



Exemptions Master Question - Inter / Executive

Covers all important points from the institute material, RTP, MTPs :)

Super Revision Series

<https://www.youtube.com/playlist?list=PLpJVh7Fa6YKYyRh1l6fjj4pSYs0hPHCdG>

Memory Technique

<https://youtu.be/6zcQXdl40xc?si=mJSBNr1iWJf7gElx>

Sr No	Question	Taxability	Explanation
1	Food supplied by the canteen run by a hospital to the in-patients (Amita Mahajan) as advised by the doctors	Exempt	Services by way of health care services by a clinical establishment, an authorised medical practitioner or para-medics are exempt from GST. Food supplied to the in-patients by a canteen run by the hospital, as advised by the doctor/nutritionists, is a part of composite supply of healthcare and not separately taxable. Thus, said services are exempt from GST
2	Lokmanya Nagar (RWA) in a housing society, registered under GST, collects the maintenance charges of Rs 6,500 per month per member	Exempt	Supply of service by a RWA (unincorporated body or a non-profit entity registered under any law) to its own members by way of reimbursement of charges or share of contribution up to an amount of ` 7500 per month per member for providing services and goods for the common use of its members in a housing society/a residential complex are exempt from GST. Hence, in the given case, services provided by the RWA are exempt from GST since the maintenance charges collected per month per member do not exceed ` 7500
3	An individual acts as a referee in a football match	Exempt	Services provided to a recognized sports body by an individual, inter



	<p>organized by Sports Authority of India.</p> <p>He has also acted as a referee in another charity football match organized by a local sports club, in lieu of a lump sum payment. Discuss whether any GST is payable on the activities undertaken by him</p>	Taxable	<p>alia, as a referee in a sporting event organized by a recognized sports body is exempt from GST.</p> <p>Case 1 - the football match is organized by Sports Authority of India, which is a recognized sports body, services provided by the individual as a referee in such football match will be exempt.</p> <p>Case 2 - when he acts as a referee in a charity football match organized by a local sports club, he would not be entitled to aforementioned exemption as a local sports club is not a recognized sports body and thus, GST will be payable in this case</p>
4	Service provided by a private transport operator to Scholar Boys Higher Secondary School by way of transportation of students to and from the school	Exempt	
5	Services provided by way of vehicle parking to general public in a shopping mall	Taxable	No exemption given
6	GTA transported relief materials in a goods carriage meant for victims of Kerala floods, a natural disaster, by road from Delhi to Ernakulam, for a company	Exempt	
7	Sharanya Enterprises, an event organizer, provided services to Breathing Wall Ltd. by way of organizing business exhibition in New Delhi as part of Make in India initiative	Exempt Taxable	Business exhibition to be held outside India to be exempt from tax



8	Reiki healing treatments	Not Exempt	Not a recognized system of medicine
9	Plastic surgeries. One such surgery was conducted to repair cleft lip of a new born baby	Exempt	Health care service does not include, inter alia, cosmetic or plastic surgery, except when undertaken to restore or to reconstruct anatomy or functions of body affected due to congenital defects, developmental abnormalities, injury or trauma
10	Air ambulance services to transport critically ill patients from distant locations to the Medical Centre	Exempt	
11	Palliative care for terminally ill patients. On request, such care is also provided to patients at their homes. (Palliative care is given to improve the quality of life of patients who have a serious or life-threatening disease but the goal of such care is not to cure the disease)	Exempt	It is immaterial whether such service is provided at the clinical establishment or at the home of the patient or at any other place. Thus, palliative care for terminally ill patients is exempt.
12	Alternative medical treatments by way of yoga	Exempt	Yoga is a recognized system of medicine
13	Extended housing loan to its customers	Exempt	
14	Processing fees collected from its customers on sanction of loan	Taxable	Interest does not include processing fee on sanction of the loan. Hence, the same is taxable
15	Commission collected from its customers on bank guarantee	Taxable	Any commission collected over and above interest on loan, advance or deposit are not exempt
16	Interest income on credit card issued by the bank	Taxable	Services by way of extending loans in so far as the consideration is represented by way of interest are exempt from tax. However, interest involved in credit



