

# **The Chhattisgarh Excise Settlement of Licences for Retail Sale of Country/Foreign Liquor Rules, 2002**

CHHATTISGARH

India

## **The Chhattisgarh Excise Settlement of Licences for Retail Sale of Country/Foreign Liquor Rules, 2002**

### **Rule**

### **THE-CHHATTISGARH-EXCISE-SETTLEMENT-OF-LICENCES-FOR-RETAIL-SALE-OF-COUNTRY-FOREIGN-LIQUOR-RULES-2002**

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The Chhattisgarh Excise Settlement of Licences for Retail Sale of Country/Foreign Liquor Rules, 2002 Published vide Notification No. F-10-24/2002/CT (EX)/5/(28) dated the 15th March, 2002, C.G. Rajpatra (Ashadharan), at pages 118 (19-33) Notification. No. F-10-24/2002/CT (EX)/V/(28) dated the 15th March, 2002. - In exercise of the powers conferred by sub-section (1) of Section 62 read with clause (d), (d-1), (e), (f) and (g); and clause (b) of sub-section (1) of Section 18 of the Chhattisgarh Excise Act, 1915 (No. 2 of 1915), the State Government hereby, makes the following rules for the establishment of country/foreign liquor shops in all revenue districts of the Chhattisgarh State.

### **1. Short title and commencement.**

- (i) These rules may be called the Chhattisgarh Excise Settlement of Licences for Retail Sale of Country/ Foreign Liquor Rules, 2002. (ii) These rules shall come into force from the date of their publication in the Gazette.

### **2. Definitions.**

- In these rules, unless there is anything repugnant in the subject or context :-(1)"Act" means the Chhattisgarh Excise Act, 1915 (No. 2 of 1915), as amended from time to time. (2)"Excise year" means the financial year commencing from 1st April to 31st March of the calendar year. (3)"Form" means the form appended to these rules. (4)"Licensing Authority" means the Collector of the district. (5)"Licence fee" means a sum fixed in consideration of the grant of the licence for exclusive

privilege for selling of country/foreign liquor in a retail shop under sub clause (h) of clause (ii) of sub-section (2) of Section 62 of the Act as fixed by the Excise Commissioner in consultation with the State Government from time to time for the whole excise year or part thereof.(6)"Minimum month wise guaranteed quantity" means the quantity of country/foreign liquor (spirit and malt) as fixed by the licensing authority in accordance with the general or specific instructions issued by the Excise Commissioner and guaranteed by the licensee to be lifted by him for his retail sale shop/group of shops in a month of an excise year for the purpose of retail sale which shall be fixed for any country/foreign liquor shops/group of shops.(7)[ "Security amount" means a sum equal to 1/12th part of the amount of the fixed minimum guaranteed quantity in ratio to the sum fixed in consideration of the grant of license for sale of country/foreign liquor in a retail shop to be issued from time to time by Excise Commissioner in consultation with State Government for the whole excise year or part thereof, which is to be deposited in Government Treasury/Sub-Treasury in cash or bank draft of nationalised banks or banker's cheque or banker's cash order as interest free security refundable after the final settlement of the claims and dues to the State Government.] [Substituted by Notification No. F/10/22/2003 CT (EX)/V/(17), dated 31-3-2003.](8)"Annual quantity" means the sum total of the month-wise guaranteed quantity of an excise year.

### **3. Settlement of Licences for retail sale.**

(a)Subject to the provision of these rules and subject to the payment of licence fee and security amount the retail shop/group of shops for sale of country/foreign liquor shall be settled or resettled by fixed fee payable in 12 monthly instalment system as specified in the terms and conditions of licence.[(a-1) In accordance to the general license condition 2(1) made under Chhattisgarh Excise Act, 1915 the licensee shall deposit the monthly license fee of country / foreign liquor shop/group of shops on or before the first working day of the month in the treasury/sub-treasury of the concerned district, though he is entitled to deposit the monthly instalment on the seventh working day of that month.] [Inserted by Notification No. F/10/22/2003 CT (EX)/V/(17), dated 31-3-2003.](b)[License shall be granted for retail sale of country and foreign liquor on Annexure 1 and 2 with these amended rules in the form CS2D and FL1D respectively.] [Substituted by Notification No. F/10/22/2003 CT (EX)/V/(17), dated 31-3-2003.]

