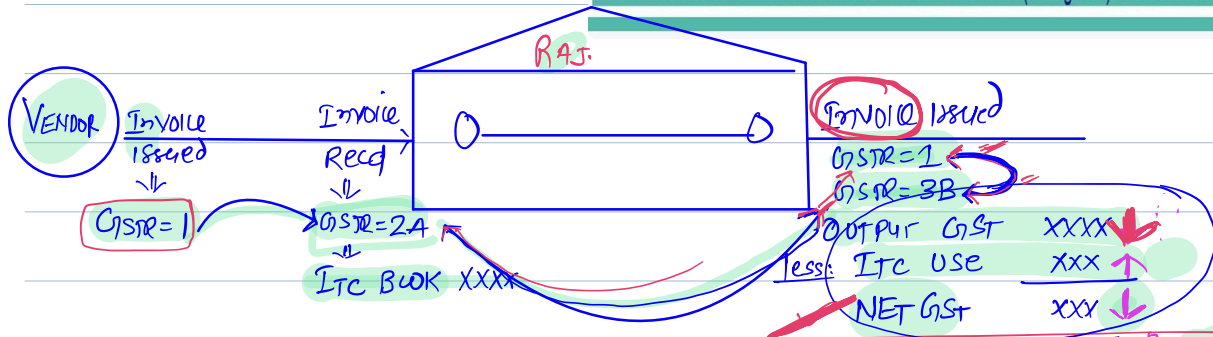
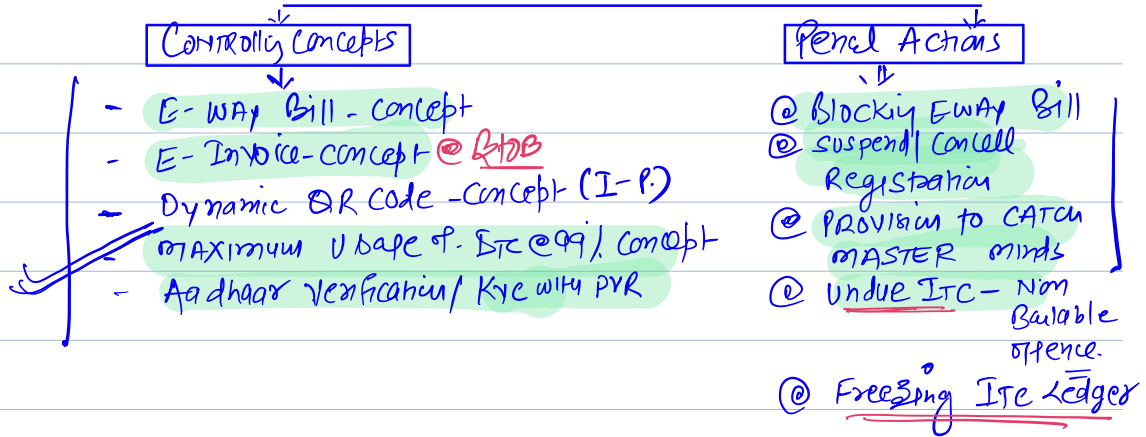


BACKGROUND :



- * NO Invoice / FAKE Invoice / Alter Invoice
- * FAKE ITC / EXCESS ITC taken
- * Register firm with the name of other person.

To CONTROL THE situation GOVT Introduced various concepts & penal Actions



SECTION = 31

Insurance



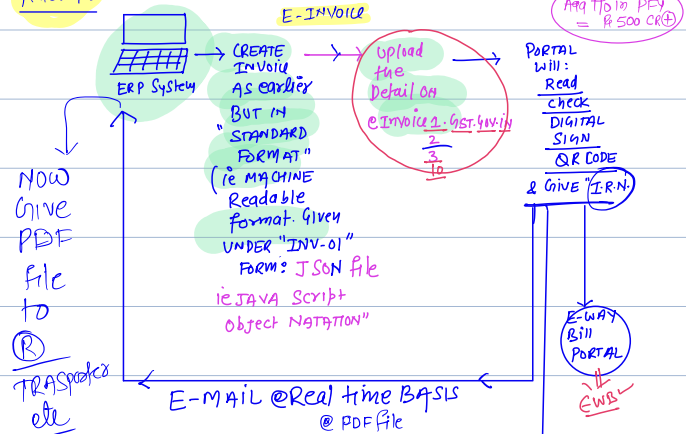
BANKING



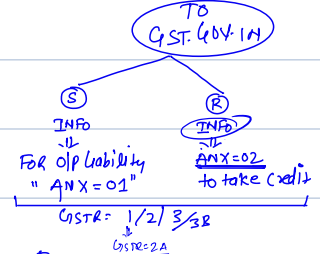
Newly Added Power vs: 31

Govt has power to fix Time & manner of issuing INVOICE in respect of specified Categories of SERVICE.

Rules 48



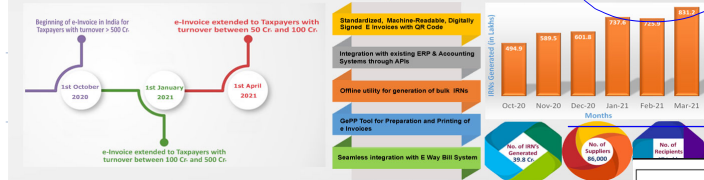
NO CONCEPT OF 2/3 COPIES



- Logo of (S) on Invoice: NO

Reprint & Refill: (AN check detail on the basis of QR Code)

Six Months Journey of e-Invoice



Applicable: ON B2B Transactions ON Export Transactions

- NOT APPLICABLE
- Supply made by -
- * SEZ
 - * Banking Co./NBF/Financial Institution
 - * Insurance Company
 - * Goods Transport Agency
 - * Passenger Transporter
 - * Cinema Hall
 - * ODR Service
- R/Co-PCD
E-way Bill

Government of India e-Invoice System

Contains: - IRN, Digital Sign, other info, Invoice, Inv QR Code

1. Invoice Details
IRN: 0543b0e0903064276a7b6f5f360e427d961, Ack. No.: 11201000036, Ack. Date: 2020-08-19 10:31:00

2. Transaction Details
Category: B2B, Document No.: 89902, Transaction Type: REG - Regular, Document Date: 1-Apr-2020

3. Party Details
Seller: GETTYN, Satare Road Pune, Pune, 411007, Karnataka
Purchaser: GETTYN, Pune, Maharashtra

4. Goods Details
Product Name: Pen, Product Description: Pen1001, HSN Code: 1001, Quantity: 10, Unit: Nos, Unit Price (RS): 100, Taxable Amount: 1,000.00, Tax Rate (C+S+I+CESS) (State-Cess-Non-Advt): 0+0+18+0+0

Tax/Chg. Amt.	CGST Amt.	SGST Amt.	IGST Amt.	CESS Amt.	State CESS Amt.	CESS Non-Advt Amt.	Discount	Other Charges	Total Inv. Amt.
1,000.00	0.00	0.00	180.00	0.00	0.00	0.00	0.00	0.00	1,180.00

