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असाधारण

EXTRAORDINARY

भाग II — खण्ड I

PART II — Section I

प्राधिकार से प्रकाशित

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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।
Separate paging is given to this Part in order that it may be filed as a separate compilation.

MINISTRY OF LAW AND JUSTICE

(Legislative Department)

New Delhi, the 10th September, 2004/Bhadra 19, 1926 (Saka)

The following Act of Parliament received the assent of the President on the 10th September, 2004, and is hereby published for general information:—

THE FINANCE (No. 2) ACT, 2004

No. 23 of 2004

[10th September, 2004.]

An Act to give effect to the financial proposals of the Central Government for the financial year 2004-2005.

BE it enacted by Parliament in the Fifty-fifth Year of the Republic of India as follows:—

CHAPTER I

PRELIMINARY

1. (1) This Act may be called the Finance (No. 2) Act, 2004.

(2) Save as otherwise provided in this Act, sections 2 to 65 shall be deemed to have come into force on the 1st day of April, 2004.

Short title
and
commence-
ment.

CHAPTER II

RATES OF INCOME-TAX

2. (1) Subject to the provisions of sub-sections (2) and (3), for the assessment year commencing on the 1st day of April, 2004, income-tax shall be charged at the rates specified in Part I of the First Schedule and such tax as reduced by the rebate of income-tax calculated under Chapter VIII-A of the Income-tax Act, 1961 (hereinafter referred to as the Income-tax Act) shall be increased by a surcharge for purposes of the Union calculated in each case in the manner provided therein.

Income-tax

“prescribed authority referred to in sub-section (4) a declaration in the prescribed manner on the prescribed form obtained from the authority specified by the Central Government under sub-section (6)”.

Amendment
of Chapter VI.

119. In Chapter VI of the Central Sales Tax Act, as directed to be inserted by section 3 of the Central Sales Tax (Amendment) Act, 2001, and as it stands amended by the Finance Act, 2003, with effect from the commencement of the Central Sales Tax (Amendment) Act, 2001,—

41 of 2001
32 of 2003

(a) in section 19, in sub-section (1), for the words, figures and letter “section 6A or section 9”, the words, figures and letter “section 6A read with section 9” shall be substituted;

(b) in section 20, in sub-section (1), for the words, figures and letter “section 6A or section 9”, the words, figures and letter “section 6A read with section 9” shall be substituted;

(c) in section 21, in sub-section (3), in the first proviso, for the words “also to the State Government”, the words “also to each State Government” shall be substituted;

(d) in section 22, after sub-section (1), the following sub-section shall be inserted, namely:—

“(1A) The Authority may grant stay of the operation of the order of the assessing authority against which the appeal is filed before it or order the pre-deposit of the tax before entertaining the appeal and while granting such stay or making such order for the pre-deposit of the tax, the Authority shall have regard, if the assessee has already made pre-deposit of the tax under the general sales tax law of the State concerned, to such pre-deposit.”;

(e) in section 25, for the words “every appeal”, the words “any proceeding” shall be substituted;

(f) in section 26, for the words “the assessing authorities”, the words “each State Government concerned, the assessing authorities” shall be substituted.

Amendment of
section 4 of Act
39 of 2003

120. In section 4 of the Fiscal Responsibility and Budget Management Act, 2003, for the figures, letters and word “31st March, 2008”, at both the places where they occur, the figures, letters and word “31st March, 2009” shall be substituted.

Repeal of
section 2 of Act
13 of 2004

121. Section 2 of the Finance Act, 2004 is hereby repealed and shall be deemed never to have been enacted.