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BEFORE COMMISSIONER OF INCOME TAX (APPEALS) -6/HYD

IN THE MATTER OF

B & C ESTATES vs. DCIT CIRCLE-10(1)/HYDERABAD

APPEAL NO. 6/10462/2018-19

ASST. YEAR 2016-17

Anower 223 Sole Agreements copies prot taken

BEFORE COMMISIONER OF INCOME TAX (APPEALS) -6/HYD

B & C ESTATES		DCIT Circle-10(1)
5-4-187/3&4,SOHAM MANSION		Hyderabad.
M.G ROAD,		
SECUNDERABAD – 500 003.		
Appellant	V/s.	Respondent

Appeal No. 6/10462/2018-19

Asst. Year 2016-17

In connection with the above appeal the following submissions are made before YOUR HONOURS for kind consideration.

The issues involved under this appeal in brief, are as under:

- a) The learned Assessing Officer has estimated the revenue from the project at Rs 175,21,50,000/- as against the expected revenue by the appellant at Rs.143,85,00,000/-. The percentage revenue to be recognized for Asst. Year 2016-17 is stated at 11.3644%. Accordingly the revenue to be booked for Asst. Year 2016-17 is arrived at Rs.19,91,21,361/-. The appellant has recognized the revenue of Rs 16,34,76,916/-following the Percentage Completion Method (PCOM) for revenue recognition. On the difference of revenue of Rs 3,56,44,445/-(i.e. Rs 19,91,21,361 (-) Rs 16.34,76,916/-), the estimated GP @25% is computed at Rs 89,11,111/- and added to the income returned.
- b) Rs.5,469/- towards interest paid on TDS has been added to the income returned.
- c) Rs.816/- received towards interest u/s 244A is added to the income returned.

YOUR HONOURS, our submissions are as under:

1. Brief General Facts:

- a) The appellant is a partnership firm and it filed its ROI on 20-09-2016 vide acknowledgement number 455171101200916 admitting income of Rs.70,78,310/-.
- b) The case was selected for scrutiny u/s 143(2) vide Notice dated 27-07-2017.
- c) The appellant is a partnership firm and is engaged in the business of real estate developers.
- d) In pursuance of its business, the firm has undertaken a development of a residential housing project named as 'Mayflower Grande'. The project is located at Sy No.2/1/1, 184, 190 & 191, Mallapur, Nacharam, Hyderabad. The project got commenced in the year 2014.

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e) The firm for recognition of revenue and corresponding cost of the housing project has adopted Percentage of Completion Method (POCM). The revenue recognition policy as given in Schedule L-Notes to Accounts is reproduced hereunder for ready reference.

1. Significant Accounting Policies

d) Revenue recognition:

Revenue from property development activity which are in substance similar to delivery of goods in recognized when all significant risks and rewards of ownership in the land/or building are transferred to the customer and a reasonable expectation of collection of the sale consideration from the customer exists.

Revenue from these property development activities which have the same economic substance as that of a construction contract is recognized based on the 'Percentage of Completion Method' (PCOM/POC)

Revenue from these property development activities which have the same economic substance as that of a construction contract is recognized based on the 'Percentage of Completion method' (POC).

The revenue is recognized where the progress on the project has reached to a reasonable stage of 25% completion. The work percentage of work completion is determined with reference to the proportion of project cost incurred for work performed upto the balance sheet date bear to the estimated total cost of each project.

The estimated of cost and revenue are reviewed by management periodically and effect of any change in such estimates is recognized in the period in which such changes are determined.

Interest is recognized on a time proportion basis taking into account the amount outstanding and the applicable rate of interest.

- f) In the course of assessment proceedings, the working sheet for revenue recognition and cost recognition is submitted at IT Portal on 22-11-2018 under e-proceedings as Anenxure-3.
- g) Further, copies of Agreement of Sale/Sale Deed info in respect of 2 customers as a sample have been submitted at IT Portal on 26-12-2018 under e-proceedings as Annexure-4.
- h) We were informally called for personal hearingon 27-12-2018 and were asked to submit the workings for estimated revenue and cost. The same was submitted.
- i) The above working sheet submitted is the sole basis on which the revenue is estimated by the Learned Assessing Officer.

2. Submissions on Violation of principles of natural justice:

- a) The Learned Assessing Officer has ventured into making his own estimates of revenue from the project without giving any show cause notice or calling for an explanation or giving an opportunity of being heard and therefore it is miscarriage of principles of natural justice.
- b) The Learned Assessing Officer has not examined the documents pertaining to sale of flats in respect of 2 sample customers and on 'whims and fancies 'has ventured to estimate the total revenue of the project.

3. Submissions on the Quantum and merits of the facts:

- a) The Project Estimate sheet which has been made the sole basis by the Learned Assessing Officer to estimate the revenue is enclosed herewith in **Annexure-1**. This Project Estimate Sheet contains the estimates for revenue and the cost.
- b) The cost of various types of constructions, its area, land cost and sanction cost are stated. The same is tabulated below for quick reference.

S.No	Type of construction	Construction	Construction	Construction cost
		Area	Rate (Per Sft)	
		(Sft)	(Rs)	(Rs.)
1	Construction of flats	4,79,500	1,750	83,91,25,000
2.	Basement	1,74,000	800	13,92,00,000
3	Amenities (Club	14,000	2.500	3 50 00 000
	House)		2,500	3,50,00,000
Add:	Land Cost			4,07,86,850
	Sanction Cost			2,34,25,967
	То	tal	-	1,07,75,37,817

The revenue estimated for 4,79,500 sft @Rs 3000/- per sft is Rs 143,85,00,000/-.

- c) The Learned Assessing Officer has estimatedrevenue for parking @ Rs.1,000/- per Sft . The rate of Rs. 1,000/- per sft is arrived at by adding GP of 25% on the estimated construction cost of basement area @ Rs.800/- per sft. Likewise, the revenue for Club House is estimated @ Rs.3,125/- per Sft adding GP of 25% on the estimated cost of construction of Club House @Rs.2,500/- per sft. Further, for the estimating therevenue of constructed area of flat, the rate per Sft is estimated @ Rs.3,100/- per Sft. As against the appellant's expected revenue @ Rs 3000/- per sft.
- d) For your kind perusal copies of Agreement of Sale/Sale Deed info in respect of 2 customers as a sample which have been submitted at IT Portal on 26-12-2018 under e-proceedings as Annexure-4 are enclosed herewith respectively as Annexure 2& 3.

e) YOUR HONOURS, we would like to draw your attention to certain clauses of the Sale Deedrelevant to the issue under appeal which are reproduced below: (extract from Sale Deed for Flat No A 001).

