

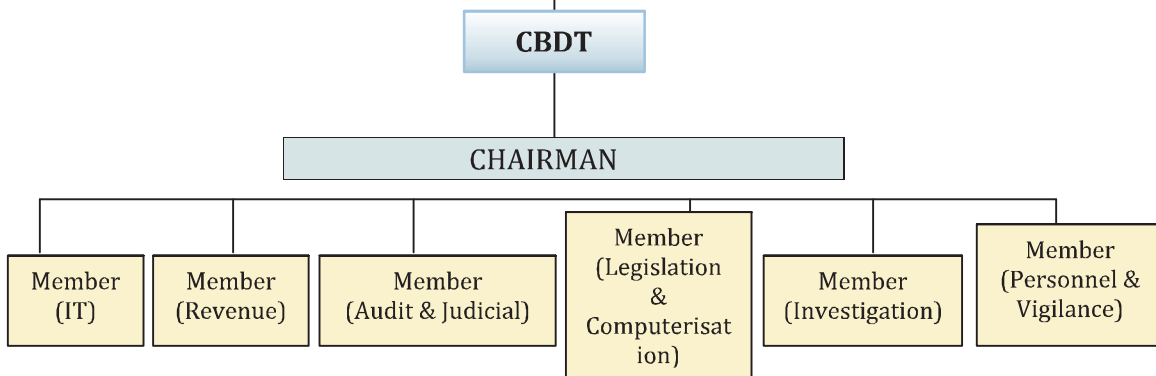
APPENDICES

Chapter I

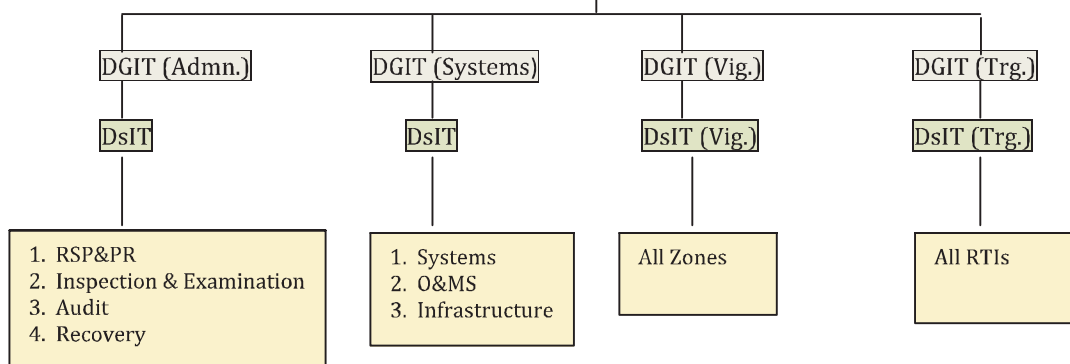
Tax Administration

**Appendix 1
(Reference: Paragraph 1.2)**

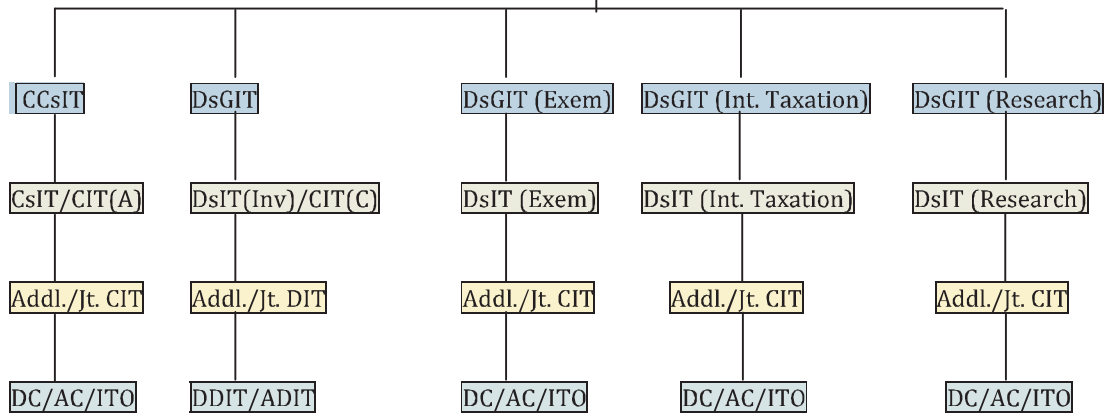
Organisational set up of the Income Tax Department



Attached Offices of CBDT



Field Formations of CBDT



Appendix - 2
(Reference: paragraph 1.2)

Details of Tax Administration					
	2005-06	2006-07	2007-08	2008-09	2009-10 (₹ in crore)
1. Collection⁷³					
i) Corporation Tax	1,24,837	1,74,935	2,23,941	2,42,304	2,88,162
ii) Income Tax	62,457	81,697	1,12,910	1,16,225	1,36,551 ⁷⁴
iii) Other Taxes	7,954	10,784	16,647	14,386	10,451
iv) Gross Collection	1,95,248	2,67,416	3,53,498	3,72,915	4,35,164
v) Refunds	30,032	37,235	41,285	39,097	57,101
vi) Net Collection	1,65,216	2,30,181	3,12,213	3,33,818	3,78,063
vii) Refunds as % of gross collection	15.4	13.9	11.7	10.5	13.1
viii) GDP ⁷⁵	35,80,344	41,45,810	47,13,148	53,21,753	62,31,171
ix) Tax-GDP Ratio	4.6	5.6	6.6	6.3	6.1
x) Buoyancy ⁷⁶	1.7	2.5	2.6	0.5	0.8
2. Assessee profile⁷⁷					(No. in lakh)
i) Non-corporate assessees	294.0	308.9	331.7	323.2	337.2
ii) Corporate assessees	3.9	4.0	4.9	3.3	3.7
Total assessees	297.9	312.9	336.6	326.5	340.9
3. Filing gap⁷⁸					(No. in lakh)
i) No. of PAN card holders ⁷⁹	440.0	519.5	648.5	807.9	958.0
ii) No. of returns filed	297.9	312.9	336.6	326.5	340.9
iii) Filing gap	142.1	206.6	311.9	481.4	617.1
4. Stages of collection					(₹ in crore)
Pre-assessment collection					
i) Tax deducted at source	53,838	70,689	1,04,741	1,28,230	1,45,736
ii) Advance tax	84,752	1,21,227	1,58,120	1,43,332	1,73,417
iii) Self assessment tax	11,618	13,825	21,125	30,779	32,507
Total	1,50,208	2,05,741	2,83,986	3,02,341	3,51,660
Post-assessment collection					
i) Regular assessment	22,112	30,396	25,720	21,337	33,274
ii) Other receipts	14,974	20,495	27,145	34,851	39,779
Total	37,086	50,891	52,865	56,188	73,053
Pre-assessment collection as % of gross collection (minus other direct taxes)	80.2	80.2	84.3	84.3	82.8
5. Position of scrutiny assessments⁷⁷					(Number)
i) Assessments due for disposal	4,25,225	5,27,005	9,97,813	9,53,767	8,70,620
ii) Assessments completed (%)	2,30,698 (54.3)	2,41,983 (45.9)	4,07,239 (40.8)	5,38,505 (56.5)	4,29,585 (49.3)
iii) No. of officers deployed for assessment duty ⁷⁷	3,801	3,954	3,218	3,106	3,605

⁷³ Source: Tax collection figures, - Pr. Chief Controller of Accounts, CBDT, New Delhi.

⁷⁴ This differs from the figure of ₹ 1,36,081 crore reflected in the Finance Accounts.

⁷⁵ Source: GDP - Central Statistics Office, Press release dated 31 May 2010.

⁷⁶ Tax buoyancy is measured by the ratio of percentage change in tax revenues to percentage change in GDP.

⁷⁷ Source: Directorate of Income Tax (Legal & Research), Research & Statistics Wing.

