

February 06, 2023

**THIS COMMUNICATION IS IMPORTANT AND REQUIRES YOUR IMMEDIATE ATTENTION**

Dear Shareholder,

Trust you and your family are safe and in good health.

We are pleased to inform you that the Board of Directors of Dalmia Bharat Sugar and Industries Limited ("**the Company**"), at its meeting held on February 03, 2023, has recommended an Interim Dividend of Rs. 3/- per paid-up equity share of Rs. 2/- each for the Financial Year 2022-23.

As you are aware, as per the Income Tax Act, 1961 ("**the Act**"), as amended by the Finance Act, 2020, dividends paid or distributed by a company on or after April 01, 2020 shall be taxable in the hands of the shareholders. The Company shall therefore be required to deduct tax at source at the time of making the payment of the interim dividend.

This communication provides a brief of the applicable Tax Deduction at Source ("**TDS**") provisions under the Act for Resident and Non-Resident shareholder categories.

**I. For Resident Shareholders -**

Tax is required to be deducted at source under Section 194 of the Act, at the rate of 10% on the amount of dividend where shareholders have registered their valid Permanent Account Number ("**PAN**"). In case, shareholders do not have PAN / have not registered their valid PAN details in their D-Mat account/with the Company, TDS at the rate of 20% shall be deducted under Section 206AA of the Act.

**a. Individuals:**

No tax shall be deducted on the dividend payable to resident individuals if -

- i. Total dividend amount to be received by them during the Financial Year 2022-23 does not exceed Rs.5,000/; or
- ii. The shareholder provides Form 15G (applicable to individual or a person (not being a company or firm)) / Form 15H (applicable to an individual above the age of 60 years), provided that all the

required eligibility conditions are met. Please note that all fields are mandatory to be filled up and the Company may at its sole discretion reject the Form if it does not fulfil the requirements of law. Formats of Form 15G and 15H are enclosed as **Annexure 1** and **Annexure 2**, respectively.

- iii. Exemption certificate u/s 197 is obtained from the Income-tax Department, if any.

**Note:**

1. **Registration of the Permanent Account Number (PAN) in D-Mat account/with the Company for the registered Folio/DP ID-Client ID is mandatory. In the absence of valid PAN, tax will be deducted at a higher rate of 20%, as per Section 206AA of the Act.**
2. **Shareholders are requested to ensure Aadhar number is linked with PAN, as per the timelines prescribed. In case of failure of linking Aadhar with PAN within the prescribed timelines, PAN shall be considered inoperative and, in such scenario, tax shall be deducted at higher rate of 20%.**
3. **Shareholders shall submit fresh form 15G/15H for final dividend to be received during the year 2022-23.**

b. Non-Individuals:

No tax shall be deducted on the dividend payable to the following resident non-individuals where they submit details/documents as per the format attached in **Annexure 3**.

- i. **Insurance Companies:** Self declaration that it qualifies as 'Insurer' as per section 2(7A) of the Insurance Act, 1938 and has full beneficial interest with respect to the equity shares owned by it along with self-attested copy of PAN card and certificate of registration with Insurance Regulatory and Development Authority (IRDA)/ LIC/ GIC.
- ii. **Mutual Funds:** Self-declaration that it is registered with SEBI and is notified under Section 10 (23D) of the Act along with self-attested copy of PAN card and certificate of registration with SEBI.
- iii. **Alternative Investment Fund (AIF):** Self-declaration that its income is exempt under Section 10 (23FBA) of the Act and they are registered with SEBI as Category I or Category II AIF along with self-attested copy of the PAN card and certificate of AIF registration with SEBI.

- iv. **New Pension System (NPS) Trust:** Self-declaration that it qualifies as NPS trust and income is eligible for exemption under section 10(44) of the Act and being regulated by the provisions of the Indian Trusts Act, 1882 along with self-attested copy of the PAN card.
  - v. **Other Non-Individual shareholders:** Self-attested copy of documentary evidence supporting the exemption along with self-attested copy of PAN card.
- c. In case, shareholders (both individuals or non-individuals) provide certificate under Section 197 of the Income-tax Act, 1961, for lower / NIL withholding of taxes, rate specified in the said certificate shall be considered, on submission of self-attested copy of the same.

