

AMENDMENT IN 3CA-3CB-3CD REPORT UNDER INCOME TAX ACT, 1961

By CA. Neha Jain

AMENDMENT IN FORM 3CA

- Para 1 (a) -
the audited *profit and loss account / income and expenditure account for the period beginning from _____ to ending on _____;
- Para 1(b) -
the audited balance sheet as at, _____; and
- Para 3 -
In *my / our opinion and to the best of *my / our information and according to examination of books of account including other relevant documents and explanations given to *me / us, the particulars given in the said Form No.3 CD are true and correct subject to the following observations/qualifications, if any:

AMENDMENT IN FORM 3CB

○ Para 1 -

*I / we have examined the balance sheet as on, _____, and the *profit and loss account / income and expenditure account for the period beginning from _____ to ending on _____, attached _____ herewith, _____ of _____ (Name _____), _____ (Address), _____ (Permanent Account Number).

○ Para 5 -

In *my/our opinion and to the best of *my / our information and according to explanations given to *me / us, the particulars given in the said Form No.3 CD are true and correct subject to following observations/qualifications, if any:

AMENDMENT IN FORM 3CD - PART A

- ◉ Para 4 - Newly Inserted

Whether the assessee is liable to pay indirect tax like excise duty, service tax, sales tax, customs duty, etc. if yes, please furnish the registration number or any other identification number allotted for the same

- ◉ Para 6 - Amended (Earlier Para 5)

Previous year - from.....to

- ◉ Para 8 - Newly Inserted

Indicate the relevant clause of section 44AB under which the audit has been conducted

AMENDMENT IN FORM 3CD - PART B

- ◉ Para 11(b) - Amended (Earlier Para 9(b))

List of books of account maintained and the address at which the books of accounts are kept.

(In case books of account are maintained in a computer system, mention the books of account generated by such computer system. If the books of accounts are not kept at one location, please furnish the addresses of locations along with the details of books of accounts maintained at each location.)

- ◉ Para 11(c) - Amended (Earlier Para 9(c))

List of books of account and nature of relevant documents examined

AMENDMENT IN FORM 3CD - PART B

- Para 13(c) - Amended (Earlier Para 11(c))

If answer to (b) above is in the affirmative, give details of such change, and the effect thereof on the profit or loss. (w.r.t. Method of Accounting)

Serial number	Particulars	Increase in Profit (in Rs.)	Decrease in Profit (in Rs.)

AMENDMENT IN FORM 3CD - PART B

○ Para 14(b) - Amended (Earlier Para 12(b))

In case of deviation from the method of valuation prescribed under section 145A, and the effect thereof on the profit or loss, please furnish: (w.r.t. Stock Valuation)

Serial number	Particulars	Increase in Profit (in Rs.)	Decrease in Profit (in Rs.)

AMENDMENT IN FORM 3CD - PART B

◉ Para 17 - Newly Inserted

Where any land or building or both is transferred during the previous year for a consideration less than value adopted or assessed or assessable by any authority of a State Government referred to in section 43CA or 50C, please furnish:

Details of Property	Consideration received or accrued	Value adopted or assessed or assessable

AMENDMENT IN FORM 3CD - PART B

- ◉ Para 19 - Amended (Earlier Para 15)
- ◉ Amounts admissible under sections:

Sections (1)	Amount debited to profit and loss account (2)	Amounts admissible as per the provisions of the Income-tax Act, 1961 and also fulfils the conditions, if any specified under the account the conditions, if any specified under the relevant 14 provisions of Income-tax Act, 1961 or Income-tax Rules, 1962 or any other guidelines, circular, etc., issued in this behalf. (3)
32AC		
33AB		
32ABA		

AMENDMENT IN FORM 3CD - PART B

○ Para 19 - Amended (Earlier Para 15)

(1)	(2)	(3)
35(1)(i)		
35(1)(ii)		
35(1)(iia)		
35(1)(iii)		
35(1)(iv)		
35(2AA)		
35(2AB)		
35ABB		
35AC		

AMENDMENT IN FORM 3CD - PART B

○ Para 19 - Amended (Earlier Para 15)

(1)	(2)	(3)
35AD		
35CCA		
35CCB		
35CCC		
35CCD		
35(D)		
35(DD)		
35(DDA)		
35(E)		

AMENDMENT IN FORM 3CD - PART B

- Para 20(b) - Amended (Earlier Para 16(b))

Details of contributions received from employees for various funds as referred to in section 36(1)(va):

Serial number	Nature of Fund	Sum received from employees	Due date for payment	The actual amount paid	The actual date of payment to the concerned authorities

AMENDMENT IN FORM 3CD - PART B

○ Para 21(a) - Amended (Earlier 17(a)-17(e))

Please furnish the details of amounts debited to the profit and loss account, being in the nature of capital, personal, advertisement expenditure etc.

