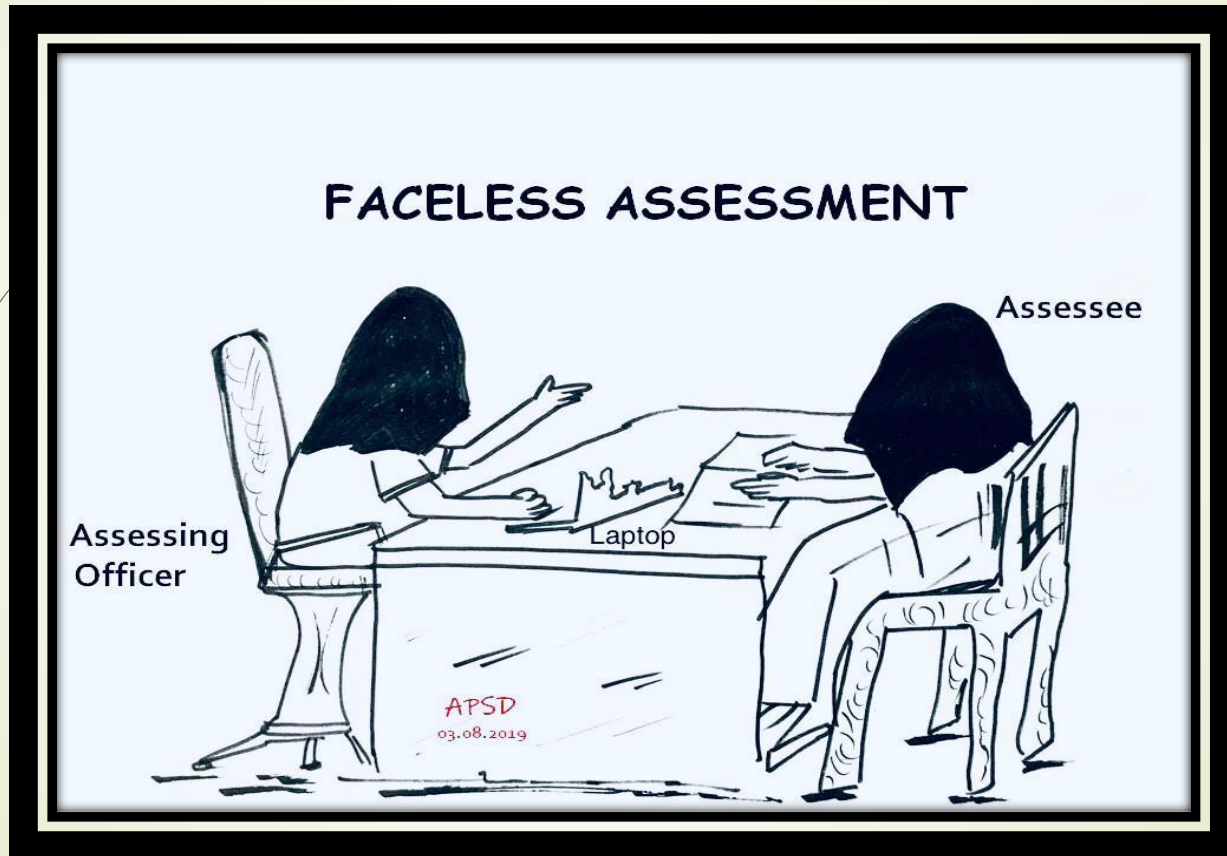


FACELESS E-ASSESSMENT



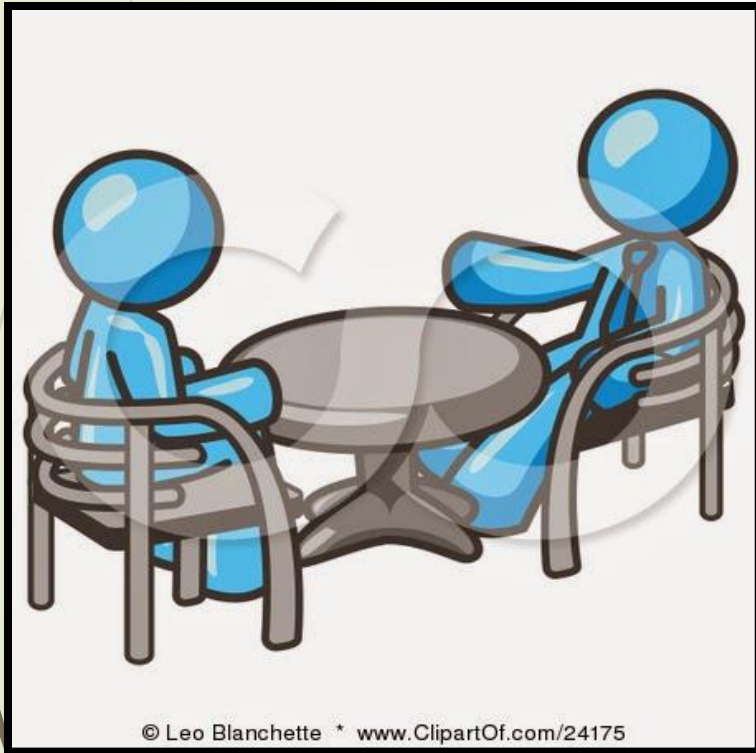
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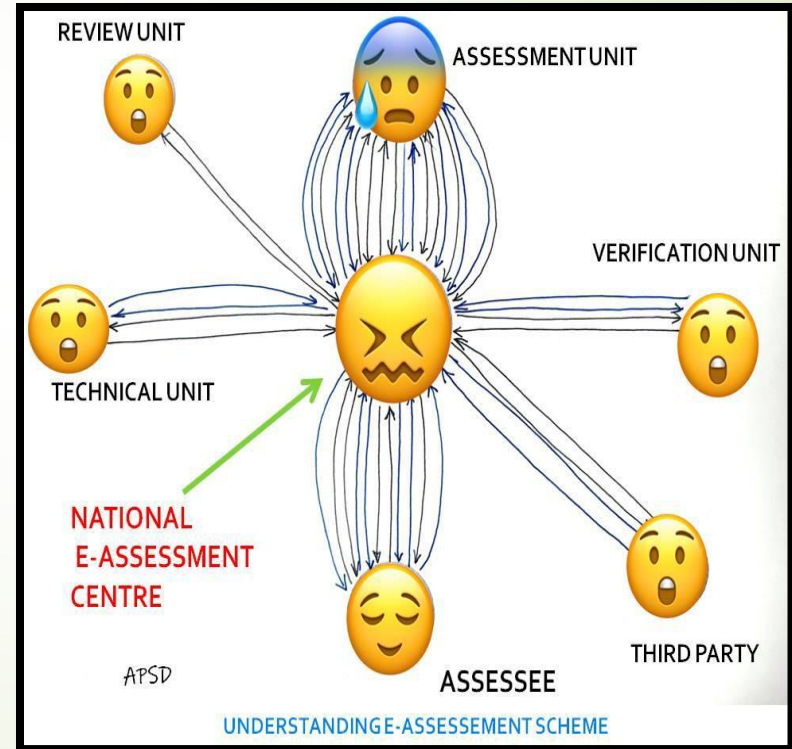
FACELESS E-ASSESSMENTS

ASSESSMENT – PRESENT & FUTURE

PRESENT



FUTURE




BACKGROUND & HISTORY

- **NOTICE OF SCRUTINY U/S. 143(2) WITH MANUAL SELECTION & ASSESSMENT DONE MANUALLY BY AN AO.**
- **NOTICE OF SCRUTINY U/S. 143(2) WITH SYSTEM SELECTION & ASSESSMENT DONE MANUALLY BY AN AO.**
- **FINANCE ACT 2018 INSERTING SEC 143(3A)(3B)(3C) FOR E ASSESSMENT.**
- **CBDT CIRCULARS ON 12TH FEBRUARY 2018 & 22ND FEBRUARY 2018 GIVING IDEA OF E ASSESSMENT.**
- **PARTIAL E ASSESSMENT STARTED & UPLOADING OF DATA MADE COMPULSORY ON E PORTAL**
- **ANNOUNCEMENT BY FM IN BUDGET SPEECH ON 5TH JULY 2019 ABOUT FACELESS E ASSESSMENT**
- **CREATION OF DEDICATED E ASSESSMENT HIERARCHY FOR E ASSESSMENT SCHEME 2019 ON 11TH SEPT 2019**
- **NOTIFICATION OF E ASSESSMENT SCHEME 2019 ON 12TH SEPT 2019.**