			card services is specifically excluded from this exemption entry
17	Interest received on housing loan extended by the bank	Exempt	Services by way of extending loans in so far as the consideration is represented by way of interest are exempt from tax
18	Minimum balance charges collected from current account and saving account holder	Taxable	Any charges collected over and above interest on loan, advance or deposit are not exempt
19	Bollywood dance performance by a film actor in a film	Taxable	Dance performance by an artist is exempt only if it is a performance in folk or classical art forms of dance
20	Carnatic music performance by a classical singer to promote a brand of readymade garments	Taxable	
21	Carnatic music performance by a classical singer in a music concert and consideration charged is Rs 1,55,000	Taxable	Exemption only if consideration is upto Rs 1,50,000
22	Service provided by a private transport operator to Vintage Girls Higher Secondary School by way of transportation of students to and from the school	Exempt	Services provided TO an educational institution by way of transportation of students are exempted from GST
23	Services provided by way of vehicle parking to general public in a shopping complex	Taxable	Services provided by way of vehicle parking to general public are not exempted from GST
24	Food supplied by the canteen run by a hospital to the in-patients as advised by the doctors	Exempt	It is a part of composite supply of healthcare and not separately taxable.
25	An RWA in a housing society, registered under GST, collects the maintenance	Exempt	Value is not exceeding Rs 7,500/-



	charges of 6,500 per month per member		
26	Consideration received from neighbouring Housing Cooperative Society as ABC Infra agrees to install effluent plant for treatment of wastewater even though is no legal requirement to do so	Taxable	Taxable since it is a of service of agreeing to the obligation to do an act
27	Consideration received from distribution of passes for cricket match organized as firm's annual event. Total 500 passes have been distributed	Exempt	Exempt since consideration for services by way of right to admission to unrecognised sporting event is not more than 500 per person
28	Services given of booking air tickets in economy class for flight between Mumbai to Manipur	Taxable	Taxable since service of booking of air tickets is being provided here. Only the service of transportation of passengers in economy class terminating in Manipur is exempt
29	Services of Rs 8,20,000 given for construction of buildings to State Government in relation to function entrusted to Municipality under article 243W of the Constitution. Construction material used of Rs2,79,375 is included in the given figure	Taxable	Taxable since value of supply of goods constitutes more than 25% of the value of the composite supply of goods and services
30	Jivan Limited, registered under GST, provided services amounting to Rs 10,00,000 to a Governmental Authority by way of sanitation conservancy	Exempt	Services provided to a Governmental Authority by way of inter alia sanitation conservancy is exempt under GST
31	Raju Transporters, a registered GTA provided service of transportation of goods to Kukreja & Kukreja	Taxable	Services provided by a GTA to an unregistered person, including an unregistered casual taxable person other than, inter alia, any



	Co.-a unregistered partnership firm. Kukreja & Kukreja Co. paid Rs 8,000 to Raju Transporters as consideration		partnership firm whether registered or not under any law including association of persons is exempt under GST. Thus, GTA services provided to partnership firm including AOP- whether or not registered under GST law, are liable to tax. Hence, consideration of ₹8,000 paid by Kukreja & Kukreja Co. is taxable under GST
32	Amardeep Hospital provided services in Neo natal Intensive Care for 2 days for which Rs 15,000 are charged per day from Mr. Chopra for his new born son, Viraat	Exempt	The services provided by a clinical establishment by way of providing room [other than Intensive Care Unit (ICU)/Critical Care Unit (CCU)/ Intensive Cardiac Care Unit (ICCU)/Neo natal Intensive Care Unit (NICU)] having room charges exceeding ₹5000 per day to a person receiving health care services is taxable under GST
33	"Richmondkidz" is a Play School located in Delhi. Richmond Kids has outsourced the catering services for supply of food and drink in the canteen of Play School to Ashoka Caterers, Delhi for a consideration of Rs. 8,00,000 per annum	Exempt	
34	Income is received by Maharashtra Government from renting of immovable property to Ganpati Morya Pvt. Ltd., registered in Maharashtra (Turnover of the company was Rs 18 lakh in the preceding financial year)	Taxable	RCM