## II. For Non-resident Shareholders -

- a. Taxes are required to be withheld in accordance with the provisions of Section 195 of the Act, as per the applicable rates. As per the relevant provisions of the Act, the withholding tax shall be at the rate of 20% (plus applicable surcharge and cess) on the amount of dividend payable to them (other than Specified Funds).
- b. TDS is required to be deducted at the rate of 20% (plus applicable surcharge and cess) in case of Foreign Institutional Investors as per provisions of Sec 196D(1) of the Act.
- c. TDS is required to be deducted at the rate of 10% (plus applicable surcharge and cess) u/s 196D of the IT Act in case of Specified Fund referred u/s 10(4D)(c) of the IT Act and in case of GDR holders in terms of section 196C of the Act.
- d. In case, non-resident shareholders provide a certificate issued under Section 197 of the Act, for lower/ Nil withholding of taxes, rate specified in the said certificate shall be considered, on submission of self-attested copy of the same.

Further, as per Section 90 of the Act, the non-resident shareholder has the option to be governed by the provisions of the Double Tax Avoidance Treaty (DTAA) read with Multilateral Instrument ('MLI'), if applicable between India and the country of tax residence of the shareholder, if they are more beneficial to them. For this purpose, i.e., to avail Tax Treaty benefits, the non-resident shareholders are required to provide the following:

- i. Self-attested copy of the PAN card allotted by the Indian Income Tax authorities. In case, PAN is not available, the non-resident shareholder shall furnish (a) name, (b) email id, (c) contact number, (d) address in residency country, (f) Tax

Identification Number of the residency country (format attached herewith as **Annexure 4**).

- ii. Self-attested copy of Tax Residency Certificate (TRC) (for the period April 2022 to March 2023) obtained from the tax authorities of the country of which the shareholder is a resident.
- iii. Self-declaration in Form 10F (format attached herewith as **Annexure 5**). **Kindly note that as per recent Notification no. 3/2022 dated July 16,2022, effective immediately, Form 10F shall be required to be furnished electronically on the Income Tax portal by the Non-resident shareholders.**
- iv. Self-declaration by shareholder of meeting treaty eligibility requirements and satisfying beneficial ownership requirement. (for the period April 2022 to March 2023) (format attached herewith as **Annexure 6**).
- v. In case of Foreign Institutional Investors and Foreign Portfolio Investors, copy of SEBI registration certificate.
- vi. Shareholder, being tax resident of Singapore, to please furnish the letter issued by the competent authority or any other evidence(s) demonstrating the non- applicability of Article 24 - Limitation of Relief under India-Singapore Double Taxation Avoidance Agreement (DTAA).

It is recommended that shareholders should independently satisfy their eligibility to claim DTAA benefit r.w. MLI, if applicable including meeting of all conditions laid down by DTAA.

Kindly note that the Company is not obligated to apply beneficial DTAA rates at the time of tax deduction / withholding on dividend amounts. Application of beneficial rate as per DTAA r.w. MLI, if applicable for the purpose of withholding taxes shall depend upon completeness and satisfactory review by the Company of the documents submitted by the non-resident shareholder.

Accordingly, in order to enable us to determine the appropriate withholding tax rate applicable, **we request you to provide these details and documents as mentioned, above, on or before February 13, 2023 (cut off period)**. Any documents submitted after cut-off period will be accepted at sole discretion of the Company.

III. **TDS to be deducted at higher rate in case of non-filers of Return of Income**

The Finance Act, 2021, has *inter alia* inserted the provisions of section 206AB of the Act with effect from July 01, 2021. The provisions of section 206AB of the Act require the deductor to deduct tax at higher of the following rates from amount paid / credited to 'Specified Person':

- i. At twice the rate specified in the relevant provision of the Act;  
or
- ii. At twice the rates in force; or
- iii. At the rate of 5%.

The '**specified person**' means a person who has:

- (i) has not filed return of income for the assessment year relevant to the previous year immediately preceding the financial year in which tax is required to be deducted, for which the time limit for furnishing the return of income under section 139(1) of the Act has expired And
- (ii) the aggregate of tax deducted and collected at source is Rs. 50,000/- or more during the immediately preceding financial year

The non-resident who does not have the permanent establishment is excluded from the scope of a specified person.

**Payment of Dividend**

The interim dividend on equity shares for financial year 2022-23 declared by the Board of Directors of the Company, will be paid after deducting the tax at source as under:

**A. FOR RESIDENT SHAREHOLDERS:**

- (i) Nil withholding in case the total dividend paid is up to Rs.5,000/- for resident individual shareholder.
- (ii) Nil withholding for resident individual shareholders in case Form 15G / Form 15H (as applicable) is submitted along with self-attested copy of the PAN linked to Aadhar. *Please note that the duly filled up forms submitted through your registered email ID will be accepted.*

- (iii) NIL/ Lower withholding tax rate on submission of self-attested copy of the certificate issued under Section 197 of the Act.
- (iv) 10% for resident shareholders in case PAN is provided / available.
- (v) 20% for resident shareholders in case PAN is not provided / not available/ PAN-Aadhar linking not done/ non-filers of Return of Income.