Generated By: [Signature], Print Date: 14-Sep-2020 15:05, Digitally Signed by NCI:IMP, 2020-08-19 10:31:00

This can't be removed electronically for verification by P.O. in lieu of physical copy of invoice on the way

Rule: 133A(2) CHAPTER EWAY Bill

NORMAL INVOICE



Registered Person

↓
HAVING Agg TTD in FY 17-18 onwards & 500 CR+

↓
B2C TRANSACTION

↓
THEN INVOICE must have
Dynamic payment QR code

QR code may be make available
through "DIGITAL DISPLAY"
with cross Reference @ Invoice



OR

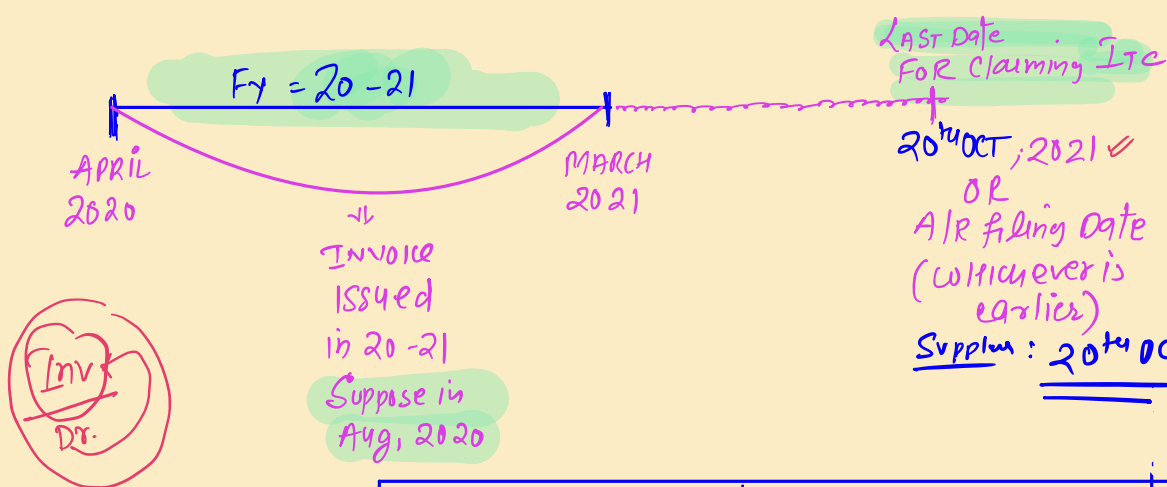



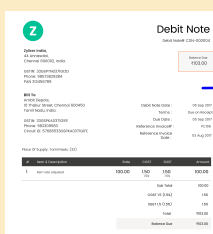
Above provision NOT applicable on
Supply made by ↓

- * Banking Co. | NBFC | Financial Institution
- * Insurance Company
- * Goods Transport Agency
- * Passenger Transporter
- * Cinema Hall
- * ODAF Service

B1G9-CO

	Now Book ITC on payment basis: Provided also that the recipient shall be entitled to avail of the credit of input tax on payment made by him of the amount towards the value of supply of goods or services or both along with tax payable thereon.
Either Depreciation or ITC	(3) Where the registered person has claimed depreciation on the tax component of the cost of capital goods and plant and machinery under the provisions of the Income-tax Act, 1961, the input tax credit on the said tax component shall not be allowed.
Last date to book ITC	(4) A registered person shall not be entitled to take input tax credit in respect of any invoice or <u>debit note</u> for supply of goods or services or both after the due date of furnishing of the <u>return under section 39 (Periodic)</u> for the month of September following the end of financial year to which such <u>invoice or invoice relating to such</u> debit note pertains or furnishing of the relevant annual return, whichever is earlier.



	PARTICULARS	AS PER OLD LAW	AS PER Amended Provisions
	Invoice issued in August, 2020 (20-21)	20 th Oct = 2021	20 th Oct. = 2021
	1 Debit note issued in Feb, 2021 (20-21) Related to Invoice issued in August	20 th Oct. = 2021	20 th Oct. : 2021
	1 Debit Note issued in MAY, 21 (21-22) Related to Invoice issued in August	20 th Oct : 2021	20 th Oct : 2022

CGST RULES, 2017

**Rule 36 :
Documentary
requirements and
conditions for
claiming input tax
credit**

(3) No ITC where tax paid against order (fraud): No input tax credit shall be availed by a registered person in respect of any tax that has been paid in pursuance of any order where any demand has been confirmed on account of any fraud, willful misstatement or suppression of facts.

(4) Input tax credit to be availed by a registered person

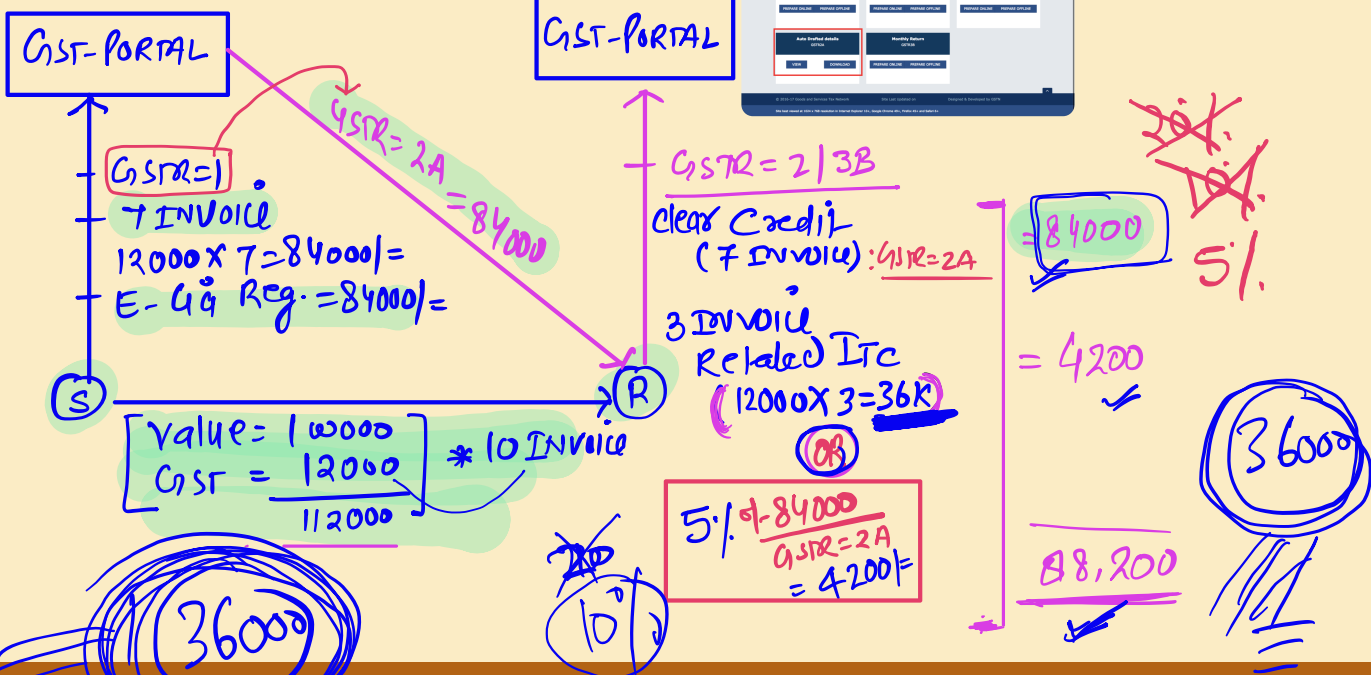
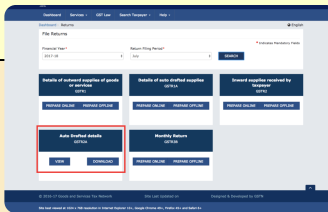
- in respect of invoices or debit notes, the details of which have not been furnished by the suppliers under sub-section (1) of section 37 **in FORM GSTR-1 or using the invoice furnishing facility,**
- shall not exceed **5%** of the eligible credit
- available in respect of invoices or debit notes the 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.**

