

For the Month of September 2025

(Covers Tax updates, Case laws and Due dates of GST, Income Tax and MCA)

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Welcome to our Newsletter!

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In this edition of our newsletter, we are excited to bring you the most recent updates and developments in the field of taxation and legal amendments. Our primary goal is to provide you with timely and accurate information to assist you in making informed business decisions.

We understand the complexities of the ever-changing tax laws and regulations. That is why we curate each edition carefully to cover topics that are most relevant to your business and professional needs. Whether it is changes in tax laws, case studies, or tips on tax planning, our newsletter aims to be a comprehensive resource for all your tax-related queries.

Your feedback is incredibly important to us. It not only helps us improve but also ensures that we cover topics that matter the most to you. We are committed to making this newsletter a valuable resource, and we are always open to suggestions and questions.

If you have any questions or require further clarification on any of the topics discussed, please do not hesitate to reach out. Our dedicated team is just an email or a phone call away, ready to assist you in any way possible. We hope you find this newsletter both informative and useful. Thank you for your continued support!

Index of Contents

Srno	Particulars
1	Tax Updates
2	Case Laws
3	Due Dates
4	About Us
5	Services Provided
6	Contact Us



Rest assured, we keep a vigilant eye on every tax update that's relevant to you. However, knowledge is power, and we encourage you to take a moment to review the recent tax updates below. If you have any questions or need further clarification on any of them, please don't hesitate to reach out to us. Your financial success is our priority!



Tax Updates

(Circulars & Notifications)

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Date	Subject	Details	Act
03-09-2025	Condonation Request for Delay in Filing Form 10A u/s 12A Now Enabled on Income Tax Portal	Application for condonation of delay u/s 12A in filing of Form 10A has been enabled at the e-filing portal. To raise condonation request, login to: https://eportal.incometax.gov.in > Dashboard > Services > Condonation Request > Application for Statutory Forms > Click on Create Condonation Request button to proceed further.	Income Tax
29-08-2025	MCA Revises Form RD-1 - Companies (Incorporation) Second Amendment Rules, 2025	The MCA has notified the Companies (Incorporation) Second Amendment Rules, 2025 via G.S.R. 579(E) on 26th August 2025. Effective from 15th September 2025, this amendment substitutes the existing Form RD-1, which is used for filing applications before the Regional Director under the Companies Act, 2013. The revised form includes enhanced disclosure requirements, particularly for matters involving Limited Liability Partnerships (LLPs) and incorporation-related cases. This update aims to streamline application scrutiny and ensure better regulatory compliance in corporate filings.	MCA
29-08-2025	CBDT Raises Prosecution Threshold for Undisclosed Foreign Assets from Rs 5 Lakh to Rs 20 Lakh	The CBDT, via Instruction F No 285/46/2021 IT(Inv.V)/88 dated 18th August 2025, has increased the prosecution exemption limit under the Black Money (Undisclosed Foreign Income and Assets) and Imposition of Tax Act, 2015. Now, prosecution under Sections 49 and 50 will not be initiated if penalties under Sections 42 and 43 are not warranted, provided the total value of undisclosed foreign movable assets (excluding immovable property) does not exceed Rs 20 lakh at any point during the relevant year. This aligns with amendments in the Finance (No 2) Act, 2024.	Income Tax

