

Introduction:

GST has been implemented in India from 1st July 2017. Under the new GST regime, more than Rs 1.32 Cr businesses in India have been registered and issued GST registration. Barring few exceptions, all entities having GST registration are required to file GST annual return, irrespective of business activity or sales or profitability during the return filing period.

GST registrants who obtained or held registration anytime during a given financial year are required to file annual return for the said financial year. The annual return is a compilation return which includes all business transactions corresponding to a particular financial year. It consolidates the information furnished by a taxpayer in monthly / quarterly returns filed during the particular financial year.

Persons liable for filing Annual Return:

As per Section 44 of CGST Act 2017, every registered person is required to file Annual Return except the following:

- (a) An Input Service Distributor;
- (b) A person paying tax under Section 51 (i.e. TDS deductor);
- (c) A person paying tax under Section 52 (i.e. TCS collector);
- (d) A Casual Taxable Person; and
- (e) A Non Residential Taxable Person.

Annual Return & Self-Certified Reconciliation Statement:

- (a) **FORM GSTR-9:** This annual return is to be filed by all regular taxpayers (i.e. taxpayers who file regular returns in FORM GSTR-3B, GSTR-1, etc.).
- (b) **FORM GSTR-9C:** This annual return is to be filed by every registered taxpayer whose Aggregate Annual Turnover during a financial year exceeds R 5 Cr. This is a reconciliation statement which is now required to be self-certified by the registered person.

Last date of filing Annual Return:

As per Rule 80 of the CGST Rules, 2017, every registered person liable to file Annual Return for every financial year is required to file the same on or before the 31st December of next financial year. Accordingly, the last date of filing Annual Return for FY 2021-22 is 31st December, 2022.

Levy of late fee:

As per Section 47(2) of CGST Act, 2017, any registered person who fails to furnish Annual Return by the due date shall be liable to pay a late fee of R 100/- per day subject to maximum of 0.25% of his turnover in the State or Union Territory. Similar provision exist in respective SGST Acts, also. Therefore, effectively the late fee for delay in filing Annual Return by the due date is R 200/- per day subject to a maximum of an amount calculated at 0.50% of his turnover in the State or Union Territory

Annual Returns exempted for small taxpayers:

- (a) The filing of annual return in FORM GSTR-9 has been exempted for taxpayers having Aggregate Annual Turnover upto R 2 Cr for the financial year 2021-22¹;
- (b) The threshold of Aggregate Annual Turnover for filing of reconciliation statement in FORM GSTR-9C for the financial year has been increased from R 2 Cr to R 5 Cr.

Annual Return for the financial year 2021-22:

For the financial year 2021-22, the Annual return forms have been notified vide Notification No. 14/2022-central tax dated 05.07.2022.

Details / Format of FORM GSTR-9 (Annual return for regular taxpayers):

The Annual Return **FORM GSTR-9** has been divided into six parts containing 19 tables. It is mandatory to file all **FORM GSTR-1** and **FORM GSTR-3B** for the financial year for which the return is to be filed for before filing this return.

It may be noted that additional liability for the FY 2017-18, FY 2018-19, FY 2019-20, FY 2020-21, FY 2021-22, as the case may be, not declared in **FORM GSTR-1** or **FORM GSTR-3B** may be declared in this return. However, taxpayers cannot claim Input Tax Credit through this return.

The structure of **FORM GSTR-9** and **FORM GSTR-9C** is detailed as given under:

Goods and Service Tax- Annual Return "GSTR-9" (Rule-80)				
Table No.	Nature of Supplies	GSTR-1/GSTR-3B table	Status	Applicable from
Part- I	Basic Details			
Part- II	Details of Outward and inward supplies made during the financial year			

¹ Exempt vide Notification No. 10/2022–Central Tax dated 5th July, 2022.

Table 4	Details of advances, inward and outward supplies made during the financial year on which tax is payable			
Table- 4A	Supplies made to un-registered persons (B2C)	T No.- 5 (B2CL), 7 (B2CS)	Mandatory	
Table- 4B	Supplies made to registered persons (B2B)	T No.- 4A (B2B)	Mandatory	
Table- 4C	Zero rated supply (Export) on payment of tax (except supplies to SEZs)	T No.- 6A (Export-with payment)	Mandatory	
Table- 4D	Supply to SEZs on payment of tax	T No.- 6B (SEZ unit or developer)	Mandatory	
Table- 4E	Deemed Exports	T No. 6C(Deemed exports)	Mandatory	
Table- 4F	Advances on which tax has been paid but invoice has not been issued (not covered under (A) to (E) above)	T No. 11A(Adv rec.)	Mandatory	
Table- 4G	Inward supplies on which tax is to be paid on reverse charge basis	T No. 3.1(d) GSTR-3B	Mandatory	
Table- 4H	Sub-total (A to G above)			
Table- 4I	Credit Notes issued in respect of transactions specified in (B) to (E) above (-)	T No. 9B(CN/DN)	Mandatory	From FY 2021-22
Table- 4J	Debit Notes issued in respect of transactions specified in (B) to (E) above (+)	T No. 9B(CN/DN)	Mandatory	From FY 2021-22

