

CERTIFICATE U/S.12AA(1)(b)(i) OF THE INCOME TAX ACT, 1961

1. **Prema Ashram Charitable Trust, Amadalli, Karwar-581324**, as constituted by a Trust Deed/Memorandum of association registered on 10.1.2008, has filed the registration application under sec.12A(a) of the Income- Tax Act, 1961 in the prescribed form on 19.4.2011.
2. The trust is granted registration w.e.f. 1.4.2011 as Public Charitable Trust
3. The application has been entered at No.P-76/12A/CIT/MNG/2011.12 in the register of application under sec.12AA (1)(b) of the Income-Tax Act, 1961 maintained in this office.
4. The registration under sec. 12A(a) of the Income-Tax Act, 1961 does not automatically exempt the income of the Trust. Also the above registration under sec. 12A(a) of the I.T. Act, 1961 does not confer any exemption under sec.80 or make donation to the institution eligible for deduction under sec.80G of the I.T. Act, 1961. Separate applications with accounts have to be filed before the respective Commissioner of Income-Tax who is having jurisdiction to seek benefit under sec.80-G of the I.T. Act, 1961.
5. The registration u/s 12A(a) of the I.T. Act 1961 does not automatically exempt the Income of the Trust. The question of taxability of the income of the Trust shall be examined and decided upon by the Assessing Officer each year based on the conduct of the activities, compliance with various statutory and other requirements etc. without prejudice to the fact of granting mere Registration in principle by this order.
6. This certificate cannot be used as basis for claiming non deduction of tax at source in respect of investments etc., relating to the trust/institution. If necessary, separate application in prescribed forms has to be filed before the A.O in order to claim non-deduction of tax at source.
7. Consequent to amendment of section 2(15) of the Income Tax Act w.e.f 01-04-2009, if the Trust / Institution / Society carries on any activity in the nature of trade, commerce or business for a cess or fees or any other consideration, such activity is liable for tax even if income from such activity is applied for objects of the Trust / Institution/ Society. Further, exemption u/s. 12A granted will be withdrawn, if any of the above specified activities are carried on in future.
8. The Trust /institution shall apply for PAN if not already applied for and quote the PAN in all its communication.
9. The Trust /institution shall furnish a return of income every year within the time limit prescribed under the I T Act.1961.
10. The Assessing Officer is at liberty to determine the income of the Trust with reference to sec.11, 12 and 13 of the I.T. Act, 1961 and also verify the genuineness of the Trust/institution.
11. The Trust/Institution should not amend or alter the clauses of the Trust Deed/Memorandum which involves transfer of assets, change of objectives and merger of the trust/institution partly or fully with other trust/institution without prior approval of the Commissioner of Income-tax.

Sd/
(Dr. B.S.N. Prasad)
Commissioner of Income-Tax
Mangaluru

Copy to:
The Income tax Officer, Ward-1,Karwar.
The Joint Commissioner of Incometax,Udupi.

(RAJNI B GOHIL)
Asst. Commissioner of Income Tax (HQ)
for Commissioner of Income-tax, Mangalure