⁷⁸ Every individual or Hindu undivided family or an association of person or body of individuals, if their total income exceeded ₹ 1.60 lakh for the assessment year 2010-11 shall furnish the return of their income. In case of every company or firm shall furnish return of income or loss for every previous year.

⁷⁹ Source: Directorate of Income Tax (Systems), New Delhi

	2005-06	2006-07	2007-08	2008-09	2009-10 (Number in lakh)
6. Direct refund cases⁷⁷					
i) Claims due for disposal	25.3	18.0	27.1	42.2	48.0
ii) Claims disposed off (%)	19.6 (77.5)	13.6 (75.6)	18.8 (69.4)	26.7 (63.3)	28.6 (59.6)
iii) No. of claims pending	5.7	4.4	8.3	15.5	19.4
7. Interest on refunds⁷⁷					(₹ in crore)
i) Total Collection in r/o CT and IT	1,87,294	2,56,632	3,36,851	3,58,529	4,24,713
ii) Refunds including interest	30,032	37,235	41,285	39,097	57,10
ii) Interest on refunds	4,575	3,693	4,444	5,778	12,951
(iv) Refunds as % of gross collection	16.03	14.51	12.26	10.90	13.44
(v) Interest as % of refunds	15.2	9.9	10.8	14.8	22.7
8. Efficiency of collection⁸⁰					(₹ in crore)
i) Demand of earlier year's pending collection	58,385	86,203	86,859	93,344	1,81,612
ii) Current year's demand pending collection	37,002	31,167	37,415	1,07,932	47,420
Total demand pending	95,387	1,17,370	1,24,274	2,01,276	2,29,032
Net collection	1,65,216	2,30,181	3,12,213	3,33,818	3,78,063
9. Position of appeals at CIT(A) levels⁷⁷					(Number)
i) Appeals due for disposal	1,34,919	1,75,201	1,94,003	2,24,382	2,60,700
ii) Appeals disposed off (%)	70,794 (52.5)	67,360 (38.5)	63,645 (32.8)	66,351 (29.6)	79,709 (30.6)
10. Tax Recovery Officers⁷⁷					(₹ in crore)
i) Total certified demand	31,642.4	35,225.3	36,057.5	31,496.8	98,444.6
ii) Certified demand recovered (%)	4,433.0 (14.0)	8,521.4 (24.2)	8,612.6 (23.9)	4,035.8 (12.8)	3,322.3 (3.4)
iii) Certified Demand pending (%)	27,209.4 (86.0)	26,703.9 (75.8)	27,444.9 (76.1)	27,461.0 (87.2)	95,122.4 (96.6)
11. Cost of collection⁷³					(₹ in crore)
i) Net collection	1,65,216	2,30,181	3,12,213	3,33,818	3,78,063
ii) Total cost of collection (%)	1,240 (0.7)	1,343 (0.6)	1,713 (0.5)	2,286 (0.7)	2,774 (0.7)

⁸⁰ Source: CAPI Demand & Collection Statement along with Analysis for the month of March 2010

Appendix - 3
(Reference: paragraph 1.3)

States	State/UT wise break up of Direct taxes											Total
	0020 Corpn tax	0021 Income Tax	0023 Hotel Rect Tax	0024 Interest Tax	0026 Fringe Ben. Tax	0028 Expdr Tax	0031 Estate Duty	0032 Wealth Tax	0033 Gift Tax	0034 Sec. Trans Tax	0036 Ban. Cash Tran. Tax	
Andhra Pradesh	5,336.77	3,983.21	0.01	0.38	107.6	1.73	0	12.78	0.03	7.56	2.23	9,452.3
Arunachal Pradesh	0	0	0	0	0	0	0	0	0	0	0	0
Assam	77.02	403.3	0.01	0.04	1.61	-86.14	0	0.98	0	0	0.01	396.83
Bihar	61.73	703.41	0	0.21	1.73	0.01	0	0.16	0	0	0.07	767.32
Chhatisgarh	182.42	7.07	0	0	0.01	0.01	0.91	0	2.24	0	0	192.66
Delhi	17,642.65	11,905.65	0	0.77	293.28	0.83	0.06	60.86	0.21	20.08	0	29,924.39
Goa	60.04	289.54	0	0	2.82	0	0	1.82	0	0	0.01	354.23
Gujarat	4,187.16	3,697.13	0.04	0.22	66.7	0.74	0.04	21.17	-0.06	0.01	2.7	7,975.85
Haryana	361.97	1,402.08	0	0.06	10.03	0.14	0	2.54	0.05	0	0.03	1,776.90
Himachal Pradesh	76.8	209.61	0	0.02	1.31	0.18	0	0.11	0	0	0.01	288.04
Jammu & Kashmir	374.65	264.28	0	0.01	1.31	0	0	0.53	0	0	0	640.78
Jharkhand	82.09	512.1	0	0.03	3.05	0.06	0	0.55	0	0	0.01	597.89
Karnataka	73,550.28	15,432.79	0.24	0.24	381.31	13.83	0.01	77.37	0.08	8.74	20.14	89,485.03
Kerala	549.86	1,333.97	0.01	0.08	21.95	0.19	0	3.21	0.01	0	0.02	1,909.30
Madhya Pradesh	1,037.24	1,913.64	-0.01	0.01	0.01	0	4.52	0	27.86	1.16	0	2,984.44
Maharashtra	1,07,711.36	48,657.08	1.49	0.63	973.77	3.57	0.05	197.37	0.35	7,357.16	203.86	1,65,106.69
Manipur	11.89	15.95	0	0	0	0	0	0	0	0	0	27.84
Meghalaya	2.57	2.8	0	0	0	0	0	0.04	0	0	0	5.41
Mizoram	0	0.3	0	0	0	0	0	0	0	0	0	0.3
Nagaland	0.02	0.01	0	0	0	0	0	0	0	0	0	0.03
Orissa	1,028.15	754.81	0.01	0	4.61	0.01	0.01	0.42	0	0	0.03	1,788.05
Punjab	-20.68	1,130.05	0.03	0.03	7.37	0.61	0.01	4.54	0.01	0	0.04	1,122.01
Rajasthan	1,048.43	1,486.94	0	0.07	52.37	0.1	0	4.89	0	0	1.27	2,594.07
Sikkim	0.07	0.89	0	0	0.02	0	0	0	0	0	0	0.98
Tamil Nadu	6,072.64	6,045.86	0.53	0.2	110.22	0.61	0	29.09	0.23	0.04	4.51	12,263.93
Tripura	26.39	28.56	0	0	22.36	0.21	0.01	0.09	0	0	0.63	55.04
Uttar Pradesh	766	3,131.64	0	0.19	22.36	0.21	0.01	8.27	0	0	0	3,929.31
Uttarakhand	39.3	91.7	0	0	0	0	0	0	0	0	0	131
West Bengal	24,020.4	1,1796.6	0.03	0.21	257	0.73	0.02	71.36	0.06	0.57	9.93	36,156.91
Total (i)	2,44,287.22	1,15,200.97	2.39	3.4	2,320.44	-62.58	5.64	498.15	0.98	7,424.26	246.66	3,69,927.53

(₹ in crore)

(2009-10)