28-08-2025	GSTN Enhances System for Order- Based Refunds (ASSORD)	GSTN has updated the system for refunds under the "On account of Assessment/Enforcement/Appeal/Revision/Any Other Order" (ASSORD) category. Earlier, refunds were restricted to cases where the Demand ID showed a cumulative negative balance and "Refund Due" status. Now, refunds can be claimed even if the cumulative balance is positive or zero as long as any minor head reflects a negative balance. Only negative amounts will auto-populate in Form RFD-01. The system also suggests relevant orders and provides tooltips for clarity. A detailed manual and FAQs will be released soon.	GST
20-08-2025	GSTR-3B Due Date Extended for July 2025 - Maharashtra Districts	The Central Board of Indirect Taxes and Customs (CBIC) has issued Notification No. 12/2025 - Central Tax dated 20th August 2025, extending the due date for GSTR-3B return filing for July 2025. The extended deadline is now 27th August 2025. This extension applies only to registered persons whose principal place of business is located in the districts of Mumbai (City), Mumbai (Suburban), Thane, Raigad, and Palghar in Maharashtra. The relief is provided under Section 39(6) of the CGST Act, 2017, based on GST Councils recommendation.	GST
28-07-2025	CBDT Allows Processing of Invalidated Returns Filed up to 31 Mar 2024	CBDT has issued Circular No. 10/2025 relaxing the time limit for processing electronically filed income tax returns that were erroneously invalidated by CPC due to technical reasons. Returns filed up to 31.03.2024 can now be processed under Section 143(1), with intimation to be sent by 31.03.2026. Refunds will follow usual procedures, but if PAN-Aadhaar is not linked, refunds will not be issued, as per Circular No. 3/2023. This step aims to address grievances from taxpayers affected by system-related invalidations.	Income Tax
22-07-2025	CBDT Issues Relief for Inoperative PAN Cases - Circular No 9/2025	The CBDT has partially modified Circular No. 3/2023 regarding PAN becoming inoperative under Rule 114AAA. It clarifies that no higher TDS/TCS rate shall apply under sections 206AA/206CC for transactions from 01.04.2024 to 31.07.2025 if PAN becomes operative by 30.09.2025. Similarly, for payments post 01.08.2025, relief is allowed if PAN becomes operative within two months. This move addresses grievances about short deductions or defaults where PANs were inoperative due to Aadhaar linkage issues. Other provisions of Chapter XVII remain applicable.	Income Tax
20-07-2025	GSTN Clarifies GSTR-3A Notices Sent to Cancelled Composition Taxpayers	GSTN has issued an advisory regarding GSTR-3A notices mistakenly sent to certain cancelled composition taxpayers for non-filing of GSTR-4. Due to a system glitch, notices were wrongly issued to taxpayers whose registrations were cancelled before FY 2024-25. The issue is under review, and corrective steps are being taken. Taxpayers in such cases may	GST

		ignore the notices as no action is needed. Others facing issues are advised to raise a grievance via the Self-Service Portal on the GST website.	
17-07-2025	MCA Notifies Revised CSR-1 E- form for CSR Entity Registration Effective 14 July 2025	Through Notification G.S.R. 452(E) dated 7th July 2025, the Ministry of Corporate Affairs amended the Companies (Corporate Social Responsibility Policy) Rules, 2014. Effective 14th July 2025, the existing CSR-1 e-form is substituted with a new version. The revised form captures comprehensive details about the applying entity-type (Section 8 company, trust, or society), approvals under Section 10(23C), 12A, 80G of the Income-tax Act, and details of authorized representatives. The form must be digitally signed and certified by a practicing professional, with supporting documents like PAN and registration certificates attached.	MCA
17-07-2025	GST Portal Enables Filing Appeals Against Waiver Rejection Orders (SPL-07)	GSTN has announced that taxpayers can now file appeals against SPL-07 waiver rejection orders directly on the GST portal. Those who filed waiver applications using Form SPL-01 or SPL-02 and received rejection via SPL-07 may submit APL-01 through: Services? User Services? My Application? Appeal to Appellate Authority. Under Order Type, select Waiver Application Rejection Order. Withdrawal of appeal applications under the waiver scheme is not allowed. Taxpayers may also restore withdrawn original appeals by submitting an undertaking under the Orders section in the waiver case folder.	GST

Don't miss out on crucial legal insights that could impact your business success! Our Monthly Case Laws Digest is your gateway to understanding important court decisions that matter to your business. Take a moment to review these significant rulings below, and if you require more information or have questions, feel free to reach out to us.