SEC 143(3A)

- *The Central Government may make a scheme, by notification in the Official Gazette, for the purposes of making assessment of total income or loss of the assessee under sub-section (3) so as to impart greater efficiency, transparency and accountability by—*
- *(a) eliminating the interface between the Assessing Officer and the assessee in the course of proceedings to the extent technologically feasible;*
- *(b) optimising utilisation of the resources through economies of scale and functional specialisation;*
- *(c) introducing a **team-based** assessment with dynamic jurisdiction."*




It is further proposed to insert sub-section (3B) in the said section, enabling the Central Government to direct, by notification in the Official Gazette, that any of the provisions of this Act relating to assessment shall not apply, or shall apply with such exceptions, modifications and adaptations as may be specified therein. However, no such direction shall be issued after the 31st March 2020.

It is also proposed to insert sub-section (3C) in the said section, to provide that every notification issued under the sub-section (3A) and sub-section (3B), shall be laid before each House of Parliament, as soon as may be. These amendments will take effect from 1st April, 2018.


KEY TAKEAWAYS OF E-ASSESSMENT PROCEEDING

CBDT issued instruction NO 1/2018 ON 12TH FEB 2018. Following are the major points in the same :

- 1. All proceedings U/S. 143(2) to be done electronically EXCEPT***
 - (a) Search Cases.***
 - (b) Pending Cases for which notice is already issued manually.***
- 2 ~~If Assessee objects to conduct assessment electronically, then such cases should be kept on hold for the time being.~~***
- 3. ~~Some stations having Limited bandwidth, there 10% cases having potential recovery can be completed manually by 31-03-2018 to effect recovery in the current Financial Year.~~***
- 4. Inquiry U/S. 142(1)(ii) is made electronically before making assessment.***

- 
5. **AO SHOULD ISSUE THE NOTICES WITH DIGITAL SIGN.**
 6. **SUBMISSIONS ARE TO BE MADE ON THE COMPLIANCE PORTAL *TILL THE OFFICE HOURS* ON THE STIPULATED DATE FOR THE COMPLIANCE.**
 7. **FACILITY FOR COMPLIANCE BY WAY OF E SUBMISSION IS CLOSED :**
 - (a) **AUTOMATICALLY BEFORE 7 DAYS OF TIME BARRING DATE**
 - (b) **BY AO ON HIS OWN ON COMPLETION OF HEARING BUT BEFORE PASSING FINAL ORDER MENTIONING ‘ HEARING HAS BEEN CONCLUDED’ .**

IF REQUIRED THE CONCERNED AO MAY ENABLE IN SITUATION (b) ABOVE THE FURTHER FILLING *UNDER THE INTIMATION TO RANGE HEAD UNDER ITBA.*



8. IN E-ASSESE PROCEEDING, FOLLOWING MAY BE DONE MANUALLY.

(a) EXAMINATION OF MANUAL BOOKS OF ACCOUNTS.

(b) SEC 131 & THIRD PARTY ENQUIRY.

(c) EXAMINATION OF WITNESS REQUIRED BY ASSESSE OF IT DEPT.

(d) SHOW CAUSE WITH ADVERSE VIEW ISSUED & ASSESSE REQUEST FOR PERSONAL HEARING.

