

MUMBAI PORT TRUST
ESTATE DIVISION

No.EM/AS-6/F-310/

Date :

To,
Lessees / Tenants /Licensees & all concerned under Income Tax Act

*As directed, this is to inform you that for the Financial Year 2019-20, the rate of Tax Deducted at Source on the rent amount payable by you for the use of any land or building (including factory building) or land appurtenant to a building (including factory building) or furniture or fittings, **exceeding Rs.2,40,000/-** is at the rate of **10%** as per the provisions of Income Tax Act,1961. The details are as under:*

| Nature of Payment | Section of I.T. Act | Rate of TDS | When to deduct Tax at source |
|-------------------|---------------------|-------------|--|
| Rent | 194I | 10.00% | At the time of credit or payment, whichever is earlier, when the aggregate sums credited or paid during the financial year exceeds `2,40,000/- |

2. The amount of tax should be calculated on the gross amount i.e. on the entire amount of rent / compensation and not on the amount in excess of Rs.2,40,000/- and tax deducted at source (TDS) under Section 194(I) of Income Tax Act would be required to be made on the amount of rent paid/ payable **without including the GST**.

3. If the aggregate amount of rent / compensation receivable from a particular tenant/ lessee/ licensee in respect of all lettings exceeds Rs.2,40,000/- in a financial year, it would be the responsibility of the person making the payment of rent/ compensation, to deduct income tax at source. *In case of delay in deduction/ non- deduction of TDS or delayed / non- remittance thereof the defaulter will be liable for penalty / interest as per provisions of the Income Tax Act.*

4. *In order to ensure proper accountal of TDS and relevant rental income, in books of MbPT, it is requested to submit TDS certificates within two months from the end of relevant quarter to the Cash Office of Estate Division. The amount of TDS as appearing in 26AS report will be considered as amount of TDS. The difference, if any, between the amount of TDS appearing in 26AS report and amount billed by MbPT to the tenant/ lessee/ licensee, but not paid by the tenant, will be considered as short payment of rental income and interest for delayed payment of rentals will be levied as per MbPT Rules. Interest for delayed payment of bills @18% p.a. will be computed taking the date of receipt of the net amount as the base.*

5. *It may please be noted that this rate of TDS (@10% on estate rentals) is applicable till receipt of certificates u/s 197 of the Income Tax Act authorizing lower rate of TDS. On receipt of the same, it will be circulated to all concerned with a request to ensure that TDS is deducted at that lower rates as per the conditions mentioned in the certificates.*

6. The Permanent Account Number of MbPT is **AAATM5001D**. This may be incorporated in the TDS certificates.

7w. Your kind attention is invited to this office circular bearing No. EM/AS-6/F-310/8649 dated 19.3.2010 and submit your TAN No. at an early date, if not furnished so far, so that the same could be inserted in the Master data of lessees & tenants maintained at Estate Division.

(H.P.Kulkarni)
Estate Manager (I/c)