TDS Rates applicable after insertion of section 206AB

Section 206AB-Inserted in income Tax Act 1961, which will come into effect from 1/07/2021, mandates the deductor to deduct TDS at a higher rate in case of non-filing of an Income Tax Return. As per new provision if assessee has not filed ITR for **both** of the last 2 years whose due date of ITRis expired:-

Then the TDS shall be deducted at a higher rate as follows:-

(1) Two times the rate that is specified in the relevant provision of the Act

or

(2) At the rate of 5%, Whichever is higher.

TDS Chart					
1	2	3	4		
Section	Nature of Payment & Applicability	Regular TDS %	Higher TDS % u/s 206AB applicable w.e.f 1/07/2021 (2 * Col 3 or 5% whichever is higher)		
194C	Contracts to Individuals/HUF If Single Payment exceeds 30,000/- and/or If Multiple Payments exceed 1,00,000/-	1	5		
1940	Contracts to others If Single Payment exceeds 30,000/- and/or If Multiple Payments exceed 1,00,000/-	2	5		
194H	Commission or Brokerage > Rs.15,000/-	10	20		
194J	Payment under Technical Services exceeds Rs. 30,000/-	2	5		
	Payment under Other Services exceeds Rs. 30,000/-	10	20		
194Q	Payment to resident for purchase of goods of the aggregate value exceeding Rs 50lakhs. TDS is deductible on sum exceeding Rs 50 lakhs	0.1	5		
	Section 206AA				
If there is	no PAN details, deduction of TDS will	be at higher	20		

TDS RATE CHART FY: 2023-24 (AY: 2024-25)				
Section	Nature of Payment	Threshold	Indv / HUF	Others
		Rs.	Existing TDS Rate (%)	
192	Salaries		Avg	-
192A	Premature withdrawal from EPF	50000	10	-
193	Interest on Securities	10000	10	10
194	Dividends	5000	10	10
194A	Interest (Banks)	40000	10	10
194A	Interest (Others)	5000	10	10
194A	Senior Citizen	50000	10	-
194B	Winning from Lotteries	10000	30	30
194BA	Winnings from online games		30	30
194BB	Winning from Horse Race	10000	30	30
194BP	Lotteries/crossword puzzles-made in kind/cash not suffice to meet the tax liability and paid before	10000	30	30
194C	Contractor - Single Transaction	30000	1	2
194C	Contractor - During the F.Y.	1 Lakh	1	2
194C	Transporter (44AE) declaration with PAN		-	-
194D	Insurance Commission (15G - 15H allowed)	15000	5	10
194DA	Life insurance Policy	1 Lakh	5	5
194EE	NSS	2500	10	10
194F	Repurchase Units by MFs		20	20
194G	Commission - Lottery	15000	5	5
194H	Commission / Brokerage	15000	5	5
194I(a)	Rent for plant & machinery	2.40 Lakh	2	2
194l(b)	Rent for land, building & furniture	2.40 Lakh	10	10
194IA	Transfer of certain immovable property other than agriculture land	50 Lakh	1	1
194IC	Payment under Specified agreement applicable for F.Y.: 2017-18 onwards	-	10	10
194J(a)	Fees-tech srvcs, call centre, royalty for sale etc.	30000	2	2
194J(b)	Fee for professional service or royalty etc.	30000	10	10