Table- 4K	Supplies / tax declared through Amendments (+)	T No. 9A	Mandatory	From FY 2021-22
Table- 4L	Supplies / tax reduced through Amendments (-)	T No. 9C	Mandatory	From FY 2021-22
Table- 4M	Sub-total (I to L above)			
Table- 4N	Supplies and advances on which tax is to be paid (H + M) above			
Table 5	Details of Outward supplies made during the financial year on which tax is not payable			
Table- 5A	Zero rated supply (Export) without payment of tax	T No.- 6A (Export-without payment)	Mandatory	
Table- 5B	Supply to SEZs without payment of tax	T No.- 6B (SEZ unit or developer)	Mandatory	
Table- 5C	Supplies on which tax is to be paid by the recipient on reverse charge basis	T No.- 4B (B2B Reverse charge)	Mandatory	
Table- 5D	Exempted	T No.8 (Nil rated, exempted and non GST outward supplies)	The registered person shall have an option to either separately report his supplies as exempted and nil rated supply or report consolidated information for these two heads in the "exempted" row only	From FY 2021-22
Table- 5E	Nil Rated			
Table- 5F	Non-GST supply (includes no supply)		Mandatory	From FY 2021-22
Table- 5G	Sub-total (A to F above)			

Table- 5H	Credit Notes issued in respect of transactions specified in A to F above (-)	T No. 9B(CN/DN)	The registered person shall have an option to fill Table 5A to Table 5F net of credit note/debit note in case there is any difficulty in reporting such details separately in this Table.	
Table- 5I	Debit Notes issued in respect of transactions specified in A to F above (+)	T No. 9B(CN/DN)		
Table- 5J	Supplies declared through Amendments (+)	T No. 9A	The registered person shall have an option to fill Table 5A to Table 5F net of amendments in case there is any difficulty in reporting such details separately in this Table.	
Table- 5K	Supplies reduced through Amendments (-)	T No. 9C		
Table- 5L	Sub-Total (H to K above)			
Table- 5M	Turnover on which tax is not to be paid (G + L above)			
Table- 5N	Total Turnover (including advances) (4N + 5M - 4G above)			
Part-III	Details of ITC for the financial year			
Table 6	Details of ITC availed during the financial year			
Table 6(A)	Total amount of input tax credit availed through FORM GSTR-3B (sum total of Table 4A of FORM GSTR-3B)			
Table 6(B)	Inward supplies (other than imports and inward supplies liable to reverse charge but includes services received from SEZs)	T No. 4(A)(5)-All other ITC	Mandatory	The registered person shall report the breakup of input tax credit as capital goods and have an option to either report the breakup of the remaining

Table 6(C)	Inward supplies received from unregistered persons liable to reverse charge (other than B above) on which tax is paid & ITC availed	T No. 4(A)(3)-RCM	Mandatory- From FY 2021-22	amount as inputs and input services or report the entire remaining amount under the “inputs” row only.
Table 6(D)	Inward supplies received from registered persons liable to reverse charge (other than B above) on which tax is paid and ITC availed	T No. 4(A)(3)-RCM	Mandatory- From FY 2021-22	
Table 6(E)	Import of goods (including supplies from SEZs)	T No. 4(A)(1)- Import of Goods	Mandatory	
Table 6(F)	Import of services (excluding inward supplies from SEZs)	T No. 4(A)(2)- Import of Services	Mandatory	
Table 6(G)	Input Tax credit received from ISD	T No. 4(A)(4)-ISD	Mandatory	
Table 6(H)	Amount of ITC reclaimed (other than B above) under the provisions of the Act		Mandatory	
Table 6(I)	Sub-total (B to H above)			
Table 6(J)	Difference (I - A above)			
Table 6(K)	Transition Credit through TRAN-I (including revisions if any)		Mandatory	

Table 6(L)	Transition Credit through TRAN-II		Mandatory	
Table 6(M)	Any other ITC availed but not specified above	ITC-01/ ITC-02	Mandatory	
Table 6(N)	Sub-total (K to M above)			
Table 6(O)	Total ITC availed (I + N above)			
Table 7	Details of ITC Reversed and Ineligible ITC for the financial year			
Table 7(A)	As per Rule 37	With the help of T No. 4(B)		The registered person shall have an option to either fill this information on reversals separately in Table 7A to 7E or report the entire amount of reversal under Table 7H only. However, reversals on account of TRAN-1 credit (Table 7F) and TRAN-2 (Table 7G) are to be mandatorily reported.
Table 7(B)	As per Rule 39			
Table 7(C)	As per Rule 42			
Table 7(D)	As per Rule 43			
Table 7(E)	As per section 17(5)			
Table 7(F)	Reversal of TRAN-I credit		Mandatory	
Table 7(G)	Reversal of TRAN-II credit		Mandatory	
Table 7(H)	Other reversals (pl. specify)	ITC-03 reversal		
Table 7(I)	Total ITC Reversed (Sum of A to H above)			
Table 7(J)	Net ITC Available for Utilization (6O - 7I)			
Table 8	Other ITC related information			
Table-8(A)	ITC as per GSTR-2A (Table 3 & 5 thereof)			
Table-8(B)	ITC as per sum total 6(B) and 6(H) above			

