

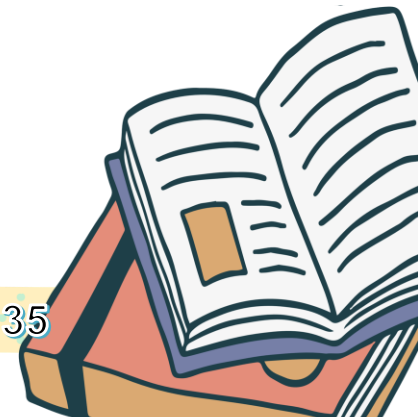
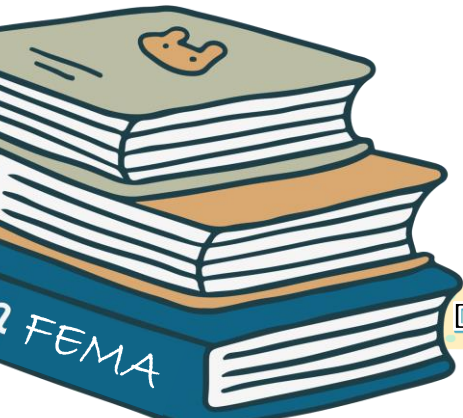
FEMA Ke Fundae

#FamiliarwithFEMA

**NRI
Returning To
India
(Part 1 of 2)**

Date: 08.01.2025

Issue no : 135





**Kriti
(NRI)**

Hi Mr. Fema Gyani, I've been working in the USA for the past 10 years and am now planning to return to India. I have some questions about my funds and how FEMA regulations might affect me.



Of course! What would you like to know?



The FEMA Gyani

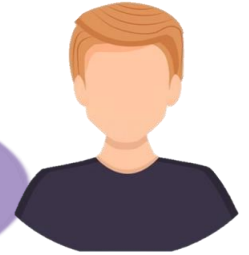




**Kriti
(NRI)**

What does it mean to be classified as a Returning Indian under FEMA and how will my time spent abroad affect my status now that I'm back?

A Returning Indian is someone who comes back to India after being classified as a Person Resident Outside India (PROI) or as a Non-Resident Indian (NRI). Your residential status changes when you return. If you've been living outside India for more than 182 days in the previous financial year, you were likely considered an NRI. Upon returning, you'll be classified as a Person Resident in India (PRII).



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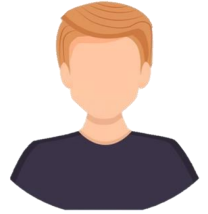


**Kriti
(NRI)**

Got it. What about the remuneration I acquired while I was working in USA? Can I keep it?



Yes, As per Section 6(4)* of FEMA, remuneration earned while you were working abroad can be kept outside India and reinvested.



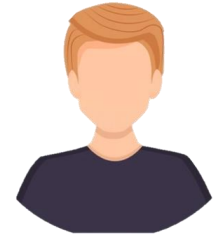
The FEMA Gyani



**Kriti
(NRI)**

That's reassuring. That means I cannot bring it back to India?

No,no, Absolutely you can, remuneration can be brought to India and deposited into a Resident Foreign Currency (RFC) account.



The FEMA Gyani



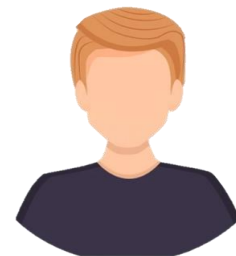
**Note: Section 6(4) of FEMA- Allows Returning Indians to retain foreign assets acquired while non-resident*



**Kriti
(NRI)**

I had one more doubt, as I have been working for a multinational company in the United States for the past 8 years. Recently, I returned to India and became a Person Resident in India (PRII). Although I am now residing in India, I continue to receive my salary from my US-based employer for the work I am performing remotely from India. So as per FEMA regulations am I required to repatriate my salary to India?

No, Ms. Kriti, you're not required to repatriate your salary, even though you are now residing in India and rendering services from India. Since your employment commenced before you became a Person Resident in India (PRII), you are not obligated to repatriate your salary to India under FEMA regulations, regardless of where you perform your duties now.



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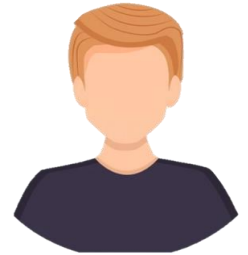




**Kriti
(NRI)**

Oh that reassuring, What about the foreign currency I have? Are there limits on how much I can bring back?

So as per FEMA Regulations, you are allowed retention of foreign exchange acquired from employment up to specified limits., the specified retention limits for foreign currency notes, bank notes, and travellers' cheques should not be exceeding USD 2,000.



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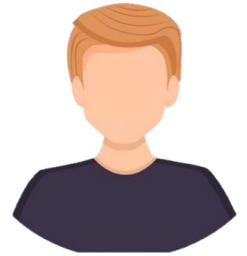


**Kriti
(NRI)**

Thank you! This has been really helpful.



You're welcome!



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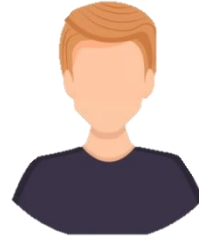


In the next part, we will cover the details about the RFC account.

To be continued next
WEDNESDAY...



Thank You



The FEMA Gyani

Comments

Feedbacks

Suggestions



<https://in.linkedin.com/company/jscoca>

WEBSITE

<https://jainshrial.com/>



International Tax Gyan   
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