Clause J of the Preamble

J The Vendor proposes to develop the Scheduled Land by constructing about 370 flats of similar elevation, colour, scheme, etc. along with certain amenities for the common enjoyment like a club house, CC roads, street lighting, landscaped gardens, etc. The proposed flats will be constructed strictly as per the design proposed by the Vendor and the Vendee shall not be entitled for making changes in elevation, external appearance, colour scheme, etc.

Clause 1

- In pursuance to the aforesaid agreement the Vendor do hereby convey, transfer and sell the deluxe apartment bearing flat no.001 on the ground floor, in block no 'A', having super built-up area of 1400 sft, (i.e., 1120 sft of the built-up area & 280 sft. of common areas) in building known as 'Mayflower Grande' together with:
 - a) An undivided share in the Scheduled Land to the extent of 43.34 sq. yds
 - b) A reserved parking space for single car in the basement floor admeasuring about 100 sft.

sitiuated at part of Survey no. 2/1/1, 183, 184, 190 & 191 of Mallapur Village, Uppal Mandal, Ranga Reddy District, which is in hereafter referred to as the Scheduled Apartment and more particularly described at the foot of this sale deed and in the plan annexed to this sale deed in favour of the Buyer for a total consideration of Rs-31,20,000/- (Rupees Thirty One Lakhs Twenty Thousand only). The Vendor hereby admits and acknowledges the receipt of the said consideration.

Clause 9(iv)

The common facilities and services (lifts, corridors, passages, staircases, roads, recreational facilities, gardens, drainage, water supply, electricity and other such services) and other properties of common enjoyment in the Mayflower Grande, shall vest jointly with the owners of the various tenements/ flats / parking space and shall be maintained, managed and administered collectively by the said owners of the various tenements/flats/store/parking space and/or by the said association and the Vendor shall in no manner be liable, accountable or responsible for the management, administration, maintenance or upkeep of the aforesaid building(s) or the common facilities etc., or on any other account whatsoever.

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- f) It may be noted from the Sale Deeds that the detailed description of the Flat and the area etc. are stated in Sale Deed in Schedule B- Schedule of Flat. The salient items that it states are:
 - Flat No
 - super built up area (giving break up of built up area and common area)
 - a reserved parking space in basement
 - proportionate undivided share of land

It will be evident from the Sale Deed that there is no separate consideration for each and above items and the saleconsideration is for the sale of a Flat together with common areas, reserved parking space in the basement and proportionate undivided share of land.

The Schedule B in the Sale Deed beyond doubt proves that what has been sold also included parking in basement and common area.

Further, Clause J of the Preamble of the Sale Deed clearly state that inter-alia, the Club House is common amenities for common enjoyment.

- g) The common areas generally includes area of stair case, lift area, common passages, club house, generator room, security guard room, drive ways etc.
- h) The detailed Schedule of Flats narrated in 2 Deeds submitted herewith is tabulated below for quick reference.

S.No	Flat No	Super Built up area (Sft)	Built up area (Sft)	Common area(Sft)	Reserved Parking (Sft)	Proportionate Undivided of Iand (Sq. Yards)
1	A-007	1,150	897	253	100	35.60
2	A-001	1400	1120	280	100	43.34

- i) It is once again reiterated YOUR HOUNOURS that the sale consideration in the sale deed includes a composite/package/lump sum consideration for proportionate built-up area of flat + common area + reserved parking space in basement + proportionate undivided share in land. There is no separate sale consideration for reserved parking or Club House as assumed by the learned Assessing Officer.
- j) The Learned Assessing Officer without examining the Sale Deeds submitted and without asking for any explanations or issuing a show cause notice has proceeded to make his own estimate of the revenue.

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- k) The Learned Assessing Officer's action of making his own estimate of revenue disregarding the fact available on record, implies that he has made an assumption that there is suppression of sales revenue. Such assumption is without any correlative evidence and also without affording any opportunity to be heard. YOUR HONOURS this implied assumption the Learned Assessing Officer is not well founded.
- I) In the course of assessment proceedings, detailed workings of revenue recognition sheet has been submitted. The same is enclosed herewith as **Annexure-4**. As per working sheet, the revenue of Rs.16,43,76,916/- got recognized based on PCOM policy adopted for revenue recognition. The stage of work completion is arrived at 27.99% upto 31.03.2016 which is determined with reference to the proportion of project cost incurred for work performed upto the balance sheet date bear to the estimated total cost of the project.
- m) The Learned Assessing Officer's estimate of revenue merely on an implied assumption and computing the difference between the Revenue decaled in the audited Profit and Loss account and revenue to be recognized based on his working, adding GP @25% on such difference, the addition of Rs.89,11,111/- has resulted in 'high pitched' assessment. It is therefore prayed that additionRs.89,11,111/- is bad in law, not sustainable and is to be deleted.
- n) It may be noted from the above revenue working sheet that the total of 1,92,090 Sft is sold/booked and the total expected sale proceeds will be Rs.58,41,05,350/-. The average sale price realization is Rs.3,040/- per Sft. This average sale price realization (i.e., Rs.58,41,05,350/-/1,92,090 Sft) of Rs.3,040/- per Sft is very close to the expected revenue for the project of Rs.3,000/- and there is no significance variance. The Learned Assessing Officer has disregarded this fact and instead resorted to estimating the flat sale area of Rs.3,100/- per Sft. We find no justification whatsoever for adoption of the rate of Rs.3,100/- per Sft. Even it is assumed that round off rate is adopted for the Learned Assessing Officer, it is not justifiable.
- o) Generally, for making and an assessment, estimate of revenue (i.e, sales) Gross Profit etc is resorted to after rejection of Books of accounts. The Learned Assessing Officer without rejecting the book results, which are audited as required u/s 44AB of IT Act, 1961 has made an addition of Rs.89,11,111/- which is bad in law not sustainable and therefore it is prayed that such addition made to the income returned is deleted.