States	State/UT wise break up of Direct taxes											Total
	0020 Corpn tax	0021 Income Tax	0023 Hotel Rect Tax	0024 Interest Tax	0026 Fringe Ben. Tax	0028 Expdr	0031 Estate Duty	0032 Wealth Tax	0033 Gift Tax	0034 Sec. Trans Tax	0036 Ban. Cash Tran. Tax	
Union Territories												
Andaman and Nicobar Islands	4.72	6.45	0.06	0	0.12	0	0	0.07	0	0	0	11.42
Chandigarh	177.12	380.48	0.05	0.21	7.39	0.33	0	0.87	0.01	0	0.08	566.54
Daman and Diu	14.85	30.28	0	0	0	0	0	0	0	0	0	45.13
Dadra and N.Haveli	0	0	0	0	0	0	0	0	0	0	0	0
Puducherry	61.61	71.97	0	0	2.14	0.01	0.42	0	0	0	0	136.15
Lakshadweep & Silvassa	4.98	21.36	0	0	0	0	0	0	0	0	0	26.34
Total (i)	263.28	510.54	0.11	0.21	9.65	0.34	0.42	0.94	0.01	0	0.08	785.58
Total (i) & (ii)	2,44,550.5	1,15,711.51	2.5	3.61	2,330.09	-62.24	6.06	499.09	0.99	7,424.26	246.74	3,70,713.11
CTDS (Prov)	174.57	7175.63	0	0	0	0	0	0	0	0	0	7,350.2
Grand Total	2,44,725.07	1,22,887.14	2.5	3.61	2,330.09	-62.24	6.06	499.09	0.99	7,424.26	246.74	3,78,063.31

Appendix 4

(Reference: Paragraph 1.5)

Sl. no	State	Net collection			Net State Domestic Product (NSDP)			Growth collection (%)			Growth in NSDP (%)	
		2007-08	2008-09	2009-10	2007-08	2008-09	2009-10	In 08-09 in respect of 07-08	In 09-10 in r/o 08-09	In 08-09 in r/o 07-08	In 09-10 in r/o 08-09	
1	2	3	4	5	6	7	8	9=(col.4-col.3/col.3)x100	10=(col.4-col.4)/100	11=(col.7-col.6/col.6)x100	12=(col.8-col.7/col.7)x100	
1	Andhra Pradesh	13,835.7	8,743.9	9,452.3	2,92,097.8	3,38,907.1	3,68,737.0	(-) 36.8	8.1	16.0	8.8	
2	Arunachal Pradesh	8.6	13.8	0	3,450.3	4,016.2	NA	60.5	-	16.4	NA	
3	Assam	1,623.4	-596.6	396.8	64,395.5	71,164.1	78,822.5	(-) 136.8	166.5	10.5	10.8	
4	Bihar	791.4	491.1	767.3	1,03,064.0	1,29,081.6	1,40,456.7	(-) 37.9	56.2	25.2	8.8	
5	Chhattisgarh	1,891.7	-31.9	192.7	70,272.5	83,103.6	94,408.3	(-) 101.7	704.1	18.3	13.6	
6	Delhi	45,955.0	35,329.2	29,924.4	1,32,052.0	1,52,402.7	NA	(-) 23.1	(-) 15.3	15.4	NA	
7	Goa	2,156.3	441.1	354.2	16,555.3	NA	NA	(-) 79.5	(-) 19.7	NA	NA	
8	Gujarat	11,909.1	7,800.6	7,975.8	2,55,780.1	2,81,265.8	NA	(-) 34.5	2.2	10.0	NA	
9	Haryana	5,246.3	2,467.6	1,776.9	1,41,602.2	1,68,321.8	1,93,519.3	(-) 53.0	(-) 28.0	18.9	15.0	
10	Himachal Pradesh	465.5	421.6	288.0	27,523.3	30,922.6	34,779.0	(-) 9.4	(-) 31.7	12.4	12.5	
11	Jammu & Kashmir	533.3	517.2	640.8	27,099.9	NA	NA	(-) 3.0	23.9	NA	NA	
12	Jharkhand	1,958.6	913.1	597.9	59,798.9	65,334.4	NA	(-) 53.4	(-) 34.5	9.3	NA	
13	Karnataka	30,706.9	77,588.7	89,485.0	2,11,662.5	2,40,472.8	2,64,651.9	152.7	15.3	13.6	10.1	
14	Kerala	2,775.8	2,167.6	1,909.3	1,45,235.2	1,67,468.8	NA	(-) 21.9	(-) 11.9	15.3	NA	
15	Madhya Pradesh	3,556.2	2,466.0	2,984.4	1,30,721.8	1,50,296.1	NA	(-) 30.7	21.0	15.0	NA	
16	Maharashtra	1,29,353.9	1,41,667.3	1,65,106.7	5,26,500.0	5,97,542.4	7,17,630.5	9.5	16.5	13.5	20.1	
17	Manipur	11.1	9.2	27.8	5,181.3	5,623.4	NA	(-) 17.1	202.2	8.5	NA	

Sl. no	State	Net collection			Net State Domestic Product (NSDP)			Growth collection (%)		Growth in NSDP (%)	
		2007-08	2008-09	2009-10	2007-08	2008-09	2009-10	In 08-09 in respect of 07-08	In 09-10 in r/o 08-09	In 08-09 in r/o 07-08	In 09-10 in r/o 08-09
1	2	3	4	5	7	8	9	10=(col.4-col.3/col.3)x100	11=(col.5-col.4/col.4)x100	12=(col.7-col.6/col.6)x100	13=(col.8-col.7/col.7)x100
18	Meghalaya	206.7	115.7	5.4	7,506.3	8,580.1	NA	(-) 44.0	(-) 95.3	14.3	NA
19	Mizoram	0.2	0.1	0.3	2,957.3	3,261.6	NA	(-) 50.0	200	10.3	NA
20	Nagaland	11.2	5.0	0*	NA	NA	NA	(-) 55.4	-	NA	NA
21	Orissa	4,279.2	1,958.5	1,788.0	1,05,469.6	1,17,923.6	1,32,844.9	(-) 54.2	(-) 8.7	11.8	12.7
22	Punjab	2,584.5	1,536.2	1,122.0	1,28,302.6	1,48,008.2	1,73,992.6	(-) 40.6	(-) 27.0	15.4	17.6
23	Rajasthan	5,240.7	2,558.8	2,594.1	1,53,697.4	1,76,044.4	1,91,539.1	(-) 51.2	1.4	14.5	8.8
24	Sikkim	15.9	1.4	1.0	1,957.6	2,234.4	NA	(-) 91.2	(-) 28.6	14.1	NA
25	Tamil Nadu	18,010.3	12,225.9	12,263.9	2,68,667.1	2,99,119.3	NA	(-) 32.1	0.3	11.3	NA
26	Tripura	64.3	80.1	55.0	10,007.1	NA	NA	24.6	(-) 31.3	NA	NA
27	Uttar Pradesh	7,044.6	3,425.9	3,929.3	3,10,333.8	3,59,836.3	4,28,386.4	(-) 51.4	14.7	16.0	19.1
28	Uttarakhand	6,689.1	-266.0	131.0	31,079.0	35,048.4	NA	(-) 104.0	149.2	12.8	NA
29	West Bengal	12,028.6	27,503.1	36,156.9	2,77,868.8	3,17,837.4	NA	128.6	31.5	14.4	NA
30	A& N Islands	21.3	26.1	11.4	1,958.2	NA	NA	22.5	(-) 56.3	NA	NA
31	Chandigarh	1,053.9	674.6	566.5	13,198.7	15,286.6	17,753.6	(-) 36.0	(-) 16.0	15.8	16.1
32	Puducherry	143.9	168.8	136.2	9,200.5	10,459.6	11,577.8	17.3	(-) 19.3	13.7	10.7

