

Communication to the shareholders of Alembic Pharmaceuticals Limited (“the Company”) with regard to deduction of tax on dividend as per relevant provisions of Income Tax Act, 1961.

In accordance with the prevailing provisions of the Income Tax Act, 1961, the Company is required to deduct tax at source (“TDS”) at the prescribed rates on the dividend paid to its shareholders. The Company shall therefore be required to deduct TDS at the time of making the payment of the Dividend, if declared at the ensuing Annual General Meeting (“AGM”) of the Company. The TDS rate would vary depending on the residential status of the shareholder and the documents submitted by them and accepted by the Company.

This communication provides the brief of applicable TDS provisions under the Income Tax Act, 1961 for Resident and Non-Resident shareholder categories. **This Communication is not exhaustive and does not purport to be a complete analysis or listing of all potential tax consequences in the matter of dividend payment. Shareholders should consult their tax advisors for requisite action to be taken by them.**

A. RESIDENT SHAREHOLDERS:

A1. Tax Deductible at Source for Resident Shareholders:

Sr. No. (1)	Particulars (2)	Rate of Deduction of Tax at Source (3)	Documents required (if any) (4)
1	Valid PAN updated in the Company’s Register of Members	10%	No document required (if no exemption is sought).
2	No PAN/Valid PAN not updated in the Company’s Register of Members	20%	No document required (if no exemption is sought).
3	Availability of lower tax deduction certificate issued by Income Tax Department u/s. 197 of Income Tax Act, 1961	Rate specified in the certificate	Lower tax deduction certificate obtained from Income Tax Authority.

Further, no tax will be deducted on payment of dividend to the resident individual shareholders if the total dividend to be paid during the financial year does not exceed Rs. 5,000/-.

A2. No Tax Deductible at Source on dividend payment to resident shareholders, if the Shareholders submit and register following documents as mentioned in column no. 4 of the below table with the Company / Link Intime India Pvt. Ltd., Registrar & Share Transfer Agents (“RTA”/“LIPL”) of the Company:

Sr. No. (1)	Particulars (2)	Withholding Tax Rate (3)	Documents required (if any) (4)
1	Submission of Form 15G/ Form 15H	NIL	Declaration in Form No. 15G (applicable to individual shareholder) / Form 15H (applicable to an Individual shareholder who is 60 years and above), provided that all the required eligibility conditions shall be complied. Please note that all fields are mandatory to be filled up and the Company may at its sole discretion reject the form, if it does not fulfil the requirement of law.
2	Availability of nil tax deduction certificate issued by Income Tax Department u/s. 197 of Income Tax Act, 1961	NIL	Nil tax deduction certificate obtained from Income Tax Authority.
3	Insurance companies such as LIC, GIC, etc.	NIL	Self-declaration that it qualifies as 'Insurer' as per section 2(7A) of the Insurance Act, 1938 and has full beneficial interest with respect to the ordinary shares owned by it along with copy of PAN card and certificate of registration with Insurance Regulatory and Development Authority (IRDA)/ LIC/ GIC.
4	Mutual Funds	NIL	Self-declaration that it is registered with SEBI and is notified under Section 10 (23D) of the Income Tax Act, 1961 along with copy of PAN card and certificate of registration with SEBI.
5	Alternative Investment Fund (AIF)	NIL	Self-declaration that its income is exempt under Section 10 (23FBA) of the Income tax Act, 1961 and they are registered with SEBI as Category I or Category II AIF along with copy of the PAN card and certificate of AIF registration with SEBI.
6	• Recognised provident funds	NIL	Copy of PAN Card along with necessary documentary evidence as per Circular No. 18/2017 issued

Sr. No. (1)	Particulars (2)	Withholding Tax Rate (3)	Documents required (if any) (4)
	<ul style="list-style-type: none"> • Approved superannuation fund • Approved gratuity fund 		by Central Board of Direct Taxes (CBDT).
7	New Pension System (NPS)	NIL	Self-declaration that it qualifies as NPS trust and income is eligible for exemption under section 10(44) of the Income Tax Act, 1961 and being regulated by the provisions of the Indian Trusts Act, 1882 along with copy of the PAN card.
8	Other Non-Individual Resident share holder	NIL	Copy of documentary evidence supporting the exemption along with copy of PAN card.