CBDT ISSUED NOTIFICATION DATED 22ND FEBRUARY, 2018 HAVING FOLLOWING MAJOR POINTS :

- 1. CENTRAL COMMUNICATION CENTRE SHALL ISSUE NOTICE UNDER DIGITAL SIGNATURE.**
- 2. NOTICE SHALL BE SERVED BY MAIL OR BY PLACING IT ON THE REGISTERED ACCOUNT ON THE PORTAL FOLLOWED BY SMS.**
- 3. CAMPAIGN THROUGH SMS, MAILS, LETTERS OR OUTBOUND CALLS.**
- 4. THE CENTRALISED COMMUNICATION CENTRE MAY PRESCRIBE A MACHINE READABLE STRUCTURED FORMAT FOR FURNISHING THE INFORMATION OR DOCUMENTS.**



5. PRINCIPAL DG OR DG (SYSTEMS) SHALL SPECIFY

- (a) THE PROCEDURE, FORMATS & STANDARDS FOR ISSUE OF NOTICES & FURNISHING RESPONSE.**
- (b) RECEIPT OF INFORMATION & DOCUMENTS.**
- (c) MODE & FORMAT FOR ISSUE OF ACKNOWLEDGEMENT.**
- (d) WEB PORTAL FACILITY LIKE LOGIN, TRACKING, DOWNLOADING.**
- (e) CALL CENTRES TO ANSWER THE QUERIES.**
- (f) MANAGING ADMIN LIKE RECEIPT, SCANNING STORING, DATA ENTRY, RETRIEVAL OF INFORMATION IN CENTRALISED MANNER.**
- (g) GRIEVANCE REDRESSAL MECHANIS**

NATIONAL E ASSESSMENT UNIT

- ▶ Facilitate the conduct of E-Assessment Proceeding in Centralised Manner.
 - ▶ One Point Contact between Assessee and all the other Units.
 - ▶ Allot the Case to Regional E Assessment Unit (Automated Allocation System)
 - ▶ Issue Notice and Send Draft order to the Assessee for finalisation
- ▶ Consist of :
 - ▶ Prin CCIT Delhi 1
 - ▶ CIT Delhi 1
 - ▶ Add/JCIT Delhi 2
 - ▶ DC/ACIT Delhi 4
 - ▶ ITO 2
 - ▶ Total 10



REGIONAL E ASSESSMENT CENTRE

- Facilitate the Conduct of E Assessment at Regional Level
- It will allot the case to the Assessment unit on the basis of Automated System.
- Consists of Prin CCIT or Prin CIT from Various Metro as well as Mega Cities
- There would be ITO to Support the Prin CCIT or Prin CIT.

ASSESSMENT UNIT

- Identification of Points
- Make Inquiry & Examine Evidence with the help of Verification unit
- Take Technical Assistance from Technical Unit
- Facilitate the framing of Draft Assessment order
- Determine Tax or Refund
- Provide Penalty Details to initiate Penalty if any
- CONSISTS OF ADD CIT/JCIT
- SUPPORTED BY DCIT/ACIT
- FURTHER SUPPORTED BY ITO

VERIFICATION UNIT

- Facilitate the conduct of inquiry or verification
- Cross Verification from the Witness
- Examination of Books of Accounts
- Statement to be recorded
- CONSISTS OF ADD CIT/JCIT
- SUPPORTED BY DCIT/ACIT
- FURTHER SUPPORTED BY ITO