TDS RATE CHART FY: 2023-24 (AY: 2024-25)				
Section	Nature of Payment	Threshold	Indv / HUF	Others
		Rs.	Existing TDS Rate (%)	
194K	Payment of dividend by mutual Funds	5000	10	10
194LA	Compensation on transfer of certain immovable property other than agricultural land	2.50 Lakh	10	10
194LA	Immovable Property (TDS exempted under RFCTLARR Act (wef 01.04.2017)	-	-	-
194LA	Immovable Property	2.50 Lakh	10	10
194LB	Income by way of interest from infrastructure debt fund (non-resident)	-	5	5
194LBA	Certain income from units of a business trust (applicable from 01.10.2014)	-	10	10
194LBA	Certain income from units of a business trust to non-resident (applicable from 01.10.2014)		5	5
194LBB	Income in respect of investment of investment fund	-	10% for residents, 30% for non-residents	10% for residents, 40% for non-residents
194LBC	Income in respect of investment in securitization trust		30% for residents, 40% for non-residents, 25% for individual & HUF	30%, residents, 40% for non-residents, 25% for individual & HUF
194LC	Income by way of interest by an Indian specified company to a non-resident/foreign company on foreign currency approved loan/ long term infrastructure bond 'from outside India (applicable from July 1, 2012)	-	5	5
194LD	Interest on certain bonds and Govt. Securities (from 01.06.2013)		5	5
194M	Payment to commission, brokerage etc. by individual & HUF	50 Lakh	5	5
194N	Cash withdrawal in excess of 1 crore during the previous year from 1 or more account with a bank or co-operative society (wef 01.09.2019)	1 Crore	2	2
1940	TDS on e-commerce participants	5 Lakh	1% (01.10.2020)	1% (01.10.2020)
194P	TDS in case of Specified Senior Citizen		Not Applicable	Rates in Force
194Q	TDS on Purchase of Goods exceeding Rs. 50 Lakhs (Applicable From 01-July-2021)	In Excess of Rs. 50 Lakhs	0.1	0.1
194R	Benefits or perquisites of business or profession	20000	10	10
194RP	Benefits or perquisites of business or profession where such benefit is provided in kind or where part in cash is not sufficient to meet tax liability and tax required to be deducted is paid before such benefit is released	20000	10	10
194NF	Payment of certain amounts in cash to non-filers	20 Lakh	2	2

Section	Nature of Payment	Threshold	Indv / HUF	Others
		Rs.	Existing TDS Rate (%)	
194NF	Payment of certain amounts in cash to non-filers	1 Crore	5	5
1945	Payment of consideration for transfer of virtual digital asset by persons other than specified persons	10000	1	1
194SP	Payment for transfer of virtual digital asset where payment is in kind or in exchange of another virtual digital asset and tax required to be deducted is paid before such payment is released	10000	1	1

Notes:

- 1. The above list covers most of the sections applicable for domestic transactions
- 2. Section 206AA

Notwithstanding anything contained in any other provisions of the Income Tax Act-1961, any person entitled to receive any sum or income or amount, on which tax is deductible under Chapter XVIIB (hereafter referred to as deductee) shall furnish his Permanent Account Number to the person responsible for deducting such tax (i.e. deductor), failing which tax shall be deducted at the higher of the following rates, namely:-

- (i) at the rate specified in the relevant provision of this Act; or
- (ii) at the rate or rates in force; or
- (iii) at the rate of twenty per cent:

Provided that where the tax is required to be deducted under section 194-0, the provisions of clause (iii) shall apply as if for the words "twenty per cent", the words "five per cent" had been substituted.

Provided further that where the tax is required to be deducted under section 194Q, the provisions of clause (iii) shall apply as if for the words "twenty per cent", the words "five per cent" had been substituted.

3. Section - 206AB

Notwithstanding anything contained in any other provisions of the Income Tax Act-1961, where tax is required to be deducted at source under the provisions of Chapter XVIIB, other than sections 192, 192A, 194B, 194BB, 194LBC or 194N on any sum or income or amount paid, or payable or credited, by a person to a specified person, the tax shall be deducted at the higher of the following rates, namely:--

- (I) at twice the rate specified in the relevant provision of the Act; or
- (ii) at twice the rate or rates in force; or
- (iii) at the rate of five per cent.

If the provisions of section 206AA is applicable to a specified person, in addition to the provision of this section, the tax shall be deducted at higher of the two rates provided in this section and in section 206AA.

For the purposes of this section "specified person" means a person who has not filed the returns of income for both of the two assessment years relevant to the two previous years immediately prior to the previous year in which tax is required to be deducted, for which the time limit of filing return of income under sub-section (1) of section 139 has expired; and the aggregate of tax deducted at source and tax collected at source in his case is rupees fifty thousand or more in each of these two previous years.