### **4. Formation of groups of liquor shops.**

- [(i) The licensing authority shall allot the group after forming groups of each of three-three country/ foreign liquor shops geographically neighbouring in which the retail shop of country/foreign liquor shop of the same place shall be kept in one group. After allotting the group of country/foreign liquor and after the advance money has been deposited the licensing authority shall issue group-wise licenses.(ii)The licensing authority shall be authorised to reduce anyone shop or to add one/two shops in the group out of the groups formed under sub-rule (1) with a view to augment the revenue. He is also authorised to form group of five shops for hike in Government revenue, which, however, is subject to prior permission of Excise Commissioner.](iii)An applicant/firm/company cannot obtain licences for more than two groups of shops.(iv)[ The annual value of any group of the retail shops of country and foreign liquor shouldn't exceed Rs. 8.00 crores, but if any such group exceeding Rs. 8.00 crore is formed with a view to augment Government

revenue, the licensing authority must seek prior permission from Excise Commissioner.] [Inserted by Notification No. F/10/22/2003 CT (EX)/V/(17), dated 31-3-2003.]

## **5. Period of licence.**

- The period of licence shall be for an excise year or part thereof for which the licence has been granted. The licence may be renewed on such terms and conditions as may be decided by the State Government.

## **6. [ Application fee with application. [Substituted by Notification No. F/10/22/2003 CT (EX)/V/(17), dated 31-3-2003.]**

- The application fee with application for license of group of liquor shops shall be as shown in the table below :-

S.No.	Reserve price of the group	Prescribed Application Fees
1.	For group of shops of Rs. 5.00 Lakh to Rs. 1.00 crore	Rs. 5,00/-
2.	For group of shops above Rs. 1.00 crore to Rs. 2.00 crore	Rs. 1,500/-
3.	For group of shops above Rs. 2.00 crore to Rs. 8.00 crore	Rs. 2,500/-

The amount of application fee will neither be adjustable in licence fees nor be refundable in case of not granting the license.] [Substituted by Notification No. F/10/22/2003 CT (EX)/V/(17), dated 31-3-2003.]

## **7. Issue of licence for liquor shops.**

- The licences for liquor shall be issued by the licensing authority on deposition of the security amount and licence fee for the month in advance by the licensee.

## **8. Procedure for grant of licence.**

(a)Whenever a new licence is proposed to be granted in an area or locality, the licensing authority shall invite the applications for this purpose after giving wide publicity through daily newspapers having circulation in that area.(b)[ A list of retail shop/shops of country/foreign liquor group for which the licensing authority purposes to grant the license shall be exhibited alongwith the annual fixed minimum guaranteed quantity, annual duty amount, annual license fees, annual value, security money any a month's advance license fees and the application fees prescribed for the group in the office of Collector/Assistant Commissioner, Excise/District Excise Officer/ S.D.M./Tahsildar/Municipal Corporation/Municipal Council. [Substituted by Notification No. F/10/22/2003 CT (EX)/V/(17), dated 31-3-2003.](c)Application for grant of license shall be submitted to the licensing authority in the prescribed form as appended to these rules as annexure alongwith affidavit and prescribed application fees under Rule 6.(d)The last date to be fixed for the

receipt of application shall not be earlier than five days with effect from the date of publication of the advertisement in the newspaper.]