Date	Subject	Details	Citation
22-08-2025	GAAR Not Attracted on Genuine Share Transactions; Timing of Trades Irrelevant-Smt. Anvida Bandi v. Deputy Commissioner of Income-tax	Facts: The assessee, a regular investor, sold certain unlisted shares in AY 2020-21 and earned LTCG. In the same year, she purchased and sold HCL shares through the stock exchange, incurring STCL, which was set off against LTCG. The AO alleged that this was an Impermissible Avoidance Arrangement (IAA) under GAAR (Sec 96), as the STCL was deliberately created to avoid tax. The matter was referred to the Approving Panel, which upheld the AOs view under Sec. 144BA(6), holding that the timing of the transactions indicated tax avoidance. Decision: The Court held that u/s 96(1), for a transaction to be treated as IAA, there must be cogent proof of arrangement, misuse of law, or lack of commercial substance, which the Revenue failed to establish. The assessees trades were genuine, done through the stock exchange and DMAT account, with no nexus to related parties; hence, timing alone cannot make them tax-avoidance arrangements. Accordingly, the impugned order u/s 144BA(6) applying GAAR was set aside, and relief was granted to the assessee.	WRIT PETITION No.3201 of 2023
18-08-2025	GST liability under RCM cannot be denied to proprietors; ITC eligibility depends on the nature of the recipient- Eagle Security & Personnel Services v. Union of	Facts: GST on security services was shifted from forward charge to RCM from 1 January 2019, making the recipient liable to pay tax if the supplier is non-corporate. Petitioner, a sole proprietor, argued that under RCM, she cannot claim ITC as these services are treated as exempt in her hands, increasing her cost of providing services. She challenged the classification between body corporate and non-corporate u/ss 17(2) and 17(3) of the CGST Act, claiming violation of Articles	WRIT PETITION NO. 1687 OF 2024

	India	14 (equality) and 19(1)(g) (freedom to carry on business). Decision : The Court held that services under RCM are treated as exempt for the supplier, and since there is no output tax liability, ITC cannot be claimed by the supplier but can be claimed by the recipient. Classification between body corporate and noncorporate is reasonable and has a rational nexus to the object of the law; it does not violate Articles 14 or 19(1)(g). Sections 17(2) and 17(3) of the CGST Act cannot be read down to include proprietors, and the writ petition was dismissed in favor of the revenue.	
18-08-2025	Alleged Fake ITC Claim, Adequate Hearing Granted, Reply Consideration in Appeal and Writ Petition Disposed Samarth Traders v. Additional Commissioner	Facts: Samarth Traders claimed ITC on purchases; DGGI alleged it was a fake entity linked to a network of bogus firms created for passing on fake ITC. The SCN was issued on 30.07.2024; the assessee filed a reply on 16.12.2024, but a demand of Rs. 18.55 crore was raised on 24.12.2024. Assessee argued that its reply was not properly considered and that no fair hearing was granted. Decision: The Court held that multiple opportunities for hearing were provided, and a reply was filed but not pressed in person. Plea of non-consideration of reply in entirety can be raised before the Appellate Authority u/s 107. Writ petition was disposed of with liberty to file an appeal by 30.09.2025; appeal to be decided on merits without limitation bar.	W.P.(C) No. 8804 of 2025
14-08-2025	Renewal of Provisional Attachment Beyond One Year Held Invalid; Bank Accounts to Be Unfrozen- Kesari Nandan Mobile v. Office of Assistant Commissioner of State Tax	Facts: The respondent renewed provisional attachment orders on appellants bank accounts after one year of the original orders, despite the appellants pending objection. The HC upheld the renewal, holding there was no embargo on issuing a second attachment order. The appellant contended that there is no provision u/s 83 of the CGST Act for renewal after one year, rendering such orders void. Decision: The SC held that Section 83(2) of the CGST Act clearly states that provisional attachment ceases after one year; no power exists to renew or re-issue such orders. Renewal of the lapsed provisional attachment orders was unauthorized, inconsistent with legislative intent, and therefore null and void. The attached bank accounts must be unfrozen forthwith, though the department may continue its investigation under the law.	CIVIL APPEAL NO. 9543 OF 2025
14-08-2025	Refund of GST on Ocean Freight Charges Paid Under Invalid Levy Upholds Despite Section 54 Limitation- Louis Dreyfus Company (P.) Ltd. v. Union of India	Facts: Louis Dreyfus Company (P.) Ltd. imported agricultural products on a CIF basis and paid GST on ocean freight charges under Notifications 8 & 10/2017-GST. The notifications were struck down by the courts, including the SC, in Mohit Minerals (P.) Ltd., holding the GST levy on ocean freight invalid. The petitioner filed refund applications in March 2023, which were rejected as time-barred u/s 54 of the CGST Act. Decision: The Payment of GST on ocean freight was	WRIT PETITION Nos: 17220, 17224, 17226, 17229 & 17232 of 2024

