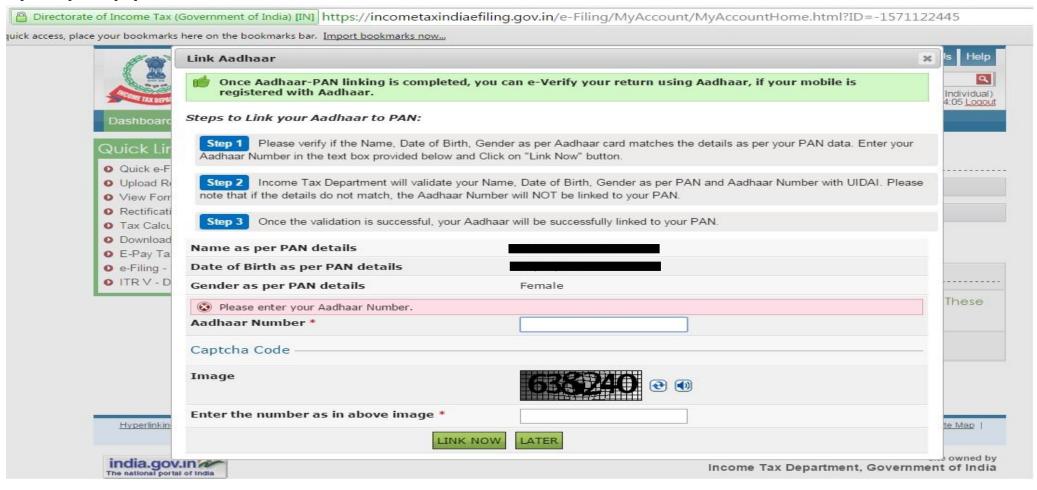


#### And also to your mobile phone as an SMS



#### Generating EVC through Aadhaar Card

First you need to link your Aadhaar Card to the e-filing "My Account". For this, log onto <a href="www.incometaxindiaefiling.gov.in">www.incometaxindiaefiling.gov.in</a> and the following pop up appears.



# And once you use the EVC to file the ITR, the acknowledgement looks like this

THEREO	5	Interest payable TAX DEPART ME					0
ZE	6	Total tax and interest payable					0
TAX	7	Taxes Paid	a Advance T	ax 7a	0		
COMPUTATION AND TAX T	15	races r and	b TDS	7ь	12654		
			e TCS	7c	0		
			d Self Assess	ment Tax 7d	0	0	
			e Total Taxe	s Paid (7a+7b+7c+7d)		7 <sub>e</sub>	12654
	8	Tax Payable (б-	7e)			8	0
	9	Refund (7e-6)				9	12650
3	10	Ex-empt Income	Agri	culture		10	23148
	10	Exempt income	Othe	TS .			.23148
erified	by _	s been ellectronical	lly uploaded on _29-		of at _MU!	an	d has been electronically PAN Lister

## Validity period of EVC

Mode of Generation	Validity Period
After logging in to the e-filing website through net banking	72 hours
After Aadhaar authentication using Aadhaar One Time Password (OTP)	10 minutes
Using the Automatic Teller Machine (ATM) of a bank	72 hours
Through the e-filing website which will send the EVC to the registered email ID and mobile number of the tax payer	72 hours

## Due date of filing the ITRs

Now, the months of August and September are going to be extremely exciting for tax payers and tax professionals



## To conclude

The notification of the new ITR forms was delayed for so long

What purpose did the delay serve?

Is anybody in the CBDT answerable?

#### THANK YOU

#### **AMEET N. PATEL**

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