Nature	Serial number	Particulars	Amount (in Rs.)
Expenditure incurred at clubs being cost for club services and facilities used			

AMENDMENT IN FORM 3CD - PART B

○ Para 21(a) - Amended (Earlier 17(a)-17(e))

Nature	Serial number	Particulars	Amount (in Rs.)
Expenditure by way of penalty or fine for violation of any law for the time being force			
Expenditure by way of any other penalty or fine not covered above			
Expenditure incurred for any purpose which is an offence or which is prohibited by law			

AMENDMENT IN FORM 3CD - PART B

- ◉ Para 21(b) - Amended (Earlier 17(f))
- ◉ (i) as payment to non-resident referred to in sub-clause (i)
(A) Details of payment on which tax is not deducted:

(I) date of payment

(II) amount of payment

(III) nature of payment

(IV) name and address
of the payee

AMENDMENT IN FORM 3CD - PART B

○ Para 21(b) - Amended (Earlier 17(f))

(B) Details of payment on which tax has been deducted but has not been paid during the previous year or in the subsequent year before the expiry of time prescribed under section 200(I)

(I) date of payment

(II) amount of payment

(III) nature of payment

(IV) name and address of the
payee

(V) amount of tax deducted

AMENDMENT IN FORM 3CD - PART B

- ◉ Para 21(b) - Amended (Earlier 17(f))

- ◉ (ii) as payment referred to in sub-clause (ia)

(A) Details of payment on which tax is not deducted:

(I) date of payment

(II) amount of payment

(III) nature of payment

(IV) name and address
of the payee

AMENDMENT IN FORM 3CD - PART B

○ Para 21(b) - Amended (Earlier 17(f))

(B) Details of payment on which tax has been deducted but has not been paid on or before the due date specified in sub- section (I) of section 139.

(I) date of payment

(II) amount of payment

(III) nature of payment

(IV) name and address of the
payee

(V) amount of tax deducted

(VI) amount out of (V) deposited,
if any

AMENDMENT IN FORM 3CD - PART B

- ◉ Para 21(b) - Amended (Earlier 17(f))
- ◉ (iii) under sub-clause (ic) [Wherever applicable]
- ◉ (iv) under sub-clause (iia)
- ◉ (v) under sub-clause (iib)
- ◉ (vi) under sub-clause (iii)

(A) date of payment

(B) amount of payment

(C) name and address of
the payee

AMENDMENT IN FORM 3CD - PART B

- ◉ Para 21(b) - Amended (Earlier 17(f))
- ◉ (vi) under sub-clause (iv)
- ◉ (vii) under sub-clause (v)

AMENDMENT IN FORM 3CD - PART B

○ Para 21(d)(A) - Amended (Earlier 17(h))

On the basis of the examination of books of account and other relevant documents/evidence, whether the expenditure covered under section 40A(3) read with rule 6DD were made by account payee cheque drawn on a bank or account payee bank draft. If not, please furnish the details:

Serial number	Date of Payment	Nature of Payment	Amount (in Rs.)	Name and PAN of the Payee, if available

AMENDMENT IN FORM 3CD - PART B

◉ Para 21(d)(B) - Newly Inserted

On the basis of the examination of books of account and other relevant documents/evidence, whether the payment referred to in section 40A(3A) read with rule 6DD were made by account payee cheque drawn on a bank or account payee bank draft If not, please furnish the details of amount deemed to be the profits and gains of business or profession under section 40A(3A);

Serial number	Date of Payment	Nature of Payment	Amount (in Rs.)	Name and PAN of the Payee, if available

AMENDMENT IN FORM 3CD - PART B

- ◉ Para 24 - Amended (Earlier 19)

Amounts deemed to be profits and gains under section 32AC or 33AB or 33ABA or 33AC

- ◉ Para 28 - Newly Inserted

Whether during the previous year the assessee has received any property, being share of a company not being a company in which the public are substantially interested, without consideration or for inadequate consideration as referred to in section 56(2)(viiia), if yes, please furnish the details of the same.

- ◉ Para 29 - Newly Inserted

Whether during the previous year the assessee received any consideration for issue of shares which exceeds the fair market value of the shares as referred to in section 56(2)(viib), if yes, please furnish the details of the same.

AMENDMENT IN FORM 3CD - PART B

- ◉ Para 31(c) - Amended (Earlier 24(c))
- ◉ Whether the taking or accepting loan or deposit, or repayment of the same were made by account payee cheque drawn on a bank or account payee bank draft based on the examination of books of account and other relevant documents

(The particulars (i) to (iv) at (b) and comment at (c) above need not be given in the case of a repayment of any loan or deposit taken or accepted from Government, Government company, banking company or a corporation established by a Central, State or Provincial Act)

AMENDMENT IN FORM 3CD - PART B

- ◉ Para 32(c) - Newly Inserted

Whether the assessee has incurred any speculation loss referred to in section 73 during the previous year, If yes, please furnish the details of the same.

