Anand Law College

(An Autonomous Institute, Under UGC Regulation 2023)
Managed by Shri Ramkrishna Seva Mandal
(Affiliated to S. P. University & Approved by BCI, New Delhi)

NAAC Accredited, 'B++' Grade, CGPA 2.97 - 1st Cycle

Name of the Course : LLB (CBCS)	**Type of Course : GIA (CBCS)**
Year : 2nd Year	**Semester** : 3rd) Semester(
Subject Code : ALCUG3CLLB4	**Subject** : **PRINCIPLES OF TAXATION LAW**
W.E.F. : 2026-27	**Teaching Hours : 60** Hours

Teaching & Examination Scheme:

Credit	Lec	Lab	Tut	Internal Marks			External Marks		Passing Marks	Passing Marks	Total Marks
				T	P	CE	T	P	Internal	External	Int+Ext
4	4	-	-	30	-	10	60	-	16/40	24/60	40/100

Lect = Lecture, Tut = Tutorial, Lab= Lab,T=Theory,P=Practical Theory Passing % :40, Practical Passing %:40

Course Objectives:	1. To develop technical proficiency in computing total taxable income across all five heads of income, including the application of exemptions, deductions, and rebates. **L3 Apply** / **L4 Analyze** 2. To analyze the legal principles governing "Basis of Charge," residential status, and the specialized rules for set-off and carry-forward of losses. 3. To examine the administrative structure and quasi-judicial powers of tax authorities, including the procedures for assessment, appeals, and settlement of cases. **L4 Analyze / L5 Evaluate** 4. To evaluate the statutory compliance mechanisms for Tax Deducted at Source (TDS), Advance Tax, and the legal implications of penalties and offences under Tax laws. **L5 Evaluate** 5. To master the operational mechanics of the GST Act, specifically the concepts of Supply, Input Tax Credit (ITC), and the procedural requirements for registration and tax invoices. **L6: Create** 6. To provide a foundational understanding of the Constitutional framework and legislative entries (Article 246) that empower the Union and States to levy Income Tax and Goods and Services Tax (GST). **L2 Understand**

Course Outcome (CO):
Upon completion of the course, student shall be able to

CO 1	Students will be able to interpret the Constitutional basis of taxation under Article 246 and apply the legal principles of "Basis of Charge" and residential status to determine the taxability of various income sources.
CO 2	Students will be able to analyze complex financial data to calculate total taxable income across the five heads of income, incorporating relevant statutory exemptions, deductions, and reliefs.
CO 3	Students will be able to examine the administrative hierarchy of tax authorities and evaluate the procedural validity of assessments, appeals, and settlement mechanisms in accordance with quasi-judicial standards.
CO 4	Students will be able to assess the legal requirements for "Payment Accountability" (TDS and Advance Tax) and determine the legal implications and penalties associated with tax-related

	offences and non-compliance.
CO 5	Students will be able to integrate the core concepts of the GST regime—specifically Supply, Input Tax Credit (ITC), and registration—to manage the operational and documentation requirements of indirect tax compliance.

Detail of Syllabus: PRINCIPLES OF TAXATION LAW

Total Teaching Hour: 60 Hours

Module	**Description**	
1.	**Basics of Income Tax and Computation**	
1.1	Preliminary, Constitutional Back-ground and Distinguishing features of income -tax	
1.2	Definitions, Basic concepts extent and commencement	
1.3	Taxation system under Constitution of India	
1.4	Basis of Charge of Income-Tax	
1.5	Exempted Incomes	
1.6	Income-Tax Authority	**25 % (4)**
1.7	**Case Study** 1. Prabhat Chandra Barua Vs. Emperor (AIR 1930 P.C. 209) 2.Emil Webber Vs. CIT (1993 200 ITR 483 (SC)) 3.Ishikawajima Harima Heavy Industries Ltd. Vs. Director of Income Tax (2007 158 Taxman 259 (SC)) 4.Maharaj Kumar of Viazanagaram, In re (1934 2 ITR 186)	
1.8	**Practical Application** 1. Tax-Free" vs "Taxable" Scavenger Hunt 2. Budget Day" Simulation (The Finance Minister's Role) 3. The Deduction Detective" (Case Study)	
2	**Heads of Income -I**	
2.1	Income from Salary	
2.2	Income from House Property	
2.3	Income from Profits and Gains of Business or Profession	
2.4	Income from Capital	
2.5	Income from other Sources	
2.6	Computation of Total Income	**25 % (4)**
2.7	Set off and carry forward losses	
2.8	**Case Study** 1.CIT Vs. Dr. (Mrs.) Usha Verma (2002 120 Taxman 738 (Punj. & Har.) 2.Gestener Duplicators (P) C.I.T. (1979 SC) 3.R.B. Jodha Mal Kuthiala Vs. CIT (1971 82 ITR 570 (SC) 4. Dr. Balveersing Vs. M.C.D. (1985 152 ITR 388 (S.C.) 5. Commissioner of Income Tax Vs. S.C. Kothari (82 ITR 794 (SC)	

