Final Course Study Material (Modules 1 to 4)

Paper 5 Indirect Tax Laws Part – I: Goods and Services Tax Module – 3

(Relevant for May, 2025 and November, 2025 examinations)



BOARD OF STUDIES
THE INSTITUTE OF CHARTERED ACCOUNTANTS OF INDIA

This Study Material has been prepared by the faculty of the Board of Studies. The objective of the Study Material is to provide teaching material to the students to enable them to obtain knowledge in the subject. In case students need any clarification or have any suggestion for further improvement of the material contained herein, they may write to the Joint Director, Board of Studies.

All care has been taken to provide interpretations and discussions in a manner useful for the students. However, the Study Material has not been specifically discussed by the Council of the Institute or any of its committees and the views expressed herein may not be taken to necessarily represent the views of the Council or any of its Committees.

Permission of the Institute is essential for reproduction of any portion of this material.

© THE INSTITUTE OF CHARTERED ACCOUNTANTS OF INDIA

All rights reserved. No part of this book may be reproduced, stored in a retrieval system, or transmitted, in any form, or by any means, electronic, mechanical, photocopying, recording, or otherwise, without prior permission, in writing, from the publisher.

Basic draft of this publication was prepared by CA. (Dr.) Rashmi Goel

Edition : November, 2024

Committee/Department : Board of Studies

E-mail : bosnoida@icai.in

Website : www.icai.org

Price : ₹ /- (For All Modules)

ISBN No. : 978-93-48313-47-8

Published by : The Publication & CDS Directorate on behalf of

The Institute of Chartered Accountants of India, ICAI Bhawan. Post Box No. 7100.

Indraprastha Marg, New Delhi 110 002 (India)

Printed by :

CONTENTS

PART – I: GOODS AND SERVICES TAX

MODULE - 1

Chapter 1: Supply under GST

Chapter 2: Charge of GST

Chapter 3: Place of Supply

Chapter 4: Exemptions from GST

Chapter 5: Time of Supply

Chapter 6: Value of Supply

MODULE - 2

Chapter 7: Input Tax Credit

Chapter 8: Registration

Chapter 9: Tax Invoice, Credit and Debit Notes

Chapter 10: Accounts and Records; E-way Bill

Chapter 11: Payment of Tax

Chapter 12: Electronic Commerce Transactions

Chapter 13: Returns

MODULE - 3

Chapter 14: Import and Export under GST

Chapter 15: Refunds

Chapter 16: Job Work

Chapter 17: Assessment and Audit

Chapter 18: Inspection, Search, Seizure and Arrest

Chapter 19: Demands and Recovery

Chapter 20: Liability to Pay Tax in Certain Cases

Chapter 21: Offences and Penalties and Ethical aspects under GST

Chapter 22: Appeals and Revision

Chapter 23: Advance Ruling

Chapter 24: Miscellaneous Provisions

PART – II: CUSTOMS & FTP

MODULE - 4

Chapter 1: Levy of and Exemptions from Customs Duty

Chapter 2: Types of Duty

Chapter 3: Classification of Imported and Export Goods

Chapter 4: Valuation under the Customs Act, 1962

Chapter 5: Importation and Exportation of Goods

Chapter 6: Warehousing

Chapter 7: Refund

Chapter 8: Foreign Trade Policy

DETAILED CONTENTS: Module - 3

CHAPTER 14– IMPORT AND EXPORT UNDER GST			
Learni	Learning Outcomes 14.1		
1.	Introduction	14.2	
2.	Relevant definitions	14.3	
3.	Imports under GST	14.7	
4.	Exports	14.35	
Let us	Recapitulate	14.62	
Test Y	our Knowledge	14.82	
Answe	ers	14.83	
	CHAPTER 15-REFUNDS		
	CHAPTER 15-REFUNDS		
Learn	ing Outcomes	15.1	
1.	Introduction	15.2	
2.	Relevant definitions	15.4	
3.	Refund of tax [Section 54 of the CGST Act]	15.5	
4.	Refund of tax wrongly collected and paid [Section 77 read win Rule 89(1A)]		
5.	Refund to UN Bodies, embassies, etc. [Section 55 read with Section 54(2) of CGST Act]	15.57	
6.	Interest on delayed refunds [Section 56 of CGST Act]	15.61	
7.	Consumer Welfare Fund [Sections 57 & 58 of CGST Act]	15.62	

8.	Refund of integrated tax paid on supply of goods	
	to tourist leaving India [Section 15 of IGST Act]	15.64
Test Your Knowledge		15.66
Answ	vers	15.68
	CHAPTER 4C TOR WORK	
	CHAPTER 16–JOB WORK	
Leari	ning Outcomes	16.1
1.	Introduction	16.2
2.	Relevant definitions	16.5
3.	Job work procedure [Section 143]	16.5
4.	Taking input tax credit in respect of inputs and capital goods	
	sent for job work [Section 19]	16.10
5.	Registration Requirements	16.18
6.	Supply of Waste & Scrap [Sec. 143(5)]	16.19
Let us Recapitulate		
Test Your Knowledge		
Answers		
	CHARTER 47 ACCECCMENT AND AUDIT	
	CHAPTER 17- ASSESSMENT AND AUDIT	
Leari	ning Outcomes	17.1
1.	Introduction	17.2
2.	Relevant definitions	17.3
3.	Self-assessment [Section 59]	17.3
4.	Provisional assessment [Section 60]	17.3
5.	Scrutiny of returns [Section 61]	17.7
6.	Assessment of non-filers of returns [Section 62]	17.8