**B. FOR NON-RESIDENT SHAREHOLDERS:**

- (i) Beneficial tax treaty rate (based on tax treaty with India r.w. MLI, if applicable) for non-resident shareholders, as applicable, will be applied on the basis of documents submitted by the non-resident shareholders.
- (ii) NIL/ Lower withholding tax rate on submission of self-attested copy of the certificate issued under Section 197 of the Act.
- (iii) 20% plus applicable surcharge and cess for shareholders being foreign institutional investors in accordance with provisions of Section 196D(1) of the Act.
- (iv) 10% plus applicable surcharge and cess for GDR holders if they provide self-attested copy of the PAN card in accordance with provisions of Section 196C of the Act.
- (v) 10% (plus applicable surcharge and cess) in case of Specified Funds referred u/s 10(4D)(c) of the Act. 20% plus applicable surcharge and cess for non-resident shareholders in case the above mentioned documents are not submitted.
- (vi) 20% plus applicable surcharge and cess for non-resident shareholders in case the above mentioned documents are not submitted.
- (vii) Higher rate as discussed in point III above in case of non-filers of Return of Income, as applicable.

**C. FOR SHAREHOLDERS HAVING MULTIPLE ACCOUNTS UNDER DIFFERENT STATUS / CATEGORY:**

Shareholders holding equity shares under multiple accounts under different status / category and single PAN, may note that, higher of the tax as applicable to the status in which shares held under a PAN will be considered on their entire holding in different accounts.

It is further clarified that in cases where shareholders hold both, fully paid up equity shares and partly paid-up equity shares of the Company, the total dividend amount will be clubbed on the basis of the PAN of the Shareholder and tax as applicable will be deducted.

## **SUBMISSION OF TAX RELATED DOCUMENTS:**

### **Resident Shareholders**

The aforesaid documents, such as Form 15G/ 15H, documents under section 196, 197A, etc. can be uploaded on the link <https://ris.kfintech.com/form15> on or before February 13, 2023 to enable the Company to determine the appropriate TDS / withholding tax rate applicable. Any communication on the tax determination/deduction received post February 13, 2023 shall not be considered.

Resident Shareholders can also send the scanned copies of the documents mentioned above at the email ids mentioned below:

Email: [einward.ris@kfintech.com](mailto:einward.ris@kfintech.com)

### **Non-Resident Shareholders**

Shareholders are requested to send the scanned copies of the documents mentioned above at the email ids mentioned below:

Email: [einward.ris@kfintech.com](mailto:einward.ris@kfintech.com)

These documents should reach us **on or before February 13, 2023** in order to enable the Company to determine and deduct appropriate TDS / withholding tax rate. No communication on the tax determination / deduction shall be entertained post **February 13, 2023**. It may be further noted that in case the tax on said dividend is deducted at a higher rate in the absence of receipt of the aforementioned details/documents from you, there would still be an option available with you to file the return of income and claim an appropriate refund, if eligible.

## **UPDATION OF BANK ACCOUNT DETAILS -**

Shareholders are requested to ensure that their bank account details in their respective demat accounts are updated, to enable the Company to make timely credit of dividend in their bank accounts. We seek your cooperation in this regard.

*In terms of Rule 37BA of Income Tax Rules 1962, if dividend income on which tax has been deducted at source is assessable in the hands of a*

*person other than the deductee, then deductee should file declaration with Company in manner prescribed by Rules.*

Thank you.

With warm regards,

**By Order of the Board of Directors of  
Dalmia Bharat Sugar and Industries Limited**

Sd/-

**Aashima V Khanna  
Company Secretary  
Membership No. ACS 34517**

Place: New Delhi

Date: February 06, 2023

***Disclaimer:*** *This communication shall not be treated as an advice from the Company or its affiliates or its Registrar & Transfer Agent.*



<b>Name of the Company</b>	<b>Dp. Id – Client Id/ Folio No.</b>
DALMIA BHARAT SUGAR AND INDUSTRIES LIMITED	

## INCOME-TAX RULES, 1962

### <sup>1</sup>FORM NO. 15G

[See section 197A(1), 197A(1A) and rule 29C]

**Declaration under section 197A(1) and section 197A(1A) to be made by an individual or a person (not being a company or firm) claiming certain incomes without deduction of tax**