## **9. Eligibility Conditions for applicant.**

- The applicant has to fulfil the following conditions for obtaining the licence for shop/group of shops of country/foreign liquor.(a)Should be a citizen of India or a partnership firm whose partners are citizen of India. No change in partnership shall be allowed after settlement of shop (s)/group of shops except with the permission of the Excise Commissioner.(b)Should be above 21 years of age.(c)[ Should not be a defaulter/black listed or debarred from holding an excise license under the provision of Rule 13 of these rules or under the provision of any rule made under the Act.] [Substituted by Notification No. F/10/22/2003 CT (EX)/V/(17), dated 31-3-2003.](d)Has to submit an affidavit duly verified by public notary as proof of the following, namely:-(1)That he possesses or has an arrangement for taking on rent suitable premises in that locality for opening the shops in accordance with the rules.(2)That he possesses good moral character and have no criminal background and have not been convicted of any offence punishable under the Act or Narcotic Drugs and Psychotropic Substances Act, 1985 or any other law for the time being in force or any other cognizable and non-bailable offence.(3)That in case he is selected as licensee he will furnish a certificate, issued by Superintendent of Police of the district of which he is the resident, showing that he as well as his family members possess good moral character and have no criminal background or criminal record, within thirty days of grant of licence.(4)That he shall not employ any salesman or representative who has criminal background as mentioned in clause (iii) or who suffer from any infectious or contagious disease or is below 21 years of age or a woman.(5)That no government dues are outstanding against him.

## **10. District level committee for licensing.**

- There shall be a district level committee for selection of licensees for sale of country /foreign liquor. The committee shall consist of the-

- |   |                  |
|---|------------------|
| (i) The Collector of the District                                     | Chairman         |
| (ii) The District Excise Officer/Asstt. Commissioner of the District. | Member Secretary |

## **11. Selection of Licensee.**

(a)The member secretary of the committee shall prepare a list of all applicants with summary report to be put up before the district level committee.(b)The said committee shall select licensees from the list of applicants. In case more than one applicants are found suitable for any particular group of shops the committee shall select the licensee for such group of shops by lottery (c) In case the selected applicant does not deposit the required amount according to Rule 13 and does not fulfil the prescribed formalities or is unable to arrange suitable premises for the shops within stipulated period, the licensing authority shall cancel the allotment and take steps for resettlement of the shops/group of shops.(c)In case there is no application for a particular group of shops or no applicant is found suitable for a group of shops, the licensing authority shall take immediate steps

for resettlement as per procedure laid down in Rule 8.(d) Licensing authority shall have the right to reject application received for a group of shops without assigning any reason.(e) The person in whose favour licence is granted shall be bound by the terms and conditions of licence issued under Rule 3 (b).

## 12. Statement of settled Shops.

- A statement of the settled shops alongwith names and address of the licensees, shopwise annual quantity, details of security amount and licence fee deposited shall be sent by the District Excise Officer/Asstt. Commissioner Excise to the Excise Commissioner within 15 days of the settlement.

## 13. Payment of licence-fee and security amount.

- In case an applicant is selected as licensee, he shall deposit one month's amount of licence fee and the security amount within three days of being informed of his selection. If he fails to deposit the amount of one month licence fee and security amount within prescribed period, his selection shall stand cancelled and the said licensee shall be debarred from holding any excise licence in future, anywhere in the State and his application fee shall also stand forfeited. A consolidated list of such defaulters under this rule, along with their complete addresses shall be forwarded by the District Excise Officer/Asstt. Commissioner to the Excise Commissioner, who will circulate the consolidated list of the State to all the licensing authorities of the State.

## 14. Lifting of liquor.

- [(a) The licensee under these rules shall obtain supplies of country liquor from manufacturing ware houses or bonded ware houses after making payment of duty of country liquor and obtain supplies of foreign liquor from Chhattisgarh State Beverages Corporation Ltd. after the making payment of duty of foreign liquor and also its cost. The licensee shall place indent well in advance for the supply of country/foreign liquor.] [Substituted by Notification No. F/10/22/2003 CT (EX)/V/(17). dated 31-3-2003.](b) The supplier/Chhattisgarh State Beverages Corporation Ltd. with whom the indent has been placed shall record the date and time of receipt of indent and shall ensure supply of the desired quantity of liquor as soon as possible.(c)[ The duty rate of country/foreign liquor for the year 2003-2004 shall be as shown in the table below : [Substituted by Notification No. F/10/22/2003 CT (EX)/V/(17). dated 31-3-2003.]

