

To,
Office of the Commissioner of Income Tax VIII
3rd Floor, Main Building, 121, M.G. Road
Chennai - 600034

Dear Sir,

**Sub: Application for Information under Section 6(1) of the *Right to Information Act, 2005* regarding
Income Tax returns of political parties**

Kindly provide information on the following

Income Tax Returns of Dravida Munnetra Kazhagam (DMK) (FOR Assessment Year 2010-2011)

1. Whether the political party **Dravida Munnetra Kazhagam** has filed their complete Income Tax Returns for the above mentioned assessment years?
2. Whether their Annual Income Tax Returns contains the following documents-
 - Income and Expenditure Account
 - Balance Sheet
 - Auditors Report
 - Schedules
 - Contribution Reports
 - Copy of Assessment Order
3. If yes, kindly provide the full Income Tax Returns including all the mentioned documents for the above mentioned assessment years.
4. If no, whether any notice has been sent or any action taken against Dravida Munnetra Kazhagam for filing of incomplete Income Tax Returns(i.e. without the Balance Sheet and Income and Expenditure account) for any assessment year, if any?

I have attached a postal order for Rs 10/- (bearing number: 05F 317751) towards payment of application fees as prescribed. Kindly intimate me the additional fees payable, if any. I would like to receive the aforesaid information by registered post on my office address given below.

Enclosure: - Order of CIC

Yours sincerely,



Anil Bairwal
Association for Democratic Reforms
Table No -04
B1/6 Hauz Khas
New Delhi-110016
Phone: 011-40817601



सत्यमेव जयते

GOVERNMENT OF INDIA
INCOME TAX DEPARTMENT
OFFICE OF THE CENTRAL PUBLIC INFORMATION OFFICER,
BUSINESS WARD-XV(2), NEW BLOCK, AAYAKAR BHAWAN
NUNGAMBAKKAM, CHENNAI – 34, PNONE: 28338182

C.No.30/B.W-XV(2)/RTI/2012-13

Date : 01.08.2012

ORDER U/S 7(1) rws U/S 11(1) OF THE RTI ACT , 2005

Sub: - Information under Right to Information Act, 2005- Reg

Ref: Your letter No.ADR04/RTI/CIT-DMK/05, dated: 26.06.2012

Shri Anil Bairwal, Association of Democratic Reforms, Table No. 4, B-1/4, Hauz Khas, New Delhi – 110016. has Sought the following informations vide letter cited in the reference.

1. Whether the political party **Dravida Munnetra Kazhagam** has filed their complete income tax Returns of the above mentioned assessment years?
2. Whether their Annual Income Tax Returns contains the following documents-
 - Income and Expenditure Account
 - Balance Sheet
 - Auditors Report
 - Schedules
 - Contribution Reports
 - Copy of Assessment Order
3. If yes, kindly provide the full income Tax Returns including all the mentioned documents for the above mentioned assessment years.
4. If no, whether any notice has been sent or any action taken against Dravida Munnetra Kazhagam for filing of incomplete Income Tax Returns(i.e without the Balance Sheet and Income and Expenditure account) for any assessment year, if any?

In this connection it may be seen that though the D.M.K. Party had objected to furnish copy of Return of Income, Income & Expenditure account etc. in accordance with sec 8(1)(j) of RTI Act, 2005, (as the above information has been furnished in the fiduciary capacity and there is no public interest.) , the above details were furnished to you as you had filed appeal before appellate authority and as per the directions of the appellate authorities the above details were furnished. Likewise vide this office letter dated 18/06/2012 the Return of income, Balance sheet & Income and expenditure account were furnished to you for the A.Y.-2010-11 except contributor's report and assessment order.

(2)

interest and thus, there shall be no obligation on the part of the CPIO to give information of the above nature to any citizen in view of the provision of clause(e) and clause(j) of sub-section(1) of sec.8 of the RTI Act, 2005. As such the information sought for by you cannot be furnished.

In view of the foregoing reasons, the information sought for i.e. Return of Income & Income-Expenditure account were already furnished to you for A.Y. 2011-12 vide this office letter earlier for the assessment year 2011-12 and it was brought to your notice that the DMK Party is objecting to furnish any other details. As such the contributor's Report could not be sent to you. This case was not selected for scrutiny, hence no assessment order was passed. **Accordingly your petition stands disposed off today the 01 August,2012.**

In case the applicant is aggrieved by the this order, the applicant can file an appeal before the **Joint Commissioner of Income tax, Business Range-XV(appellate authority)**, Room No 622, 6th floor, New block, Aayakar Bhawan, No 121, Mahatma Gandhi Road, Nungambakkam, Chennai-34 within thirty days of receipt of this order.

To,
Anil Bairwal,
Association of Democratic Reforms,
Table No. 4, B-1/4, Hauz Khas,
New Delhi-110016.

Copy Submitted to :

- (1) The Joint Commissioner of Income tax, Business Range-XV, Chennai-34 (appellate authority),
- (2) The Commissioner of Income tax – X, Chennai - 34



M. Subramanian
//M. SUBRAMANIAN//
CENTRAL PUBLIC INFORMATION OFFICER
INCOME TAX OFFICE
Business Ward XV (2), Chenna-34