#### PART I

1. Name of Assessee (Declarant)		2. <sup>2</sup> [PAN or Aadhaar Number] of the Assessee <sup>1</sup>	
3. Status <sup>2</sup>	4. Previous year (P.Y.) <sup>3</sup> (for which declaration is being made)		5. Residential Status <sup>4</sup>
6. Flat/Door/Block No.	7. Name of Premises	8. Road/Street/Lane	9. Area/Locality
10. Town/City/District	11. State	12. PIN	13. Email
14. Telephone No. (with STD Code) and Mobile No.	15. (a) Whether assessed to tax under the Income-tax Act, 1961 <sup>5</sup> (b) If yes, latest assessment year for which assessed		
16. Estimated income for which this declaration is made		17. Estimated total income of the P.Y. in which income mentioned in column 16 to be included <sup>6</sup>	
18. Details of Form No.15G other than this form filed during the previous year, if any <sup>7</sup>			
Total No. of Form No.15G Filed		Aggregate amount of income for which Form No.15G filed	
19. Details of income for which the declaration is filed			
Sl. No.	Identification number of relevant investment/account etc <sup>8</sup>	Nature of income	Section under which tax is deductible
			Amount of income

.....  
Signature of the Declarant<sup>9</sup>

***Declaration/Verification***<sup>10</sup>

\*I/We.....do hereby declare that to the best of \*my /our knowledge and belief what is stated above is correct, complete and is truly stated. \*I/We declare that the incomes referred to in this form are not includible in the total income of any other person under sections 60 to 64 of the Income-tax Act, 1961. \*I/We further declare that the tax \*on my/our estimated total income including \*income/incomes referred to in column 16 \*and aggregate amount of \*income/incomes referred to in column 18 computed in accordance with the provisions of the Income-tax Act,1961, for the previous year ending on 31-MAR-2023. relevant to the assessment year 2023-2024.will be *nil*. \*I/We also declare that \*my/our \*income/incomes referred to in column16 \*and the aggregate amount of \*income/incomes referred to in column 18 for the previous year ending on 31-MAR-2023. relevant to the assessment year 2023-2024 will not exceed the maximum amount which is not charge-able to income-tax.

*Place:*.....

.....

*Date:*.....

*Signature of the Declarant*<sup>9</sup>

- 
1. Substituted by IT (Fourteenth Amdt.) Rules 2015, w.e.f. **1-10-2015**. Earlier Form No.15G was inserted by the IT (Fifth Amdt.)Rules, 1982, w.e.f. 21-6-1982 and later on amended by the IT (Fifth Amdt.) Rules, 1989, w.r.e.f. 1-4-1988, IT (Fourteenth Amdt.) Rules, 1990, w.e.f. 20-11-1990 and IT (Twelfth Amdt.) Rules, 2002, w.e.f. 21-6-2002 and substituted by the IT (Eighth Amdt.) Rules, 2003, w.e.f. 9-6-2003 and IT (Second Amdt.)Rules, 2013, w.e.f. 19-2-2013.
  2. Substituted for “PAN” by the IT (Twelfth Amdt.) Rules, 2019, w.r.e.f. 01-09-2019

---

## PART II

[To be filled by the person responsible for paying the income referred to in column 16 of Part I]

1. Name of the person responsible for paying		2. Unique Identification No. <sup>11</sup>	
3. PAN or Aadhaar Number of the person responsible for paying	4. Complete Address		5. TAN of the person responsible for paying
6. Email	7. Telephone No. (with STD Code) and Mobile No.		8. Amount of income paid <sup>12</sup>
9. Date on which Declaration is received (DD/MM/YYYY)		10. Date on which the income has been paid/credited (DD/MM/YYYY)	

Place: .....

Date: .....

Signature of the person responsible  
for paying the income referred to in  
column 16 of Part I

\*Delete whichever is not applicable.

<sup>1</sup>As per provisions of section 206AA(2), the declaration under section 197A(1) or 197A(1A) shall be invalid if the declarant fails to furnish his valid Permanent Account Number (PAN) or Aadhaar Number.

<sup>2</sup>Declaration can be furnished by an individual under section 197 A (1) and a person (other than a company or a firm) under section 197A(1A).

<sup>3</sup>The financial year to which the income pertains.

<sup>4</sup>Please mention the residential status as per the provisions of section 6 of the Income-tax Act, 1961.

<sup>5</sup>Please mention "Yes" if assessed to tax under the provisions of Income-tax Act, 1961 for any of the assessment year out of six assessment years preceding the year in which the declaration is filed.

<sup>6</sup>Please mention the amount of estimated total income of the previous year for which the declaration is filed including the amount of income for which this declaration is made.

<sup>7</sup>In case any declaration(s) in Form No.15G is filed before filing this declaration during the previous year, mention the total number of such Form No.15G filed alongwith the aggregate amount of income for which said declaration(s) have been filed.

<sup>8</sup>Mention the distinctive number of shares, account number of term deposit, recurring deposit, National Savings Schemes, life insurance policy number, employee code, etc.