S.No.	Kind of Liquor	Duty Rate
(1)	(2)	(3)
1.	Country Liquor Masala 25.0 U.P. Plain 50.0 U.P. Rasi 70.0 U.P	Rs. 48/Per P.L.
2.	Foreign Liquor (SPIRIT)	
	S. No. Ex Factory Price Per case means 12 bottles	Duty Rate
	1. Upto Rs. 900/-	Rs. 70/- Per P.L.
	2. Above Rs. 901/-	Rs. 100/- Per P.L.

3. Foreign Liquor (MALT)

Beer (Malt Liquor)

Rs. 10/- per quart bottle.]

**15. Lifting of minimum Guaranteed Quantity fixed for the month and consequences of failure.**

- [(a) The licensee shall deposit the whole amount of the fixed minimum guaranteed quantity of the country/foreign liquor shop/group of shops in the treasury/sub-treasury of the concerned district by the 25th day of the month and submit the original challans to the Assistant Commissioner/District Excise Officer of the District where issue may be made till the month end. The unlifted quantity of liquor till the end of the month shall be forfeited.(b)In the case the retail licensee fails to deposit the whole amount of the fixed minimum guaranteed quantity of country/foreign liquors shop/group of shops and fails to submit the original challan by 25th day of the month. As per clause (a) the District Excise Officer/Assistant Commissioner Excise shall immediately report the matter to the licensing authority who shall take action to impose penalty in accordance to sub-clause (1) of clause (f) of sub-rule (1) of Rule 23. Adjusting the amount equal to the imposed penalty and the balance amount of minimum guaranteed quantity from the security amount, the licensing authority shall issue a notice to licensee to replenish the short fall in security amount within a week and also show cause as to why the license should not be cancelled. If the licensee fails to deposit the amount of deficit in security amount and does not furnish suitable explanation within the stipulated period his license/licenses of shop/shops or group shall stand cancelled. Thereafter the licensing authority shall take necessary steps to resettle the shop/group of shops.]

**16. [ Lifting of country/foreign liquor in excess of minimum monthwise guaranteed quantity. [Substituted by Notification No. F/10/22/2003 CT (EX)A/(17), dated 31-3-2003.]**

- The licensee may lift liquor more than the minimum monthwise guaranteed quantity at the prescribed duty rate only.] [Substituted by Notification No. F/10/22/2003 CT (EX)A/(17), dated 31-3-2003.]

**17. Minimum retail selling price.**

- Minimum retail selling price of country/foreign liquor shall be fixed by the Government for convenience of consumer. Retail selling rates of country liquor on the bottles shall be printed by the supplier. A list of retail selling rates of various brands of foreign liquor shall be displayed by licensee at the visible spot of the shop. The licensee shall not charge less than the fixed minimum retail price from the consumer.

**18. Licence for sub-shop of Country liquor.**

- Licence for sub-shop of country liquor may be granted by the licensing authority for such licence fee and conditions as may be notified by the Government. This licence shall be in form C.S. 2E

appended as Annexure 3.

## **19. Hours of sale and closure of shops.**

- The licensed premises shall remain open for sale on all days from 10.00 a.m. to 10.30 p.m. except on 15th August (Independence day), 2nd October (Gandhi Jayanti), 26th January (Republic Day), 30th January (Mahatma Gandhi Nirwan Diwas), Holi and Moharrum and upto 3 more days as notified for closure by the licensing authority. Licensing authority may also order for closure of shops on account of law and order or General Election related activity under the provisions on relevant laws. No compensation shall be given for the closure of shop on above grounds.

## **20. Disposal of balance stock left at the expiry of the licence.**

- On the expiry of the licence the stock balance of country liquor shall be disposed off as per general licence condition No. 25 and for foreign liquor as per sub-rule (6) of Rule 18 of Chhattisgarh Foreign Liquor Rules. 1996.

## **21. Adjustment/refund of security amount.**

- The security amount shall be liable to adjustment against the settlement of dues and claims to the Government of licence fee/duty penalty or any other dues. Security amount shall be refundable after the final settlement of all the claims and dues to the State Government.