Table-8(C)	ITC on inward supplies (other than imports and inward supplies liable to reverse charge but includes services received from SEZs) received during the financial year but availed in the next financial year upto specified period			
Table-8(D)	Difference [A-(B+C)]			
Table-8(E)	ITC available but not availed			
Table-8(F)	ITC available but ineligible			
Table-8(G)	IGST paid on import of goods (including supplies from SEZ)			
Table-8(H)	IGST credit availed on import of goods (as per 6(E) above)			
Table-8(I)	Difference (G-H)			
Table-8(J)	ITC available but not availed on import of goods (Equal to I)			
Table-8(K)	Total ITC to be lapsed in current financial year (E + F + J)			
Table No.	Nature of Supplies	GSTR-3B table	Status	Applicable from
Part- IV- Table 9	Details of tax paid as declared in	T No. 6.1- GSTR-3B	Mandatory	

	returns filed during the financial year			
Part- V	Particulars of the transactions for the financial year declared in returns of the next financial year till the specified period.			
Table 10	Supplies / tax declared through Amendments (+) (net of debit notes)	T No. 9A, 9B & 9C- GSTR-1	Mandatory	For FY 2021-22, details of additions or amendments to any of the supplies already declared in the returns of the previous financial year but such amendments were furnished in Table 9A, Table 9B and Table 9C of FORM GSTR-1 of April, 2022 to October, 2022 filed upto 30th November, 2022 shall be declared here.
Table 11	Supplies / tax reduced through Amendments (-) (net of credit notes)			
Table 12	Reversal of ITC availed during previous financial year		Optional	Reversal of ITC which was availed in the previous financial year but reversed in returns filed for the months of April, 2022 to October, 2022 upto 30th November, 2022 April 2022 to September 2022 shall be declared here.
Table 13	ITC availed for the previous financial year		Optional	ITC for goods or services received in the previous financial year but

				ITC for the same was availed in returns filed for the months of April, 2022 to October, 2022 upto 30th November, 2022 shall be declared here.
Table 14	Differential tax paid on account of declaration in Table 10 & 11			
Part- VI	Other Information			
Table 15	Demands and Refunds		Optional	
Table 16	Information on supplies received from composition taxpayers, deemed supply under section 143 and goods sent on approval basis		Optional	
Table 17	HSN Wise Summary of outward supplies	T No. 12- GSTR-1	Mandatory	Annual T.O. more than 5 cr. 6 digits HSN code mandatory to report and below 5 cr. 4 digits HSN code for all B2B Supplies.
Table 18	HSN Wise Summary of Inward supplies		Optional	
Table 19	Late fee payable and paid	Late fee will be payable if annual return is filed after the due date.		

Goods and Service Tax- Reconciliation statement "GSTR-9C" (Rule-80(3))

Table No.	Description	Status	Note
Table- 5(A)	Turnover (including exports) as per audited annual financial statements	Mandatory	

Table- 5(B) to 5(F)		Optional	It can be clubbed with 5(O)
Table- 5(G)	Turnover from April 2017 to June 2017	Not required for FY 2021-22	
Table- 5(H) to 5(N)		Optional	It can be clubbed with 5(O)
Table- 5(O)	Others	Mandatory	
Table- 6	Reasons for Un-Reconciled difference in Annual Gross Turnover		
Table-7(A) to 7(F)	Reconciliation of Taxable Turnover	Mandatory	
Table- 8	Reasons for Un-Reconciled difference in Annual Gross Turnover		
Table- 9	Reconciliation of Rate wise Liability and Amount payable thereon	Mandatory	
Table- 10	Reasons for un-reconciled payment of amount		
Table- 11	Additional amount payable but not paid (due to reasons specified under Tables 6, 8 and 10 above)		
Table- 12(A) to 12(D)	Reconciliation of Net Input Tax Credit (ITC) as per AAFS with ITC as per GSTR 9	Mandatory	Table 12(B) & 12 (C) were optional till FY 2020-21
Table- 13	Reasons for un-reconciled payment of amount		
Table- 14	Reconciliation of ITC declared in Annual Return (GSTR9) with ITC availed on expenses as per audited Annual Financial Statement or books of account	Optional	
Table- 15	Reason for un-reconciled difference in ITC		
Table- 16	Tax payable on un-reconciled difference in ITC (due to reasons specified in 13 and 15 above)		
Table- 17	Additional Liability due to Non-Reconciliation		

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