<sup>9</sup>Indicate the capacity in which the declaration is furnished on behalf of a HUF, AOP, etc.

<sup>10</sup>Before signing the declaration/verification, the declarant should satisfy himself that the information furnished in this form is true, correct and complete in all respects. Any person making a false statement in the declaration shall be liable to prosecution under section 277 of the Income-tax Act, 1961 and on conviction be punishable- in a case where tax sought to be evaded exceeds twenty-five lakh rupees, with rigorous imprisonment which shall not be less than six months but which may extend to seven years and with fine;

- (i) in any other case, with rigorous imprisonment which shall not be less than three months but which may extend to two years and with fine.

<sup>11</sup>The person responsible for paying the income referred to in column 16 of Part I shall allot a unique identification number to all the Form No. 15G received by him during a quarter of the financial year and report this reference number along with the particulars prescribed in rule 31A(4)(vii) of the Income-tax Rules, 1962 in the TDS statement furnished for the same quarter. In case the person has also received Form No. 15H during the same quarter, please allot separate series of serial number for Form No. 15G and Form No. 15H.

<sup>12</sup>The person responsible for paying the income referred to in column 16 of Part I shall not accept the declaration where the amount of income of the nature referred to in sub-section (1) or sub-section (1A) of section 197A or the aggregate of the amounts of such income credited or paid or likely to be credited or paid during the previous year in which such income is to be included exceeds the maximum amount which is not chargeable to tax. For deciding the eligibility, he is required to verify income or the aggregate amount of incomes, as the case may be, reported by the declarant in columns 16 and 18.

<b>Name of the Company</b>	<b>Dp. Id – Client Id/ Folio No.</b>
DALMIA BHARAT SUGAR AND INDUSTRIES LIMITED	

**<sup>1</sup>FORM NO. 15H**

[See section 197A(1C) and rule 29C]

**Declaration under section 197A(1C) to be made by an individual who is of the age of sixty years or more claiming certain incomes without deduction of tax.**

**PART I**

1. Name of Assessee (Declarant)		2. Permanent Account Number or Aadhaar Number of the Assessee <sup>1</sup>		3. Date of Birth <sup>2</sup> (DD/MM/YYYY)	
4. Previous year(P.Y.) <sup>3</sup> (for which declaration is being made)		5. Flat/Door/Block No.		6. Name of Premises	
7. Road/Street/Lane		8. Area/Locality		9. Town/City/District	
				10. State	
11. PIN	12. Email		13. Telephone No. (with STD Code) and Mobile No.		
14 (a) Whether assessed to tax <sup>4</sup> :				Yes	No
(b) If yes, latest assessment year for which assessed					
15. Estimated income for which this declaration is made					
16. Estimated total income of the P.Y. in which income mentioned in column 15 to be included <sup>5</sup>					
17. Details of Form No.15H other than this form filed for the previous year, if any <sup>6</sup>					
Total No. of Form No.15H filed		Aggregate amount of income for which Form No.15H filed			
18. Details of income for which the declaration is filed					
Sl. No.	Identification number of relevant investment/account, etc. <sup>7</sup>	Nature of income	Section under which tax is deductible	Amount of income	

---

*Signature of the Declarant*

1. Substituted by the IT (Fourteenth Amdt.) Rules, 2015, w.e.f. 1-10-2015. Earlier Form No. 15H was amended by the IT (Fifth Amdt.) Rules, 1982, w.e.f. 21-6-1982, IT (Fifth Amdt.) Rules, 1989, w.e.f. 1-4-1988, IT (Fourteenth Amdt.) Rules, 1990, w.e.f. 20-11-1990, IT (Twelfth Amdt.) Rules, 1992, w.e.f. 1-6-1992, IT (Seventh Amdt.) Rules, 1995, w.e.f. 1-7-1995, IT (Thirty-second Amdt.) Rules, 1999, w.e.f. 19-11-1999, IT (Twelfth Amdt.) Rules, 2002, w.e.f. 21-6-2002, IT (Eighth Amdt.) Rules, 2003, w.e.f. 9-6-2003, IT (Fourteenth Amdt.) Rules, 2003, w.e.f. 1-8-2003 and IT (Second Amdt.) Rules, 2013, w.e.f. 19-2-2013.

***Declaration/Verification***<sup>8</sup>

I ..... do hereby declare that I am resident in India within the meaning of section 6 of the Income-tax Act, 1961. I also hereby declare that to the best of my knowledge and belief what is stated above is correct, complete and is truly stated and that the incomes referred to in this form are not includible in the total income of any other person under sections 60 to 64 of the Income-tax Act, 1961. I further declare that the tax on my estimated total income including \*income/incomes referred to in column 15 \*and aggregate amount of \*income/incomes referred to in column 17 computed in accordance with the provisions of the Income-tax Act, 1961, for the previous year ending on 31-MAR-2023 relevant to the assessment year 2023-2024 will be *nil*.