## **22. Surrender of licence.**

- A licensee may surrender his licence after giving atleast one month's notice in writing to the licensing authority under provisions of Section 33 of the Act. On receipt of such application the licensing authority will take steps according to Section 33 of the Act. The licensing authority shall also proceed for resettlement of the shop without delay for the remaining period of the excise year.

## **23. Suspension and cancellation of the licence.**

(1)Licensing authority may suspend or cancel the licence :- (a) If any bottle of liquor is found in the licensed premises on which duty has not been paid and which does not carry security hologram duly approved by the Excise Commissioner as proof of payment of duty. (b) If any other kind of liquor or intoxicating drug (for which licence is not granted) is found in the licensed premises. (c) If the affidavit submitted by the licensee at the time of application is found incorrect and assertions made therein are found to be false. (d) If the licensee is convicted of any offence punishable under the Act or any cognizable and non bailable offence or any offence punishable under Sections 482 to 489 of the Indian Penal Code. (e) If any bottle is sold below the minimum rate as fixed by the State Government under Rule 17. (f) [ (i) If the licensee of country/foreign liquor retail shop/group of shops fails to deposit the whole amount of the fixed minimum guaranteed quantity by 25th day of the month in the treasury/sub-treasury of the concerning district and submit the original challan in

the district office of the concerning district he shall be liable for penalty at the rate of Rs. 48/- per P.L. of country liquor, Rs. 71.50 per PL. of spirit and Rs. 10/-per bottle of malt on the amount of minimum guaranteed quantity less deposited. [Substituted by Notification No. F/10/22/2003 CT (EX)A/(17), dated 31-3-2003.](ii)If the licensee fails to deposit the whole amount of monthwise fixed minimum guaranteed quantity and also fails to replenish the shortfall in security amount within the period prescribed consequent of the imposition of penalty.](2)The licensing authority shall immediately suspend the licence and forfeit the security amount on above mentioned grounds. The licensing authority will also serve a show cause notice for cancellation of licence and the licensee shall submit his explanation within 7 days of the receipt of the notice. Thereafter the licensing authority will pass suitable orders after giving due opportunity of hearing to the licensee.(3)The licensee shall not be entitled to claim any compensation or refund for suspension or cancellation of licence under the rules.(4)In case the licence is cancelled on the above mentioned grounds the licensee may also be blacklisted and debarred from holding any excise licence in future.

## 24. Repeal.

- All rules corresponding to these Rules in force immediately before the commencement of these rules are hereby repealed irrespective of matters covered by these rules.[C.S.2D] [Substituted by Notification No. F/10/22/2003 CT (EX)/V/(17), dated 31-3-2003.][Rule 3 (b)]Licence for the retail sale of country liquor in sealed bottles for consumption on the premises Licence No.....Year.....Locality.....District.....Licence fee Rs.....(in figure).....(in words). The Amount of annual minimum guaranteed quantity Rs..... (in figures).....(in words).Shop's total value Rs.....(in figures).....(in words).The monthwise division of it is as follows :-

S.N.	Month	Month of Licence fees (of Annual License fees)	Minimum monthwise guaranteed quantity (P.L.)	The amount of fixed minimum guaranteed quantity for the month	
(1)	(2)	(3)	(4)	(5)	
1.	April	1/12th Part	Rs....	9% of Annual Qty.	Rs....
2.	May	1/12th Part	Rs....	10% of Annual Qty.	Rs....
3.	June	1/12th Part	Rs....	9% of Annual Qty.	Rs....
4.	July	1/12th Part	Rs....	6% of Annual Qty.	Rs....
5.	August	1/12th Part	Rs....	6% of Annual Qty.	Rs....
6.	September	1/12th Part	Rs....	6% of Annual Qty.	Rs....
7.	October	1/12th Part	Rs....	8% of Annual Qty.	Rs....
8.	November	1/12th Part	Rs....	8% of Annual Qty.	Rs....
9.	December	1/12th Part	Rs....	10% of Annual Qty.	Rs....
10.	January	1/12th Part	Rs....	10% of Annual Qty.	Rs....
11.	February	1/12th Part	Rs....	10% of Annual Qty.	Rs....
12.	March	1/12th Part	Rs....	8% of Annual Qty.	Rs....
Total					



The license fees of Country Liquor shop shall be deposited in twelve equal instalments. The remaining amount of the license fees after being divided by 12 shall be deposited alongwith the first monthly instalment. Similarly the whole amount of the fixed minimum guaranteed quantity for the country liquor shop shall be deposited by the 25th day of the concerned month as per that division. Description of premises (with boundaries) North :

.....South : .....East :  
.....West :  
.....Name, Father's Name and Address of Licensee(s)

1. ....S/o.....R/o.....