(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 uploaded by the suppliers under section 37(1), shall not **exceed 10%** of the eligible credit available in respect of invoices or debit notes the details of which have been uploaded by the suppliers under section 37(1).

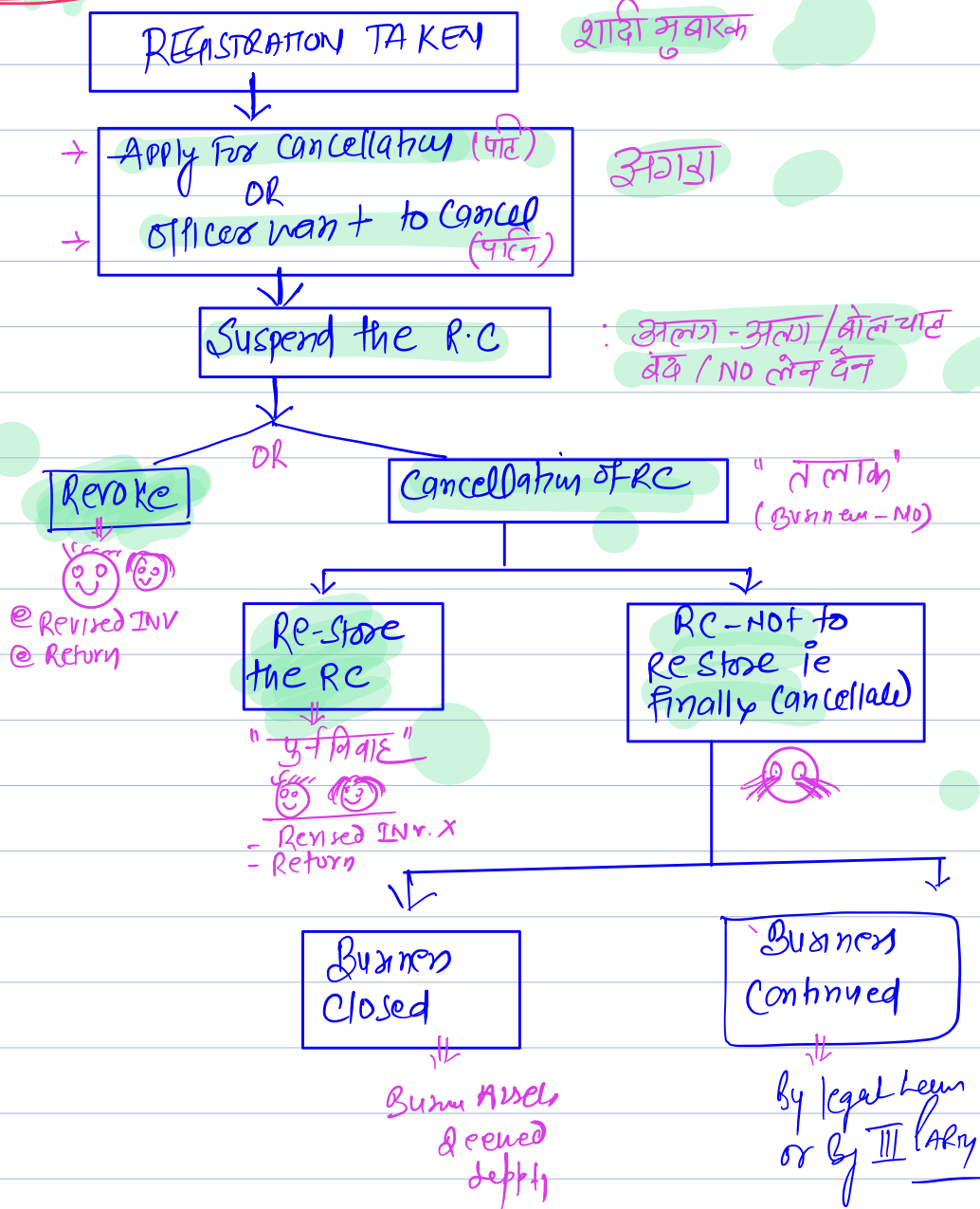
Rule 36 (4): ITC in case of Missing invoice in GSTR 1/ IFF

GST Involved in such invoices	xxx	36000	} = 42000
5% of Amount reflected in GSTR 2A	xxx	4200	
[Whichever is LOWER] $84000 \times 5\%$			