4. Submission on other two small additions

a)Addition of Rs.5,469/- is made by Assessing Officer towards interest paid on TDS. This has been already disallowed in the Computation of Income. The Computation of Total Income is enclosed herewith as **Annexure 5.** It is therefore submitted that no further disallowance is to be made.

b) Addition of Rs.816/- is made towards interest on income tax refund though the same was offered to tax. The interest received on IT Refund is credited to Interest paid ledger. The details of interest account is enclosed herewith as Annexure 6.

Your HONOURS, it is pleaded to allow the appeal granting the relief prayed for.

Fon B&C Estates

(Soham Modi) Partner

(APPELLANT)

B & C Estates	28-May-16		
Estimated of IT - Percentage			
PROJECT ESTIM	ATION		
Proposed Cost	479,500	sft	
Parking Area	174,000	sft	
Amunities - Club House	14,000	sft	
Revenue			
Sale rate	3,000	Rs	
Sales revenue	1,438,500,000	Rs	·
Exp			
Land	40,786,850	Rs	,,
Sanction cost	23,425,967		
Costruction rate	1,750	Rs	
Costruction cost	839,125,000	Rs	
Basement rate	-800-	Rs	
Basement cost	139,200,000	Rs	E. L. Carlo de Carlo
Amunities - Club House rate	2,500	Rs	
Amunities - Club House Cost	35,000,000	Rs	
Total cost	1 077 527 047	D-	
Total cost	1,077,537,817	Rs	
Gross Profit	360,962,183	Rs	
Gross profit %	25%		

B & C Estates

Date of financial statements

Computation of revenue from sales of flats

31.03.2016

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														-	122,455,724 FALSE
															163,476,916
															315,012,936
															584,105,350
[88	817	183	25.09%	169	27.99%	96	916	0	916	724		724	192	,
B&C	1,438,500,000	1,077,537,817	360,962,183	25	301,576,691	77		163,476,916		163,476,916	122,455,724		122,455,724	41,021,192	None
														,	192,090
	В	U	D (B-C)	E(D/B)	[L4]	G (F/C)		Н	Ī	K (I-J)	'n	Z	u	0	None
					tbove		ogress made is in excess		; periods						None
	Total expected revenues from the project	Total expected project costs	Total expected gross margin	Total expected gross margin as % of A	Total costs incurred as on the date of A above	% of costs incurred A above	Revenue recognitioin if the progress ma	Total revenue upto A above	Less: Revenue recognized durig the previous periods	Revenue for the current reporting period	Cost for the current reporting period	less:cost declared in F.Y 07-08	During the year cost recognised	Profit	Consolidated details=====>

Names of the purchase	Block	Flat No.	Flat No. Area in	sale price in	Othe /	sale price in Othe Total expected	Advances	Revenue to be Costs to be	Costs to be	Test should be
•			Sq Feet	Rs. Per	ы	proceeds	received	recognised	recognized	OKAY
				square feet	fixed			Vista Homes	Vista Homes	for
					char					Vista Homes
					çes,					
(1)	(2)	(9)	(4)	(2)	(9)	(7=4 X 5)+6)	(8)	(6)	(11)	(13)
Robin D Sharia	B&C	V-1	1400	2,229		3,120,000	3,463,800	873,212	860'759	TRUE
Manoj Kumar	က လ လ	A-2	1150	3,509		4,035,000	1,216,210	1,129,299	845,924	TRUE
V. Venkateshwara rao	B&C	A-3	1400	3,157		4,420,000	4,420,000	1,237,051	926,638 TRUE	TRUE
P.B S Chakravarthy	ည လ လ	A-4	1400	2,954		4,135,000	4,712,234	1,157,286	866,889 TRUE	TRUE
Utpal Bhadra	В В В	A-6	1400	3,157		4,420,000	3,980,000	1,237,051	926,638 TRUE	TRUE
		ı								

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ivames or the purchase	Block	Flat No.	Area in	P.	Othe Total expected		Revenue to be		Test should be
			Sq Feet	Rs. Per square feet fix	r proceeds fixed char	received	recognised Vista Homes	recognized Vista Homes	OKAY for Vista Homes
Asheesh Savala	B & C	A-007	1150	3,048	ges, 3.505.000	0 3,801,000	980,964	734,811	TRUE
K.V.N Durga	B&C	A-101	1400		4,490,000		1,256,642	941,313	
Sai Kumar Naidu	B&C	A-102	1150		3,735,000		1,045,336	783,030	TRUE
S. Parimal Kumar	B&C	A-103	1400	3,357	4,700,000		1,315,416	985,339 TRUE	TRUE
P.B S Chakravarthy	B&C	A-104	1400	2,096	2,935,000	.2	821,435	615,313	TRUE
Haridas Rodc	B&C	A-106	1400	3,157	4,420,000		1,237,051	926,638	TRUE
Sasmita Sutar	B&C	A-107	1150	3,198	3,677,500		1,029,243	770,976	TRUE
Mr D.M. Murali	B&C	A-201	1400	3,006	4,208,600	0 4,670,785	1,177,885	882,319	TRUE
T. Bharadwaj	B&C	A-202	1150	3,043	3,500,000	3,910,125	979,565	733,763 TRUE	TRUE
Thati Padmini Priya Darshini	B&C	A-203	1400	3,006	4,208,600	0 4,208,600	1,177,885	882,319	TRUE
T.Ravi Kumar	B&C	A-204	1400	2,956	4,139,000			867,727	TRUE
Mr. Vinit Roshan	B&C	A-205	1150	2,847	3,273,850	0 3,626,197	916,271	686,352	TRUE
V.J Bobby Madison	B&C	A-206	1400	3,056	4,278,600	0 4,748,400	1,197,476	896,994 TRUE	TRUE
Mr. Karthik Keshannagari	B&C	A-207	1150	2,972	3,417,600	0 3,794,050	956,503	716,488 TRUE	TRUE
Mr Nilesh Kumar	B&C	A-301	1400		4,348,600		1	699'116	TRUE
Bhushan Vyawahare	B&C	A-302	1150	3,043	3,500,000			733,763	TRUE
Atanupani	8&C	A-303	1400	2,956	4,138,600	4,523,174	1,158,294	867,644	TRUE
Muthyala Bala Ambika	B&C	A-304	1400	2,856	3,999,0•00	3,681,000	1,119,223	838,377	TRUE
C. Ananth	8&C	A-305	1150	2,947	3,389,0•00	3,389,000	948,499	710,492 TRUE	TRUE
M.V.S Phaninder	8 & C	A-306	1400	2,956	4,139,0•00	3,939,000	1,158,406	867,727	TRUE
Mr. B.Priyadarshini	B&C	A-307	1150	2,947	3,388,850	0 3,533,888	948,457	710,461 TRUE	TRUE
Murali Mohan	B&C	A-401	1400	2,856	3,999,0.00	0 2,476,388	1,119,223	838,377 TRUE	TRUE
S.K Saleem	B&C	A-402	1150	2,947	3,389,000	000,278 00	948,499	710,492 TRUE	TRUE
Hetal Patel	B&C	A- 403	1400	2,149	3,008,6.00	3,336,525	842,034	. 630,743	TRUE
K. Deepa	B&C	A-404	.1400	3,056	4,278,600	00 4,661,480	1,197,476	896,994	TRUE
Mr. Shiksha Bharadwaj	B&C	A-405	1150	2,947	3,388,850	3,786,700	948,457	710,461 TRUE	TRUE
T. Manish	B&C	A-406	1400	3,106	4,348,6•00	4,833,815	1,217,068	911,669 TRUE	TRUE
Adîti Desai	B&C	A-407	1150	2,947	3,389,000	3,389,000		710,492	TRUE
Mohammed Abul	B&C	A-501	1400	3,082	4,315,000	4,790,458	1,207,664	904,625	TRUE
Mr. Hemansu M Dave	3&0	A-502	1150	2,848	3,275,0•00	3,635,957	916,593	686,593	TRUE
Santosh Kumar	B ⊗ C	A-503	1400	2,906	4,068,600	10 4,515,561	1,138,702	852,968 TRUE	TRUE
Ravindranath Ashok	B&C	A-504	1400	2,956	4,139,0•00	4,839,617	1,158,406	867,727	TRUE
Mr. Jitendra Kumar	B&C	A-505	1150	2,847	3,273,8.50	3,374,080	916,271	686,352	TRUE
J.Prem Kumar	B&C	A-506	1400	2,214	3,099,0•00	3,099,000		649,695	TRUE
Zarina banu	B&C	A-507	1150	1,963	. 2,257,0•00	00 2,507,000	631,680	473,172	TRUE
Mr. Narendra Ande	B&C	A-601	1400	3,006	4,208,6.00	00 4,670,025	1.177.885	TRI 11	TRITE