* ₹ 3.02 lakh

Chapter 2

Audit Impact

**Appendix-5
(Reference: Paragraph 2.4)**

Audit observations and revenue effect in audit of scrutiny assessments

State	No. of assessments completed	No. of assessments checked in audit	No. of assessments with errors	Total revenue effect of the audit observations made in the scrutiny assessments (₹ in crore)	Percentage of assessments with errors (Col. 4/ Col. 3x100)
1	2	3	4	5	6
Andhra Pradesh	17,465	13,087	1,232	357.5	9
Assam	1,652	1,598	63	70.3	4
Bihar	2,566	2,181	162	14.4	7
Chhattisgarh	187	109	18	0.6	17
Goa	925	723	77	33.5	11
Gujarat	50,970	47,215	1,854	492.4	4
Haryana	7,824	7,100	542	113.0	8
Himachal Pradesh	1,291	1,063	223	3.1	21
Jharkhand	2,576	2,495	146	20.9	6
Jammu & Kashmir	146	104	11	0.9	11
Karnataka	25,225	20,361	436	203.7	2
Kerala	6,296	5,210	706	194.1	14
Madhya Pradesh	8,499	8,388	351	78.4	4
Orissa	4,243	3,468	290	460.8	8
Punjab	15,784	13,012	696	50.8	5
UT, Chandigarh	2,342	2,118	105	8.7	5
Rajasthan	18,843	15,515	631	108.2	4
Tamil Nadu	28,006	25,623	1,407	834.1	5
Uttar Pradesh	19,511	19,252	599	663.9	3
Uttaranchal	334	334	3	32.1	1
Delhi	47,782	36,873	1,411	2,530.7	4
Maharashtra	65,131	61,787	1,914	5,365.9	3
West Bengal	35,991	34,679	1,687	731.8	5
Total	3,63,587	3,22,295	14,564	12,369.8	4.5

Total demand raised during the assessments in 2008-09 = ₹ 56,188 crore

Percentage of error (in terms of revenue) = $\frac{\text{₹ } 12,369.8}{\text{₹ } 56,188} = 22$

Appendix-6

(Reference: Paragraph 2.4)

Details of establishment cost of statutory receipt audit			
Cadre	Working strength	Average of Pay Band+ Grade pay +DA	Total cost (₹ in crore) Column 2 x Column 3
1	2	3	4
Sr. Audit Officers	297	27,350+5,400+7,205	1.19
Asst. Audit Officers	419	22,050+4,800+5,907	1.37
Sr. Auditors	400	22,050+4,200+5,775	1.28
Total			3.84

I Total cost = ₹ 3.84 crore

II Total tax effect of cases audited in 2009-10 on which remedial action was completed = ₹ 250.80 crore⁸¹

III Establishment cost as percentage of total tax effect in completed cases = $\frac{3.84}{250.80} = 1.5$

Note: Pay at mid scale has been used for arriving at the figure. The cost does not include travel expenses.

⁸¹ Based on the tax effect in the audit observations included in the Local Audit Reports of various field offices.

Appendix-7

(Reference: Paragraph 2.4.2)

Category wise details of underassessment in respect of Income tax and Corporation tax detected during local audit			
Sl. No.	Sub category	No.	Tax effect (₹ in crore)
1	Errors/Omission in computation	5,348	2,646.34 (21.46%)
	i) Arithmetical errors in computation of income and tax	2,749	1,636.48
	ii) Incorrect application of rate of tax, surcharge etc.	610	275.03
	iii) Non/short levy of interest/penalty for delay in submission of returns, delay in payment of tax etc.	1,511	194.26
	iv) Excess or irregular refunds / interest on refunds	478	540.57
2	Ineligible concessions given to assesses	6,779	3,751.07 (30.42%)
	i) Irregular exemptions / deduction/ relief given to Corporates	631	907.18
	ii) Irregular exemptions / deduction/ relief given to Trusts/ Firms/ Societies	345	89.60
	iii) Irregular exemptions / deduction/ relief given to individuals	606	18.12
	iv) Incorrect allowance of Business Expenditure	3,242	1,671.78
	v) Irregularities in allowing depreciation/business losses/Capital losses	1,934	1,059.39
	vi) Incorrect allowance of DTAT relief	21	5.00
3	Income not/ under assessed	22,79	570.86 (4.63%)
	i) Under Special Provisions including MAT/ Tonnage Tax etc.	144	83.03
	ii) Unexplained investments/ cash credits etc.	707	213.45
	iii) Incorrect classification and Computation of Capital Gains	499	92.73
	iv) Incorrect estimation of arm's length price	36	33.92
	v) Omission to club income of spouse, minor child etc.	237	45.10
	vi) Incorrect computation of Income from House Property	315	21.09
	vii) Incorrect computation of salary income	341	81.54
4	Others	3,119	5,359.84 (43.47%)
	i) Mistake in assessment while giving effect to appellate orders	112	32.42
	ii) Omission in implementing provisions of TDS/TCS	1,102	869.70
	iii) Others topics	1,905	4,457.72
Total		17,525	12,328.11

Appendix-8

(Reference: Paragraph 2.4.3)

Category wise details of observations in respect of Draft Paragraphs sent to Ministry			
Sl. No.	Sub category	No.	Tax effect (₹ in lakh)
1	Errors/Omission in computation	76	3,78,401.76
	i) Arithmetical errors in computation of income and tax	27	5,272.05
	ii) Incorrect application of rate of tax, surcharge etc.	5	597.60
	iii) Non/short levy of interest/penalty for delay in submission of returns, delay in payment of tax etc.	39	3,71,577.6
	iv) Excess or irregular refunds / interest on refunds	5	954.51
2	Ineligible concessions given to assesses	253	1,95,711.6
	i) Irregular exemptions / deduction/ relief given to Corporates	37	78,890.63
	ii) Irregular exemptions / deduction/ relief given to Trusts/Firms/ Societies	14	564.97
	iii) Irregular exemptions / deduction/ relief given to individuals	2	62.26
	iv) Incorrect allowance of Business Expenditure	115	70,241.43
	v) Irregularities in allowing depreciation/business losses/Capital losses	85	45,952.31
	vi) Incorrect allowance of DTAT relief	0	0
3	Income not/ under assessed	82	4,266.5
	i) Under Special Provisions including MAT/ Tonnage Tax etc.	14	2,756.97
	ii) Unexplained investments/ cash credits etc.	1	15.66
	iii) Incorrect classification and Computation of Capital Gains	8	463.70
	iv) Incorrect estimation of arm's length price	1	80.6
	v) Omission to club income of spouse, minor child etc.	0	0
	vi) Incorrect computation of Income from House Property	0	0
	vii) Incorrect computation of income	58	949.58
4	Others	42	12,709.8
	i) Mistake in assessment while giving effect to appellate orders	9	995.54
	ii) Omission in implementing provisions of TDS/TCS	8	1,015.95
	iii) Others topics	25	10,698.31
Total		453	5,91,089.66

Appendix-9

(Reference: Paragraph 2.5.1)

A - Details of cases accepted by Department and remedial action taken								
No. of cases accepted and remedial action taken	No. of cases accepted but remedial action not taken	No. of cases not accepted but remedial action taken	No. of cases not accepted	No. of cases where reply has not been received	Total replies received (Col. 1+2+3+4)	Percentage of reply received (Col. 1+2+3+4)/ Col. 1+2+3+4+5)	Percentage accepted out of column 6 (Col. 1+2/ col. 6)	Percentage of remedial action taken out of Col. 6 (Col. 1+3/ Col. 6)
1	2	3	4	5	6	7	8	9
1,239	1,688	267	3,652	12,381	6,846	36	43	22

B- Position of acceptance during the last five years					
Year of Report	No. of observations raised	No. of cases Accepted	No. of cases not accepted	Reply received	Reply not received
2005-06	15,809	3,485 (22.0%)	6,764 (42.8%)	5,560 (35.2%)	
2006-07	16,735	3,127 (18.7%)	8,298 (49.6%)	5,310 (31.7%)	
2007-08	19,694	4,099 (20.8%)	7,455 (37.9%)	8,140 (41.3%)	
2008-09	19,631	4,898 (25.0%)	5,892 (30.0%)	8,841 (45.0%)	
2009-10	19,227	2,927 (15.2%)	3,919 (20.4%)	12,381 (64.4%)	

Appendix-10

(Reference: Paragraph 2.5.2)

(₹ in crore)