Provided that the specified person shall not include a non-resident who does not have a permanent establishment in India.

ection	Nature of Payment	Threshold	Indv / HUF	Others
		Rs.	Existing TDS Rate (%)	
192A	Payment against EPF Scheme	30000	10	10
195	Payment to Non-residents	-	0	0
194E	Non-resident Sportsman or Sports Assn	-	20	20
196A	Foreign Company being unit holder in Mutual Fund	-	20	20
196B	Units held by Off-shore Fund	-	10	10
196C	Income from Foreign Currency Bonds	-	10	10
196D	Income of FII on Securities	-	20	20
196DA	Income of specified fund from securities	-	10	10
194LB	Interest from infrastr. debt fund payable to non-resident	-	5	5
194LC	Interest from specified company payable to non-resident	-	5	5
194LD	Interest on certain bonds and govt securities	-	5	5
194LBA	Certain income from units of a business trust	-	5	5
194LBB	Income on units of Investment Fund	-	30	40
194LBC	Income in respect of investment in securitization trust	-	30	40
194N	Payment of certain amounts in cash		2	2
194LBA(a)	Income referred to in section 10(23FC)(a) from units of a business trust	-	10	10
194LBA(b)	Income referred to in section 10(23FC)(b) from units of a business trust	-	5	5
194NF	Payment of certain amounts in cash to non-filers	-	1	1
194LBA(c)	Income referred to in section 10(23FCA) from units of a business trust	-	30	30

TCS RATE CHART FY: 2023-24 (AY: 2024-25)			
Section	Nature of Payment	Existing TCS Rate (%)	
206CE	Scarp	1	
206CI	Tendu Leaves	5	
206CB	Timber obtained under a forest lease or other mode	2.5	
206CD	Any other forest produce not being a timber or tendu leaves	2.5	
206CA	Alcoholic Liquor for human consumption & Tendu leaves	1	
206CF	Parking Lot	2	
206CG	Toll Plaza	2	
206CH	Mining and Quarring	2	
206CJ	Minerals	1	
206CL	Sale of Motor Vehicle	1	
206CK	Bullion & Jewellery	1	
206CM	Sale in cash of any goods (other than bullion)	1	
206CN	Providing of any service (other than Ch-XVII-B)	1	
206CQ	LRS - other purposes - Liberalized Remittance Scheme	5% (10% for non-PAN or Aadhar)	
206CO	Tour Program Package	5% (10% for non-PAN or Aadhar)	
206CR	Sale of Goods	0.1% (1% for non-PAN or Aadhar)	
206CC	Timber obtained under any other mode other than forest lease	2.5	
206CP	LRS - Educational Loan - Financial Institution	0.5	

Notes:

- 1. The above list covers most of the sections applicable for domestic transactions

2. Section - 206CC Notwithstanding anything contained in any other provisions of the Income Tax Act-1961, any person paying any sum or amount, on which tax is collectible at source under Chapter XVII-BB (herein referred to as collectee) shall furnish his Permanent Account Number to the person responsible for collecting such tax (herein referred to as collector), failing which tax shall be collected at the higher of the following rates, namely:

(i) at twice the rate specified in the relevant provision of this Act; or

(ii) at the rate of five per cent.

The provisions of this section shall not apply to a non-resident who does not have permanent establishment in India.

3. Section - 206CCA Notwithstanding anything contained in any other provisions of the Income Tax Act-1961, where tax is required to be collected at source under the provisions of Chapter XVII-BB, on any sum or amount received by a person (hereafter referred to as collectee) from a specified person, the tax shall be collected at the higher of the following two rates, namely:

- (i) at twice the rate specified in the relevant provision of the Act; or
- (ii) at the rate of five per cent.

If the provisions of section 206CC is applicable to a specified person, in addition to the provisions of this section, the tax shall be collected at higher of the two rates provided in this section and in section 206CC. For the purposes of this section "specified person" means a person who has not filed the returns of income for both of the two assessment years relevant to the two previous years immediately prior to the previous year in which tax is required to be collected, for which the time limit of filing return of income under sub-section (1) of section 139 has expired; and the aggregate of tax deducted at source and tax collected at source in his case is rupees fifty thousand or more in each of these two previous years:

Provided that the specified person shall not include a non resident who does not have a permanent establishment in India.