7.	Assessment of unregistered persons [Section 63]	17.11	
8.	Summary assessment in certain special cases [Section 64]	17.12	
9.	Audit by tax authorities [Section 65]	17.13	
10.	Special audit [Section 66]	17.16	
Let U	s Recapitulate	17.18	
Test '	Your Knowledge	17.21	
Answ	ers	17.22	
	CHARTER 40 INCRESTION CEARCH CEITURE AND AND	PRICT	
	CHAPTER 18- INSPECTION, SEARCH, SEIZURE AND AI	KKESI	
Learr	ing Outcomes	18.1	
1.	Introduction	18.2	
2.	Power of inspection, search and seizure [Section 67]	18.2	
3.	Inspection of goods in movement [Section 68]	18.9	
4.	Power to arrest [Section 69]	18.9	
5.	Power to summon persons to give evidence and produce documents [Section 70]	18.12	
6.	Access to business premises [Section 71]	18.15	
7.	Officers to assist proper officers [Section 72]	18.16	
Let Us Recapitulate		18.17	
Test Your Knowledge		18.18	
Answers		18.18	
CHAPTER 19- DEMANDS AND RECOVERY			
Learr	ing Outcomes	19.1	
1.	Introduction	19.2	

2.	Relevant definitions	19.3
3.	Determination of tax not paid/short paid/ erroneously refund ITC wrongly availed/utilised [Section 73 & Section 74]	
4.	General provisions relating to determination of tax [Section 7	75] 19.18
5.	Tax collected but not deposited [Section 76]	19.30
6.	Tax wrongfully collected and paid to Central Government or State Government [Section 77]	19.32
7.	Recovery proceedings [Sections 78 & 79]	19.33
8.	Payment of tax and other amount in instalments [Section 80]	19.42
9.	Transfer of property to be void in certain cases [Section 81]	19.43
10.	Tax to be first charge on property [Section 82]	19.44
11.	Provisional attachment to protect revenue in certain cases [Section 83]	19.44
12.	Continuation and validation of certain recovery proceedings [Section 84]	19.47
Test	Your Knowledge	19.48
Answ	/ers	19.49
	CHAPTER 20- LIABILITY TO PAY IN CERTAIN CASES	5
Learr	ning Outcomes	20.1
1.	Introduction	20.2
2.	Relevant definitions	20.2
3.	Liability to pay in case of transfer of business [Section 85 of the CGST Act]	20.3
4.	Liability of agent and principal [Section 86 of the CGST Act]	20.4
5.	Liability to pay in case of an amalgamation/merger [Section 87 of the CGST Act]	20.5

6.	Liability in case of company in liquidation [Section 88 of the CGST Act]	20.5
7.	Liability of directors of private company [Section 89 of the CGST Act]	20.7
8.	Liability of partners of firm to pay tax [Section 90 of the CGST Act]	20.8
9.	Liability of guardians, trustees etc. [Section 91 of the CGST Act]	20.8
10.	Liability of Court of Wards etc. [Section 92 of the CGST Act]	20.9
11.	Special provisions regarding liability to pay tax, interest or penalty in certain cases [Section 93 of the CGST Act]	20.9
12.	Liability in other cases [Section 94 of the CGST Act]	20.12
Let Us Recapitulate		20.14
		20.19
Answ	vers	20.20
	CHAPTER 21- OFFENCES AND PENALTIES AND ETHICAL ASF	PECTS
Learn	ning Outcomes	21.1
1.	Introduction	21.2
2.	Relevant definitions	21.4
3.	Penalty for certain offences [Section 122 of CGST Act]	21.6
4.	Penalty for failure to furnish information return [Section 123]	21.17
5.	Fine for failure to furnish statistics [Section 124]	21.17
6.	General penalty [Section 125]	21.18
7.	General disciplines related to penalty [Section 126]	21.19
8.	Power to impose penalty in certain cases [Section 127]	21.20