A- Cases where remedial action has become time barred in 2009-10

Sl. No.	State	Audit observations where remedial action became time barred	
		No.	Tax effect
1	Andhra Pradesh	96	4.4
2	Assam	12	13.3
3	Bihar	153	2.9
4	Chhattisgarh	106	7.3
5	Goa	6	0.5
6	Gujarat	247	12.3
7	Haryana	47	27.2
8	Himachal Pradesh	561	3.2
9	Jharkhand	42	0.6
10	Jammu & Kashmir	584	22.9
11	Karnataka	179	38.7
12	Kerala	6	0.1
13	Madhya Pradesh	220	901.7
14	Orissa	31	17.2
15	Punjab	6	0.3
16	UT, Chandigarh	49	1.2
17	Rajasthan	109	1.4
18	Tamil Nadu	1,031	364.2
19	Uttar Pradesh	79	4.5
20	Uttaranchal	244	582.8
21	Delhi	787	659.8
22	Maharashtra	464	99.0
23	West Bengal	584	102.8
	Total	5,643	2,868.3

(₹ in crore)

B- No. and tax effect of cases that have become time barred during the last five years

Year of Report	No. of cases	Tax effect
2005-06	2,265	911.3
2006-07	3,593	1,354.3
2007-08	13,833	33,851.1
2008-09	16,557	5,612.8
2009-10	5,643	2,868.3

Appendix-11

(Reference: Paragraph 2.5.4)

(₹ in lakh)

Recovery on cases issued during 2010					
Sl. no.	Name of assessee	CIT charge	Assessment year(s)	Category of mistake	Tax effect
1	The Mysore Sugar Co. Ltd.	Bangalore-III	2005-06	Loss of ₹ 11.6 crore was adopted instead of the correct figure of ₹ 0.2 crore indicated in the revised return.	51.8
2	Sh. Prabhulingeshwar Sugars and chemicals Ltd.	Central, Bangalore	2005-06	Carry forward loss for assessment year 2003-04 was incorrectly depicted as ₹ 21.5 crore as against the actual loss of ₹ 19.1 crore.	85.6
3	West Bengal Industrial Corporation Ltd.	Kolkata-II	2005-06	In scrutiny assessment, refund of ₹ 1.3 crore allowed in summary assessment was not taken into account.	136.0
4	Tagros Chemicals India Ltd.	Chennai-I	2004-05	Tax was not deducted at source from commission of ₹ 1.7 crore paid to non residents.	50.2
5	Industrial Development Bank of India	Mumbai-III	2002-03	Interest under section 220(2) was not levied.	2,997.6
6	Krishna S. S. K. Ltd.	Mumbai -III	2000-01 & 2005-06	-do-	23.0
7	Hero Exports	Ludhiana-II	2006-07	₹ 39.6 lakh debited in the Profit and Loss account on account of income tax for earlier years was not disallowed.	12.1
8	Ambica Devi	Gulbarga	2006-07	Mistake in valuation of closing stock.	8.6
9	Market Committee Pillukher	Hisar	2003-04	Instead of ₹ 36.5 lakh being 15 per cent of gross income of the trust, ₹ 73.0 lakh was allowed to be treated as deemed to be applied.	11.3
10	Jat Education Society	Rohtak	2003-04	The assessee had claimed and was allowed exemption in respect of three units which were not financed by the Government.	14.5
11	Md. Kalimuddin	Kolkata Central-I	2005-06	The assessee had taxable wealth. Still neither did the assessee file return of wealth nor did the assessing officer initiate any proceeding.	2.1
12	Suren M Khirwadkar	Pune-II	2005-06	-do-	1.1
13	Mustak Hossain	Kolkata Central-I	2004-05 & 2005-06	-do-	2.0

14	Dr. J. Rameswara Rao	Hyderabad-Central	2007-08	The assessee had taxable wealth. Still neither did the assessee file return of wealth nor did the assessing officer initiate any proceeding.	1.1
15	Ms. Sania Mirza	Hyderabad-III	2007-08	The assessee had taxable wealth in the form of vehicles. Still neither did the assessee file return of wealth nor did the assessing officer initiate any proceeding.	0.3
Total					3,397.3

Appendix-12

(Reference: Paragraph 2.5.5)

(₹ in lakh)

Cases issued during 2010 : accepted and remedial action taken					
Sl. No.	Name of assessee	CIT charge	Assessment Year(s)	Category of mistake	Tax effect
1	ABB Ltd.	LTU Bangaluru	2002-03	Losses which had already been set-off were once again set off in assessment year 2002-03.	756.4
2	Sanghi Polysters Ltd.	Hyderabad-III	2005-06	While arriving at taxable income, depreciation deductible under Companies Act and added back to total income was incorrectly adopted as ₹ 20.5 crore as against ₹ 25.0 crore. Expenditure of ₹ 2.0 lakh incurred for donation was omitted to be added back.	164.5
3	Autolec Industries Ltd.	Chennai-III	2002-03	The returned income was incorrectly taken as business loss of ₹ 3.3 crore instead of NIL income.	120.3
4	Southern Aerodyne Pvt Ltd.	Chennai-III	2003-04 to 2005-06	Excess loss of ₹ 6.8 crore was allowed to be carried forward for assessment years 2003-04 to 2005-06.	249.4
5	Sri Lakshmi Saraswathi Textiles Ltd.	Chennai-III	2006-07	Current year's loss was incorrectly assessed at ₹ 3.9 crore instead of ₹ 1.3 crore.	88.9
6	Karthikeya Paper and Boards Ltd.	Coimbatore-I	2005-06	Loss of ₹ 3.9 crore which was already set off was again set off against business income in assessment year 2004-05.	143.4
7	Sunbright Designers (P) Ltd.	Chennai-III	2006-07	Tax deducted at source was remitted into Government account belatedly.	117.6
8	Indian Potash Ltd	Chennai-I	2002-03	Surcharge was levied at the rate of 20 per cent instead of 2 per cent.	107.3
9	Indian Potash Ltd	Chennai-I	2004-05	Instead of ₹ 879.9 lakh that was disallowed on account of restatement of foreign currency, only ₹ 88.0 lakh was added back.	374.9
10	Mineral Exploration Corporation Ltd.	Nagpur-I	2004-05	Returned loss of ₹ 160.5 crore was taken as positive income.	115.0

11	Siemens Ltd.	Mumbai-7	2005-06	Education cess of ₹ 2.6 crore was not levied.	379.0
12	Soundcraft Industries Ltd.	Mumbai-7	2001-02	Deduction under section 80-HHC was allowed even though there was no profit.	214.0
13	Roofit Industries Ltd.	Mumbai Central-I	2005-06	Written back loans of ₹ 16.2 crore from sundry creditors were not considered as income.	592.0
14	Roofit Industries Ltd.	Mumbai Central-I	2005-06	Loss of ₹ 2.0 crore on sale of investment being capital in nature was not disallowed.	74.0
15	Roofit Industries Ltd.	Mumbai Central-I	2005-06	Instead of correct loss of ₹ 42.2 crore returned by the assessee, loss of ₹ 75.0 crore was adopted.	1,199.0
16	Roofit Industries Ltd.	Mumbai Central-I	2005-06	Proportionate depreciation of ₹ 7.2 crore claimed on plant and machinery of four factories which were not put to use was not disallowed.	265.0
17	Laser Advertising Pvt. Ltd.	Kolkata-IV	2006-07	Loss of ₹ 1.6 crore was allowed to be set off in excess.	50.0
18	Vishnu Sugar Mills Ltd	Kolkata-IV	2002-03	Unabsorbed depreciation was allowed to be carried forward for set off in excess while giving effect to appellate order.	125.9
19	Industrial Investment Bank of India Ltd.	Kolkata-II	2004-05	Deduction under section 36(1) (vii)(c) was allowed before setting off of brought forward business loss.	83.8
20	Angus Co. Ltd.	Kolkata Central-III	1998-99 to 2001-02	Business loss was allowed to be set off even after expiry of eight years.	360.5
21	ICICI Lombard General Insurance Company Ltd.	Mumbai-X	2004-05	The assessee company made payment to foreign companies but TDS was not made.	210.9
22	Indian Oil Corporation Ltd	Mumbai-X	1998-99	Interest on refund was allowed in excess.	275.0
23	Mansi Builders Ltd.	Ahmedabad Central-I	1999-2000	Interest under section 234A was short levied.	130.5
24	CRI Ltd.	Kolkata Central-I	2006-07	Unabsorbed depreciation of ₹ 167.9 lakh already set off was again allowed to be set off.	56.5
25	Jute Corporation of India Ltd.	Kolkata-I	2005-06	Provision for unascertained liabilities was not added back to total income.	112.0
26	Highland House (P) Ltd.	Jaipur-II	2005-06	Unabsorbed loss of ₹ 1.4 crore was allowed to be set off twice.	72.8