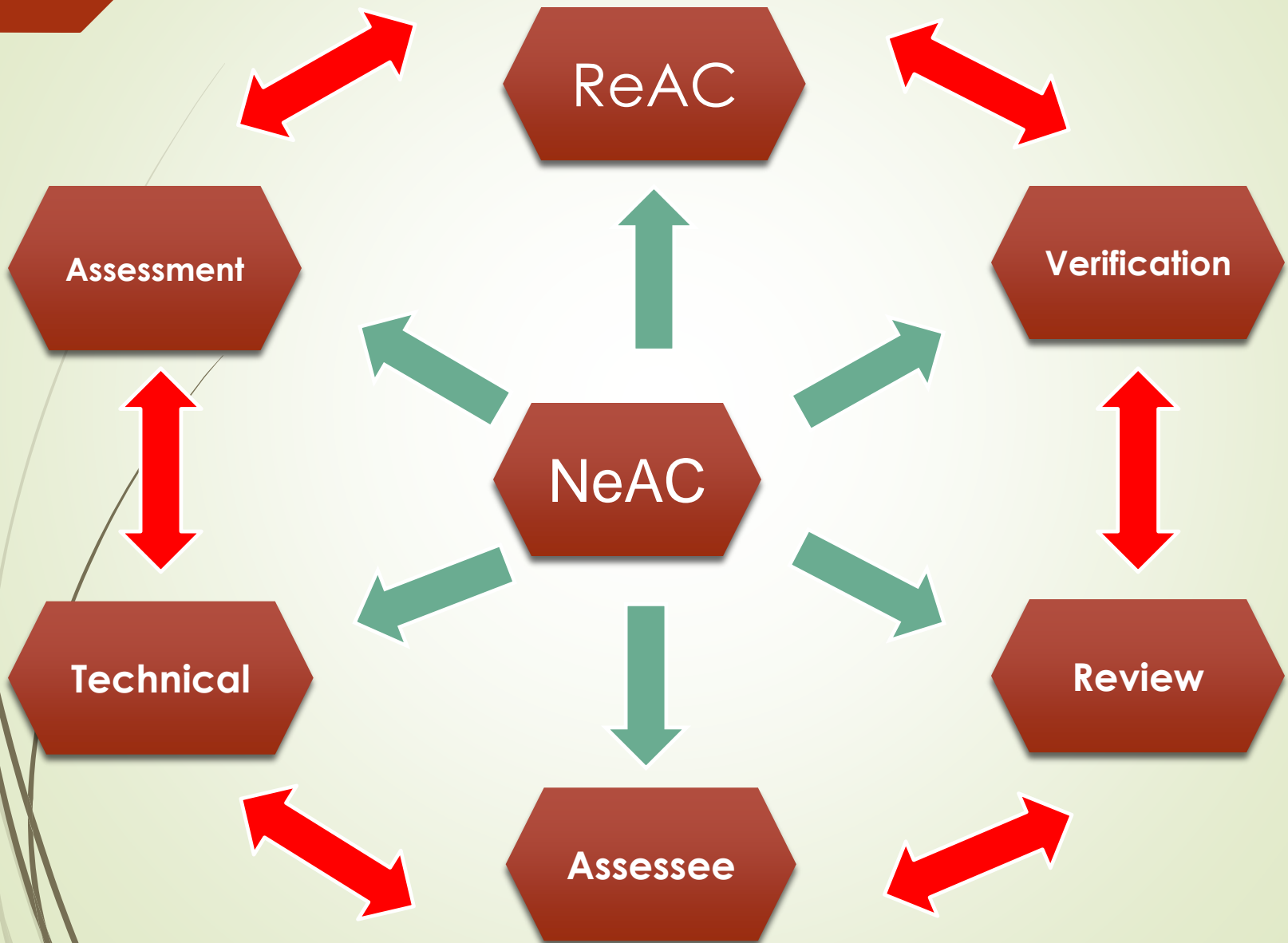


TECHNICAL UNIT

- Facilitate the Technical Assistance to the Assessment Unit
- Advice on Legal, Accounting, Forensic, Valuation Aspect
- Assist in Transfer Pricing and Data Analysis
- CONSISTS OF ADD CIT/JCIT
- SUPPORTED BY DCIT/ACIT
- Mainly from Metro Cities

REVIEW UNIT

- Facilitate the review of the Draft Order
- Checking whether material evidences are taken on Record or not
- Incorporation of relevant points in draft order
- Judicial Decisions, Circulars etc Considered and applied or not.
- CONSISTS OF ADD CIT/JCIT
- SUPPORTED BY DCIT/ACIT
- Mainly from Metro Cities