35	Director of A2Z Pvt. Ltd. Company has received sitting fee amounting to Rs 1 lakh from A2Z Pvt Ltd for attending the Board meetings	Taxable	RCM
36	Services of transportation of students, faculty and staff from home to college and back o Commerce College, (a private college) providing degree courses in BBA, MBA, B.Com., M.Com	Taxable	Transportation services provided to an educational institution are exempt only if such institution provides pre-school education or education up to higher secondary school or equivalent.
37	Online monthly magazine containing question bank and latest updates in law to students of PQR Law College offering degree courses in LLB and LLM	Exempt	Services of supply of online educational journals provided to an educational institution providing qualification recognized by law are exempt
38	Housekeeping services to T Coaching Institute	Taxable	
39	Security services to N Higher Secondary School	Exempt	
40	Services of providing breakfast, lunch and dinner to students of ABC Medical College offering degree courses recognized by law in medical field	Taxable	Catering services provided to an educational institution are exempt only if such institution provides pre-school education or education up to higher secondary school or equivalent
41	British High Commission, chief diplomatic mission of the United Kingdom, is located in India and is providing advisory services to the students willing to travel to UK for further studies. The mission has organized a seminar for such students and a registration fee of Rs 5,000 per student has been charged from the students for the same	Exempt	Remember - any services given TO foreign diplomatic mission is TAXABLE



42	Milling of paddy into rice	Taxable	Since this process, being carried out after cultivation is over, is not an intermediate production process in relation to cultivation of plants and it also changes the essential characteristics of paddy
43	Services relating to rearing of goats	Exempt	
44	Services by way of artificial insemination of horses	Taxable	Since services of artificial insemination are exempt only of livestock other than horses
45	Processing of sugarcane into jaggery	Taxable	
46	Service provided by a private transport operator to Vintage Girls Higher Secondary School by way of transportation of students to and from the school	Exempt	Services provided TO an educational institution by way of transportation of students are exempted from GST
47	Services provided by way of vehicle parking to general public in a shopping complex.	Taxable	
48	Amit M was appointed by recognized sports body as a chief selector of hockey team	Taxable	Since services provided to a recognised sports body by an individual only as a player, referee, umpire, coach or team manager are exempt
49	Services of pure labour contract was provided for construction of independent residential unit	Exempt	
50	Income received from warehousing of sugarcane	Exempt	
51	Provided pure services to Municipal Corporation of Bhopal for slum improvement and upgradation	Exempt	



52	Consideration received from neighbouring Housing Cooperative Society as Amit Mahajan Infra agrees to install effluent plant for treatment of wastewater even though is no legal requirement to do so.	Taxable	Taxable since it is a supply of service of agreeing to the obligation to do an act
53	Distribution of 500 passes of cricket match if value is Rs 2,42,500	Exempt	Consideration for services by way of right to admission to unrecognised sporting event is not more than Rs 500 per person
54	Cloak room services provided to passengers	Exempt	Services provided by Ministry of Railways (Indian Railways) to individuals by way of cloak room services are exempt
55	Service of transportation of passengers in second class	Exempt	Service of transportation of passengers by railways in a class other than first class or an air-conditioned coach is exempt
56	Platform tickets sold to passengers	Exempt	Services provided by Ministry of Railways (Indian Railways) to individuals by way of sale of platform tickets are exempt
57	Renting of warehouse located in Bengaluru railway station to Paras Traders, registered in Chennai	Taxable	Services supplied by the Ministry of Railways (Indian Railways) by way of renting of immovable property to a person registered under GST law are not exempt. Further, tax on said services is payable by the Railways under FCM
58	Service of transportation of passengers in air-conditioned coaches	Taxable	Service of transportation of passengers by railways in a class other than first class or an air-conditioned coach is exempt. Thus, service of transportation of passengers in air-conditioned coaches is taxable
59	Service of transportation of relief materials meant for	Exempt	service of transportation of relief materials meant for victims of natural or man-made disasters,