	6. Commissioner of Income tax Vs. Laxmi Agents Pvt. Ltd. (1999 102 Taxman 700 SC) 7. Commissioner of Income tax Vs. Singla rice and General Mills Case (2002 82 ITD 778 (Delhi)	
2.9	**Practical Application** **1.** Mock Appellate Tribunal" (Court Room Drama) 2. TDS & Advance Tax" Board Game	
3.	**Income Tax Administration and Procedure**	
3.1	Income forming part of total income on which no income tax is payable	**25 % (4)**
3.2	Rebate and Relief	
3.3	Settlement of cases	
3.4	Procedure for assessment	
3.5	Tax Deducted at Source Advance Tax and Interest	
3.6	Appeal and Revision	
3.7	Penalty and Offences	
3.8	**Case Study** 1. CIT vs. Tata Chemicals Ltd. (2002 256 ITR 395) 2. Ajay Vs. CIT (2014 224 Taxman 473 (Delhi) 3. CIT vs. Fitherfoam Enterprise Pvt. Ltd. (2007 164 Taxman 473 (Delhi) 4. M/s KTL (P) Ltd. Vs. Union of India (2018 (3) TMI 679 (all)	
3.9	**Practical Application** 1. Tax Havens & Interpretation" Debate 2. The Assessment Officer's Table	
4.	**Goods and Services Tax (GST)**	**25 % (4)**
4.1	History	
4.2	Preliminary, Definitions, Administration and Collection of Tax	
4.3	Time Place and value of Supply, Registration under GST Law	
4.4	Offences and Penalties under GST	
4.5	Levy and Collection of Tax	
4.6	Input tax credit, registration, Tax invoice, credit and debit notes	
4.7	Returns, payment of tax, refund	
4.8	Inspection, search, seizure and arrest	
4.9	**Case Study** 1. M/s Raj Iron & Building Materials Vs. Union of India (2018 (1) TMI 949) 2 .M/s Bhima Enterprises Vs. The Assistant State Tax Officer (2018 (1) TMI 1149 HC (Ker.) 3 .M/s Indus Towers Limited Vs. The Assistant State Tax Officer (2018 (1) TMI 1313 Kerala High Court 4. M/s Continental India Private Limited Vs. Union of India (2018 (1) TMI 1245)	

	5. M/S New Nalbandh Traders vs State Of Gujarat (2022) 91 GST 303 (GUJ) 6. Mohsin Salimbhai Qureshi vs. State Of Gujarat ((2022) 91 GST 303 (GUJ))	
4.10	**Practical Application** 1. GST vs. Income Tax" Venn diagram Challenge 2. The Tax Newsroom	

Suggested References

Textbooks:
1. Ahuja, G., & Gupta, R. (2024). Professional approach to direct taxes law and practice (45th ed.). Bharat Law House.
2. Datey, V. S. (2024). GST law & practice with customs & FTP. Taxmann Publications.
3 .Kanga, J .B., & Palkhivala, N .A) .2020 .(The law and practice of income tax) 11th ed .LexisNexis.
4 .Singhania, V .K., & Singhania, M) .2024 .(Students' guide to income tax including GST) 70th ed .(. Taxmann Publications.

Statutes & Government Documents:
1 .Central GST Act, 2017) .2017 .(Government of India] .Link/Source if online.[
2 .Constitution of India) .1950 .(Article 246 & Seventh Schedule.
3 .Income Tax Act, 1961) .1961 .(Government of India.
4 .The Constitution)One Hundred and First Amendment (Act, 2016) .2016 .(Government of India.

Online Reference:
1. https://incometaxindia.gov.in
2. https://www.cbic.gov.in
3. https://gstcouncil.gov.in
4. https://legislative.gov.in/constitution-of-india
5. https://www.taxmann.com
6. https://epgp.inflibnet.ac.in