


Name:			
Enrolment No:			
<b>UNIVERSITY OF PETROLEUM AND ENERGY STUDIES</b> <b>End Semester Examination, May 2023</b>			
<b>Course: Taxation Law</b> <b>Program: BT-CSE-LLB-SPZ-CL</b> <b>Course Code: CLCC4001</b>		<b>Semester: X</b> <b>Time: 03 hrs</b> <b>Max. Marks: 100</b>	
<b>Instructions: Read all questions carefully and answer. Cite suitable legal provisions, case laws, amendments and illustrations wherever required.</b>			
<b>SECTION A</b> <b>(5Qx2M=10Marks)</b>			
S. No.	<b>All questions are compulsory:</b>	<b>Marks</b>	<b>CO</b>
Q 1		<b>10</b>	<b>CO1</b>
a.	What is the maximum amount of deduction available under Section 80C of the Income Tax Act, 1961: i. 50,000 ii. 1,00,000 iii. 1,50,000 iv. 2,00,000	<b>2</b>	<b>CO 1</b>
b.	What is the maximum amount of interest on housing loan that is deductible from taxable income under Section 24 of the Income Tax Act, 1961? i. 1,00,000 ii. 1,50,000 iii. 2,00,000 iv. 2,50,000	<b>2</b>	<b>CO 1</b>
c.	Assessment year Vs. Previous Year	<b>2</b>	<b>CO 1</b>
d.	Write a short note on Advance Tax.	<b>2</b>	<b>CO 1</b>
e.	Unabsorbed depreciation can be carried forward for the maximum of: a) 8 assessment years b) 4 assessment years c) 10 assessment years d) unlimited number of years	<b>2</b>	<b>CO 1</b>

<b>SECTION B</b> <b>(4Qx5M= 20 Marks)</b>			
	<b>Attempt all questions from this section. All questions carry equal marks.</b>	<b>20</b>	
Q 2	List down any four examples of associated enterprise in relation to applicability of transfer pricing under Section 92 of Income Tax Act, 1961.	<b>5</b>	<b>CO 2</b>
Q 3	State the conditions to be satisfied to treat the company as Resident.	<b>5</b>	<b>CO 2</b>
Q 4	Discuss the equalization levy charge under Section 165 of Income Tax Act.	<b>5</b>	<b>CO 2</b>
Q 5	Income of spouse from a concern where assessee have substantial interest is clubbed in hands of assessee. Discuss the statement in light of provisions of Section 64(1) of Income Tax Act, 1961.	<b>5</b>	<b>CO 2</b>
<b>SECTION-C</b> <b>(2Qx10M=20 Marks)</b>			
	<b>Attempt any 2 questions from this section. All questions carry equal marks.</b>	<b>20</b>	
Q 6	Analyze with reasons, whether the following statements are true or false, with regard to the provision of the Income Tax Act, 1961:  a) The AO has the power to allot PAN to any person by whom no tax is payable. b) Where the Karta of HUF is absent from India, the return of Income can be verified by any male member of the family	<b>10</b>	<b>CO 3</b>
Q 7	The Income Tax Act, 1961 provides for taxation of certain income earned in India by Mr. X, a non-resident. The DTAA, which applies to Mr X provides for taxation of such income in the country of residence. Is Mr. X liable to pay tax on such income earned by him in India.	<b>10</b>	<b>CO 3</b>
Q 8	A trust unless created for “charitable purpose” , does not claim exemption under chapter III of the Act . In this context , explain the meaning of “charitable purpose” and examine whether the following objects constitute part of it:  (i) Rural reconstruction and upliftment of the masses through cottage industry. (ii) Welfare of industrial workers with a stipulation that the workers of settler of trust have got preference over others .	<b>10</b>	<b>CO 3</b>

**SECTION-D**  
**(2Qx25M=50 Marks)**

	Attempt <b>any two</b> questions from this section. All questions carry equal marks.	<b>50</b>											
Q 9	<p>Mr. X acquired a House Property for Rs 7,00,000 in PY 82-83 and paid Stamp duty at the time of acquisition is Rs 1,50,000. FMV of Property as on 01.04.2001 is Rs 16,00,000. He made following improvement in the Property:</p> <table style="width: 100%; border: none;"> <tr> <td style="width: 30%;">PY 1996-97</td> <td style="text-align: right;">Rs 200000</td> </tr> <tr> <td>PY 2021-22</td> <td style="text-align: right;">Rs 350000</td> </tr> </table> <p>He transfer property on 14.02.2023 for Rs 1,25,00,000 and paid commission at the time of transfer is 2%, Compute Capital gain for AY 2023-23. CII for year 2021-22 is 317 and for year 2022-23 is 331.</p>	PY 1996-97	Rs 200000	PY 2021-22	Rs 350000	<b>25</b>	<b>CO 4</b>						
PY 1996-97	Rs 200000												
PY 2021-22	Rs 350000												
Q 10	<p>Mr. Raman is a co-owner of a house property along with his brother holding equal share in the property.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 50%;">Particular</th> <th style="width: 50%;">Amount</th> </tr> </thead> <tbody> <tr> <td>Municipal Value</td> <td style="text-align: right;">1,60,000</td> </tr> <tr> <td>Fair Rent</td> <td style="text-align: right;">1,50,000</td> </tr> <tr> <td>Standard Rent</td> <td style="text-align: right;">1,70,000</td> </tr> <tr> <td>Rent Received</td> <td style="text-align: right;">15,000 p.m</td> </tr> </tbody> </table> <p>The loan for the construction of this property is jointly taken and the interest charged by the bank is Rs 25,000, out of which Rs 21,000 has been paid. Interest on the unpaid interest is Rs. 450. To repay this loan, Raman and his brother have taken a fresh loan and interest charged on this loan is Rs. 5,000. The municipal taxes of Rs 5,100 have been paid by the tenant.</p> <p>Compute the income from this property chargeable in the hands of Mr. Raman for the A.Y. 2023-24</p>	Particular	Amount	Municipal Value	1,60,000	Fair Rent	1,50,000	Standard Rent	1,70,000	Rent Received	15,000 p.m	<b>25</b>	<b>CO 4</b>
Particular	Amount												
Municipal Value	1,60,000												
Fair Rent	1,50,000												
Standard Rent	1,70,000												
Rent Received	15,000 p.m												
Q 11	<p>Mr. D purchased a house property for Rs 2,00,000 in P.Y : 2001-02. Mr. D gifted such property to his friend N on 14.02.21 and SDV of such property is Rs 20,00,000 on that date . Mr. N sold such property to Mr. S on 19.07.21 for Rs 42,00,000. Discuss the tax treatment in hands of Mr. D and Mr. N .</p>	<b>25</b>	<b>CO 4</b>										