B. NON-RESIDENT SHAREHOLDERS:

Withholding tax on dividend payment to non-resident shareholders, if the non-resident shareholders submit and register following documents as mentioned in column no. 4 of the below table with Company / RTA of the Company:

Sr. No. (1)	Particulars (2)	Withholding Tax Rate (3)	Documents required (if any) (4)
1	Non-resident shareholders including FPI	20% (plus applicable surcharge and cess) OR Tax Treaty Rate whichever is beneficial	<p>To avail beneficial rate of tax as per applicable tax treaty, following documents would be required:</p> <ol style="list-style-type: none"> 1. Copy of tax Residency certificate (TRC) issued by revenue authority of country of residence of shareholder for the year in which dividend is received and valid as on date of payment by company. 2. Copy of PAN card allotted by Indian Income Tax authorities. In case, PAN is not available, the Non-resident shareholder shall furnish information as per Rule 37BC of Income Tax Rules, 1962. 3. Self-declaration in Form 10F if PAN is not available.

Sr. No. (1)	Particulars (2)	Withholding Tax Rate (3)	Documents required (if any) (4)
			<p>In case where PAN is available Form 10F has to be executed in electronic mode from Income tax portal and provide us online Form 10F filed along with acknowledgement of filing online form.</p> <p>4. Self-declaration by shareholder, of meeting treaty eligibility requirement, no permanent establishment/ fixed base requirement and satisfying beneficial ownership requirement.</p> <p>5. In case of Foreign Institutional Investors and Foreign Portfolio Investors copy of SEBI registration certificate.</p> <p>(Note: Application of Beneficial Tax Treaty Rate as per DTAA for the purpose of withholding taxes shall depend upon the completeness of the documents submitted by the Non-Resident shareholder and review to the satisfaction of the Company).</p>
2	Availability of Lower/NIL tax deduction certificate issued by Income Tax Department u/s. 197/195 of Income Tax Act, 1961	Rate specified in certificate	Copy of lower/Nil tax deduction certificate obtained from Income Tax Authority.

C. TDS to be deducted at higher rate in case of non-filers of Return of Income:

Pursuant to the provisions of Section 206AB of the Income Act, 1961 which provides for TDS in respect of non-filers of income-tax returns, the Company is required to deduct tax at higher of the following rates in case of payments to 'specified person':

- i) At twice the rate specified in the relevant provision of the Income Tax Act; or
- ii) At twice the rates or rates in force; or
- iii) At the rate of 5%.

The 'specified person' means a person who has:

- a) not filed return of income for the assessment year relevant to the previous year immediately preceding the financial year in which tax is required to be deducted, for which the time limit of filing return of income under sub-section (1) of Section 139 has expired; and
- b) been subjected to tax deduction/collection at source in aggregate amounting to Rs. 50,000/- or more in such previous year.

The non-resident who does not have the permanent establishment is excluded from the scope of a specified person.

The Company shall be using functionality of Income Tax Department to determine the applicability of Section 206AB of Act, 1961.

D. TDS to be deducted at higher rate of 20% in case of non- linking of Aadhar with PAN:

The Government has made it mandatory for all taxpayers having a PAN to link it with their Aadhaar. Last date of linking Aadhar with PAN is 30th June, 2023.

In respect of individual shareholder, shareholders are requested to ensure that Aadhar Number is linked with PAN within prescribed timelines. In case of failure of linking, PAN shall be considered as inoperative and hence, tax shall be deducted @20% in such cases.

The company shall be using functionality of Income Tax Department to determine TDS rate in cases of non-linking of Adhaar with PAN.

In terms of Rule 37BA of Income Tax Rules 1962, if dividend income on which tax has been deducted at source is assessable in the hands of a person other than the deductee, then such deductee should file declaration with the Company in the manner prescribed by the Rules.

If the tax on said Dividend is deducted at a higher rate in the absence of receipt of or satisfactory completeness of the afore-mentioned details/documents, the shareholder may claim an appropriate refund in the return of income filed with their respective Tax authorities. No claim shall be entertained against the Company for such tax deducted.

To view / download Form 15G, Form 15H and Form 10F, you are requested to visit Company's website at <https://alembicpharmaceuticals.com/investor-related-forms/> and RTA's website at <https://linkintime.co.in/client-downloads.html>

The aforesaid documents such as Form 15G/15H, documents u/s. 196, 197A, FPI Registration Certificate, Tax Residency Certificate, Lower Tax certificate etc. can be uploaded on the RTA's website at following web-link:

<https://linkintime.co.in/formsreg/submission-of-form-15g-15h.html> **on or before 28th July, 2023** to enable the Company to determine the appropriate TDS / withholding tax rate applicable. **Any communication on the tax determination/deduction received post 28th July, 2023 shall not be considered.**

In the event of any income tax demand (including interest, penalty, etc.) arising from any misrepresentation, inaccuracy or omission of information provided by the Shareholder/s, such Shareholder/s will be responsible to indemnify the Company and also, provide the Company with all information / documents and co-operation in any appellate proceedings.