27	NCR Corporation India (P) Ltd.	Bengaluru-I	2004-05	Double allowance was given on the amount of duty payable.	39.8
28	Ind Sing Developers (P) Ltd.	Bangaluru-I	2005-06	Arithmetical mistakes in computation of capital gains.	27.7
29	Begmane Developers Pvt. Ltd.	Bengaluru Central	2006-07	Education cess of ₹ 11.7 lakh on the tax determined was reduced from the tax liability instead of adding the same.	28.8
30	Indo Nippon Chemical Company Ltd.	Mumbai-I	2006-07	Interest of ₹ 1.7 crore which was not actually paid, was not added back.	57.3
31	Shakun Polymers Ltd.	Baroda-II	2006-07	Unabsorbed depreciation/loss was allowed to be set off in excess by ₹ 58.5 lakh.	26.2
32	Waves Foods Pvt. Ltd.	Ahmedabad-II	2005-06	Provision of ₹ 1.0 crore for liability for damaged goods was not disallowed.	37.4
33	Bannari Aman Sugars Ltd.	Coimbatore-I	2005-06	Purchase tax and cane cess of ₹ 8.3 crore was converted into interest free loan by the State Government which was not allowable under section 43B of the Act.	303.7
34	Andhra Pradesh Heavy Machinery and Engineering Ltd.	Vijayawada	2005-06	Provisions made for expenditure which did not crystallise during the year was not disallowed.	94.6
35	Deccan Designs India (P) Ltd.	Chennai-I	2004-05	Closing stock was undervalued by ₹ 3.8 crore.	148.3
36	Maharashtra State Electricity Transmission Company Ltd.	Mumbai-X	2006-07	Depreciation was allowed in excess.	1,207.7
37	Viraj Dying and Printing Pvt. Ltd.	Surat-II	2004-05	Unverifiable unsecured loan of ₹ 16.4 crore was not brought to tax.	781.5
38	Kothari Biotech Ltd.	Chennai-I	2004-05	Although the assessee suspended it's business operations from September 1999, deduction of ₹ 1.8 crore towards pre operative expenses written off was allowed.	65.1
39	Petronet MHB Ltd.	Bengaluru-III	2006-07	Depreciation on plant and machinery was allowed at 20 percent instead of 15 per cent.	558.0
40	Mineral Enterprises Ltd.	Bengaluru Central	2003-04	Scrutiny assessment was made at a loss of ₹ 17 crore instead of ₹ 10.9 lakh.	606.0

41	Seeds Works India (P) Ltd.	Hyderabad-III	2005-06	Weighted deduction was allowed incorrectly as 'research and development expenses' incurred on in house activities which were ineligible for deduction.	33.8
42	Speck Systems Pvt. Ltd.	Hyderabad-III	2005-06	Deduction under section 35(2AB) was allowed even though the approval of competent authority was not filed.	144.0
43	Steel City Securities Ltd.	Visakhapatnam	2005-06	Depreciation on BSE Membership card was claimed at the rate of 100 per cent instead of 25 per cent.	47.3
44	Infrastructure Leasing and Finance Services	Mumbai-X	2003-04	Tax was levied in excess.	187.8
45	Bayer Industries Pvt. Ltd.	Mumbai-X	2003-04	Tax on capital gains was taxed at the rate of 20 per cent instead of 35 per cent.	69.4
46	Tamil Nadu State Transport Corporation (Coimbatore) Ltd.	Coimbatore-I	2002-03 to 2004-05	Expenditure towards Pension Fund contribution was allowed even though necessary approval for the fund had not been obtained from the Income tax authorities.	1,277.3
47	Synergics Dorray Automotive Company	Hyderabad-III	2004-05	₹ 7.0 crore was allowed as write off of casting moulds even though casting moulds are depreciable assets. Further, ₹ 72.0 lakh was allowed as provision for non moving items which was inadmissible.	277.0
48	Wind Power Ltd.	Chennai-1	2004-05	₹ 65.3 lakh which was not shown as sundry debtors was allowed deduction on account of write off of bad debts. Advance of ₹ 99.4 lakh was allowed write off as bad debts which was not admissible being of capital nature.	69.3
49	B.V.V. Paper Industries Ltd.	Coimbatore-II	2004-05	Sales tax of ₹ 3.01 crore which was not remitted into Government account was not disallowed.	108.1
50	Sify e-learning Ltd.	Chennai-III	2004-05	Income of ₹ 1.3 crore as returned by the assessee was reckoned as loss of ₹ 1.3 crore.	93.9
51	Godavary Garments Ltd.	Aurangabad	2004-05	Business loss of ₹ 2.1 crore pertaining to assessment years 1992-93 to 1995-96	76.5

				was allowed to be carried forward beyond eighth assessment year.	
52	Greaves Cotton Ltd.	Mumbai-VII	1995-96	Reduction of ₹ 1.0 crore allowed by the ITAT in the opening stock for assessment year 1995-96 towards MODVAT added back in assessment year 1994-95 was not withdrawn.	102.0
53	Praj Industries Ltd.	Pune-II	2003-04	The assessee claimed and was allowed deduction of ₹ 1.1 crore @ 20 per cent of net consultancy charges of ₹ 5.3 crore received from foreign enterprises without obtaining requisite certificate in Form No. 10HA from the assessee to substantiate the claim.	66.7
54	Shiv Vani Oil and Gas Exploration Services Ltd.	Nagpur Central	2006-07 & 2007-08	Depreciation on plant and machinery was incorrectly claimed and allowed as 25 per cent instead of admissible rate of 15 per cent.	995.0
55	Maharashtra State Electricity Distribution Company Ltd.	Mumbai-X	2006-07	Depreciation allowable was computed wrongly.	1,479.0
56	AP State Agro Industries Development Corporation Ltd.	Hyderabad-I	2004-05	Deduction of ₹ 2.1 crore towards ex gratia payment to employees under VRS scheme included payments pertaining to assessment years 1998-99 and 1999-2000, which were to be disallowed.	39.6
57	Srini Pharmaceuticals Ltd.	Hyderabad-III	2004-05	Total turnover as per notes on account was ₹ 101.65 crore whereas the same was exhibited in the profit and loss account as ₹ 100.36 crore.	59.9
58	NI Micro Technologies (P) Ltd.	Thrissur	2006-07	Assessee was allowed full depreciation on assets acquired after 30.9.2005 instead of 50 per cent of the applicable rates.	27.4
59	NCR Corporation Pvt. Ltd.	Bengaluru-III	2003-04	Losses already set-off were again allowed to be set-off.	306.0
60	West Bengal Handloom and Power loom Development Corporation Ltd.	Kolkata-IV	2003-04	₹ 2.8 crore was disallowed under section 43B instead of ₹ 0.1 crore.	99.0
61	Bilati Orissa Ltd.	Bhubaneswar	2004-05	During the previous year relevant to the assessment	61.6