	victims of flood affected area		calamities, accidents or mishap by rail is exempt
60	Service of transportation of organic manure	Exempt	-
61	Amount received for camps conducted for advancement of religion and spirituality for the old age people	Exempt	Charitable activities
62	Provides skill development programme to abandoned, orphaned or homeless children. (₹ 1,00,000) and persons over the age of 65 years in an urban area (₹ 2,00,000)	1L - Exempt 2L - Taxable	It should be for rural area
63	Rents out a small portion of its premises to a bookshop selling spiritual literature for the purpose of Business [ONE MONTH RENTAL]	Taxable	Not a charitable activity
64	Grants advertising rights to a person for publicity, on the premises of the charitable/religious trust	Taxable	Not a charitable activity
65	Organized a 'Basketball Training Camp' for coaching of teenagers.	Exempt	Services provided by entity registered under section 12AB of Income-tax Act by way of training or coaching in sports are exempt
66	Services of health insurance business provided by Health & Bless Insurance Company to Mr. Krish Kinare and his family	Exempt	Services of health insurance business provided by an insurer to the insured, where the insured is not a group are exempt from GST. Further, this exemption is applicable to a contract of insurance where the insured is an individual, or an individual and family of the said individual.



			<p>Family includes all individuals insured as family in the contract of insurance.</p> <p>Thus, services provided by Health & Bless Insurance Company to Mr. Krish Kinare and his family is exempt from GST</p>
67	A1 Hotels provided supply of accommodation services having value of supply equal to twenty thousand rupees per month to a MBBS student, Mr. Pranav Sachdeva for a continuous period of 180 days.	Exempt	<p>Supply of accommodation services having value of supply less than or equal to twenty thousand rupees per person per month provided that the accommodation service is supplied for a minimum continuous period of ninety days is exempt from GST.</p> <p>Thus, supply of accommodation services provided by A1 Hotels having value of supply equal to twenty thousand rupees per month to a MBBS student, Mr. Pranav Sachdeva for a continuous period of 180 days is exempt from GST</p>
68	Rent received for renting of land for fish farming	Exempt	Agricultural activity
69	Received price linked subsidy from M/s Happy Days, a registered Charitable Trust	Taxable	Subsidy from non govt and linked to price
70	Provided services as National Testing Agency to M/s Fine Future Institute, a recognized educational institute for conducting an entrance examination for admission to educational institute	Exempt	Service provides by National Testing Agency to conduct entrance examination for admission to educational institution is exempt from GST
71	Provided services by way of pre-conditioning, pre-cooling, ripening and waxing of fruits.	Exempt	Services by way of pre-conditioning, pre-cooling.



	The essential characteristics of fruits remain same		ripening and waxing of fruits where the essential characteristics of fruits remain same is an exempt supply
72	Mr. Satya, a physiotherapist (registered with recognised paramedics authority), provided services to Mr. Dayal for restoring mobility after his spine surgery and charged ₹ 10,000 per month. Service comprises of regular home visit for physiotherapy session of 1 hour	Exempt	<p>Health care services by a clinical establishment, an authorised medical practitioner or para-medics are exempt from GST. Further, Paramedics are trained health care professionals, for example, nursing staff, physiotherapists, technicians, lab assistants etc.</p> <p>Services by them in a clinical establishment would be in the capacity of employee and not provided in independent capacity and will thus be considered as services by such clinical establishment. Similar services in independent capacity are also exempted.</p> <p>Thus, services provided by Mr. Satya to Mr. Dayal is exempt from GST.</p>
73	<p>M/s Paushtik Aahaar provided services to Shishu Raksha, an anganwadi by way of serving of food (including mid-day meals) for ₹ 6,000 per month.</p> <p>Shishu Raksha served food to students in anganwadi under Mid-Day Meals scheme sponsored through donations from corporates.</p>	Exempt	<p>An anganwadi, inter alia, provides pre-school non-formal education. Hence, anganwadi is covered by the definition of educational institution (as pre-school). Any catering service provided to an educational institution (pre-school and schools) is exempt from GST and it includes mid- day meal service also.</p> <p>It is further clarified that services provided to an educational institution by way of serving of food (catering including mid- day</p>