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			Sq Feet	Rs. Per	r pd	proceeds	received	rccognised	recognized	OKAY
				square feet				Vista Homes	Vista Homes	for
					char ges.					Vista Homes
Mr. Ashish Gupta HUF	B&C	A-602	1150	2,913		3,350,000	5,274,375	937,584	702,316	TRUE
F.Srinivas & Jayasree	B&C	A-603	1400	3,056	<u> </u>	4,278,600	4,748,500	1,197,476	896,994	TRUE
Samir Hartnett Christopher	B&C	A-604	1400	2,906		4,068,600	•	1,138,702	852,968	TRUE
Vidhya Krishna Rao	B&C	A-605	1150	2,217		2,550,000	2,831,813	713,683	534,599	TRUE
Bhargavi Rakkala	အ လ ()	A-606	1400	2,906	I	4,068,600	3,868,600	1,138,702	\$52,968	TRUE
Jina Mukhopadhyay	B&C	A-607	1150	3,097		3,561,350	3,814,727	996,735	746,625	TRUE
Sri Ram karra	ည အ က	A-701	1400	2,720		3,808,600	4,227,286	1,065,935	798,460	TRUE
Deepti mittal	B&C	A-702	1150	-		2,889,000	3,207,700	808,561	699'609	TRUE
Anand Chandra	B&C	A-703	1400	900'8		4,208,600	4,670,881	1,177,885	882,319	TRUE
Manoj Peri	B&C	A-704	1400	3,056		4,278,600	4,671,278	1,197,476	896,994	TRUE
Balakrishna Desai	B&C	A-705	1150	3,098		3,562,500	25,000	750,766		TRUE
Rajan Chandu	B&C	A-706	1400	2,956		4,138,600	4,335,184	1,158,294	867,644	TRUE
.K Lakshmikanth	В&С	A-707	1150			2,600,000	2,897,663	727,677	545,081	TRUE
M. Usha Rani	B&C	A-801	1400	,		3,753,600	4,166,304	1,050,542	786,930	TRUE
Manoj Kumar	B&C	A-802	1150			3,591,250	3,900,000	1,005,104	752,893	TRUE
Alvia Mehdi	B&C	Λ-803	1400			3,998,600	4,438,600	1,119,111	838,293	TRUE
Syed Mahmood kamranMehdi	B&C	A-804	1400	2,856		3,998,600	4,438,600	1,119,111	838,293	TRUE
Narsing Rao	B&C	A-805	1150			3,561,350	3,690,448	996,735	746,625	TRUE
Syed Furqan Mehdi	B S C	A-806	1400			3,998,600	4,438,600	1,119,111	838,293	TRUE
Mohd Afsar	B&C	A-807	1150			3,735,000	4,072,809	1,045,336	783,030 TRUE	TRUE
Bijoy Roy Choudhary	В&С	A-901	1400			4,630,000	4,605,013	1,295,825	970,664	TRUE
MR C Ravi chandra Mouli	B&C	A-902	1150	3,047		3,503,850	1,614,425	980,643	734,570 TRUE	TRUE
Sridhar	B&C	A-905	1150			3,907,500	1,142,500	1,093,614		TRUE
Prashanth	B&C	A-906	1400			4,700,000	126,802	1,315,416	985,339	TRUE
Priyod Roy	B&C	A-907	1150			3,965,000	•	1,109,707	831,249	TRUE
Deepti	၁ % ရ	B-001	1400			4,630,000	225,000	1,295,825	970,664	TRUE
Nirupama Pahaa	B&C	B-002	1150			3,677,500	2,075,000	1,029,243	770,976	TRUE
V.Nagaraju	B&C	B-003	1400	3,207		4,490,000	225,000	1,256,642	941,313	TRUE
Mohammed Muzaffar	B&C	B-004	1150	3,298		3,792,500	4,151,935	1,061,429	795,085	TRUE
Shirisha Naidu	8 8 0	B-005	1400	3,207		4,490,000	925,000	1,256,642	941,313	TRUE
C.D Skaria	B&C	B-101	1400	3,571		5,000,000	225,000	1,399,379	1,048,233	TRUE
M. Devdas	B&C	B-201	1400	3,057		4,280,000	2,602,500	1,197,868	897,288	TRUE
Kamal Vaishanva	В В В	B-202	1150			3,505,000	2,849,000	596'086	734,811	TRUE
Uma Rani	В&С	B-203	1400			4,420,000	1,795,000	1,237,051	926,638	TRUE
Alok Karti Samaddar	B&C	B-204	1150			3,476,250	2,926,000	972,918	728,784	TRUE
Phani Vardhan	3 & C	B-205	1400	2,982		4,175,000	3,525,000	1,168,481	875,275 TRUE	TRUE