		made under a mistake of law; therefore, Section 54s limitation period does not apply. Refund applications are maintainable despite being filed beyond the 2-year period. Writ petitions were allowed, and the original authority was directed to reconsider the refund applications on merit within four weeks.	
07-08-2025	High Court grants one final opportunity to assessee to produce documents before NFAC despite repeated defaults-Anguraj Saravana Prabu v. Commissioner of Income-tax (Appeals)	Facts: The assessee, engaged in coconut coir retail trade, filed a return for AY 2018-19; AO completed best judgment assessment u/s 144 r.w.s. 144B making additions of Rs. 2.14 crore (unexplained income), Rs. 30 lakh u/s 68, and disallowance of Rs. 1.5 lakh due to non-filing of documents. NFAC dismissed the appeal (27-3-2023) for want of evidence; though ITAT remanded the matter (26-6-2023) with direction to give opportunity of hearing, NFAC again dismissed the appeal (27-3-2024) for non-production of documents. In the writ petition, the assessee pleaded financial distress post-COVID, closure of business, and produced all records in court, seeking a last opportunity to file them before NFAC. Decision: The Court held that although the assessee failed to use multiple opportunities before the AO, NFAC, and ITAT, in the interest of justice, one final chance must be given. NFACs order dated 27-3-2024 was set aside; the matter was remanded. Recovery proceedings were stayed till disposal.	W.P. No. 25716 of 2025 W.M.P. Nos. 28889 & 28892 of 2025
06-08-2025	Principal-to-Principal JV Payment Cannot Be Treated as Commission; No TDS Under Section 194H- Commissioner of Income Tax (TDS)-2 v. Nish Developers (P.) Ltd.	Facts: The assessee, owner of land in Parel, entered into a joint venture with ADPL to develop the plot and formed an AOP. During a survey u/s 133A, it was found that the assessee paid Rs. 80 crores to ADPL in FY 2009-10. The AO claimed the payment was commission or brokerage u/s 194H and TDS was required, which the assessee disputed. Decision: The Tribunal correctly held that the transactions were on a principal-to-principal basis and not commission/brokerage. The Revenue did not challenge the factual finding of principal-to-principal transactions. The HC dismissed the appeal, holding that no substantial question of law arose and no TDS u/s 194H was required.	INCOME TAX APPEAL NO. 2289 OF 2018
30-07-2025	Mere technical lapse in e-way bill, without intent to evade tax, cannot invite Sec 129 penalty- Shakuntalam Associates v. Additional Commissioner Grade-2 (Appeal)-V	Facts: Goods were transported from Delhi to Delhi with a valid tax invoice, e-way bill, but the e-way bill omitted the transporters name. Authorities detained and seized the goods u/s 129(3) of the GST Act, citing the omission and the drivers statement that the goods were going to Ghaziabad. The petitioner argued it was only a technical lapse with no intention to evade tax, and destination details were otherwise correctly mentioned. Decision: All key transport details, including truck number, were present, and there was no finding of intent to evade tax. A mere technical breach, such as omission of the transporters name, does not attract a penalty u/s 129. The penalty and appellate orders were	WRIT TAX No. 913 of 2022

		quashed, and the writ petition was allowed in favour of the assessee.	
30-07-2025	Delay beyond statutory limit and use of irrelevant grounds vitiated GST refund rejection- Suraj Mangar v. Assistant Commissioner of West Bengal State Tax	Facts: The appellant submitted an application for the refund of GST for the period February–August 2021; however, the acknowledgment under Rule 90(2) was issued belatedly, exceeding the prescribed 15-day limit. Both the SCN and the final order of rejection were issued well beyond the statutorily mandated 60-day timeframe stipulated in Section 54(7) of the CGST Act. The refund claim was rejected based on the alleged absence of E-way bills and the small size of the business premises, which were not part of the original SCN. Decision: The Court held that the 60-day period prescribed u/s 54(7) is mandatory, and any delay in adhering to this timeframe renders the proceedings unsustainable in law. Once the application had been duly acknowledged as complete, the proper officer could not subsequently raise deficiencies or introduce extraneous grounds. The rejection order was set aside, and the authorities were directed to sanction the refund along with applicable interest.	M.A.T. No. 104 of 2024 IA No. CAN 1 of 2024
29-07-2025	Vague Show Cause Notice and Non- Speaking Orders in Registration Cancellation Set Aside by HC- Swapnil Prakash Bhogle v. Union of India	Facts: The petitioner challenged an SCN, cancellation order, and rejection of revocation application, alleging gross violation of natural justice. The SCN was extremely vague, merely stating non-compliance with any specified provisions without citing any specific GST provision or rule. Authorities cancelled registration and rejected the revocation application without considering the petitioners reply or compliance documents. Decision: The SCN was held invalid as it lacked specific allegations, defeating the purpose of giving the taxpayer a reasonable opportunity to respond. The cancellation and revocation rejection orders were termed vague, non-speaking, and unreasoned, showing no consideration of the petitioners submissions. The SCN, cancellation order, and revocation rejection order were quashed, and registration was revived, with liberty to the department to issue a fresh, detailed SCN if required.	WRIT PETITION NO. 8552 OF 2025