RTS/A



PROCESS

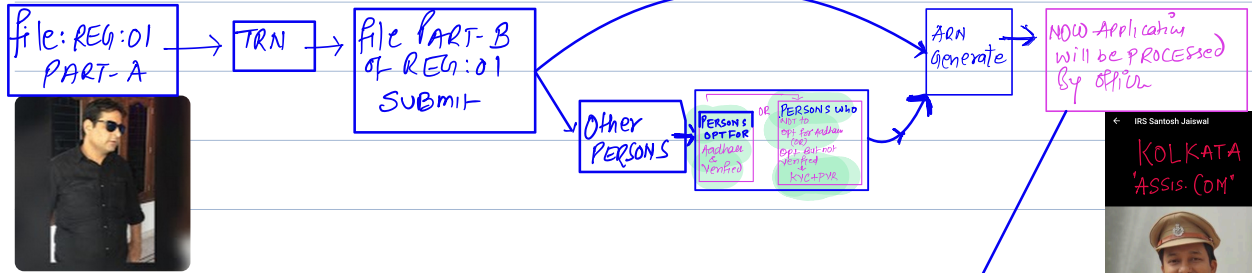


PVR = = Clear
30 DAYS

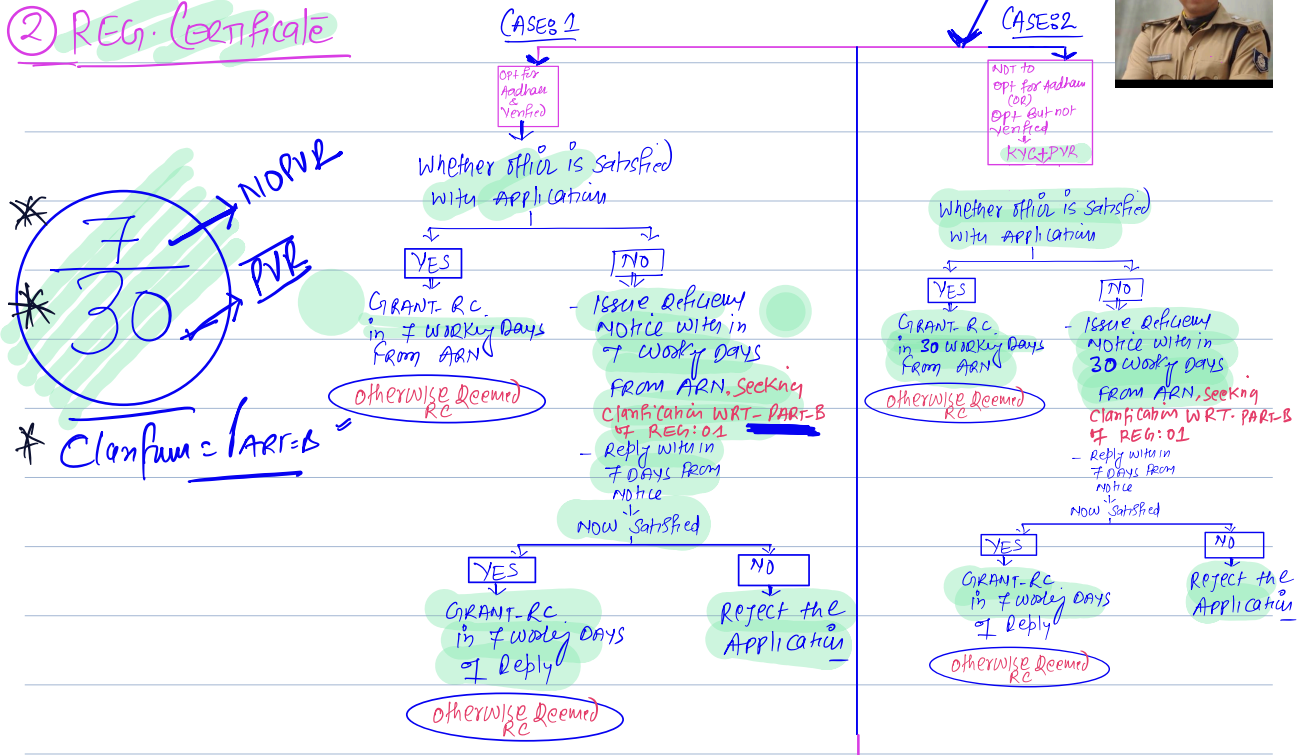
① APPLICATION

Aadhaar not required for:

- Not a citizen of India;
- Government departments/ establishments;
- A local authority;
- A statutory body;
- A Public Sector Undertaking;
- MINI HOLDER (Refer web)



② REG. Certificate



NO PVR { Q: what will be the procedure of the person on whom Aadhaar Requirement is -N.A. (not detail) N.R }
 ANS: PROVISIONS of CASE:1 shall apply

* PVR { Q: What if Aadhaar verified by officer want PVR due to any other Reason: }
 ANS: PROVISIONS of CASE:2 shall apply

③ Suspension & Cancellation of RC

Application for Registration → GRAM+RC
शुद्धी

Now Mode of Cancellation

Why?

ON Application (पति)

- PAN CHANGE
- CLOSURE OF Business
- NO future GST Liability
- REG. Was on VOL. BASIS
- NOW Wanna EXIT on VOL. BASIS *

By Officer: (पति)

- Contravention of Provision ✓
- non filer for 6/9 MONTHS ✓
- etc
- newly Added: RIFA ✓

* ITC EXCESS BOOK
* GSTR-1 → GSTR-3B
* GSTR-2A
* GSTR-1
* ITC ENDORSE
* IGNORING ITC Restriction of 99%
2% dntei

20L

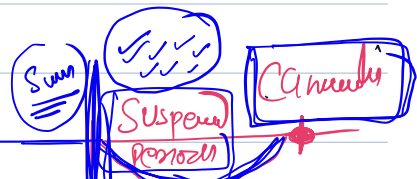
STEP NO: 1

SUSPENSION

* Effective Date of Suspension:

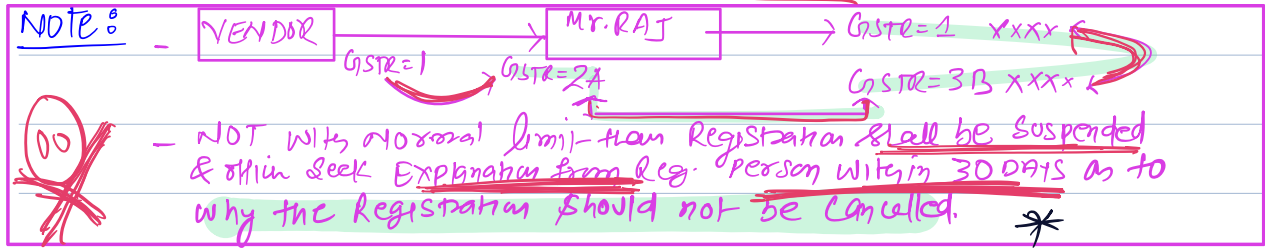
- पति → deemed to be suspended
- Application date
- OR
- debarred date
- पति → The date on which officer deem fit (may be immediately)

Earlier



without giving opp of being heard & Suspension order may be REVOKED. Anytime By officer IF he deem fit *

"BIFA"



- * DONT'S :
- * न customer से GST लेना (however can do business)
 - * न देपॉल्ट की GST देना
 - * न देपॉल्ट से लेना (refund etc) *

NO E-WAY Bill

* Suspension ORDER MAY

Withdraw

= NO W/THARDO :

Convert into Cancellation

= MOVE ON ...