				year, no manufacturing activity was undertaken and the plant and machinery were not used. Yet depreciation was claimed.	
62	Northern Coalfields Ltd.	Indore-II	2004-05	Interest for default in payment of advance tax was not levied.	51.1
63	Industrial Organics Ltd.	Ludhiana-I	2006-07	Loss of ₹ 24.1 crore was allowed to be carried forward in excess.	811.0
64	All India Technologies Ltd.	Kolkata-IV	2002-03	Expenditure of ₹ 1.4 crore towards Website Development expenditure being capital expenditure was not disallowed.	49.2
65	Sri Laxmi Narasimha Rao	Hyderabad-IV	2005-06	While computing capital gains, sale value of property was taken less by ₹ 25.4 lakh.	7.0
66	Arvind A Traders	Trichy-I	2004-05	Total income before allowing deduction under section 80HHC was adopted as ₹ 57.5 lakh instead of ₹ 1.8 crore.	43.3
67	Inder Kumar K. Jain	Pune-IV	2003-04	Interest free loan to partner was not treated as deemed dividend.	17.7
68	Vimal Kumar K Jain	Pune-IV	2003-04	Interest free loan to partner was not treated as deemed dividend.	16.2
69	Kewal Kumar K Jain	Pune-IV	2003-04	Interest free loan to partner was not treated as deemed dividend.	16.2
70	Smt. Mohinder Kaur	Central Circle-II Chandigarh	2000-01, 2002-03, 2003-04, 2005-06	Short levy of tax due to calculation mistake.	7.3
71	Krishi Upaj Mandi Samiti, Indire.	Indore-I	2003-04 to 2005-06	Interest for late filing of return was short charged.	22.0
72	Rajat Agrawal	Kanpur-I	2001-02	Interest under section 234A and 234B were short levied.	5.5
73	Jivraj V. Desai	Ahmedabad Central-I	2004-05	Interest for short payment of advance tax was short levied by ₹ 6.2 lakh.	6.2
74	Rajendra Singh Bhamboo	Jaipur-III	2006-07	The assessing officer, while giving effect to appellate order, allowed payment of bank interest, which was not allowable.	10.9
75	Sh. Ravindra M Agrawal	Ahmedabad Central-I	2000-01, 2001-02 & 2003-04	Interest for delay in filing return of income was not charged.	56.6
76	Devi Durga Construction	Ahmedabad Central-I	2006-07	Interest for delay in filing return of income was short	23.9

				levied.	
77	Mysore Urban Development Authority	Mysore	2006-07	Income from other sources was left out to be added in Gross total income.	155.0
78	Gandhi Nirmala Premraj	Pune Central	1998-99	Interest was not levied for delay in submission of return and delay in payment of tax.	11.1
79	Sh. T. Murugan	Kottayam	2006-07	Payments like commission, agency bonus etc. on which tax was not deducted at source were not disallowed.	298.2
80	Sh. Amrik Singh	Ludhiana-I	2006-07	Interest under section 234B was short levied.	7.7
81	Dhiren V Mehta	Surat	2006-07	Tax payable was shown short by ₹ 6.9 lakh.	6.9
82	Om Prakash Agarwal	Jamshedpur	2003-04	Contract receipt of ₹13.0 lakh was not brought to tax.	6.5
83	The Gurdaspur Co-op Sugar Mills Ltd.	Amritsar-II	2003-04	Tax was calculated on ₹ 3.9 crore instead of the assessee's income of ₹ 4.1 crore.	10.4
84	Prakash Chandra Agarwal	Kanpur-I	2001-02	The assessee had not filed return of income. Yet interest under section 234A and 234B were not charged.	6.8
85	The Hisar District Primary Co-operative Agriculture and Rural Development Bank.	Hisar	2006-07	Interest income was credited on the liability side under suspense interest account instead of crediting the same in profit and loss account as income.	77.0
86	UP Avas evam Vikas Parishad, Lucknow	Lucknow-I	2006-07	In the assessment order it was ordered to charge interest under section 234A but was not levied at the time of computation of total demand.	1,466.0
87	Karnataka State Road Transport Corporation	DDIT Exemption 17 (2) Bengaluru	2002-03	Unabsorbed depreciation loss eligible to be carried forward was ₹ 326.9 crore against which ₹ 510.2 crore was allowed to be carried forward.	6,297.0
88	Shri. Vijayarama Gajapathi Co-operative Sugars Ltd.	Visakhapatnam-I	2004-05	Interest expenditure of ₹ 86.9 lakh which was not paid to the financial institutions was not disallowed.	26.7
89	Chanchal Singh Dhek	Faridabad	2005-06	Hire charges of ₹ 166.4 lakh paid without making TDS was not disallowed.	74.5
90	Sh. Rajat Agrawal	Kanpur-I	2002-03	Interest under section 234A and 234B were short levied.	5.3

91	P.S.Apparels	Chennai-VI	1997-98	While allowing refund of ₹ 92.3 lakh, amount of ₹ 17.3 lakh already refunded was not considered.	23.5
92	Bhaskar Ratan Mazumder	Kolkata-X	2002-03 to 2004-05	Even though TDS credit was allowed, the entire receipts were not considered as income.	40.0
93	Aayojan Resources Pvt. Ltd.	Mumbai-VII	2005-06	The assessee had taxable wealth. Still neither did the assessee file return of wealth nor did the assessing officer initiate any proceeding.	2.3
94	Abul Kalam	Kolkata Central-I	2004-05 & 2005-06	-do-	2.9
95	Ajanta India Ltd.	Ahmedabad-Central-II	2006-07	-do-	1.3
96	Samay Electronics Pvt. Ltd.	Ahmedabad Central-II	2006-07	-do-	1.2
97	Bhimandas Lahorimal Khatri	Nagpur-III	2004-05	-do-	1.1
98	Amrik Singh Vijan	Nagpur-III	2005-06	-do-	2.4
99	Siv Industries Ltd.	Coimbatore-I	1998-99	Net wealth was taken as ₹ 2.7 crore instead of ₹ 4.3 crore	1.7
100	Babulal J Bheda	Ahmedabad-IV	2006-07	The assessee had taxable wealth. Still neither did the assessee file return of wealth nor did the assessing officer initiate any proceeding.	0.7
101	Shri Sarnala Sridhar Rao	Hyderabad Central	2002-03 to 2006-07	-do-	3.4
102	Sanghi Polysters Ltd.	Hyderabad-III	2004-05	-do-	0.6
103	Shri. G. Ravinder Reddy	Visakhapatnam-II	2004-05	-do-	0.5
104	Citadel Research and Solution Ltd.	Hyderabad-I	2005-06	-do-	2.3
105	P. Srinivas Reddy	Hyderabad-Central	2002-03 to 2006-07	-do-	2.4
106	Indian Roadways Corporation Ltd.	Kolkata-I	2006-07	The assessee has debited higher amount in Profit and loss account than offered for tax on account of the expenditure made towards repair of motor car including depreciation, conveyance and travelling expenses and telephone expenses.	1.4
107	Crescent Therapeutics Ltd.	Hyderabad-I	2006-07	Expenditure of ₹ 29.7 lakh towards conference, seminar, employee welfare, sales promotion which were liable for fringe benefit tax were not included while computing value of fringe benefits.	12.5

