

APRIL, 2023

NEWSLETTER

TAX

- Income Tax
- Goods and Services Tax



Lovi Mehrotra & Associates

Chartered Accountants

21-22 IInd Floor Krishna Nagar Safdarjung Enclave
New Delhi 110029

Website : www.lma.co.in • Email : a.kumar@lma.co.in

Income Tax	
1. Clarification about New Tax regime and deduction of TDS on salary by employer under section 192 of the Income Tax Act.	
	CBDT Circular No. 04/2023 dated 05.04.2023
<p>Vide this circular, CBDT has clarified the following points:</p> <ul style="list-style-type: none"> ➤ New Tax regime will be the default tax regime for taxpayers ➤ Tax payers may however opt for old tax regime. ➤ For the purpose of TDS deduction u/s 192, Employer shall seek information from employees regarding their intended tax regime and accordingly employer shall calculate Income and deduct Tax at source. ➤ If no information is received from employee regarding the intended tax regime, it will be presumed that employee opts for Default (new) tax regime and his TDS liability will be calculated accordingly. <p>Circular No.04/2023</p>	
2. Cost Inflation Index (CII) for F.Y. 2023-24.	
	CBDT Notification No.21/2023 dated 10.04.2023
<p>Vide this notification, CBDT has notified the CII for Financial Year 2023-24 as. 348. For Financial Year 2022-23, CII was 331.</p> <p>Notification No.21/2023</p>	

GST

1. Waiver of Late Fee in filing Form GSTR-4 (Annual Return for Composition Dealers).

Notification No.2/2023

Vide this notification, CBIC has waived off late fees in case of Form GSTR-4 for the periods from July-2017 till F.Y 2021-22 to the extent as mentioned below:

In case of Nil GST Returns - Fees has been waived off completely

In other cases – Fees has been reduced to Rs. 500.

Provided that the said returns are filed between 01.04.2023 to 30.06.2023.

[Notification No.2](#)

2. Revocation of Cancellation of GST Registration.

Notification No.3/2023

Vide this notification, CBIC has allowed businesses, whose GST registrations were cancelled for non-filing of returns, to apply for revocation of the cancellation of registration by June 30 2023, after paying due taxes, interest and penalty.

This is intended for the taxpayers whose registration has been cancelled on or before December 31, 2022, and who have failed to apply for revocation of cancellation within the specified period and can do so now by June 30, 2023.

However, the application for revocation shall be filed only after furnishing the returns due up to the effective date of cancellation of registration.

[Notification No.3](#)

3. Amnesty scheme for deemed withdrawal of assessment orders issued under Section 62 of the CGST Act.

Notification No.6/2023

Vide this notification, CBIC has withdrawn the assessment orders issued on or before 28th Feb, 2023 under section 62 of the CGST Act (Assessment of Non-filers of GST returns) if the Taxpayer follow the below prescribed procedure.

- (i) The registered persons shall furnish the said return on or before the 30th day of June 2023.
- (ii) The return shall be accompanied by payment of interest and the late fee payable.

[Notification No.6](#)

4. Rationalization of late fee for GSTR-9 and Amnesty to GSTR-9 non-filers.

Notification No.7/2023

Vide this notification, CBIC has reduced and rationalized the late fees in case of GSTR-9 (Annual Return) to the extent below.

For F.Y. 2022-23,

Class of Registered Persons	Amount of Late Fees
Turnover <=5 Crore in the relevant FY	Rs. 50 per day subject to maximum of 0.04% of turnover.
Turnover 5 crore <=20 Crore in the relevant FY	Rs. 100 per day subject to maximum of 0.04% of turnover.
Turnover>20crore	No reduction in the Late Fee (Rs. 200 per day)

For F.Y 2017-18 to F.Y. 21-22,

Registered Persons can file GSTR-9 only by paying Late fee of Rs. 20,000 irrespective of turnover, provided that GSTR-9 is furnished by them from 1st April 2023 to 30th June 2023.

[Notification No.7](#)

5. Amnesty to GSTR-10 non-filers.

Notification No.8/2023

Vide this notification, CBIC has waived off late fees in excess of Rs. 1,000 in filing of Form GSTR 10 *i.e. Final return for taxpayers applying for cancellation of registration*

However, waiver will be applicable only in respect of GSTR 10 whose due date has been passed is filed between 1st April 2023 to 30th June 2023.

[Notification No.8](#)

Disclaimer:

This is not a complete listing of all circulars/notifications issued during the month.
Instead, it is only a listing of some of the circulars/notifications that we considered important



Lovi Mehrotra & Associates

Chartered Accountants

**21-22 IInd Floor Krishna Nagar Safdarjung Enclave
New Delhi 110029**

Website : www.lma.co.in • Email : a.kumar@lma.co.in