

Sec. 12AA registration allowable to Society running vocational educational/training programme to generate employment

Summary – The Chandigarh ITAT in a recent case of Unique Educational Society, (the Assessee) held that Sec. 12AA registration will be allowable to Society running vocational educational/training programme to generate employment

Facts

- The assessee-society applied for registration under section 12A pleading that it had been running a private industrial training institute, which was imparting vocational training to the students.
- The Commissioner (Exemption) rejected assessee's claim holding that the assessee was indulged in activity of merely skill enhancement in which no systematic education was involved.
- On appeal :

Held

- The ITAT held that while the Commissioner (Exemption) held that the activity of the assessee would not fall within the scope of term 'Education', it is a fact that the assessee has been running the vocational training course in a systematic manner and is affiliated and regulated with Haryana Government. The education given by the assessee, can safely be said to be in the mode of systematic instructions/schooling or training given to the young in preparation for the work of life and, duly falls within the purview and scope of the term 'Education' as used in section 2(15).
- In view of aforesaid, the impugned order of the Commissioner (Exemption) is set aside and the Commissioner (Exemption) is further directed to grant registration to the assessee-society under section 12A, read with section 12AA in accordance with the relevant provisions of the Act.
- In the result, the appeal of assessee-society stands allowed.