108	Gunnebo India Ltd.	Mumbai-VII	2006-07	Fringe benefit tax was short levied.	10.8
109	Sheetal Creations Pvt. Ltd.	Mumbai-V	2006-07	Expenditure on communication expenses and brand ambassador were liable for Fringe Benefit tax. Still neither did the assessee file return of Fringe Benefit nor did the assessing officer initiate any proceeding.	5.8
110	Premier Irrigation Equipment Ltd.	Kolkata-I	2006-07	Amount of ₹ 30.9 lakh being 'staff welfare expenses' was not considered while computing the value of Fringe benefits.	1.5
111	Burn Standard Co. Ltd.	Kolkata-I	2006-07	Fringe Benefit was not correctly calculated.	2.1
112	The Carter Pooler Engineering Co. Ltd.	Kolkata-I	2006-07	Employer's contribution of ₹ 3.2 lakh had not been considered as Fringe Benefits.	1.1
113	State Bank of Indore	Indore-II	2007-08	Interest for default in payment of advance tax was not charged.	195.9
114	SLK Software Services Pvt. Ltd.	Bangaluru-III	2006-07	As per the certified statement of fringe benefits, total taxable fringe benefits amounted to ₹ 39.6 lakh as against ₹ 33.4 lakh adopted in the assessment.	2.2
115	The Braithwaite Burn & Jessop Construction Company Ltd.	Kolkata-I	2009-10	Employees' welfare expenses had not been considered as Fringe Benefit.	1.2
116	Kilburn Engineering Ltd.	Kolkata-II	2005-06	The assessee was allowed excess carry forward of unabsorbed depreciation of ₹ 4.4 crore and long term capital loss of ₹ 2.4 crore in excess.	213.0
117	Metal Box India Ltd.	Kolkata-IV	2005-06	Income was to be computed as NIL but it was taken as loss of ₹ 4.3 crore.	158.0
118	Co-op Bank of Ahmedabad	Ahmedabad-V	2004-05	Expenditure of ₹ 29.1 lakh was allowed even though the same was not paid.	8.9
119	ADF Foods Ltd.	Baroda-II	2005-06	Unabsorbed depreciation of ₹ 20.8 crore was allowed to be set off against the allowable amount of ₹ 1.2 crore.	44.7
120	Mundra Port & Special Economic Zone	Ahmedabad-II	2004-05	While finalising re assessment, loss of ₹ 78.6 crore was adopted instead of the correct figure of loss of ₹ 73.6 crore.	178.8

121	Laxmi Trading	Ahmedabad-III	2006-07	Loss of ₹ 22.7 lakh was allowed to be set-off against the available loss of ₹ 5.4 lakh.	5.8
122	Natraj Construction Co.	Gandhimagar	2006-07	Expenditure of ₹ 37.7 lakh was allowed in assessment year 2005-06 and again in 2006-07.	12.7
123	Varun Construction Co.	Gandhinagar	2006-07	Deduction of ₹ 31.4 lakh was allowed in assessment year 2005-06 and 2006-07.	10.6
124	Central Bank of India	Mumbai-II	2006-07	Interest under section 115WJ(5) was levied excess by ₹ 161.9 lakh.	161.9
125	B.S. Refrigerators Ltd.	Bangalore-I	2005-06	Loss on investment being of capital nature and provision for doubtful debts were not disallowed.	873.0
126	Vishaldeep Spinning Mills Ltd.	Rajkot-III	2005-06	Interest paid after due date of filing of return of income was not disallowed.	55.6
127	Special Land Acquisition Officer Tenughat Project, Hazaribagh	TDS Patna	2007-08 & 2008-09	Tax was not deducted at source from the payments made in respect of land acquired for Tenughat Project.	104.0
128	Sh. Shivaji Bhagwanrao Jadhav	Aurangabad	2003-04	Depreciation was allowed at 100 per cent instead of 80 per cent.	63.3
129	Anand Enterprises	Mumbai-XVIII	2003-04	The assessee was assessed as 'Association of Persons' instead of 'Firm'.	11.2
130	Sh. Rajan N Aswani	Mumbai-XII	2004-05	Duty Entitlement Pass Book credit was treated as profit eligible for 80-IB (4) deduction.	37.3
131	BGSE Financial Ltd	Bengaluru-I	2006-07	Taxable income was shown less by ₹ 1.3 crore.	44.0
132	Bharat Petroleum Corporation Ltd.	Mumbai-II	2006-07	Disallowance under section 14 A was made less by ₹ 3.9 crore.	131.0
133	Tata Iron & Steel Co. Ltd.	Mumbai-II	2003-04	Interest for non-payment of advance tax was not charged.	101.8
Total					28,170.9

Appendix-13

(Reference: Paragraph 2.5.6)

(₹ in lakh)

Cases issued during 2010 : accepted and remedial action initiated

Sl. No.	Name of assessee	CIT charge	Assessment year(s)	Category of mistake	Tax effect
1	Hotel Corporation of India Ltd.	Mumbai-VIII	2005-06	Interest of ₹ 1.7 crore accrued from bonds issued by NHAI which was not exempt under section 10 has not been brought to tax.	64.0
2	ICICI Home Finance Co. Ltd.	Mumbai-X	2005-06	The assessee discontinued its business of providing long term Finance for construction and purchase of residential houses in India. Still deduction of ₹ 10.9 crore was allowed under section 36(1)(viii).	530.0
3	Terumopenpol Ltd.	Thiruvananthapuram	2006-07	Against brought forward loss and unabsorbed depreciation of ₹ 6.1 crore, ₹ 7.6 crore was set-off.	51.5
4	Prashanth Textiles Ltd.	Coimbatore-I	2006-07	Waiver of principal amount of ₹ 2.5 crore under one time settlement scheme from banks and financial institutions was not included in total income.	84.2
5	Rajasthan State Ganganagar Sugar Mills Ltd.	Jaipur-II	2005-06	Privilege fee of ₹ 2.0 crore paid to the excise department being appropriation of profits, needed to be disallowed, which was not done.	97.3
6	Titan Holdings Ltd.	Bengaluru-III	2003-04	Consequent to re assessment of loss for the assessment year 2002-03, income of the succeeding assessment 2003-04 was not revised.	37.9
7	Thanikudam Bhagavathi Mills Ltd.	Thrissur	2006-07	Loss of ₹ 11.2 crore was determined in the assessment against the actual loss of ₹ 5.6 crore including brought forward loss.	189.0
8	Micro Forge India Pvt. Ltd.	Rajkot-III	2005-06	Tax was not deducted at source on payment of ₹ 3.1 crore towards sea freight on sales claimed as expenditure.	152.4
9	Assam Roofings Ltd.	Guwahati-II	2005-06	Loss of ₹ 2.6 crore was allowed to be set off instead of the correct figure of ₹ 1.0 crore.	48.8

10	Amrapali Capital and Finance Services Ltd.	Ahmedabad-II	2006-07	Although the taxable income determined was not from securities transactions, tax rebate of ₹ 1.0 crore was allowed under section 88-E.	108.2
11	Khaitan India Ltd.	Kolkata-IV	2005-06 & 2006-07	Expenditure relating to non taxable agricultural income was not added while computing the total income.	303.0
12	Ram Chandra Agarwal	Kolkata Central-I	2005-06	Gifts received were to be treated as unexplained investment in the absence of details in the hands of donor.	15.6
13	Narendra Kumar K Mehta	Kolkata-XIX	2006-07	As the assessee's transactions were trading in nature. As such tax was to be levied at the rate of 30 per cent instead of 10 per cent.	57.5
14	Anil Bholabhai Patel	Baroda-III	2006-07	Even though the assessing officer rejected the long term capital gain of ₹ 60.3 lakh claimed by the assessee treating it as business income, tax was calculated at the rate of 20 per cent applicable to long term capital gains instead of 30 percent applicable to business income.	9.9
15	Shree Nivas Joshi	Ranchi	2005-06	Contract receipt of ₹ 49.2 lakh was not included in total income.	22.5
16	Shyam Sunder Agarwal	Hyderabad-IV	2006-07	The assessee had taxable wealth. Still neither did the assessee file return of wealth nor did the assessing officer initiate any proceeding.	1.3
17	Price Water House Ltd.	Kolkata-XIX	2003-04	Expenses on PWC Global Services charge was made to acquire monopoly right of the brand name and as such was capital expenditure which was to be disallowed. But the amount was not disallowed.	130.3
18	MIDCO Ltd.	Mumbai-II	2006-07	Gifts attracted 50 per cent FBT whereas only 20 per cent was levied.	5.0
Total					1,908.4