

FORM NO. 44A

[See rule 111A]

**Application to Central Board of Direct Taxes/Chief Commissioner or Commissioner
of Income-tax for the reduction of the amount of minimum distribution
required of a company under Chapter XIX
of the Income-tax Act, 1961**

IN THE OFFICE OF THE CENTRAL BOARD OF DIRECT TAXES/CHIEF COMMISSIONER OR
COMMISSIONER OF INCOME-TAX.....—

In the matter of the application of section 104 to
[name of the company]

for the assessment year commencing on the 1st day of April,

**Application No.* of

The applicant states as follows :-

- (1) that the principal place of business of the applicant is situate at and that the applicant is assessable within the jurisdiction of the Assessing Officer;
[name of the Circle/Ward]
- (2) that the applicant's income of the previous year relevant to the assessment year commencing on the 1st day of April, 19 ... (as per details given in the enclosure to the application) amounts to Rs.;
- (3) that the applicant's distributable income of that previous year (as per computation given in the enclosure to the application) amounts to Rs.;
- (4) that the applicant is not an investment company within the meaning of section 109(ii) of the Income-tax Act, 1961;
- (5) that under section 104 of the Income-tax Act, 1961, the applicant is required to distribute a minimum of Rs. (as per computation in the enclosure to the application) as dividends before
[date]
- (6) that the applicant has already declared or paid/proposes to declare or pay a dividend of Rs.;
- (7) that the Assessing Officer has served a notice on the applicant under section 105(1) of his intention to make an order under section 104 and this notice was served upon the applicant on
- (8) that having regard to the current requirements for the development of the applicant's business (fully described in the enclosure to the application), it would not be possible or advisable to declare or pay a dividend of more than Rs.;
- (9) that the applicant, therefore, requests that the Board/Chief Commissioner or Commissioner may be pleased to reduce the amount of minimum distribution required of the applicant under Chapter XIX of the Income-tax Act, 1961, by an amount equal to Rs. / per cent of the statutory percentage of the distributable income;

(10) that the applicant relies on the following documents or copies thereof in support of his case:

(i)

(ii)

(iii)

(iv)

etc.

(One set of the said documents is enclosed for the purpose with translation in English of the documents, where necessary);

(11) that the address to which notices or any other communication may be sent to the applicant is

Sd/-

Date.....

.....

Designation

.....

Name of the applicant

I,, the.....declare that what
[designation]

is stated in the above application is true to the best of my information and belief.

sd/-

Notes:

1. The application must be in triplicate.
2. The application must be accompanied by a fee of Rs. 100. It is suggested that the fee should be credited in a branch of the authorised bank or a branch of the State Bank of India, or a branch of the Reserve Bank of India, after obtaining a challan from the Assessing Officer and the triplicate challan sent to the Central Board of Direct Taxes or the Chief Commissioner or Commissioner of Income-tax, as the case may be, with the application. The Central Board of Direct Taxes/Chief Commissioner or Commissioner will not accept cheques, drafts, hundies or other negotiable instruments.
3. Delete inappropriate words.
4. *The number and year of application will be filled in in the office of the Central Board of Direct Taxes or the Chief Commissioner or Commissioner of Income-tax, as the case may be.