

VOLUME NO.: LLAT/2915 OF 2020-21

DATE: 04-Aug-2020

Dear Client,

We have pleasure in listing below some of the recent legal landmarks.

SrNo	Authority Citation	Section/Rules /Subject	RATIO(S) CASE(NAME OF ASSESSEE)
1.1	ITAT_Mumbai	9, ITA	If an Indian subsidiary secures business for Singapore Hco, a Fixed PE is established
1.2	117TM756	Basis of Charge	Sabre Asia Pacific (P.) Ltd.
2.1	ITAT_Delhi	9, ITA	Foreign co provided 1) franchise of foreign brands and 2) seconded one employee subject to control of Indian co.It received and offered Royalty for 1) and received reimbursement at actual cost for 2).Held 2) was not FTS
2.2	117TM759	Basis of Charge	Yum! Restaurants (Asia) (P.) Ltd.
3.1	ITAT_Pune	56, ITA	An Agricultural Land, not being a capital asset, is not an immovable property for S 56. Hence no tax attracted on diff between reckoner value and price paid
3.2	117TM828	IFOS	Mubarak Gafur Korabu
4.1	HC_Madras	147, ITA	On issues which were already covered by proceedings u/s 143(3) and 263, no notice can be issued u/s 147
4.2	117TM847	Assessment	Neyveli Lignite Corporation Ltd
5.1	SC	194D, ITA	SC granted SLP against HC order on liability of an Indian insu co for TDS on commission paid for receiving reinsurance premium
5.2	117TM849	TDS & TCS	United India Insurance Co.

Please let us know if you need any further information on these.
Thanking you and assuring you of our best services at all times.

Yours Faithfully,

For *Anand Mehta & Associates.*
(CONSULTANTS)PRIVATE LIMITED

Anand V. Mehta
DIRECTOR

A mind of a consultant with a heart of a friend

Mumbai Office-Mulratna 1st Floor, 334,Narshi Natha Street, Masjid (W),Mumbai 400009

Tel -022- 23400882 • Fax-022-23420195 • E-mail: amcon.mumbai@amcount.in

Pune Office -B/5 Shardaram Park, 34,Sasson Road, Near Jehangir Hospital, Pune 411 001

Tel-020 64013124 • Fax 020- 261 60424 • E-mail: amcon.pune@amcount.in

Gram-MATERPLAN <--> MASTERPLAY Website: www.amcount.in

