

Sr. No. Of Question Paper	:		A
Unique Paper Code	:	52417506	
Name of the Paper	:	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

Define the term “Taxable Person”. Write with reasons if the following activities or transactions are treated as supply under section 7(1) of CGST Act?

- A Ltd. transfers a machinery on rent to B Ltd. without transferring the ownership rights.
- X Ltd., a manufacturing company takes legal advice from Y, an advocate in USA and US \$ 1500 are paid for this purpose.
- X and his family members own shares of ABC Ltd, a marketing company. One computer owned by ABC Ltd. is given by X to his friend Y for his personal use without consideration and without transferring ownership rights.
- X Ltd. is an Indian company having branches in Mumbai and Delhi. Mumbai branch provides consultancy service to Delhi branch against an invoice of Rs. 30,000.
- Z takes voluntary retirement from a private sector company. He gets Rs.25 lacs under Voluntary Retirement Scheme.
- P enters into a contract with DLF Constructions Ltd. for purchase of a flat, likely to be completed in June 2021, for which the payment has to be made in ten monthly instalments of Rs.20,000 each. The last instalment is paid at the time of entering into the contract on 1st July 2020. On February 1, 2021, P transfers his right to Q after paying six instalments.

Question 2

Mr. X a dealer sells goods to another dealer Mr. Y and raised an invoice on 31 August 2020 amounting Rs. 70,000 on 3 months’ credit period and Mr. Y paid Rs. 70,000 on 31st December 2020. Mr. X charged Rs. 400 as penalty and interest @ 1 % per month for delay in payment. Mr. Y paid such amount of penalty on 31st January, 2021. What will be the time and value of supply in the given facts assuming Mr. X cleared the goods for sale on 2nd September 2020 and taxes are in addition to amounts stated above.

Question 3

- a) Mr. X is a manufacturer of ice-cream and Pan Masala in state of Maharashtra. His turnover for the year does not exceed Rs. 1.5 crores. He wants to register for Composition Scheme. Is he eligible for it?
- b) Mr. Y is a registered tax payer under Composition Scheme. The aggregate turnover in financial year 2020-21 was Rs. 90,00,000. During 2021-22, he intends to supply services also, keeping in view the second proviso to section 10(1). What is the maximum amount up to which he can supply services, maintaining the status of composition dealer?

Explain the provisions with respect to Alternative Composition Scheme under section 10(2A) of CGST Act.

Question 4.

Determine the amount of Input tax Credit admissible to Mr.X in respect of the following items for the month of October, 2021.

Particulars	Input tax paid (Rs.)
1) Input used for the manufacture of the products for sale.	3,60,000
2) Food and beverages procured for the employees.	22,500
3) Goods used for providing services during warranty period.	26,000
4) Goods supplied for captive consumption in a factory.	16,000
5) Goods purchased for constructing the factory shed and the same was capitalized.	29,000
6) Cement used for making foundation and structure to Plant and machinery.	5,500
7) Inputs used in box making for packing.	17,500

Question 5.

What is the Transaction Value? When will the value of supply be the transaction value? Explain the provisions as to determination of value of supply of goods made or received through an agent under Rule 29 and supply of goods/ services based on cost under Rule 30.

Question 6

Mr.X, an importer has furnished the following information relating to goods imported by him in October 2021

- a) Goods cleared from the Bombay port on October 20,2021.
- b) Goods sent for warehousing by submitting bill of entry and other documents
- c) FOB value of goods \$ 10,000
- d) Rate of exchange was 1 \$ = Rs. 72
- e) Rate of Customs Duty on this date was 12%
- f) Goods were cleared from the warehouse for home consumption on November 20,2021
- g) Rate of exchange on this date was 1\$ = Rs. 73 and Basic Custom Duty was 10%.
- h) IGST at 12% is applicable
- i) Social Welfare surcharge is 10%

You are required to determine the total Customs Duties payable by the importer.

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