*Place*:.....

Date :.....

Signature of the Declarant Signature

## PART II

**[To be filled by the person responsible for paying the income referred to in column 15 of Part I]**

1. Name of the person responsible for paying		2. Unique Identification No. <sup>9</sup>	
3. Permanent Account Number or Aadhaar Number of the person responsible for paying	4. Complete Address	5. TAN of the person responsible for paying	
6. Email	7. Telephone No. (with STD Code) and Mobile No.	8. Amount of income paid <sup>10</sup>	
9. Date on which Declaration is received (DD/MM/YYYY)		10. Date on which the income has been paid/credited (DD/MM/YYYY)	

*Place:*.....

*Date:*..... *Signature of the person responsible for paying the income referred to in column 15 of Part I*

\*Delete whichever is not applicable.

1. As per provisions of section 206AA(2), the declaration under section 197A(1C) shall be invalid if the declarant fails to furnish his valid Permanent Account Number or Aadhaar Number.
2. Declaration can be furnished by a resident individual who is of the age of 60 years or more at any time during the previous year.
3. The financial year to which the income pertains.
4. Please mention “Yes” if assessed to tax under the provisions of Income-tax Act, 1961 for any of the assessment year out of six assessment years preceding the year in which the declaration is filed.
5. Please mention the amount of estimated total income of the previous year for which the declaration is filed including the amount of income for which this declaration is made.
6. In case any declaration(s) in Form No. 15H is filed before filing this declaration during the previous year, mention the total number of such Form No. 15H filed along with the aggregate amount of income for which said declaration(s) have been filed.
7. Mention the distinctive number of shares, account number of term deposit, recurring deposit, National Savings Schemes, life insurance policy number, employee code, etc.
8. Before signing the declaration/verification, the declarant should satisfy himself that the information furnished in this form is true, correct and complete in all respects. Any person making a false statement in the declaration shall be liable to prosecution under section 277 of the Income-tax Act, 1961 and on conviction be punishable—

- (i) in a case where tax sought to be evaded exceeds twenty-five lakh rupees, with rigorous imprisonment which shall not be less than six months but which may extend to seven years and with fine;
- (ii) in any other case, with rigorous imprisonment which shall not be less than three months but which may extend to two years and with fine.

9. The person responsible for paying the income referred to in column 15 of Part I shall allot a unique identification number to all the Form No. 15H received by him during a quarter of the financial year and report this reference number along with the particulars prescribed in rule 31A(4)(vii) of the Income-tax Rules, 1962 in the TDS statement furnished for the same quarter. In case the person has also received Form No.15G during the same quarter, please allot separate series of serial number for Form No.15H and Form No.15G.

10. The person responsible for paying the income referred to in column 15 of Part I shall not accept the declaration where the amount of income of the nature referred to in section 197A(1C) or the aggregate of the amounts of such income credited or paid or likely to be credited or paid during the previous year in which such income is to be included exceeds the maximum amount which is not chargeable to tax after allowing for deduction(s) under Chapter VI-A, if any, or set off of loss, if any, under the head “income from house property” for which the declarant is eligible. For deciding the eligibility, he is required to verify income or the aggregate amount of incomes, as the case may be, reported by the declarant in columns 15 and 17.

<sup>1</sup>*[Provided that such person shall accept the declaration in a case where income of the assessee, who is eligible for rebate of income-tax under section 87A, is higher than the income for which declaration can be accepted as per this note, but his tax liability shall be nil after taking into account the rebate available to him under the said section 87A.]*

---

1. Inserted by Income-tax (4th Amendment) Rules, 2019, w.e.f. **22-5-2019**.



[Date]

To,

The Company Secretary  
Dalmia Bharat Sugar and Industries Limited  
11<sup>th</sup> and 12<sup>th</sup> Floor, Hansalaya Building  
15 Barakhamba Road  
New Delhi – 110001.