UPCOMING DUE DATES

Due Date	Department	Subject	Period
07-09-2025	Income Tax	TDS/TCS Payment	Aug, 25
10-09-2025	GST	GSTR-7	Aug, 25
10-09-2025	GST	GSTR-8	Aug, 25
11-09-2025	GST	GSTR-1	Aug, 25
13-09-2025	GST	GSTR-6	Aug, 25
13-09-2025	GST	IFF	Aug, 25
13-09-2025	GST	GSTR-5	Aug, 25
14-09-2025	Income Tax	Issue of TDS Certificate- 194-IA, 194IB, 194M, 194S	Jul, 25
15-09-2025	Income Tax	ITR Filing - Extended Date	FY 24-25
15-09-2025	Income Tax	Form 24G	Aug, 25
15-09-2025	Income Tax	Form no. 3BB	Aug, 25
15-09-2025	Income Tax	Advance Tax - Q2	FY 25-26
15-09-2025	PF & ESIC	PF & ESIC	Aug, 25
20-09-2025	GST	GSTR-5A	Aug, 25
20-09-2025	GST	GSTR-3B	Aug, 25
25-09-2025	GST	PMT-06	Aug, 25
27-09-2025	MCA	AOC 4 (OPC)	FY 24-25
30-09-2025	Income Tax	Audit Report u/s 44AB	FY 2024-25
30-09-2025	MCA	DIR-3 KYC	2025
30-09-2025	Income Tax	TDS Pay- 194-IA, 194-IB, 194M, 194S	Aug, 25
30-09-2025	Income Tax	Form 9A	-
30-09-2025	Income Tax	Form no. 10	-

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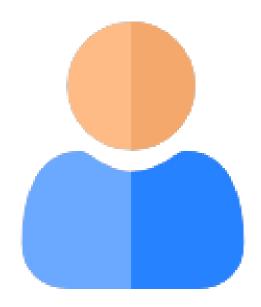
30-09-2025	Income Tax	Form 10B/10BB	-
30-09-2025	MCA	AGM	-
07-10-2025	Income Tax	TDS/TCS Payment	Sep, 25
07-10-2025	Income Tax	TDS Payment - AO permitted	Jul - Sep, 25
10-10-2025	GST	GSTR-7	Sep, 25
10-10-2025	GST	GSTR-8	Sep, 25
11-10-2025	GST	GSTR-1	Sep, 25
13-10-2025	GST	GSTR-6	Sep, 25
13-10-2025	GST	GSTR-1 for QRMP	Jul - Sep, 25
13-10-2025	GST	GSTR-5	Sep, 25
15-10-2025	Income Tax	Issue of TDS Certificate- 194-IA, 194IB, 194M, 194S	Aug, 25
15-10-2025	Income Tax	Form 24G	Sep, 25
15-10-2025	Income Tax	Form no. 3BB	Sep, 25
15-10-2025	Income Tax	TCS Return	Jul - Sep, 25
15-10-2025	Income Tax	Form No. 15G/15H	Jul - Sep, 25
18-10-2025	GST	CMP-08	Jul - Sep, 25
20-10-2025	GST	GSTR-5A	Sep, 25
20-10-2025	GST	GSTR-3B	Sep, 25
22-10-2025	GST	GSTR-3B for QRMP-1	Jul - Sep, 25
24-10-2025	GST	GSTR-3B for QRMP-2	Jul - Sep, 25
29-10-2025	MCA	AOC 4	FY 24-25
30-10-2025	Income Tax	TDS Pay- 194-IA, 194-IB, 194M, 194S	Sep, 25
30-10-2025	Income Tax	Issue of TCS Certificate	Jul - Sep, 25
31-10-2025	Income Tax	Income Tax Return Filing For Audit	FY 2024-25
31-10-2025	Income Tax	Tax Audit for Transfer Pricing Asseessee	FY 2024-25
31-10-2025	Income Tax	Transfer Pricing Audit	FY 2024-25
31-10-2025	Income Tax	Form no. 3CEAB	FY 24-25
31-10-2025	Income Tax	TDS Return	Jul - Sep, 25
31-10-2025	Income Tax	section 35(2AA)	-
31-10-2025	Income Tax	Non-deduction of tax at source by a banking company	Jul - Sep, 25
31-10-2025	Income Tax	Form No. 60	Apr - Sep, 25
31-10-2025	Income Tax	Income Tax Return Filing For Audit	FY 24-25
31-10-2025	Income Tax	Audit Report u/s 44AB for Transfer Pricing Assessee	FY 24-25

