

## FACULTY OF LAW

LL.B. (3 YDC) III -Year VI-Semester (New) Examination, May / June 2015

Subject: L A W

Paper – I

Law of Taxation

Time : 3 Hours

Max. Marks : 80

### PART – A (5x6=30 Marks)

Answer any FIVE of the following:

- 1 Resident and ordinary resident in India
- 2 Characteristics of Salary
- 3 Entertainment Allowance
- 4 Payment dates or Advance Tax
- 5 Assets Subject to Wealth Tax
- 6 Assets Exempted from Wealth Tax
- 7 Vat dealer
- 8 Works contract

### PART – B (2x15 = 30 Marks)

Answer any TWO of the following questions:

- 9 Explain the method of calculation of gratuity and its treatment on retirement for Government and non Government employees under Income Tax Act.
- 10 Define "Perquisite" and give a detail account of perquisites exempt from Income Tax.
- 11 Give a detailed note on filing of the Wealth Tax return.
- 12 What is the procedure for payment and recovery of tax under section 22 to 30 of TOT and VAT dealer under VAT Act?

### PART – C (2x10 = 20 Marks)

Answer any TWO of the following questions:

- 13 "X" an importer at Delhi imported the goods from "Y" of London and after obtaining clearance from customs he sold the goods to buyer in Indian and claimed exemption, but the sales tax officer rejecting the claim of "X" levied tax under the Central Sales Tax treating it as not a sale in the course of import. Whether the assessing officer is correct? Defend your client.
- 14 The assessee's dependent mother a senior citizen had open heart surgery performed by a general surgeon in a private hospital, and he has incurred expenses towards surgery and treatment a sum of Rs.3,00,000/- and claimed exemption u/s 80DDB a sum of Rs.60,000/-. The assessing officer rejected the claim and levied tax. Is the assessing officer correct or not? As department counsel defend the assessing officer with reasons.
- 15 Draft the proforma of statement of income showing the computation of income from salary, income from house property, income from profession and income from other sources applying the following sections Sec. 10(13), Sec.10(14), Sect.19, Sec.24, Sec.80E, Sec.80G, Sect.80C at appropriate stage and calculate the tax after deducting TDS and advance Tax and Self assessment tax.
- 16 The assessee during the financial year, has invested FD a sum of Rs.5,00,000/- in the name of his wife who is a house wife having no income of her own and not an assessee. The assessee doesn't want to show the interest accrued on the FD and seeks your clarification and advise. As a Tax Consultant advise your client

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