## <sup>1</sup>[FORM No. 34DA

[See rule 44E]

Form of application by a resident applicant for seeking an advance ruling, in relation to a transaction which has been undertaken or is proposed to be undertaken, under section 245Q(1) of the Income-tax Act, 1961

(PLEASE READ THE NOTES CAREFULLY BEFORE FILLING THIS FORM) BEFORE THE BOARD FOR ADVANCE RULINGS

ADVANCE RULINGS	
1. Full name and address of the applicant	
2. Telephone, Fax No. and email address	
3. Status	
4. The Commissioner and Assessing Officer having jurisdiction over the applicant	
5. Permanent Account Number, and Aadhaar Number (if applicable)	
6. Name, address, telephone or fax number and email address of the person with whom the transaction is undertaken or proposed to be undertaken	
7. Question(s) of law or of fact relating to a transaction undertaken or proposed to be undertaken on which the advance ruling is required	
8. Whether the transaction referred to in item No. 7 relates to an event of national or international importance?	
9. If yes, name of event	
10. Statement of the relevant facts having a bearing on the question(s) referred to in item No. 7	
11. Statement containing the applicant's interpretation of law or facts, as the case may be, in respect of the aforesaid question(s)	
12. Whether there are any decisions of the Court on the question raised on which ruling is required? If yes, list such relevant decisions	

<sup>1.</sup> Substituted by the Income-tax (Ninth Amdt.) Rules, 2023, w.e.f. 12-6-2023.

13. List of documents or statements attached	
14. Fee payment details, such as Transaction Reference No./ Challan Identification Number/ Payment Identification Number etc., accompanying the application	
You'ld and an	Signed (Applicant)
Verification	
I,	
son/daughter/wife [name in full and in block letters]	nd in the annexure(s), including the ther declare that I am making this
I also declare that the question(s) on which the advance ruling is sought is/are income-tax authority, the Appellate Tribunal or any court.	•
Verified today, theday of	
	Signed
	(Applicant)

## **Notes:**

- 1. The application shall be filled in English or Hindi.
- 2. The application shall be accompanied by proof of payment, of applicable fees in accordance with sub-rule (4) of rule 44E of Income-tax Rules, 1962, made in favour of Board for Advance Rulings, payable at New Delhi. Details of payment shall be given in reply to item No. 14.
- 3. In reply to item No. 3, the applicant shall state whether the applicant is an individual, Hindu undivided family, firm, association of persons or company.
- 4. Regarding item No. 7, the questions shall be based on actual or proposed transactions. Hypothetical questions shall not be entertained.
- 5. In respect of item No. 10, in Annexure I, the applicant shall state in detail the relevant facts and also disclose the nature of his business or profession and the likely date and purpose of the proposed transactions. Relevant facts reflected in the documents submitted along with the application shall be included in the statement of facts and not merely incorporated by reference.
- 6. For item No. 11, in Annexure II, the applicant shall clearly state his interpretation of law or facts in respect of the question(s) on which the advance ruling has been sought.
- 7. The application, the verification appended thereto, the annexures to the application and the statements and documents accompanying the annexures, shall be,—
  - (a) in the case of an individual,—
    - (I) signed or digitally signed,—
      - (i) by the individual himself; or
      - (ii) where, for any unavoidable reason, it is not possible for the individual to sign the application, by any person duly authorised by him in this behalf:

**Provided** that in a case referred to in sub-clause (ii), the person signing the application holds a valid power of attorney from the individual to do so, which shall be attached to the application; and (II) furnished through his registered e-mail address; (b) in the case of a Hindu undivided family,— (I) signed or digitally signed,— (i) by the karta thereof; or (ii) where, for any unavoidable reason, it is not possible for the karta to sign the application, by any other adult member of such family; and (II) furnished through its registered e-mail address; (c) in the case of a company, signed or digitally signed,-(i) by the Managing Director thereof, or where for any unavoidable reason such Managing Director is not able to sign and verify the application, or where there is no Managing Director, by any Director thereof; or (ii) where, for any unavoidable reason, it is not possible for the Managing Director or the Director to sign the application, by any person duly authorised by the company in this behalf: **Provided** that in the case referred to in sub-clause (ii), the person signing the application holds a valid power of attorney from the company to do so, which shall be attached to the application; and (II) furnished through its registered e-mail address; (d) in the case of a firm, — (I) signed or digitally signed,— (i) by the managing partner thereof; or (ii) where for any unavoidable reason such managing partner is not able to sign and verify the application, or where there is no managing partner as such, by any partner thereof, not being a minor; and (II) furnished through its registered e-mail address; (e) in the case of an association of persons,— (I) signed or digitally signed by any member of the association or the principal officer thereof; and (II) furnished through its registered e-mail address; (f) in the case of any other person,— (I) signed or digitally signed by that person or by some person competent to act on his behalf; and (II) furnished through his registered e-mail address.

## ANNEXURE I

Statement of the relevant facts having a bearing on the question(s) on which the advance ruling is required		
	Sign.	
(A)	pplicant)	

Place	
Date	

(I)

ANNEXURE II	
Statement containing the applicant's interpretation of law or facts, as the question(s) on which advance ruling is required	case may be, in respect of the
Place	
Date	Signed
	(Applicant) ]