- ◉ Para 32(d) - Newly Inserted

whether the assessee has incurred any loss referred to in section 73A in respect of any specified business during the previous year, if yes, please furnish details of the same.

- ◉ Para 32(e) - Newly Inserted

In case of a company, please state that whether the company is deemed to be carrying on a speculation business as referred in explanation to section 73, if yes, please furnish the details of speculation loss if any incurred during the previous year.

AMENDMENT IN FORM 3CD - PART B

- Para 19 - Amended (Earlier Para 15)

Section-wise details of deductions, if any, admissible under Chapter VIA or Chapter III (Section 10A, Section 10AA).

Sections	Amounts admissible as per the provisions of the Income-tax Act, 1961 and also fulfils the conditions, if any specified under the account the conditions, if any specified under the relevant provisions of Income-tax Act, 1961 or Income-tax Rules, 1962 or any other guidelines, circular, etc., issued in this behalf.

AMENDMENT IN FORM 3CD - PART B

◉ Para 34 - Amended (Earlier 27)

(a) Whether the assessee is required to deduct or collect tax as per the provisions of Chapter XVII-B or Chapter XVII-BB, if yes please furnish:

1. Tax deduction and collection Account Number (TAN)
2. Section
3. Nature of payment
4. Total amount of payment or receipt of the nature specified in column (3)
5. Total amount on which tax was required to be deducted or collected out of (4)
6. Total amount on which tax was deducted or collected at specified rate out of (5)
7. Amount of tax deducted or collected out of (6)
8. Total amount on which tax was deducted or collected at less than specified rate out of (7)
9. Amount of tax deducted or collected on (8)
10. Amount of tax deducted or collected not deposited to the credit of the Central Government out of (6) and (8)

AMENDMENT IN FORM 3CD - PART B

○ Para 34 - Amended (Earlier 27)

(b) whether the assessee has furnished the statement of tax deducted or tax collected within the prescribed time. If not, please furnish the details:

Tax deduction and collection Account Number (TAN)	Type of Form	Due date for furnishing	Date of furnishing, if furnished	Whether the statement of tax deducted or collected contains information about all transactions which are required to be reported

AMENDMENT IN FORM 3CD - PART B

○ Para 34 - Amended (Earlier 27)

(c) whether the assessee is liable to pay interest under section 201(1A) or section 206C(7). If yes, please furnish::

Tax deduction and collection Account Number (TAN)	Amount of interest under section 201(1A)/206C(7) is payable	Amount paid out of column (2) along with date of payment.

AMENDMENT IN FORM 3CD - PART B

○ Para 36 - Amended (Earlier Para 29)

(a) total amount of distributed profits;

(b) amount of reduction as referred to in section 115-0(1A)(i); (Newly Inserted)

(c) amount of reduction as referred to in section 115-0(1A)(ii); (Newly Inserted)

(d) total tax paid thereon;

(e) dates of payment with amounts.

AMENDMENT IN FORM 3CD - PART B

- ◉ Para 37 - Amended (Earlier 30)

Whether any cost audit was carried out, if yes, give the details, if any, of disqualification or disagreement on any matter/item/value/quantity as may be reported/identified by the cost auditor.

- ◉ Para 38 - Amended (Earlier 31)

Whether any audit was conducted under the Central Excise Act, 1944, if yes, give the details, if any, of disqualification or disagreement on any matter/item/value/quantity as may be reported / identified by the auditor.

- ◉ Para 39 - Newly Inserted

Whether any audit was conducted under the Central Excise Act, 1944, if yes, give the details, if any, of disqualification or disagreement on any matter/item/value/quantity as may be reported / identified by the auditor.

AMENDMENT IN FORM 3CD - PART B

◉ Para 40 - Amended (Earlier 32)

Details regarding turnover, gross profit, etc., for the previous year and preceding previous year:

Serial number	Particulars	Previous Year	Preceding Previous year
1.	Total turnover of the assessee		
2.	Gross profit/turnover		
3.	Net profit/turnover		
4.	Stock-in-trade/turnover		
5.	Material consumed/finished goods produced		

(The details required to be furnished for principal items of goods traded or manufactured or services rendered)

AMENDMENT IN FORM 3CD - PART B

○ Para 41 - Newly Inserted

Please furnish the details of demand raised or refund issued during the previous year under any tax laws other than Income tax Act, 1961 and Wealth tax Act, 1957 alongwith details of relevant proceedings.

Any Query ?

Thank You