			<p>meals) is exempt from levy of GST irrespective of its funding from government grants or corporate donations.</p> <p>Hence, serving of food to Shishu Raksha, an anganwadi shall be exempt from GST even though sponsored through donation from corporates.</p>
74	Fees charged by Passport Seva Kendra to Dada Exports Limited for the issuance of passport to its employees to visit foreign countries for export business.	Exempt	Services provided by the Central Government by way of issuance of passport are exempt from GST. Thus, fees charged by Passport Seva Kendra to Dada Exports Limited for the issuance of passport to its employees to visit foreign countries for export business is exempt from GST.
75	Dhruv Printing Press, a registered entity under GST, received an order of ₹ 1,50,000 from Vishwakarma Technical Institute, a private ITI providing courses notified under Apprentices Act, 1961 for printing of pre-examination items like question papers, OMR sheets, Answer booklets required for conducting of examination by the institute	Exempt	Services are being provided to an educational institution by way of services relating to conduct of examination by such institution
76	State Board of Education, a registered entity, charged ₹ 50,000 per year as affiliation charges from a school run by Dharampal Trust, registered under section 12AA of Income Tax Act, 1961 which gives education from class 1 to class 10	Taxable	<p>Affiliation services by State educational boards are exempt only when they are provided to Government Schools.</p> <p>Thus, affiliation charges of ₹ 50,000 charged by State Board of Education from a school run by Dharampal Trust is taxable.</p>



77	Wecare Hospital, a registered entity, charged ₹ 19,500 for 3 days from Mr. Sahil who was admitted in Intensive Cardiac Care Unit (ICCU) due to heart attack	Exempt	5,000 per day limit is not applicable for ICCU
78	Citcare Hospital, a registered entity, entered into an arrangement with Swadisht Caterers, a registered entity, to supply food to in-patients as per advice of doctor / nutritionist. Swadisht Caterers sends monthly bill to hospital for the food supplied by them to the admitted patients of hospital. Determine the taxability of Citcare Hospital.	Exempt	Food supplied to the in-patients as advised by the doctor/nutritionists is a part of composite supply of healthcare by Citcare Hospital and is not separately taxable. Thus, said supply is exempt.
79	Paid remuneration to Mr. Madan, for the services rendered by him in the capacity of Director. Company deducted TDS under section 192 (Salary) and 194J (Professional or Technical services) of Income-Tax Act, 1961. Gross payments made were ₹ 8,50,000 and ₹ 11,50,000 respectively for Salary and Professional services. (Intra-State supply)	Taxable under RCM	i) Remuneration paid to director for professional services subjected to TDS under section 194J of the Income-tax Act is outside the scope of Schedule III of the CGST Act, 2017 and tax is payable under reverse charge by the recipient company (ii) However, salary of 8,50,000 paid to director subjected to TDS under section 192 of the Income-tax Act is not taxable since services provided by an employee to employer in course of or in relation to his employment are outside the scope of supply in terms of Schedule III of the CGST Act, 2017. Thus, the same is neither supply of goods nor supply of services



80	Paid rent to Indian Railways, registered in MP, for its property located in the same State, which was taken on lease by the company	Taxable under FCM	-
81	Paid to XYZ Security Private Limited, for providing security services to its warehouses across the State. Security agency is not registered under GST.	Taxable under FCM	Tax on security services is not payable under FCM since supplier is a body corporate
82	Paid fee to Local Municipal corporation for renewal of the company's factory License for the financial year 2024-2025	Taxable under FCM	Consideration for the services provided by local authority does not exceed ₹ 5,000

All the best 😊

CA Amit Mahajan

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