Provisions under GST FILING OF RETURNS

By:- Puneet Agrawal B. Com (H), CA, LLB Partner Athena Law Associates



CONTENTS

This presentation covers-

- Return Filing Process
- For dealers not filing returns
- Additional functionalities
- First Returns
- Periodicity of return filing



Return Filing Process

- Returns may be prepared offline and then uploaded
- Sales Purchase records to be uploaded, and transactions posted to respective dealers' ledger
- All taxes due as per returns must be paid in full before submitting returns; returns will not be allowed to be submitted until taxes as per returns have been paid in full
- On filing the return, the system would generate a "provisional acknowledgment" while on matching the payment details with the records submitted the "final acknowledgment" will be generated



Return Filing Process

- Post the Return Filing Due Date: matching (for the purpose of "final Acknowledgment" generation) will be done first at dealer level; if not, then invoice level
- Rectification:
 - In case of any error, rectification for a specific return, or a return period, rectification application may be filed
 - Only the relevant records pertaining to the modifications sought, to be submitted



For Dealers not filing Returns

- System generated notices for dealers who have not filed return beyond the expiry of due dates; after approval of the tax official
- Notice should state the reason for penalty to be imposed
- System should record payments made, or returns filed thereafter; update the notice status
- In case of late filing, the late fee and interest to be auto calculated



Additional Functionalities

- Unique ID to be allotted to UN bodies (after due verification); this unique ID to be provided to the seller for every transaction, for tracking purposes and ease of refunds for UN bodies
- Provision for extension of last date of filing return, after due approval; here, the last date for return filing will be the extended date
- Provision in system such that any excess payment in a period is clearly shown and net tax liability calculated accordingly
- Provision for delegation of work from one official to another



First Return

Details to be furnished in first return by taxable person paying tax under provision of Section 7 of CGST Act	Liability arises from
Details of outward supplies under section 25	Date on which he became liable to registration till the end of the month in which registration has been granted;
Details of Inward supplies under section 26	The effective date of registration till the end of the month in which registration has been granted



Periodicity of return filing

Serial No.	Registered taxable person shall furnish	To be filed by
1.	Return for outward supplies made by taxable person (other than compounding taxpayer and ISD)	10 th of the next month
2.	Return for inward supplies received by a taxable person (other than a compounding taxpayer and ISD)	1 5 th of the next month
3.	Monthly return of outward supply, inward supply, ITC availed, Tax paid and Tax payable (other than compounding taxpayer and ISD)	20 th of the next month.
4.	Quarterly return for compounding taxpayer	18 th of the month next to quarter.
5.	Return for Tax Deducted at Source	10 th of the next month
6.	Return for Input Service Distributor (ISD)	13 th of the next month.
7.	Annual Return	By 31 st December of next FY.



THANK YOU

Contact us: Puneet Agrawal Partner Athena Law Associates puneet@athenalawassociates.com +91-9891-898911 Website: athena.org.in Blog: gstlawindia.com

