

(TO BE PUBLISHED IN PART II, SUB-SECTION (ii) OF SECTION 3 OF THE GAZETTE OF INDIA)

**Government of India
Ministry of Finance
(Department of Revenue)
(Central Board of Direct Taxes)**

New Delhi, the 5th October, 2009

Notification

S.O. It is hereby notified for general information that the organization **Talwar Research Foundation, New Delhi** has been approved by the Central Government for the purpose of clause **(ii)** of sub-section (1) of section 35 of the Income-tax Act, 1961 (said Act), read with rules 5C and 5D of the Income-tax Rules, 1962 (said Rules) **from Assessment year 2004-05 onwards** in the category of **'other institution'** subject to the following conditions, namely:-

- (i) The **sole objective** of the approved 'scientific research association' shall be to undertake scientific research;
- (ii) The approved organization shall carry out the scientific research activity **by itself**;
- (iii) The approved organization **shall maintain books of accounts** and get such books audited by an accountant as defined in the explanation to sub-section (2) of section 288 of the said Act and furnish the report of such audit duly signed and verified by such accountant to the Commissioner of Income-tax or the Director of Income-tax having jurisdiction over the case, by the due date of furnishing the return of income under sub-section (1) of section 139 of the said Act;
- (iv) The approved organization shall maintain **a separate statement of donations received and amounts applied for scientific research** and a copy of such statement duly certified by the auditor shall accompany the report of audit referred to above.

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2. The Central Government shall withdraw the approval if the approved organization:-

- (a) fails to maintain books of accounts referred to in sub-paragraph (iii) of paragraph 1; or
- (b) fails to furnish its audit report referred to in sub-paragraph (iii) of paragraph 1; or
- (c) fails to furnish its statement of donations received and amounts applied for scientific research referred to in sub-paragraph (iv) of paragraph 1; or
- (d) ceases to carry on its research activities or its research activities are not found to be genuine; or
- (e) ceases to conform to and comply with the provisions of clause (ii) of sub-section (1) of section 35 of the said Act read with rules 5C and 5D of the said Rules.

Sd/
(Dr. Sanjay Kumar Lal)
Under Secretary to the Govt. of India

Notification No. 76

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To

The Manager,
Govt. of India Press,
Mayapuri, New Delhi

Copy forwarded to:

1. The applicant organization.
2. The Director General of Income Tax (Exemptions), New Delhi
3. Comptroller & Auditor General of India.
4. DIT (E), New Delhi
5. Concerned File
6. Ministry of Law & Justice (Correction Section), New Delhi.
7. DIT(Systems), New Delhi, for placing on the website incometaxindia.gov.in
8. Guard file.
9. ITCC, CBDT (4 copies)

Sd/
(Dr. Sanjay Kumar Lal)
Under Secretary to the Govt. of India