**Subject: Declaration regarding category and beneficial ownership of shares.**

**Ref: PAN –  
Folio Number / DP ID/ Client ID –**

With reference to the captioned subject, and in relation to the deduction of tax on the Dividend payable to me / us by Dalmia Bharat Sugar and Industries Limited (“the Company”), I / We hereby declare as under:

1. We, \_\_\_\_\_, holding share/shares of the Company, hereby declare that we are tax resident of India for the period April 2022-March 2023 (Indian Fiscal Year).
2. We hereby declare that (Select Applicable)
  - We are **Insurance Company** as per section 2(7A) of the Insurance Act, 1938 and are the beneficial owner of the share/shares held in the Company; and we are submitting self-attested copy of PAN Card and certificate of registration with Insurance Regulatory and Development Authority (IRDA)/ LIC/ GIC.
  - We are **Mutual Fund** registered with SEBI and specified in Section 10(23D) of the Income Tax Act, 1961 and are the beneficial owner of the share/shares held in the Company; and we are submitting self-attested copy of PAN Card and certificate of registration with SEBI.
  - We are **Alternative Investment fund** established in India and are the beneficial owner of the share/shares held in the Company; and our income

is exempt under Section 10(23FBA) of the Act and are governed by SEBI regulations as Category I or Category II AIF; and we are submitting self-attested copy of the PAN card and certificate of registration with SEBI.

We are **New Pension System Trust** established in India and are the beneficial owner of the share/shares held in the Company; and our income is exempt under Section 10(44) of the Act and being regulated by the provisions of the Indian Trusts Act, 1882; and we are submitting self-attested copy of the PAN card and registration certificate, as applicable.

I declare and confirm that, I have linked / I will be linking (on or before \_\_\_\_\_ 2021), my Aadhar number with PAN as required under section 139AA(2) read with Rule 114AAA.

**Other category** - we are exempted from withholding of Tax u/s 194 of the Act and we are submitting self-attested copy of the documentary evidence supporting the exemption status along with self-attested copy of PAN card documents.

3. I/We hereby declare and confirm that I/We do not fall under the definition of 'specified person' as provided in section 206AB of the IT Act as under:
- a. Who has not filed his income tax return for two previous years immediately prior to FY2022-23; and
  - b. The aggregate of TDS and TCS in each case is ₹50,000 or more in each of these two previous years immediately prior to Financial Year 2022-23.
4. I/We hereby confirm that the above declaration should be considered to be applicable for all the shares held in the Company under PAN/ accounts declared in the form.
5. I/ We further indemnify the Company for any penal consequences arising out of any acts of commission or omission initiated by the Company by relying on my/ our above averment.

Thanking you.

Yours faithfully,

For Name of the shareholder

<<insert signature>>

Authorized Signatory - Name and designation

*Note: Kindly strikethrough whichever is not applicable*

**ANNEXURE 4**

**Information to be provided under sub-rule (2) of rule 37BC of Income-tax Rules, 1962**

I .....(Person signing this form) in the capacity of .....  
(designation of the person signing the form) do provide the following information,  
relevant to the previous year 2022-2023 in my case/in the case of ..... for the  
purposes of sub-rule (2) of rule 37BC (Relaxation from deduction of tax at higher rate  
under section 206AA) —

<i>Sl. No.</i>	<i>Nature of information</i>	<i>:</i>	<i>Details#</i>
(i)	Name, e-mail id and contact number of the Non- resident	:	(a) Name: (b) E-mail id: (c) Contact Number:
(ii)	Address of the assessee in the country or territory outside India of which Non-resident is resident of	:	.....
(iii)	Certificate of Tax Residency attached (Yes/No)	:	.....
(iv)	Assessee' s tax identification number in the country or specified territory of residence and if there is no such number, then, a unique number on the basis of which the person is identified by the Government of the country or the specified territory of which the	:	.....

I/We undertake to indemnify for any tax liability (including but not limited to interest and penalty) that may arise on you in future on account of non-deduction of tax at source based on the above declaration furnished by me/us.

Place: .....

Date: .....

.....

..... Signature & Seal

**ANNEXURE 5**

FORM NO. 10F

**[See sub-rule (1) of rule 21AB]****Information to be provided under sub-section (5) of section 90 or subsection (5) of section 90A of the Income-tax Act, 1961**

I ..... \*son/daughter of Shri..... in the capacity of..... (designation) do provide the following information, relevant to the previous year 2022-23\*in my case/in the case of ..... for the purposes of sub-section (5) of \* section 90/section 90A:

<i>Sl. No.</i>	<i>Nature of information</i>	<i>:</i>	<i>Details#</i>
<i>(i)</i>	Status (individual; company, firm etc.) of the assessee	<i>:</i>	
<i>(ii)</i>	Permanent Account Number (PAN) of the assessee, if allotted	<i>:</i>	
<i>(iii)</i>	Nationality (in the case of an individual) or Country or specified territory of incorporation or registration (in the case of others)	<i>:</i>	
<i>(iv)</i>	Assessee's tax identification number in the country or specified territory of residence and if there is no such number, then, a unique number on the basis of which the person is identified by the Government of the country or the specified territory of which the assessee claims to be a resident	<i>:</i>	
<i>(v)</i>	Period for which the residential status as mentioned in the certificate referred to in sub-section (4) of section 90 or sub-section (4) of section 90A is applicable	<i>:</i>	
<i>(vi)</i>	Address of the assessee in the country or territory outside India during the period for which the certificate, mentioned in (v) above, is applicable	<i>:</i>	

I have obtained a certificate to in sub-section (4) of section 90 of sub-section (4) of section 90A from the Government of .....(name of country or specified territory outside India)

Signature:

Name:

Address:

Permanent Account Number or Aadhaar Number:

### Verification

I..... do hereby declare that to the best of my knowledge and belief what is stated above is correct complete and is truly stated.

