Commissioner of Income Tax-II, Jabalpur v. Krishi Upaj Mandi Samiti, Rewa

MAIT No. 201 of 2007

M.A.I.T. No. 201/2007 (High Court of Madhya Pradesh, Jabalpur, order dated 2019-11-25) | 2019-11-25

Charitable market committee registration upheld; annual exemption inquiry distinguished.

12A | 12AA | 2(15) | 11 | 13 | 260A

High Court of Madhya Pradesh | Division Bench | Chief Justice Ajay Kumar Mittal | Justice Mohd. Fahim Anwar

Assessment years:

Scope of this order

Registration was upheld; the order did not grant unconditional exemption for every assessment year.

01 FACTS OF THE CASE

Krishi Upaj Mandi Samiti, Rewa applied for registration on 15 September 2006. The Commissioner refused on 15 January 2007, but the Tribunal directed registration. The Samiti collected a 2% levy, with 1.2% transferred for village roads and the balance used for farmer facilities and administration.

Source: PDF p. 2

02 DISCUSSION BY THE HON'BLE COURT

The Court identified charitable objects and genuine activities as the registration requirements under the then-applicable section 12 AA. It distinguished section 13 issues arising at the section 11 exemption stage and followed market-committee precedents.

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03 JUDICIAL DECISION

Revenue's appeal was dismissed, leaving the Tribunal's registration direction effective.

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04 OUTCOME / IN WHOSE FAVOUR

Registration was upheld; the order did not grant unconditional exemption for every assessment year.

Source: PDF p. 7

05 EXPERT COMMENTS

Separate registration from annual exemption — The Court's distinction between sections 12 AA and 11/13 prevents registration from being misreported as final clearance of every receipt or expenditure in every year.

The objects and actual activities supported the conclusion — Farmer protection, fair prices, roads and storage facilities supplied the factual foundation. The decision does not establish that every fee-collecting body is charitable.

Preserve the correct chronology and scope — The decision is dated 25 November 2019; the digital signature is later. AY 2003-04 appears as background to entry into the tax net, not as a single annual assessment adjudicated by this registration appeal.

Source: PDF p. 1

SOURCE & VERIFICATION

Primary High Court order - verified local repository copy

Complete 7-page source PDF; all pages read, including signature-only pages.

Complete source text and every original page visually reviewed; identity and SHA-256 checked. AI-assisted source analysis.

Open cited source rendition

All 7 physical source pages read and visually inspected. SHA-256: 88eb81f5118fa2046c7c6a31a5f9dd93d62c7e14c14ef0208221e1748311c810.

STATUTORY SCOPE

The source discusses charitable registration under sections 12A/12AA and related provisions. AY 2003-04 is mentioned as the first year the Samiti became taxable, not as a year-specific exemption determination.

LATER TREATMENT

Source checked 2026-10-21. Subsequent judicial treatment has not been independently verified.

AI DISCLOSURE

AI-assisted research checked against the identified source. Extraction, interpretation or omission errors remain possible. Source review does not mean independent approval by a practising professional. Verify every material statement against the complete original judgment.

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