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Names of the purchase	Block	Flat No.	Area in	.5	Othe To	Othe Total expected	Advances	Revenue to be	Costs to be	Test should be
			Sq Feet			proceeds	received	recognised	recognized	OKAY
				square feet	fixed	ev i imate		Vista Homes	Vista Homes	for
					char	***				Vista Homes
B.Raghavendhra Rao	B&C	B-301	1400	3,207	1632	4,490,000	2,707,500	1,256,642	941,313	TRUE
M. S Raghavendra Rao	8 0 8 0	B-302	1150	3,148	<u> </u>	3,620,000	2,172,500	1,013,150	758,921	TRUE
Ravi Teja	B&C	B-303	1400	3,057	Γ	4,280,000	2,602,500	1,197,868	897,288	TRUE
P Lalitha Kumari	B&C	B-304	1150	2,998	<u> </u>	3,447,500	725,000	964,872	722,757	TRUE
Vyakarananı Vasundhara	8&C	B-305	.1400	3,057	-	4.280,000	2,602,500	1,197,868	897,288	TRUE
Manushi	B&C	B-401	1400	3,007		4,210,000	2,530,000	1,178,277	882,612	TRUE
M.M. Naidu	B&C	B-402	1150	3,048		3,505,000	2,115,000	980,964	734,811	TRUE
Satya Prakash	B&C	B-403	1400	3,057		4,280,000	2,602,500	1,197,868	897,288	TRUE
Umanath	B&C	B-404	1150	3,048		3,505,000	1,115,000	980,964	734,811	TRUE
 Madhava Murthy 	8 & C	B-405	1400	3,157		4,420,000	2,672,500	1,237,051	926,638	TRUE
M. Ashok Kumar	B&C	B-501	1400	3,007		4,210,000	2,567,500	1,178,277	882,612	TRUE
Kamal Kumar	B&C	B-502	1150	3,048		3,505,000	2,115,000	980,964	734,811	TRUE
Vijay Kumar Goud	B&C	B-503	1400	3,107		4,350,000	2,762,500	1,217,459	911,963	TRUE
Sasidhar Tenneti	B&C	B-504	1150	3,048		3,505,000	2,115,000	980,964	734,811	TRUE
Shanti Kiran Varma	B&C	B- 505	1400	3,056		4,278,600	2,601,800	1,197,476	896,994	TRUE
Sylvena Dikshit	B&C	B-601	1400	3,132		4.385,000	2,445,000	1,227,255	106,919	TRUE
P.N Sridhar	8 8 0	B-602	1150	3,173		3,648,750	1,236,250	1,021,197	764,948	TRUE
Pratyay Basak	B&C	B-603	1400	3,107		4,350,000	2,637,500	1,217,459	911,963	TRUE
M. Ramakrishna	B&C	B-604	1150			3,413,750	2,069,375	955,426	715,681	TRUE
Gunjan Chawla	8&C	B-605	1400	3,107		4,350,000	925,000	1,217,459	911,963	TRUE
B. Yugandher	B&C	B-701	1400	3,157		4,420,000	925,000	1,237,051	926,638	TRUE
Sushanth Daniel	B&C	B-702	1150	3,248		3,735,000	725,000	1,045,336	783,030	TRUE
S. V Shanti sagar	B&C	B-703	1400			3,205,000	925,000	897,002	671,917	TRUE
M. Ramakrishna	၁ & ၆	B-704	1150			3,442,500	725,000	963,472	721,709 TRUE	
Samir Christopher	8 8 0	B-705	1400	2,982		4,175,000	•	1,168,481	875,275	TRUE
D. Vijay Saravanan	B&C	B-801	1400			4,525,000	925,000	1,266,438	948,651	TRUE
Eega Kiran Kumar	B&C	B-802	1150	3,297		3,791,350	775,000	1,061,107	794,844	TRUE
S. Mallesham	B&C	B-803	1400	3,054		4,275,000	925,000	1,196,469	896,239	TRUE
Bijoy Shekhar	B&C	B-804	1150	3,323		3,821,250	764,250	1,069,475	801,112	TRUE
Mounika	B&C	B-805	1400	2,482		3,475,000	225,000	972,568	728,522	TRUE
L Ratna Bharati	B&C]B-902	1150	3,304		3,800,000	,	1,063,528	796,657	TRUE
Arem Reddy	B&C	C-001	1400	3,307		4,630,000	225,000	1,295,825	970,664	TRUE
D. Bafakameswara Rao	B&C	C-003	1625	-		5,050,000	975,000	1,413,372	1,058,716	TRUE
S.Suresh Babu	3 & B	C-005	1625			3,232,000	975,000	904,558	677,578	
K.Narsingh Rao	B&C	C-101	1400			4.490,000	225,000	1,256,642		TRUE
Dhonaandro	α «	C-105	1625	3,258		5 293 750	1.058.750	1 481 592	1 100 817	TRITE