9.	Power to waive penalty or fee or both [Section 128]21.21		
10.	Detention, seizure and release of goods and conveyances in transit [Section 129]		
11.	Confiscation of goods or conveyances and levy of penalty [Section 130]		
12.	Confiscation or penalty not to interfere with other punishments [Section 131]		
13.	Punishments for certain offences [Section 132]21.34		
14.	Liability of officers and certain other persons [Section 133] 21.40		
15.	Cognizance of offences [Section 134]21.41		
16.	Presumption of culpable metal state [Section 135]21.41		
17.	Relevancy of statements under certain circumstances [Section 136]		
18.	Offences by companies [Section 137]		
19.	Compounding of offences [Section 138 Read with Rule 162] 21.43		
20.	Ethics under GST		
Case S	Case Studies		
Test Y	our Knowledge		
Answers			
	CHAPTER 22- APPEALS AND REVISIONS		
Learn	ing Outcomes22.1		
1.	Introduction22.2		
2.	Relevant definitions		
3.	Appeals to Appellate Authority [Section 107]22.4		
4.	Powers of Revisional Authority [Section 108]		

5.	Appellate Tribunal under GST laws [Sections 109-111]	22.17
6.	Appeal to Appellate Tribunal [Sections 112 & 113]	22.21
7.	Mandatory pre-deposit	22.27
8.	Production of additional evidence before the Appellate Authority or the Appellate Tribunal	22.32
9.	Appearance by authorised representative [Section 116]	22.33
10.	Financial and Administrative Powers of President [Section 114]	22.34
11.	Appeal to the High Court [Section 117]	22.34
12.	Appeal to The Supreme Court [Section 118]	22.36
13.	Sums due to be Paid Notwithstanding Appeal Etc. [Section 119]	22.37
14.	Appeal Not to Be Filed In Certain Cases [Section 120]	22.37
15.	Non-Appealable Decisions and Orders [Section 121]	22.40
Test Y	our Knowledge	22.41
Answe	ers	22.42
	CHAPTER 23- ADVANCE RULING	
Learni	ing Outcomes	23.1
1.	Introduction	
2.	Relevant definitions	23.3
3.	Questions for which Advance Ruling can be sought [Section 97]	23.3
4.	Authority for Advance Ruling (AAR) and Appellate Authority for Advance Ruling (AAAR) [Section 96 and 99]	23.4
5.	Procedure for obtaining Advance Ruling [Section 98]	23.5
6.	Appeals against order of AAR to the appellate authority [Section 100 and 101]	23.6

7.	Rectification of mistakes [Section 102]23.7
8.	Applicability of Advance Ruling [Section 103]23.7
9.	Advance ruling to be void in certain circumstances [Section 104]23.8
10.	Powers and procedure of AAR and AAAR [Section 105 and 106]
Let Us	Recapitulate
Test Y	our Knowledge
Answe	ers
	CHAPTER 24- MISCELLANEOUS PROVISIONS
Learni	ing Outcomes24.1
1.	Introduction24.2
2.	Presumption as to documents in certain cases [Section 144]24.5
3.	Admissibility of micro films, facsimile copies of documents and computer printouts as documents and as evidence [Section 145]24.6
4.	Power to collect statistics & bar on disclosure of information [Sections 151 & 152]24.8
5.	Disclosure of information by a public servant [Section 158]24.9
6.	Consent Based Sharing of Information Furnished By Taxable Person. [Section 158A]
7.	Publication of Information In Respect of Persons In Certain Cases [Section 159]24.14
8.	Taking Assistance From an Expert [Section 153]24.15
9.	Assessment Proceedings, Etc. Not To Be Invalid On Certain Grounds [Section 160]

10.	Rectification of Errors Apparent on The Face of Record [Section 161]	24.17
11.	Rounding off of Tax Etc. [Section 170]	24.18
12.	Power of Government to Make Rules & Regulations [Sections 164 & 165]	24.19
13.	Laying of Rules, Regulations and Notifications [Section 166]	24.20
14.	Delegation of Powers [Section 167]	24.21
15.	Power to Issue Instructions or Directions [Section 168]	24.21
16.	Power Of Government To Extend Time Limit In Special Circumstances [Section 168A]	24.22
17.	Omission and repeal of earlier laws [Sections 173 and 174]	24.23
18.	Common portal [Section 146]	24.25
19.	Special Procedure for certain processes [Section 148]	24.25
20.	Goods and Services Tax compliance rating [Section 149]	24.26
21.	Power to take samples [Section 154]	24.27
22.	Burden of proof [Section 155]	24.27
23.	Persons deemed to be public servants [Section 156]	24.27
24.	Protection of action taken under this Act [Section 157]	24.27
25.	Bar on jurisdiction of Civil Courts [Section 162]	24.28
26.	Levy of fee [Section 163]	24.28
27.	Service of notice in certain circumstances [Section 169]	24.28
28.	Anti-profiteering measure [Section 171]	24.30
29.	Application of provisions of Central Goods and Services Tax Act [Section 20 of the IGST ACT]	24.35
30.	Apportionment of tax and settlement of funds [Chapter VIII of the IGST Act]	24.37

Answ	ers	24.45
Test Y	our Knowledge	24.44
33.	Manner of determination of commencement and termination of time [Section 9 of the General Clauses Act, 1897]	24.43
32.	Special procedure for corporate debtors undergoing the corporate insolvency resolution process	24.42
31.	Administration under GST	24.39