

Coursera Inc. gets Equalisation Levy discount on withholding tax rate

Jan 17, 2024

Delhi HC issues notice on writ petition of Coursera Inc. (Assessee) against the rejection of Section 197 application by the Revenue; In the interim, HC allows Coursera Inc. to receive payments from its Indian clients after TDS at 13% instead of 15% subject to its continued payment of the equalisation levy at 2%; Relies on interim order in [Google Asia](#) wherein the co-ordinate bench, while dealing with an identical issue, reduced the TDS rate by the equalisation levy rate; Rejects Revenue's contention of TDS at 15% i.e. without taking into consideration the equalisation levy which is being paid by the Assessee; Accepts Assessee's submission that it is additionally discharging the liability of equalisation levy at 2%; HC grants time for completion of pleadings in the writ petition and lists it for Mar 20, 2024.

The matter is before the Division Bench of Delhi High Court comprising Justice Yashwant Varma and Justice Purushaindra Kumar Kaurav.

Advocate Manuj Sabharwal is appearing for the Assessee while the Revenue is being represented by Senior Standing Counsel Puneet Rai along with Standing Counsels Ashvini Kumar and Rishabh Nangia.