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Names of the purchase	Block	Flat No.	Area in	sale price in Ot	Othe Total expected	Advances	Revenue to be	Costs to be	Test should be
			Sq Feet	Rs. Per	broceeds	received	recognised	recognized	OKAY
				square feet fixed	pa		Vista Homes	Vista Homes	for
				char	ar				Vista Homes
	- 1			ges					
Susarala Srinivas	≪	C-201	1400	3,257	4,560,000	225,000	1,276,233	, 686'556	TRUE .
Jyothirwani Thogaru	∞	C-207	1150	3,098	3,562,500	725,000	250'266	746,866	TRUE
Hemadri & Sharada	B&C	C-203	1625	3,208	5,212,500	1,042,500	1,458,852	1,092,783	TRUE
K.P. Singh & Smita Singh	B&C	C-205	1625	3,208	5,212,500	1,472,500	1,458,852	1,092,783	TRUE
Sanjay Kumar-Sonal Kashyap	B&C	C-301	1400	3,157	4,420,000	925,000	1,237,051	926,638	TRUE
S. Vanajathyagaraj & S. Thyagaraj	B&C	C-303	1625	3,208	5,212,500	1,042,500	1,458,852		TRUE
C.Bramaramba	B&C	C-305	1625	3,208	5,212,500	1,042,500	1,458,852	1,092,783	TRUE
Bhushan Rao	၁ န ရ	C-306	1150	3,298	3,792,500	25,000	1,061,429	795,085	TRUE
M.Ravi kumar	B&C	C-307	1130	3,354	3,790,000	225,000	1,060,729		TRUE
M.Dattri Rao	B&C	C-401	1400	2,957	4,140,000	25,000	1,158,686		TRUE
S.B.Maheshwaran & Sarita Maheshwaran	B&C	C-403	1625	3,208	5,212,500	1,042,500	1,458,852	1,092,783	TRUE
T.Sharath Kumar & T.Savitha	B&C	C-405	1625	3,208	5,212,500	1,042,500	1,458,852	1,092,783	TRUE
Amol	B&C	C-406	1150	3,298	3,792,500	225,000	1,061,429	795,085	TRUE
Swetha	B&C	C-407	1130	3,304	3,733,500	225,000	1,044,916	782,716	TRUE
K.Chandrasekhara Rao	B&C	C-501	1400	3,057	4,280,000	925,000	1,197,868	897,288	TRUE
Charudatta Ratnakar	B&C	C-503	1625	3,108	5,050,000	225,000	1,413,372	1,058,716	TRUE
S.Ramakrishna	B&C	C-505	1625	3,158	5,131,250	1,026,250	1,436,112	1,075,749	TRUE
Bhavana Jakhar	B&C	C-506	1150	3,298	3,792,500	225,000	1,061,429	795,085	TRUE
Venkatanaga Hanuma	B&C	C-507	1130	3,304	3,733,500	225,000	1,044,916	782,716	TRUE
Saritha	B&C	C-601	1400	3,332	4,665,000	933,000	1,305,620	978,002	TRUE
S Safyanarayana	B&C	C-602	1150	3,193	3,671,750	•	1,027,634	769,770	TRUE
K.Hari Ram & Lakshmi Hariram	B&C	C-603	1625	3,208	5,212,500	1,042,504	1,458,852	1,092,783	TRUE
P.Suguna	B&C	C-605	1625	3,233	5,253,125	225,000	1,470,222	1,101,300	TRUE
B.Purushotama Reddy	B&C	C-701	1400	2,850	3,990,000	425,000	1,116,704	836,490	TRUE
C.V.R.Raghotam Kumar & S.Uma	B&C	C-703	1625	3,208	5,212,500	1,032,075	1,458,852	1,092,783 TRUE	TRUE
Mavvram Ravi Kumar	જ	C-705	1625	3,258	5,293,750	1,058,750	1,481,592	1,109,817	TRUE
Meenakshi Agarwal	B&C	C-706	1150	3,217	3,700,000	•	1,035,540	775,693 TRUE	TRUE
Singam Stty	B&C	C-801	1400	3,257	4,560,000	25,000	1,276,233	955,989	TRUE
Saraf Abhiram	∞	C-803	1625	3,262	5,300,000	225,000	1,483,341	1,111,127	TRUE
Ch. Ravikanth	જ	C-805	1625	3,383	5,496,875	225,000	1,538,442	1,152,401 TRUE	TRUE
Jyoti Suraj Virani	B&C	C-903	1625	2,892	4,700,000	225,000	1,315,416	BUNT 985,339 TRUE	TRUE
			192,090	437,834	584,105,350	315,012,936	163,476,916	122,455,724	0

Name Of Assessee : B And C Estates

PAN : AAHFB7046A

Office Address : 5-4-187/3.4, Soham Mansion, M.g. Road, Secunderabad,

Telangana-500003

Status : FIRM Ward No : ITO,W-10(4),HYD Assessment Year Financial Year

: 2016 - 2017 : 2015 - 2016

D.O.I. : 21/08/2006 Mobile No. : 9502277299

Email Address : purchase@modiproperties.com

Name Of Bank : Hdfc Bank Ltd
Micr Code : 500240024
Ifs Code : Hdfc0001378
Address : Bowenpally
Account No. : 00422320004620

Return : Original (Filing Date : 20/09/2016 & No. : 455171101200916)

COMPUTATION OF TOTAL INCOME

Profits And Gains From Business And Profession

24419104

B And C Estates

Profit Before Tax As Per Profit And Loss Account 24213872

Add:

Depreciation Disallowed 52119
Prior Period Items 1708
Disallowed U/s 36 155424
Disallowed U/s 37 5469

Disallowed U/s 43B 222100 436820

24650692

2085190

Less:

Allowed U/s 43B 179469

Brought Forward Losses Set-off

Business Losses For The A.y. 2013-14 -60943
Business Losses For The A.y. 2014-15 -3099576
Business Losses For The A.y. 2015-16 -14014889

Unabsorbed Depreciation For The A.y. 2013-14 From:

Business Income -20162

Unabsorbed Depreciation For The A.y. 2014-15 From:

Business Income -61526

<u>Unabsorbed Depreciation For The A.y. 2015-16 From :</u>

Business Income -83700

Gross Total Income 7078308

Total Income Rounded Off U/s 288A 7078308

COMPUTATION OF TAX ON TOTAL INCOME

Tax On Rs. 7078310 @ 30% 2123493

Add: Education Cess @ 2% 42470

2165963
Add: Secondary And Higher Education Cess @ 1%
21235
2187198

Less Tax Deducted At Source

Other Interest 80908
Tds On Sale Of Immovable Property 21100 102008

Add Interset Develo

Add Interest Payable

Interest U/s 234B	125106	
Interest U/s 234C	77149	202255
		2287445
Tax Rounded Off U/s 288B		2287450
Less Self Assessment Tax U/s 140A		
Hdfc Bank Ltd., Secunderabad - 0510048 - 70015 -	2287450	2287450
19/09/2016		····
Tax Payable		Nil

