

Name:

Enrolment No:



**UNIVERSITY OF PETROLEUM AND ENERGY STUDIES**  
**End Semester Examination, December, 2021**

**Course: Taxation Law CLCC4001**

**Semester: VII**

**Programme: BA LL.B/ B Sc (IPR)**

**Time: 03 hrs.**

**Max. Marks: 100**

**Instructions: Read all questions carefully and answer. Cite suitable legal provisions, case laws, amendments and illustrations wherever required.**

**SECTION A**  
**(10 Marks)**

S. No.		Marks	CO
	<b>Attempt all questions. All questions carry equal marks. (2 marks each)</b>	<b>10</b>	
Q 1	Define Indian Custom waters.	2	1
Q 2	Previous year and assessment year	2	1
Q 3	Surcharge and cess	2	1
Q 4	Accrual / receipt basis	2	1
Q 5	Base erosion	2	1

**SECTION B**  
**(20 Marks)**

	<b>Attempt all questions. All questions carry equal marks. (5 marks each)</b>	<b>20</b>	
Q 6	What is DTAA? Discuss various methods in details.	5	2
Q 7	Depreciation	5	2
Q 8	Diversion of Income and application	5	2
Q 9	Capital / revenue receipt	5	2

**SECTION-C**  
**(20 Marks)**

	<b>Attempt both questions. All questions carry equal marks. (10 marks each)</b>	<b>20</b>	<b>CO</b>
Q 10	Analyze composition and working of the GST Council. Do you think it is in accordance with the federal spirit of India?	<b>10</b>	<b>2</b>

Q 11	Explain concept of annual value of house property. Whether a vacant house can be subjected to the income tax assessment?	10	2
<b>SECTION-D</b> <b>(50 Marks)</b>			
	<b>Attempt any two questions. All questions carry equal marks. (25 marks each)</b>	50	
Q 8	<b>A</b> , a moneylender advances money on interest to an agriculturist for agricultural purposes and receives a part of the agricultural produce towards payment of interest on the money advanced. <b>A</b> then sells the agricultural produce and receives an income out of it. Discuss whether the income received by <b>A</b> would be his agricultural income?	25	3
Q 9	Mr. Verma out of his own funds had taken a FDR for Rs. 10, 00,000 bearing interest @ 8% p.a. payable half yearly in the name of his wife Sneha. The income of interest earned for the year 2019-2020 of Rs. 80,000 was invested by Mrs. Sneha in the business of packed spices, which resulted into a net profit of Rs. 32,000 for the year ended 31.03.2021. How the income of interest on FDR and income from business shall be taxed?	25	3
Q 10	<b>P</b> , a <b>Hindu undivided family</b> of which <b>X</b> was the karta and <b>Z</b> and <b>W</b> were the coparceners, carried on business in cloth in Singapore. <b>Y</b> came to Delhi in 2020 and started a cloth business in partnership with some other person. <b>Y</b> alone was the financing partner in this firm and the money he paid to the firm belonged to the family. Subsequently, <b>Z</b> also joined the firm as a partner. Later on, another business was started in Bombay on partnership basis and the partners there were the partners of the delhi firm, <b>W</b> and an outsider. Can the family be held to be resident in India in the previous year 2020-2021 on the grounds that some of its coparceners are partners in the firms and that those are financed by the family funds? Give Reasons	25	3