

**Sr. No. Of Question Paper :**

**A**

**Unique Paper Code : 52417506 (OC)**

**: Goods and Service Tax and Customs Law**

**Name of the Course : B.Com. CBCS**

**Semester : Semester V**

**Duration : 3 hours**

**Maximum Marks : 75 Marks**

*Note: Answers may be written either in English or in Hindi; but the same medium should be used throughout the paper.*

*Attempt any four questions out of six questions. All questions carry equal marks*

**Question 1**

What is the scope of the term “Supply” under section 7 (1) of CGST Act. Is there any list of activities which are neither treated as supply of goods nor as supply of services? If yes, mention any three of them. Also discuss the following:

- i. A person transfers a plot of land for a consideration of Rs.50 lacs. Is it subject to GST?
- ii. X Ltd. is an Indian company. It has branches in Delhi and Mumbai. Delhi branch provides consultancy service to Mumbai branch against an invoice of Rs.20 lacs. Is GST payable in respect of this transaction?
- iii. Mention any three goods and three services exempt by notification under GST.

**Question 2**

The rules with regard to determination of place of supply of goods are the same in respect of goods imported and exported and other goods. Is it true? If not explain the provisions with regard to determination of place of supply of goods other than goods imported or exported. Also determine the place of supply in respect of the following transactions.

- i. Mr. A of Maharashtra supplied goods to Mr. B of Delhi. When goods start moving, Mr. B instructs the supplier to deliver the goods to Mr. C at Ghaziabad, Uttar Pradesh on his behalf. What will be place of supply, in respect of supply by Mr. A?
- ii. Mr. D boarded the train at New Delhi for its destination Mumbai. He carried some goods with him for the purpose of sale during the journey. When the train reaches Surat, he sells certain goods. What is the place of supply?
- iii. Mr. J, an Architect situated at Kochi is engaged by M/s. XYZ Builders, Kochi to draw building plan for a proposed building to be situated at Dubai to be owned by the overseas client of M/s. XYZ Builders.
- iv. M/s. A Ltd., having its registered office at Bangalore (Karnataka) has engaged M/s. T P. Ltd., Coimbatore (Tamilnadu), a company dealing in textile machineries, to supply blowroom machineries for the former's spinning unit to be set-up at Hosur (Tamilnadu). Machineries are supplied in completely knocked down condition at the Hosur unit and assembled by the technicians of M/s. T P. Ltd. The Hosur unit is not yet registered under GST.
- v. M/s. K Ltd., Mumbai (Registered under GST) appointed M/s. C P. Ltd., Delhi for conducting training to its employees in the Marketing Department and to appraise their performance on periodic basis. During the month of October 2020, M/s. C P. Ltd conducted a training programme at the campus of M/s. C P. Ltd at New Delhi.

**Question 3**

ABC Ltd. has entered into contract in November 2020 for supply of a machine and it was supplied on 15<sup>th</sup> March 2021. The terms of contract are as follows:

1. Price of machine 4,82,000
2. Machine Testing Charges 9,000
3. Packing Charges 3,500
4. Transport cost for dispatch of finished machine at actual cost. 4,500
5. Design and drawing charges 21,000
7. Interest on outstanding amount will be charged if payment is not received within agreed time.

You are informed that:

- a. Interest of Rs. 5,000 was charged as the buyer did not pay due amount in agreed time period.
- b. GST rate applicable is 18% and the given supply is Intra-state supply.
- c. The manufacturer will bear service charges Rs. 16,000 after sales in warranty period.

Find the Taxable Value and the GST payable.

Question 4

Determine the amount of Input tax Credit admissible to Mr.X in respect of the following items in the month of November, 2020.

Particulars	Input tax paid (Rs.)
1. Input used for the manufacture of the products for sale.	7,20,000
2. Food and beverages procured for the employees.	45,000
3. Goods used for providing services during warranty period.	52,000
4. Goods supplied for captive consumption in a factory.	32,000
5. Goods purchased for constructing the factory shed and the same was capitalized.	58,000
6. Cement used for making foundation and structure to Plant and machinery.	11,000
7. Inputs used in box making for packing.	35,000

Question 5

Who is liable for registration under section 22. Discuss the registration requirements under GST in the following cases stating the reason for registration and the relevant section.

- i. M/s A is a dry fruit supplier in Delhi. His annual turnover is Rs. 8,25,000 only. He also supplies to the dealers of other states.
- ii. M/s PQR, a Delhi based firm, makes supply of oil in Delhi as well as in neighbouring states of UP and Haryana. The aggregate turnover of the firm is Rs. 5,00,000 only.
- iii. Mr. X is engaged in supply of Inter-state services. The firm exclusively deals in services. The aggregate turnover computed on all India basis is Rs. 9,00,000.
- iv. Mr. Z deals in exclusive intra-state supplies of goods in Tripura. The aggregate turnover is Rs. 15,00,000. He desires to obtain the benefit of threshold limit of Rs. 40 Lacs.
- v. Mr. Y is a job worker who is doing job work for readymade garment manufacturers and his total receipts is Rs. 14,00,000.
- vi. Mr.B, a trader, comes to Delhi from Mumbai for an exhibition. The exhibition is to continue for three days in Delhi. B expects supply of goods for Rs. 3,00,000 only. He has no fixed place of business in Delhi.

Question 6

An Indian trader of Mumbai imported 100 units of a product from a company of America at \$ 550 per unit. The following information is also given:

1. Transportation charges from America to Indian Port \$ 220.
2. Transit insurance premium \$ 55.
3. Packing charges \$ 22 per unit
4. 5% commission on selling price to agent in India of American Company.
5. Transportation expenses from Indian port to Delhi Rs. 6,000.

**Compute Customs duty payable if:**

- a. Basic Customs Duty is 10%.
- b. Social Welfare Surcharge is 10%.
- c. GST on this product in India is 18%.
- d. The rate of exchange is 1\$ = Rs. 72

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