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Liability to pay certain cases



1. Who shall be liable to pay the tax, interest or penalty due up to the time of such transfer of business?

- a. Transferor
- b. Transferee
- c. Transferor and transferee jointly and severally
- d. Either (a) or (b)

Ans: (a) (b) (c) (d)

2. Who shall be liable to pay the tax, interest or penalty with effect from the date of transfer of business?

- a. Transferor
- b. Transferee
- c. Transferor and transferee jointly and severally
- d. Either (a) or (b)

Ans: (a) (b) (c) (d)

3. Who shall be liable to the tax, interest or penalty where an agent supplies or receives any goods on behalf of his principal?

- a. Principal
- b. Agent
- c. Principal and agent jointly and severally
- d. Either (a) or (b)

Ans: (a) (b) (c) (d)

4. When two or more companies are amalgamated, the liability to pay tax on supplies between the effective date of amalgamation order and the date on amalgamation order would be on:

- a. Transferee
- b. Respective companies
- c. Any one of the companies
- d. None of the above

Ans: (a) (b) (c) (d)

5. In case of amalgamation between two companies, such companies shall be treated as two distinct companies till—

- a. Till the date of the Court order
- b. Till the effective date of merger
- c. Till the date of cancellation of registration

d. None of the above

Ans: (a) (b) (c) (d)

6. Within how much time the liquidator is required to give intimation of his appointment to the Commissioner?

- a. 30 days
- b. 45 days
- c. 60 days
- d. 90 days

Ans: (a) (b) (c) (d)

7. Within how much time the Commissioner is required to notify the liquidator of the amount payable in respect of tax, interest or penalty?

- a. One month
- b. Two months
- c. Three months
- d. Four months

Ans: (a) (b) (c) (d)

8. Who shall be liable to pay the dues of tax, interest and penalty of the private company in case of its winding up whether before or after its liquidation?

- a. Shareholders
- b. Every person who is director at the time of winding up of the company shall jointly and severally be liable.
- c. Every person who was director of the company at time during the period, for which the tax was due, shall jointly and severally be liable.
- d. Liquidator

Ans: (a) (b) (c) (d)

9. The director shall not be liable under section 88 if he proves to the satisfaction of the Commissioner that such nonrecovery is not attributed to any gross neglect, misfeasance or breach of duty in relation to the affairs of the company. Comment.

- a. Correct
- b. Incorrect
- c. Partially correct
- d. None of the above

Ans: (a) (b) (c) (d)

10. When shall the Director of a Private Limited Company be not liable to pay the tax, interest or penalty, if the company is not able to pay?

- a. In all cases
- b. Company refuses to pay
- c. If the non-recovery is not due to gross neglect misfeasance or breach of duty of the Director
- d. None of the above

Ans: (a) (b) (c) (d)

11. Within how much time the retiring partner is required to make intimation to the Commissioner?

- a. 15 days
- b. 1 month
- c. 45 days
- d. 2 months

Ans: (a) (b) (c) (d)

12. The liability of the retiring partner shall continue until the date _____ if such partner fails to intimate the Commissioner within the prescribed time limit.

- a. Of full recovery of the dues
- b. Of his retirement
- c. On which such intimation is received by the Commissioner
- d. On which the retiring partner sends his intimation

Ans: (a) (b) (c) (d)

13. Who shall be liable to pay tax, interest or penalty in case of the date of the person if his business gets discontinued after his death?

- a. Tax will be waived off
- b. His legal representatives (for full amount)
- c. His legal representatives (for an amount the deceased person's estate is capable of)
- d. None of the above

Ans: (a) (b) (c) (d)

14. Who shall be liable to pay tax, interest or penalty in case of partition of HUF or AOP?

- a. Only Karta or head of AOP
- b. All the members of HUF or AOP jointly or severally
- c. Only major members
- d. All members except Karta

Ans: (a) (b) (c) (d)

15. In case of reconstitution of partnership firm who will be liable to pay tax, interest or penalty?

- a. All the partners of the firm prior to the date of reconstitution and after the date of reconstitution shall be jointly and severally
- b. All the partners of the firm prior to the date of reconstitution shall be jointly and severally
- c. All the partners of the firm after the date of reconstitution shall be jointly and severally
- d. None of the above

Ans: (a) (b) (c) (d)

16. In case of discontinuance of the AOP, the liability of the member exists in respect of the tax dues imposed _____

- a. Prior to the date of discontinuance
- b. After the date of discontinuance
- c. Both prior and after the date of discontinuance
- d. None of the above

Ans: (a) (b) (c) (d)

17. If the estate or any portion of the estate of a taxable person is under the control of the Court of Wards, Administrative General etc., and the tax due from such taxable person is liable to be paid by-

- a. Court of Wards.
- b. Taxable Person
- c. Legal representative of taxable person
- d. None of the above

Ans: (a) (b) (c) (d)

18. The expression 'firm' would include a

- a. Company
- b. LLP
- c. HUF
- d. AOP

Ans: (a) (b) (c) (d)

Answers:

1	c	15	a
2	b	16	c
3	c	17	a
4	a	18	b
5	a		
6	a		
7	c		
8	c		
9	a		
10	c		
11	b		
12	c		
13	c		
14	b		

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