- * TAX COLLECT KARO: By Issuing Revised TAX Invoice
- * देपॉल्ट को GST GST से - By filing Return for suspension period
- * claim refund (ibany)

Cancellation of REGISTRATION

DONT'S : CAN NOT DO BUSINESS + SHUTTER DOWN

However MAY APPLY for Revocation -

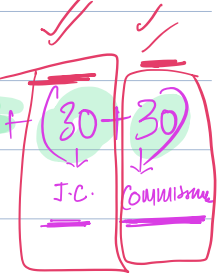
- Time limit for Apply : 30 DAYS

- Time limit in PROCESS of Application :

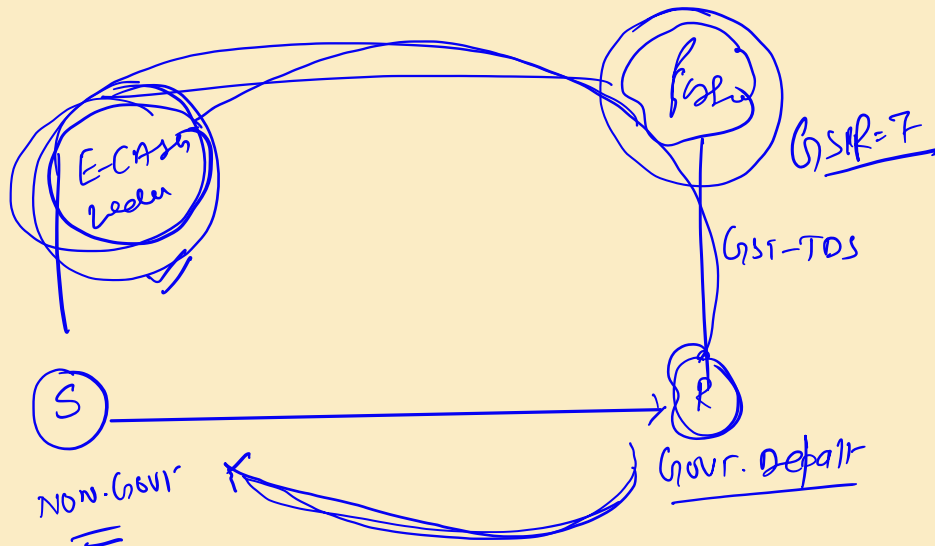
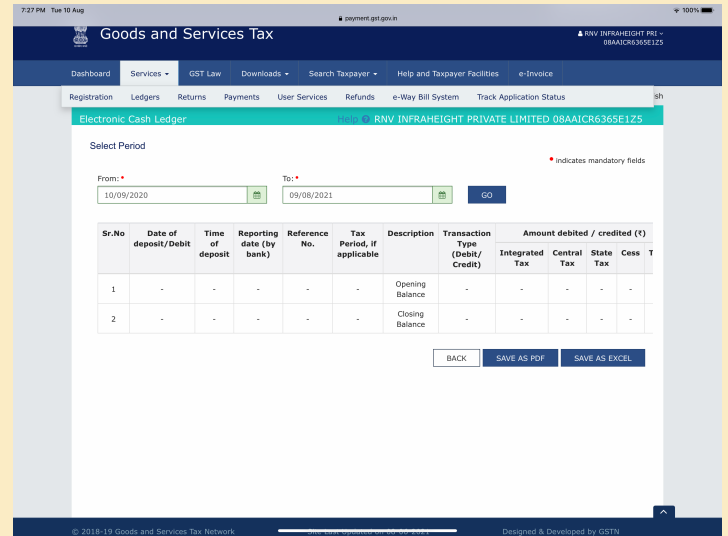
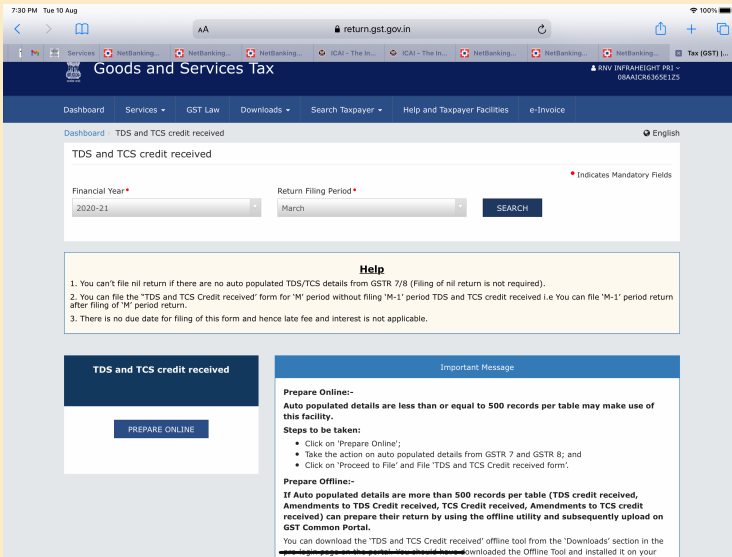
30 DAYS + EXT

~~7 DAYS~~

30 DAY + 30 + 30



<p>Credit to deductee in E-Cash Ledger</p>	<p>(5) The deductee shall claim credit, in his electronic cash ledger, of the tax deducted and reflected in the return of the deductor furnished under section 39(3), in such manner as may be prescribed.</p>
<p>Refund of Erroneous</p>	<p>(8) The refund to the deductor or the deductee arising on account of excess or erroneous deduction shall be dealt with in accordance with the provisions of section 54: <i>Provided that no refund to the deductor shall be granted, if the amount deducted has been credited to the electronic cash ledger of the deductee.</i></p>



Analysis

Newly added: Rule 86B: Restrictions on use of amount available in electronic credit ledger.

If TAXABLE TURNOVER of a registered person in a particular month is Rs 50 lakh or more – then the person need to pay atleast 1% from E cash ledger even if has sufficient balance of credit to pay of all output GST.

However following persons will not be covered under the above provision..

1. Owner, director, karta etc paid income tax of Rs. 1 lakh each in last 2 F.Y.
2. Claim Refund of ITC of Rs. 1 lakh
3. Government Department/ PSU/local Authority/Statutory Body.
4. If paid excess in preceding period then no need to pay in cash in current period ie cumulative benefit shall be allowed.

Registered person may request to officer for relaxation.

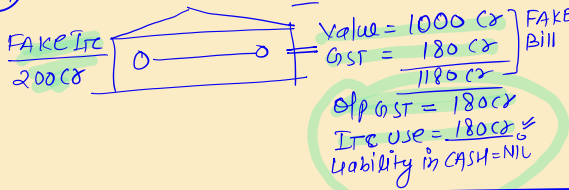
TO CATCH MASTER MIND

कांटा १% (1%)

ANALYSIS of Rule: 86B @ Restriction of 1% (W.E.F: 1/1/21)

* Objective to introduce the rule: To stop Fake Invoices (here is one of the check)

* Fraud person: Create various firm in the name of "सरकारी नौकर, शिक्षावाला, माली, डॉक्टर etc"



E-way Bill
- Aadhar
- E-Invoice
- freezie ITC Ledger

CREDITS KA Credit वाकिल गाया 180 CR * 1% = 1.8 CR

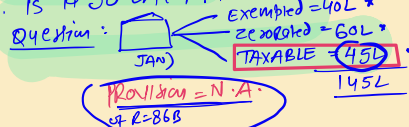


Depalt's software Will ABLE TO TRACE FRAUD PERSON.



* Restriction of 1%:

IF TAXABLE TURNOVER in a PARTICULAR MONTH is Rs 50 LAKH PLUS.