Verified today the ..... day of.....

.....

Signature of the person providing the information

Place: .....

Notes:

1. \*Delete whichever is not applicable.
2. #Write N.A. if the relevant information forms part of the certificate referred to in sub-section (4) of section 90 or sub-section (4) of section 90A.

[Date]

To  
The Company Secretary  
Dalmia Bharat Sugar and Industries Limited

**Subject: Declaration regarding Tax Residency and Beneficial Ownership of shares**

**Ref: PAN –**

**Folio Number / DP ID/ Client ID –**

With reference to the captioned subject, and in relation to the appropriate withholding of taxes on the Dividend payable to me / us by Dalmia Bharat Sugar and Industries Limited, I / We hereby declare as under:

1. I / We, \_\_\_\_\_, holding share/shares of the Company, hereby declare that I am / we are tax resident of \_\_\_\_\_ for the period April 2022-March 2023 (Indian Fiscal Year) in terms of Article 4 of tax treaty as modified by Multilateral Convention (MLI) (if applicable) between India and \_\_\_\_\_ (hereinafter referred to as 'said tax treaty') and do not qualify as resident of India under Section 6 of the Indian Income Tax Act, 1961 ('the IT Act').
2. I/We hereby furnish a copy of valid Tax Residency Certificate dated \_\_\_\_\_ having Tax Identification number \_\_\_\_\_ issued by \_\_\_\_\_ along with a copy of Form 10F duly filled and signed for the ..... <period>, which is valid as on the Record Date, is attached herewith.
3. I / We hereby declare that, I am /we are the beneficial owner of the share/shares held in the Company as well as the dividend arising from such shareholding; and I/ we have the right to use and enjoy the dividend received/ receivable from the above shares and such right is not constrained by any contractual and/ or legal obligation to pass on such dividend to another person.
4. I/We do not have a Permanent Establishment ("PE") in India in terms of Article 5 of the tax treaty as modified by MLI (if applicable) or a fixed base in India during the period April 2022 – March 2023 and the amounts paid/payable to us, in any case, are not attributable to the PE or fixed base, if any, which may have got constituted otherwise.

5. I/We do not have a PE in a third country and the amounts paid/payable to us, in any case, are not attributable to a PE in third jurisdiction, if any, which may have got constituted otherwise.
6. I/We do not have a Business Connection in India according to the provision of section 9(1)(i) of the IT Act and the amounts paid/payable to us, in any case, are not attributable to business operations, if any, carried out in India.
7. I/We do not have a Place of Effective Management [under Section 6(3) of the IT Act] in India (if shareholder is a company).
8. I/We confirm that I/We are entitled to claim the benefits under the Treaty as modified MLI including but not limited to the Principal Purpose Test (PPT), limitation of benefit clause (LOB), Simplified Limitation of Benefits (SLOB), period of holding of shares etc. as applicable. We specifically confirm that my affairs / affairs were not arranged such that the main purpose or the principal purpose thereof was to obtain tax benefits available under the applicable tax treaty.
9. Further I/We hereby declare and confirm that I/We do not fall under the definition of 'specified person' as provided in section 206AB of the IT Act.
10. I/We hereby certify that the declarations made above are true and bonafide. In case in future, any of the declarations made above undergo a change, we undertake to promptly intimate you in writing of the said event. You may consider the above representations as subsisting unless intimated otherwise.
11. I/ We further indemnify the Company for any penal consequences arising out of any acts of commission or omission initiated by the Company by relying on my/ our above averment.
12. I/We hereby confirm that the above declaration should be considered to be applicable for all the shares held in the Company under PAN/ accounts declared in the form.

Thanking you.  
Yours faithfully,

For \_\_\_\_\_

Authorized Signatory \_\_\_\_\_

Contact address:

Email address:

Contact Number:

Tax Identification Number:

*Note: Kindly strikethrough whichever is not applicable*

(\*In case of any Authorised Signatory being other than Director/ Managing Director, please attach the valid Power of Attorney authorising the individual as an Authorised Signatory)

The shareholders are required to provide a Declaration strictly as per the specified format given above, failing which the Company reserves the right to deny the Treaty benefits.