SOHAM SATISH MODI (NOMINEE OF PARTNER)

FIXED ASSETS

Block	Rate	WDV as on 01/04/2015	Add	ition	Deduction	Total	Depreciation for the Year	WDV as on 31/03/2016
			More than 180 Days	Less than 180 Days				
		Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.
MACHINERY AND PLANT	15.00%	1,19,532	0	0	0	1,19,532	17,930	1,01,602
MACHINERY AND PLANT	60.00%	56,981	0	0	0	56,981	34,189	22,792
Total		1,76,513	0	0	0	1,76,513	52,119	1,24,394

LOSSES TABLE

A.Y.	HEAD	LOSSES			
		BROUGHT	SET-OFF	CARRIED	
		FORWARD		FORWARD	
2013-14	Ordinary Business	60943	60943	-	
2013-14	Unabsorbed Depreciation	20162	20162	-	
2014-15	Ordinary Business	3099576	3099576	-	
2014-15	Unabsorbed Depreciation	61526	61526	-	
2015-16	Ordinary Business	14014889	14014889	-	
2015-16	Unabsorbed Depreciation	83700	83700	-	

Details of Tax Deducted at Source on Income other than Salary

	Details of Tax Deducted at Source of Income other than Salary								
SI.	Tax Deduction	Unique TDS	Name and address of the Deductor	Amount paid	Date of	Total tax	Amount		
No.	Account Number	Certificate No.		/credited	Payment	deducted	claimed for		
	(TAN) of the				/Credit		this year		
	Deductor								
194	94A: Other Interest								
1.	MUMH03189E		HDFC BANK LIMITED	390077	31/03/2016	39008	39008		
2.	MUMH03189E		HDFC BANK LIMITED	33557	23/02/2016	3356	3356		
3.	MUMH03189E		HDFC BANK LIMITED	54734	06/01/2016	5473	5473		
4.	MUMH03189E		HDFC BANK LIMITED	42932	07/12/2015	4293	4293		
5.	MUMH03189E		HDFC BANK LIMITED	32740	03/11/2015	3274	3274		
6.	MUMH03189E		HDFC BANK LIMITED	37310	06/10/2015	3731	3731		
7.	MUMH03189E		HDFC BANK LIMITED	33668	16/09/2015	3367	3367		
8.	MUMH03189E		HDFC BANK LIMITED	120291	26/08/2015	12029	12029		
9.	MUMH03189E		HDFC BANK LIMITED	27089	20/07/2015	2709	2709		
10.	MUMH03189E		HDFC BANK LIMITED	36679	30/06/2015	3668	3668		
			Grand Total	809077		80908	80908		

Details of Tax Deducted at Source on Sale of Immovable Property u/s 194IA

		·	·							
Sr.	TDS	Name of Deductor	PAN of	Acknowledge	Total	Transactio	TDS	Date of	Date of	TDS
No.	Certificate		Deductor	ment Number	Transaction	n Date	Deposite	Deposit	Deduction	Credit
	Number			•	Amount		d/TDS	•		Claimed
İ							B/F			
1	XRKXOBJ	CHENJI VITAL RAO	ACXPR0906	AC8009971	200000	01/01/201	2000	17/03/201	17/03/201	2000
		RAGHOTHAMKUMAR	K	,		6		6	6	
2	XRKXTQJ	CHENJI VITAL RAO	ACXPR0906	AC8008442	25000	22/12/201	250	17/03/201	17/03/201	250
1	1	RAGHOTHAMKUMAR	l K			5		6	6	

	8	XREYZVJ	HARIRAM	AAVPH3291 F	AC6242261	200000	18/12/201 5	2000	07/01/201 6	07/01/201 6	2000
	7	XRFRCFM	LAKSHMI HARIRAM	AAVPH3291 F	AB8113000	25000	5		07/01/201 6	07/01/201 6	250
	6	XRFBLSJ	KRISHNAN	AGQPK2198 D	AC6358435	700000	13/01/201 6	7000	13/01/201 6	13/01/201 6	7000
	5	XRKXTMJ	CHENJI VITAL RAO RAGHOTHAMKUMAR	ACXPR0906 K	AC8011695	817500	17/02/201 6	8175	17/03/201 6	17/03/201 6	8175
*	4	XRFFZNJ	HARIRAM	AAVPH3291 F	AC6358516	117500	13/01/201 6	1175	13/01/201 6	13/01/201 6	1175
	3	XRFZSHJ	LAKSHMI HARIRAM	AAVPH3291 F	AC6341753	25000	09/12/201 5	250	12/01/201 6	12/01/201 6	250

ALLOWED/DISALLOWED U/S 43B

Particulars	Assessmen	Disallowed	Allowed	Balance
	t Year	Amount (Rs.)	Amount (Rs.)	Amount (Rs.)
Bonus (u/s 43b)	2015-16	179469	179469	-
Bonus (u/s 43b)	2016-17	222100	· -	222100
Total		401569	179469	222100

DISALLOWED U/S 36

Sr. No.	Particulars	Amount
1	PF & ESI Employee Contribution Paid after Due Date	155424.00
	Total	155424.00

DISALLOWED U/S 37

Sr. No.	Particulars	Amount
1	Interest on TDS	5469.00
	Total	5469.00

B & C	B & C Estates						
<u>Details</u>	<u>of Interest</u>						
Assessmen	t Year 2016-17						
Interet paid:							
LIC Housing Finance		6,792,106.00					
Interest on TDS	Interest on TDS 5,469						
Soham Modi		505,233.00					
		7,302,808.00					
Interest received:							
FDR Interest	809,077.00						
Interest on Income tax refund	821.60	809,898.60					
		6,492,909.40					