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31-10-2025	Income Tax	Transfer Pricing Audit	FY 24-25
31-10-2025	Income Tax	Form No. 3CEJ	FY 24-25
31-10-2025	Income Tax	Rules 5D, 5E and 5F	FY 24-25
31-10-2025	Income Tax	section 35(2AB)	-
31-10-2025	Income Tax	Form 10BBB	Jul - Sep, 25
31-10-2025	Income Tax	Form II	Jul - Sep, 25



Our Profile



I H Desai & Co. is a team of distinguished chartered accountants India. in The organization is a congregation of professionally qualified and experienced persons who are committed to add value and optimize the benefits accruing to clients. Our focus has been to build strong customer relationships through its personal touch and its consistency and quality of services. We, follow a client-centric approach and work with our clients as their strategic business partners, rather than as their consultants.

Our mission is to provide unparalleled tax services with a focus on accuracy, timeliness, and client satisfaction. We strive to simplify complex tax regulations for our clients, ensuring compliance and maximizing savings. Our team is dedicated to staying abreast of the everevolving tax laws, offering proactive advice and tailored solutions.

Our vision is to be a leading tax firm renowned for delivering exceptional and innovative tax solutions. We aspire to empower our clients with comprehensive, personalized tax

strategies, enhancing their financial health and compliance. We are committed to nurturing a professional environment where trust, integrity, and expertise are the cornerstones.

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We specialize in both direct and indirect taxation. From income tax to GST, we offer a one-stop solution for all your tax-related concerns.

Our dedicated team consists of 12 highly skilled professionals. Each member brings a unique set of skills, ensuring that we provide comprehensive solutions tailored to your needs.

Over the years, we have had the privilege of working with a diverse clientele. From small businesses to large corporations, we deliver exceptional service to all.

Our firm is not just about numbers; we believe in building long-term relationships. Trust and transparency are the cornerstones of our practice.

We understand the complexities of the financial landscape and are committed to staying ahead of the curve. Our team is always updated with the latest tax laws and regulations.

Efficiency and accuracy are our hallmarks. Our streamlined processes ensure that we deliver timely and accurate services, every time.

At I. H. Desai & Co., your financial well-being is our top priority. Partner with us and experience unparalleled financial solutions that drive your business forward.

Technology is at the core of our operations. We employ modern software tools and digital platforms to make our services more accessible and efficient for our clients.



Department	Heading	Service
Audit	Auditing Services	Our meticulous auditing practices help you maintain transparency and adhere to financial standards. Our meticulous auditing practices help you maintain transparency and adhere to financial standards.
GST	GST Compliance	From registration to return filing, we handle all your GST needs, ensuring full compliance with laws.
Income Tax	ITR Filing	Personl ITR Filing for individuals.
Trust Registration & Taxation	Formation and Taxation of Trust	We offer services of Formation of Trusts, Societies, Section 8 Companies and offer services of Tax Return Filing, Advisory and Consultancy
Income Tax	Tax Planning	Tax planning for businesses efficiently.
Income Tax	Income Tax Consultancy	We offer expert advice on income tax planning and filing, helping you optimize your tax liabilities.
Personal Finance	Financial Planning	We provide personalized financial planning services aimed at achieving your long-term financial goals.
Business Support Services	Payroll Management	Outsource your payroll to us and focus on your core business activities, while we handle the complexities.
Accounting	Accounting	Monthly Outsourcing of your accounts

We hope you found this edition of our newsletter informative and valuable. If you have any further questions or inquiries, please don't hesitate to reach out to us at the following contact details. Your feedback and inquiries are always welcome. Thank you for trusting us to be your source of knowledge and insights.



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