OP/TAX = 10,000 CR

Even than you will have to pay- 1% of 10,000 ie 100 CR FROM E-CASH ledger @ Manual SETOFF of ITC

NOW जेहूँ के साथ धुन न मिले इसके लिए Relaxation FROM 1%

- (1) Owner, Director, KARTA etc - paid Income TAX RS. 1 LAKH each in 2 LAST FY. (OR) [मुख्य आजी]
- (2) claim Refund of ITC of Rs 1 LAKH - Due to "Export under BOND" or "Intertax Rate Structure". (OR)
- (3) The person is Govt/Depalt./PSU/Local Authority/Statutory Body. (OR)
- (4) Big Relief: check cumulatively: APRIL to DEC = 540 LAKH (7 LAKH OP/TAX, 27,000 CASH, 27,000 CASH), JAN MONTH = 60 LAKH (3 LAKH OP/TAX, 3,000 CASH, 3,000 CASH), Current = 600 LAKH (30 LAKH OP/TAX, 30,000 CASH, 30,000 CASH).

(5) Notes: REGISTERED PERSON may request to officer for Relaxation. (e.g. seasonal business, NEW Business etc)

NOT following of Rule=86B: Rule=59 = CAN NOT file GSTR=1, Rule=21 = Registration may cancel. E-way Bill & No ITC to (e)



ANALYSIS

ANALYSIS OF QRMP [OPTIONAL: ANY TIME ENTRY | EXIT]

① **WHAT IS QRMP:** Filing of GSTR-3B on Quarterly Basis
But PAYMENT OF TAX on monthly BASIS

② **WHO IS ELIGIBLE?**

CONDITION (a) Aggregate Turnover in PFY (as per Portal) limited to ₹ 5 Cr



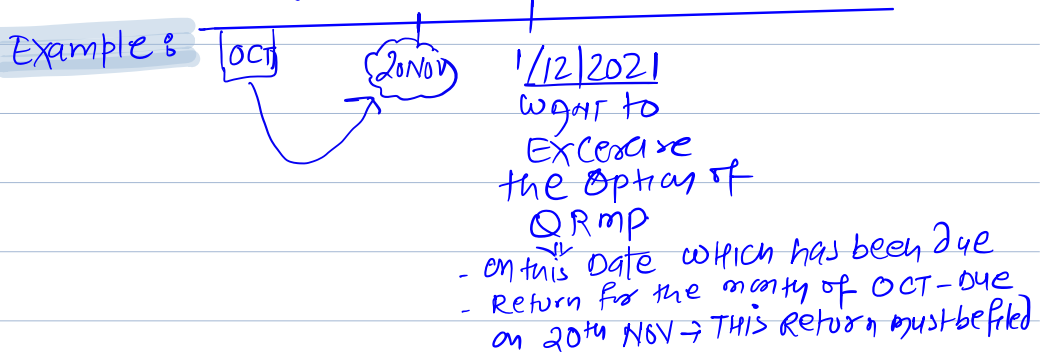
Such person will be eligible for QRMP in CFY

AND the person remain eligible for QRMP in CFY till the quarter in which the person cross the T/o of ₹ 5 Cr.

Example: Turnover in PFY (20-21) = 4 Cr [So eligible for QRMP in CFY]
Current year Turnover:

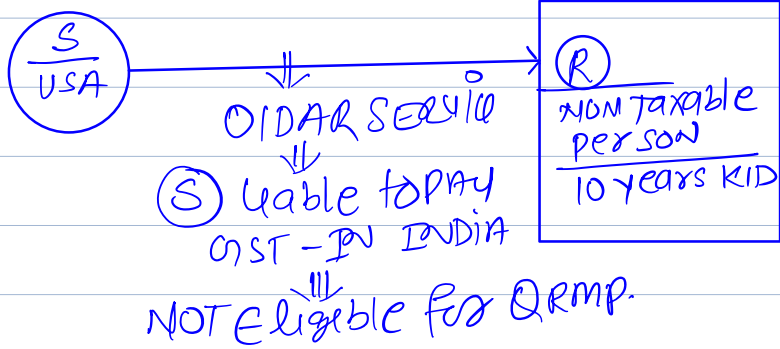
	<u>TURNOVER?</u>	<u>Cumulative T/o:</u>	<u>Scheme</u>
Qt ₁ [A M J]	₹ 1 Cr	1 Cr	QRMP ✓
Qt ₂ [J A S]	₹ 1 Cr	2 Cr	QRMP ✓
Qt ₃ [O N D]	Upto Nov. = 3 Cr in Dec. = 1 Cr	6 Cr	QRMP
Qt ₄ [J F M]	₹ 1 Cr	7 Cr	monthy.

CONDITION (b) LAST RETURN WHICH WAS DUE ON the date of EXERCISING the option must be Filed.



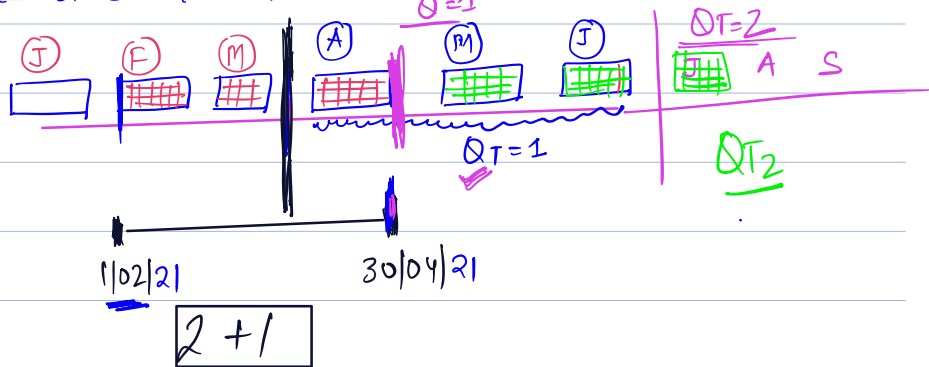
Condition (c) : The person should not be OIDAR S.P.

Example:



③ WHEN TO EXERCISE THE OPTION : (WANT TO START FROM APRIL)

YEAR: 2021



④ HOW TO EXERCISE / OPT FOR the option:

(a) Eligible person may opt for manually on GST Portal
 → Service → Return. — opt in.

(b) Default setting on PORTAL (IF NO Action taken manually)

TURNOVER	GSTR = 1 File	GSTR = 3B
Til upto 1.5 cr	Quarterly	Quarterly (QRMP)
	MONTHLY	MONTHLY
1.5 cr ⁺ to 5 cr	MONTHLY	Monthly

5) NOW PROBLEM IN MAKING PAYMENT OF TAX / HOW TO MAKE PAYMENT.