NeAC

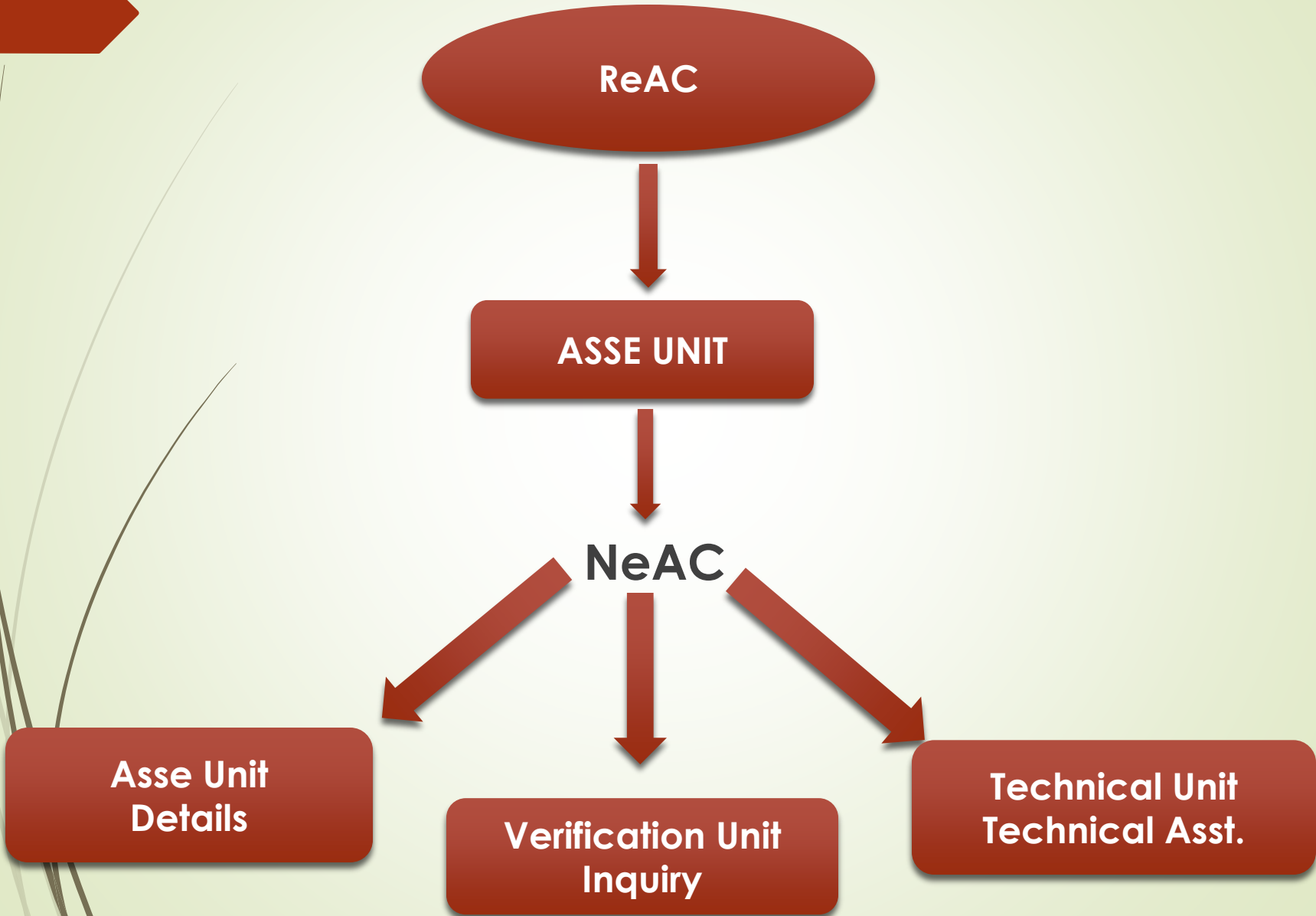
NOTICE

ASSESSEE

**C
A
S
E**

REPLY

ReAC



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graph TD; A[Asse. Unit Draft Order] --> B[NeAC]; B --> C[Review Unit]; B --> D[Assessee]; C --> E[Final Order]; D --> E;
```

**Asse. Unit
Draft Order**

NeAC

Review Unit

Assessee

Final Order



Some Sections and E Assessment

Section	Unit
143(2)	NeAC
142(1)	VU
142A	TU
142(2A)	VU
133(6)	VU
Statement	VU
Applicability of Case etc	TU
143(3) or 144	AU/RU/NeAC

TOOLS TO BE USED

1. VIDEO CONFERENCE
2. ARTIFICIAL INTELLIGENCE
3. AUTOMATED ALLOCATION
4. MOBLE APP
5. REAL TIME ALERT
6. RISK MANAGEMENT THEORY
7. AUTOMATED EXAMINATION TOOL





THANK YOU...

CA PALAK B. PAVAGADHI
PAVAGADHI SHAH & ASSOCIATES
CHARTERED ACCOUNTANTS