Interest on Secured Loans Ledger Account

Date		Particulars	Vch Type	Vch No.	Debit	Page Credi
	Cr	(as per details) Tds Payable 15-16 Lic Housing Finance Ltd Being interest on loan for the month of "april"15.	Journal Voucher 57,328.00 Cr 5,15,949.00 Cr	JV-2	5,73,277.00	oreal
31-5-2015	Cr	(as per details) Tds Payable 15-16 Lic Housing Finance Ltd Being interest on loan for the month of "may"2015.	Journal Voucher 59,240.00 Cr 5,33,157.00 Cr	JV-1	5,92,397.00	
8-7-2015	Cr	(as per details) Tds Payable 15-16 Lic Housing Finance Ltd Being amount credited to LIC Housing Finance Ltd towards Interest on loan E the month of June'15	Journal Voucher 58,815.00 Cr 5,29,336.00 Cr <i>MI for</i>	JV-1	5,88,151.00	
5-8-2015	Cr	(as per details) Tds Payable 15-16 Lic Housing Finance Ltd Being cheque credited to LIC Housing Finance LTd towards EMI for interest of loan for the month of July'15	Journal Voucher 65,822.00 Cr 5,92,397.00 Cr	JV-1	6,58,219.00	
28-8-2015	Cr	(as per details) Tds Payable 15-16 Lic Housing Finance Ltd Being interest on loan for the month of "august"2015.	Journal Voucher 63,827.00 Cr 5,74,446.00 Cr	JV-1	6,38,273.00	
30-9-2015	Cr	(as per details) Tds Payable 15-16 Lic Housing Finance Ltd Being amount credited to LIC Housing Finance Ltd towards interest on Loan - for the month of Sep'15	Journal Voucher 59,645.00 Cr 5,36,806.00 Cr <i>EMI</i>	JV-1	5,96,451.00	
31-10-2015	Cr	(as per details) Tds Payable 15-16 Lic Housing Finance Ltd Being interest on loan for the month of "october"2015.	Journal Voucher 59,838.00 Cr 5,38,543.00 Cr	JV-3	5,98,381.00	
30-11-2015	Cr	(as per details) Tds Payable 15-16 Lic Housing Finance Ltd Being interest on LIC Housing Finance the month of Nov'15	Journal Voucher 54,524.00 Cr 4,90,720.00 Cr for	JV-4	5,45,244.00	
31-12-2015	Cr	(as per details) Tds Payable 15-16 Lic Housing Finance Ltd Being interest on Loan & Tds for LIC Finance for the month of Jan'16	Journal Voucher 54,579.00 Cr 4,91,208.00 Cr	JV-11	5,45,787.00	
28-1-2016	Cr	(as per details) Tds Payable 15-16 Lic Housing Finance Ltd Being interest on loan for the month of "february"2016.	Journal Voucher 52,812.00 Cr 4,75,308.00 Cr	JV-21	5,28,120.00	
		Carried Over		,	58,64,300.00	

Date	Particulars	Vch Type	Vch No.	Debit	Credit
	Brought Forward			58,64,300.00	
29-2-2016 C	r (as per details) Tds Payable 15-16 Lic Housing Finance Ltd Being interest on loan for the month "February"2016.	Journal Voucher 46,528.00 Cr 4,18,751.00 Cr of	JV-10	4,65,279.00	
31-3-2016 C	r (as per details) Tds Payable 15-16 Lic Housing Finance Ltd Being interst on loan for the month o March'16	Journal Voucher 46,249.00 Cr 4,16,236.00 Cr f	JV-1	4,62,485.00	
С	r Lic Housing Finance Ltd Being Interest on delay payment deb march'1	Journal Voucher ited for	JV-301	42.00	
D	Closing Balance			67,92,106.00	67,92,106.00
		•		67,92,106.00	67,92,106.00

Interest on TDS Ledger Account

Date	Particulars	Vch Type	Vch No.	Dabit	Page 1
15-5-2015 C		Cash Payment nort tds for the	CP-6	Debit 2.00	Credit
9-3-2016 C	r HDFC Bank Ltd. Ch. No. :006542 Being che towards TDS payment for the Feb'16	Bank Payment que issued ne month of	BP-14	5,467.00	
D	Closing Balance			5,469.00	5,469.00
				5,469.00	5,469.00

Interest on Unsecured Loans Ledger Account

					Page 1
Date	Particulars	Vch Type	Vch No.	Debit	Credit
30-4-2015 Cr	(as per details) Tds Payable 15-16 Soham Modi - Loan Being interest payable for the month of 15	Journal Voucher 19,110.00 Cr 1,71,986.00 Cr April	JV-1	1,91,096.00	
31-5-2015 Cr	Soham Modi - Loan Being interest on loan for the month of "may"2015.	Journal Voucher	JV-2	1,46,096.00	
27-6-2015 Cr	(as per details) Tds Payable 15-16 Soham Modi - Loan Being interest on loan for the month of "june"2015.	Journal Voucher 10,726.00 Cr 96,534.00 Cr	JV-2	1,07,260.00	
17-7-2015 Cr	(as per details) Tds Payable 15-16 Soham Modi - Loan Being amount credited to Soham Modi towards interest on loan for july'15	Journal Voucher 6,078.00 Cr 54,703.00 Cr	JV-5	60,781.00	
Dr	Closing Balance			5,05,233.00	5,05,233.00
				5,05,233.00	5,05,233.00

Interest on FDR Ledger Account

					Page 1
Date	Particulars	Vch Type	Vch No.	Debit	Credit
30-6-2015 Di	r HDFC Bank Ltd. Ch. No. :Transfer Interst on FD	Bank Receipt	BR-9		12,021.00
31-7-2015 Di	r HDFC Bank Ltd. Ch. No. :Transfer Interest on FDR	Bank Receipt	BR-5		5,274.00
30-9-2015 Di	r HDFC Bank Ltd. Ch. No. :Trf Interest on FDR	Bank Receipt	BR-2		67,299.60
5-11-2015 Dr	r HDFC Bank Ltd. Ch. No. :Trf Interest on FDR	Bank Receipt	BR-7		57,879.10
31-3-2016 Dr	HDFC Bank Ltd. Ch. No.:Trf Being interest on FDR	Bank Receipt	BR-9		1,38,693.00
Dr	TDS HDFC Being as per 26AS	Journal Voucher	JV-336		62,104.50
Cr	Accrued Interst Being transferred	Journal Voucher	JV-337	2,02,033.10	
Dr	Accrued Interst Being as per 26AS	Journal Voucher	JV-338		6,67,838.90
Cr	Closing Balance			2,02,033.10 8,09,077.00	10,11,110.10
			Manne	10,11,110.10	10,11,110.10

Interest on Income Tax Refund Ledger Account

					Page 1
Date	Particulars	Vch Type	Vch No.	Debit	Credit
31-3-2016 Dr	Tds Receivable 14-15 Being transferred	Journal Voucher	JV-322		821.60
					821.60
Cr	Closing Balance			821.60	
	-			821.60	821.60