सत्यमेव जयते

GOVERNMENT OF TRIPURA

REVENUE DEPARTMENT

THE TRIPURA EXCISE (AMENDMENT) RULES, 1991.

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Government of Tripura

Revenue Department

No. F.1-1(5)-EX/87 Dated, Agartala, the 4th November. 1991.

NOTIFICATION

In exercise of the powers conferred by sub-section (1) of Section 88 of the Tripura Excise Act. 1987 (Tripura Act No. 12 of 1987), the State Government hereby makes the following Rules to amend the Tripura Excise Rules, 1990 namely :—

1. Short Title and Commencement :—

(i) These Rules may be called the Tripura Excise (Amendment) Rules, 1991.

(ii) They shall come into force on the date of their publication in the Official Gazette.

2. Amendment of Rule 100.

In the Tripura Excise Rules. 1990 (here-in-after called the Principal Rules), after Rule 100. the following new rule shall be inserted, namely ;—

"100—A. The Excise Commissioner may, if necessary, fix a particular warehouse for any retail vendor(s) of Country Spirit for taking their supplies from time to time."

3. Amendment of Rule 154.

(i) In the Principal Rules, after clause (i) of Rule, 154 the following new clause shall be inserted, namely :—

"(2) India Made Foreign Liquor".

(ii) After clause (b), the following new clauses shall be inserted, namely—

"(c) For settlement of shops on auction, the minimum reserved fee will be notified by the Excise Commissioner for each such shop keeping in consideration the quantity of the intoxicant estimated to be sold during the current year and/or the actuals of the preceding three years, as the case may be".

"(d) In case of settlement of a shop on selection basis, the annual licence fees shall be fixed by ths Excise Commissioner with the approval of the Government which should not be less than the minimum reserved fees for a particular shop as determined under claues(c) above".

4. Amendment of Rule 202.

In the principal Rules, for the existing Rule 202 the following shal l be substituted, namely :—

"202. Confiscated Foreign Liquor, Country Spirit, Tari and Pachwai shall be sold by auction subject to fixation of a minimum reserved price to be fixed by the Collector of Excise or the Sub-Divisional Officers on consideration of the value of the confiscated stock, which should not be less than the amount of duty leviable on the stock in the place in which the sale takes place. Confiscated intoxicant other than those referred to above, shall be destroyed. Only a licensed vendor of such article shall be entitled to bid in the auction to be held for disposal of confiscated article",

5. Amendment of Rules 203 and 204,

Rules 203 and 204 of tbe Principal Rules shall be deleted.

6. Amendment of Rule 205.

"205. In the Principal Rules, for the existing Rule 205, the following shall be substituted. namely :—

"In case the disposal of the confiscated stock is not possible for absence of a bidder or the highest bid being less than the minimum reserved price fixed, the Collector of Excise or the Sub-Divisional Officer, as the case may be in his discretion grant to such person/persons permit (s) under section 17 of the Act to possess but not to sell the article or a portion of the article and thereafter, as a reasonable rate to be fixed by the Collector of Excise or Sub-Divisional Officer, as the case may be, dispose the article at a reasonable rate to one or more of such persons, failing which, after all such reasonable endeavour, may order the article to be destroyed.

7. Insertion of Rule 252B.

In the Principal Rules, after rule 252A, the following new rule shall be inserted, namely :—

"252B. Mrit Sanjivini Sura and Mahadrakshasava shall not be sold without the prescription of a registered Medical Practitioner".

8. Insertion of Rule 256A.

In the Principal Rules, after rule 256, the following new rules shall be inserted, namely :—

"256A. The Excise Commissioner, with the approval of the Government shall prescribe the annual licence fees from time to time payable for grant of licences in respect of (a) Destillery, (b) Bonded Warehouse for Country Liquor, (c) Bonded Warehouse for Foreign Liquor and

(d) Compounding of Foreign Liquor, Blending, Bottling of Foreign Liquor and reduction of Foreign Liquor taken up together or separately, keeping into consideration the estimated annual production and or sale".

By Order of the Governor,

R. K. Mathur

Secretary to the

Government of Tripura.

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