	APRIL	MAY	JUNE	RETURN Filing Date
	रिमाइंड x PAYMENT KITNA KARE?	रिमाइंड x PAYMENT?	रिमाइंड x PAYMENT?	RETURN Filing Date 23/24 July ie (A) (M) (J)
A) FIXED SUM METHOD: (i) IF LAST TAX PERIOD WAS A QUARTER CASH = 100	35% of CASH GST Paid in LAST QT to be paid on 25 th MAY 35	35% of CASH GST Paid in LAST QT to be paid on 25 th JUNE 35	32 Balance Amount on the BASIS OF FINAL Amount in the Return & to be paid on 25 th July	WEST + South + MID STATE NORTH + EAST STATES KA हिसाब यहाँ होगा। 102 - 70 32
(ii) IF LAST TAX PERIOD WAS A MONTH	100% of CASH GST Paid in LAST QT to be paid on 25 th MAY.	100% of CASH GST Paid in LAST QT to be paid on 25 th MAY.	Balance Amount on the BASIS OF FINAL Amount in the Return & to be paid on 25 th July	
B) SELF ASSESSMENT METHOD	Calculate TAX ON ACTUAL BASIS	Calculate TAX ON ACTUAL BASIS	Calculate TAX ON ACTUAL BASIS	Suppose: TAX in Last Quarter through E-CASH = 100 FINAL TAX of current QT @ CASH = 102

Notes: NO TAX IS REQUIRED TO BE DEPOSITED IF IN FOLLOWING SITUATIONS:

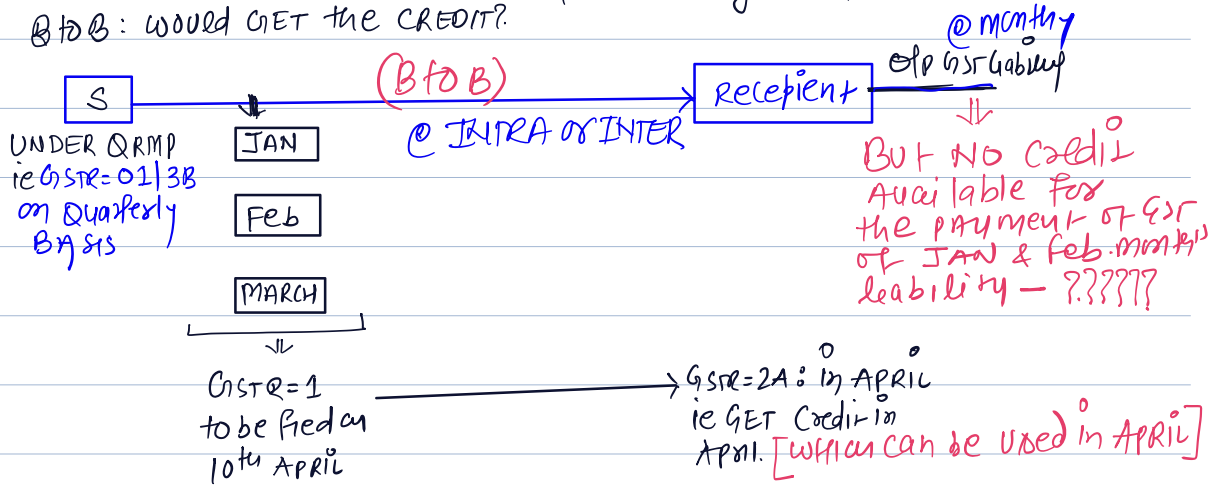
- WHERE TAX LIABILITY IS NIL
- HAVE ALREADY SUFFICIENT BALANCE

	(A)	(M)	(J)
TAX LIABILITY:	40	50 = 90	
Balance in E-CASH OR E-Credit Ledger	70	25 = 95	

↓
 No need to deposit for APRIL month as the person already have sufficient balance.

↓
 No need to deposit as the person have sufficient CUMULATIVE BALANCE.

⑥ ONE MORE PROBLEM & Solution: How the registered Buyer B to B: would GET the CREDIT?



- SO TO OVERCOME WITH THIS PROBLEM: **S** MAY FURNISH B to B INVOICES (Dr./cr. NOTE) UNDER IFF i.e. INVOICE FURNISHING FACILITY FOR THE MONTHS OF JAN & FEB.
- NOW FOR THE Q1 (J, F, M) FILE GSTR=1 FOR ALL THE 3 MONTHS [EXCEPT THE INVOICES] ALREADY FURNISHED @ IFF. i.e. NO NEED TO GIVE DETAIL OF THOSE TRANSACTION.

- NOTE: NET value of Invoices that can be uploaded is restricted to **RS 50 LAKH** per month [it is restricted by keeping in mind the limit of 5cr]

7 Interest calculation

Registration in DL

EXAMPLE: Suppose in LAST quarter Cash outflow = 6/100

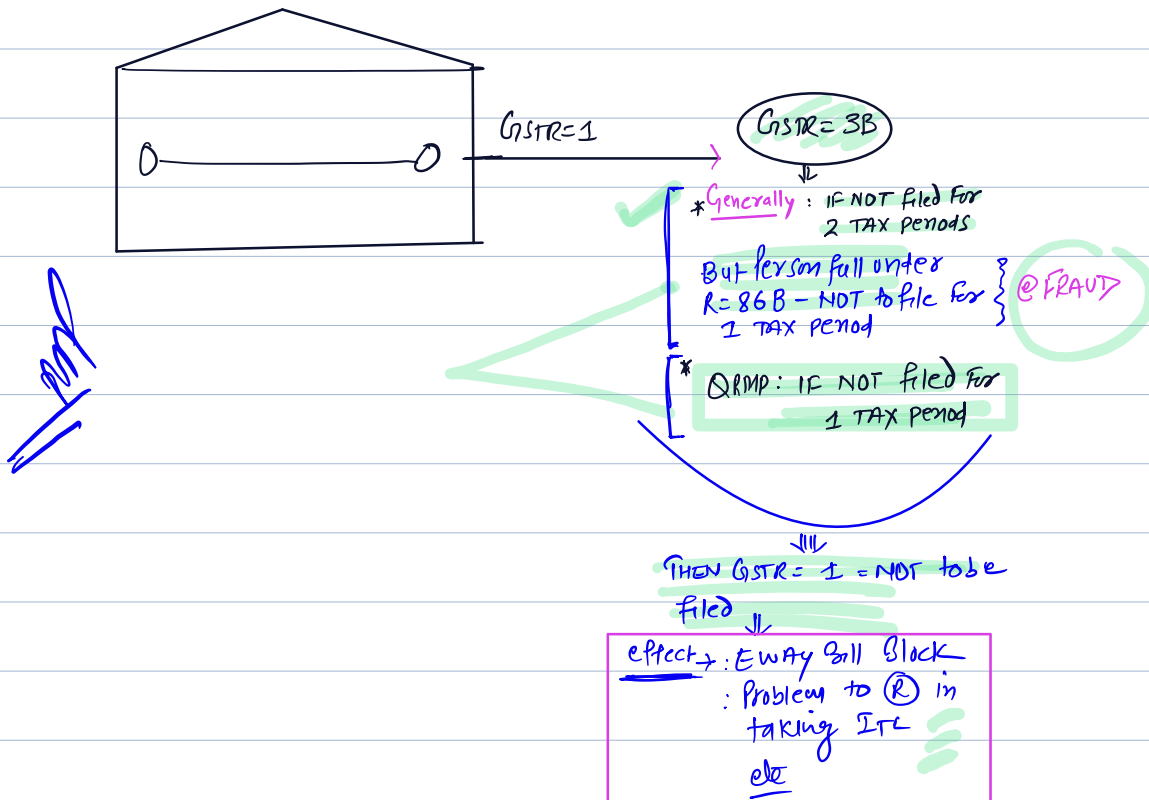
	A	M	J	Total
TAX to be Paid (on per given method) on due date <i>ie 25th of NEXT MONTH</i>	35 (BASED on previous TAX)	35 (BASED on previous TAX)	Balance 32	= 102 to be paid
TAX Actually Paid on due date	35	35 = 70	32	= 102 Total Paid
FINALLY ASSESSED	40	25 = 65	37	= 102 FINAL TAX liability
	NO Interest	NO Interest	NO Interest	

