F. No. 197/200/2023-ITA-I
Government of India
Ministry of Finance
Department of Revenue
Central Board of Direct Taxes
(ITA-I Division)
****

North Block, New Delhi,
Dated the 28th November, 2023

To

The Principal Officer
M/s. Modi Housing Private Limited
5-4-187/3&4, II Floor, MG Road,
Secunderabad – 500003.

Sir/Madam,

Sub: Application for condonation of delay in filing Form 10-IC under section 119(2) of the Income-tax Act, 1961 for AY 2021-22 -Reg.

Kindly refer to the above.

2. In this regard, I am directed to inform you that the Central Board of Direct Taxes has issued Circular No. 19/2023 dated 23.10.2023 in F.No.173/32/2022-ITA-I. A copy of the same is enclosed for taking necessary action at your end.

3. In view of the above, the application dated 18.01.2023 submitted by you regarding the subject matter is disposed of and hence, filed.

Yours faithfully,

(Ashwani Kumar)
DCIT(OSD)-I, ITA-I
E-mail: usita1-cbdt@gov.in

Encls: As above

Copy to:

1. The Pr. CCIT, Hyderabad-for necessary action

(Ashwani Kumar)
DCIT(OSD)-I, ITA-I

Circular No. 19 /2023

F.No.173/32/2022-ITA-1
Government of India
Ministry of Finance
Department of Revenue
Central Board of Direct Taxes

New Delhi the 23rd October, 2023

Sub: Condonation of delay under section 119(2)(b) of the Income-tax Act, 1961 in filing of Form No. 10-IC for Assessment Year 2021-22 – Reg.

In exercise of the powers conferred under section 119(2)(b) of the Income-tax Act, 1961 ('the Act'), the Central Board of Direct Taxes ('CBDT') by Circular No. 6/2022 of even number dated 17.03.2022 condoned the delay in filing of Form No. 10-IC as per Rule 21AE of the Income-tax Rules, 1962 ('the Rules') for the previous year relevant to A.Y. 2020-21 in cases where the conditions stipulated in the said Circular are satisfied.

2. Representations have been received by CBDT stating that Form No. 10-IC could not be filed for A.Y. 2021-22 within the due date or extended due date, as the case may be. It has been requested that the delay in filing of Form No. 10-IC for A.Y. 2021-22 may be condoned.

3. On consideration of the matter, with a view to avoid genuine hardship to the domestic companies in exercising the option u/s 115BAA of the Act, CBDT in exercise of the powers conferred under section 119(2)(b) of the Act, hereby directs that: -

The delay in filing of Form No. 10-IC as per Rule 21AE of the Rules for previous year relevant to A.Y. 2021-22 is condoned in cases where the following conditions are satisfied:

i) The return of income for relevant assessment year has been filed on or before the due date specified under section 139(1) of the Act;

ii) The assessee company has opted for taxation u/s 115BAA of the Act in item (e) of "Filing Status" in "Part A-GEN" of the Form of Return of Income ITR-6; and

iii) Form No. 10-IC is filed electronically on or before 31.01.2024 or 3 months from the end of the month in which this Circular is issued, whichever is later.

Sd

Director (ITA-1)

Copy to:

1. PS to FM/OSD to FM/PS to MoS (R)/OSD to MoS(R)
2. PS to Revenue Secretary
3. Chairman, CBDT & All Members, CBDT
4. All Principal Chief Commissioners of Income-tax / Principal Director Generals of Income-tax.
5. DGIT(Systems), New Delhi
6. Pr. Chief Controller of Accounts, New Delhi.
7. All Joint Secretaries/CsIT, CBDT
8. Web Manager, O/o DGIT(Systems) with request to upload on the departmental website of incometaxindia.gov.in.
9. Commissioner of Income-tax (Media & TP) and official Spokesperson, CBDT, New Delhi.
10. Secretary General, IRS Association/ Secretary General, ITGOA/ All-India Income Tax SC & ST Employees' Welfare Association / Income Tax Employees Federation (ITEF).
11. JCIT, Data-Base Cell for uploading on irsofficersonline.gov.in.

Vikas Singh

Director (ITA-1)