

GOVERNMENT OF INDIA
INCOME TAX DEPARTMENT



Office of the
Commissioner of Income-Tax-I
Bassi Bldg, SCO 45-46-47,
Sector 17-A, Chandigarh.

No. CIT-I/CHD/Tech/12A/04-05/_____

Dated: 20.03.2006

*Punjab Engineering College, Deemed University, Sector-12, Chandigarh " registered with the Registrar of Firms & Societies, UT, Chandigarh on 29th of September 2003, has filed the application for registration under section 12A(a) of the Income-tax Act, 1961 in the prescribed form on 15.12.2005.

2. The assessee explained the reasons for late submission of application vide its letter No. PEC/RG/5299 dated 09.03.2006 as under: -

- (vii) Punjab Engineering College was earlier functioning as a government department under the Chandigarh Administration.
- (viii) For the purpose of up-gradation of Punjab Engineering College to the level of Deemed University, registration of society was one of the requirements. Accordingly, the Society by the name of "Punjab Engineering College Chandigarh" vide registration No. 3586 of 2003 was registered on 29.09.2003.
- (ix) Subsequently, the Govt. of India, vide its notification dated 16.10.2003, notified Punjab Engineering College as a Deemed university. However, defacto the college continued to function as a government department till the Chandigarh Administration issued a detailed notification, dated 8th/9th of July, 2004 and converted the budget of the Institute into grant-in-aid on 1st of October, 2004.
- (x) Meanwhile, a large number of college employees went to the court against up-gradation of the Institute to the level of Deemed University. The said court case has been very recently dismissed by the Hon'ble CAT on 15.12.2005.
- (xi) Though the Chandigarh Administration issued notification dated 8/9th July, 2004 and converted the budget into grant-in-aid yet, the employees of the erstwhile Punjab Engineering College still continued to function as government employees under the Chandigarh Administration till another notification dated 07.07.2005 was issued by the Chandigarh Administration to absorb the employees of erstwhile Punjab Engineering College in Punjab Engineering College Society.

(xii) It is pertinent to mention here that the Chandigarh Administration is yet to issue another notification for the transfer of assets and liabilities of the erstwhile Punjab Engineering College (a government department under the Chandigarh Administration) to Punjab Engineering College Society."

P.E.C. Chandigarh
Record Section
Dairy No. 1126
Date: 27/3/06

The reasons for late submission of application under section 12A(a) have been duly considered. Though the Society came into existence on 29.09.2003, the assessee had applied for registration u/s 12A(a) on 11.04.2005 in the office of the Chief Commissioner of Income-tax, Chandigarh. In this office the assessee applied for registration on 15.12.2005. There were number of formalities for conversion of the Punjab Engineering College into Deemed University for which formation of society is one of the requirements and certain notifications are still required to be issued by the Chandigarh Administration. The employees of the assessee were agitated by this change and had gone to the Court. I am satisfied that the assessee was prevented from making the application in time for sufficient reasons. Hence, delay in filing the application is condoned.

4. Registration is granted to the Association with effect from 29.09.2003 condoning the delay in filing the application. The application has been entered at Sr. No. 216-P in the register of application under section 12AA maintained in this office.

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(P. SAHI)
COMMISSIONER OF INCOME-TAX-I
CHANDIGARH.

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Copy to:-

1. Asstt. Controller (F&A), Punjab Engineering College, Deemed University, Sector-12, Chandigarh