27th को 5% के दर पर WEF: 25th

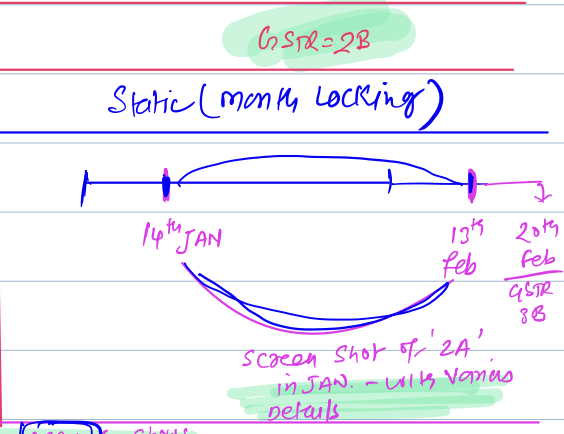
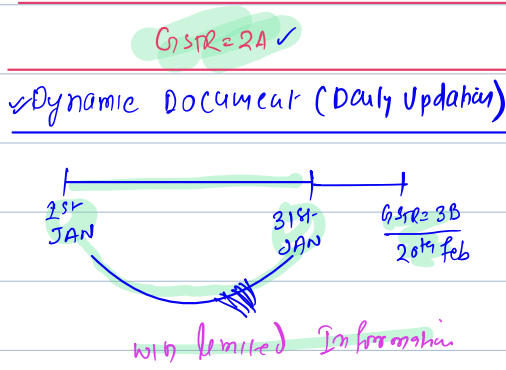
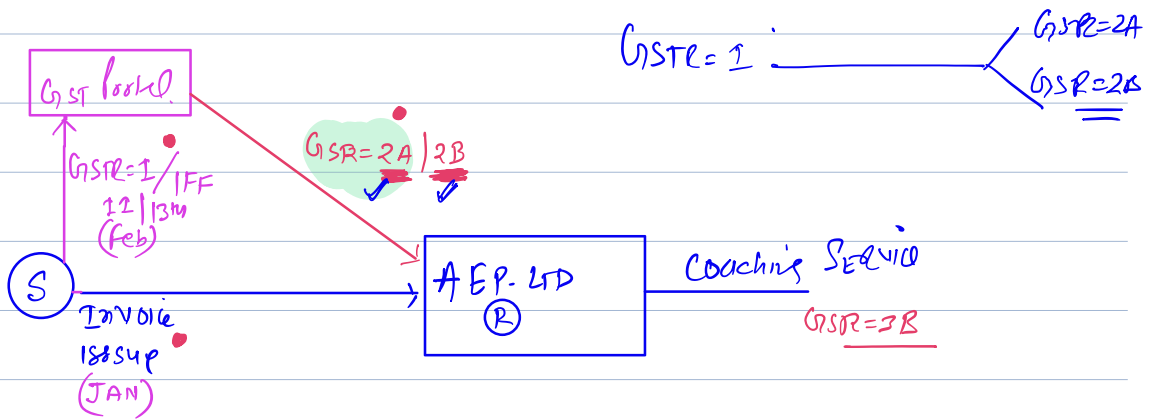
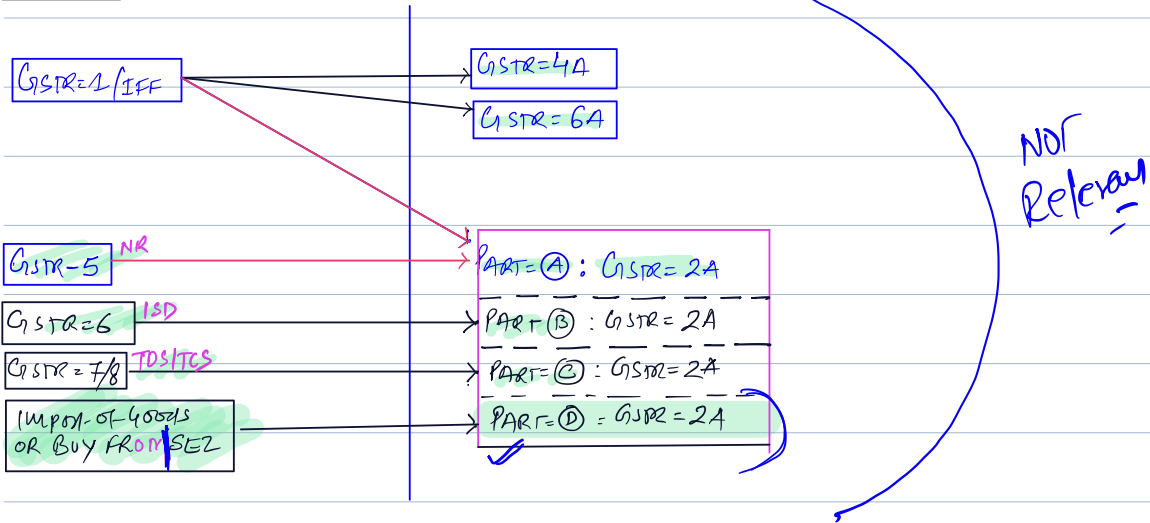
- जब जितना आँगा (due हुआ) उतना दिया का है इतना नहीं.
- जब जितना आँगा उससे कम दिया - तब छिलना कम दिया उस पर Interest लगेगा।

Form	Due date under QRMP.	Due date under other CASES
GSTR=1	18 th	11 th
GSTR=3B	22 nd / 24 th ↓ North & East INDIA REST OF INDIA	20 th
GST payment due date	25 th	20 th

Note: Restriction on filing GSTR=1 IFF:



Rule: 60



- Inv. issued in APRIL shows in GST=1 of JUNE that is filed on 13th July

Reflected in GST=2A of APRIL mm
ie 2A follows Invoice MONTH
DATE

Reflected in GST=2B of JUNE mm
ie follows Filing MONTH

Note: NOW GST=2B linked with GST=3B