2. ....S/o.....R/o.....

Name, Father's Name and Address of Salesmen

1. ....S/o.....R/o.....

2. ....S/o.....R/o.....

3. ....S/o.....R/o.....

4. ....S/o.....R/o.....

License for retail sale of spiced country liquor at a strength of 25 U.P. and plain country liquor at a strength of 50 U.P. and Rasi at a strength of 70 U.P. in standard quart (750 ml.), pint (375 ml.) and nip (180 ml.) bottles capacity, is hereby granted to above license holders(s) at.....(place) in.....Tahsil.....in District of.....w.e.f.....to March 31, 20..... for which licence fee and security deposit has been made in accordance with Rule 7. The licence is subject to the following special and general conditions the infraction of any of which or a conviction for any offence under the Chhattisgarh Excise Act, 1915 or Narcotic Drugs and Psychotropic Substances Act, 1985 shall make the licensee(s) liable for cancellation of the license and forfeiture of security deposit in addition to any penalty imposed under the relevant laws. General and Special Conditions

**1. The licensee is liable to deposit the whole duty amount fixed for the month. The unlifted quantity of liquor till the last working day of the month shall be forfeited from the fixed amount of the minimum guaranteed quantity.**

**2. The amount of the fixed minimum guaranteed quantity for the country liquor shall be deposited by 25th day of the month and against this amount country liquor can be lifted till the last working day of the month from the concerning districts manufacturing ware house/bonded ware house.**

**3. In case the retail licensee of the country liquor shop/group fails to submit the original challan after depositing the whole amount of the fixed minimum guaranteed quantity of the country liquor shop/group by the 25th day of the month, the Assistant. Excise Commissioner/District Excise Officer shall immediately report the matter to the licensing authority who shall in accordance to the sub-clause (one) of clause (f) of sub-rule (1) of Rule 23 of the "Chhattisgarh Excise Settlement of License of Retail Sale of Country/Foreign Liquor Rules, 2002" take action to impose penalty on the amount of guaranteed quantity less paid than the fixed monthly amount of the fixed guaranteed minimum quantity. Adjusting the amount equal to the imposed penalty in the balance amount of security against the security amount deposited by the licensee shall issue a notice to the licensee to replenish the shortfall in security amount within a week and also show cause as to why the license/licenses of the concerned shop/group should not be cancelled. If the licensee fails to deposit the amount of deficit in security amount and does not furnish suitable explanation within the stipulated period the license/ licenses of his shop/group shall stand cancelled and the licensing authority shall take immediate step to resettle the licensed shop/group.**

**4. The licensee may lift more than the Minimum Monthwise Guaranteed Quantity at the same rate of duty i.e., no additional duty shall be levied for lifting more than the minimum monthwise guaranteed quantity.**

**5. The licensee can obtain supply of the country liquor from the country liquor supplier of the district after making full payment of issue price of liquor including sealing charges, all taxes, duties etc. leviable from time to time. The licensee shall place indent well in advance to the supplier in the district from whom he wants to procure the supply of country liquor. In case the supplier with whom the indent has been placed fails to supply country liquor as soon as possible, the licensee must approach to the District Excise Officer/ Asstt. Excise Commissioner concerned who will make arrangements for supply of country liquor as soon as possible of receipt of such indent.**

**6. The retail licensee shall not charge less than the fixed minimum retail price.**

**7. The sale of country liquor in sealed bottles for consumption shall be allowed from the same Gaddi. A portion of the premises shall be set apart where only "on" consumption shall be permitted. Even for "On" consumption the liquor shall not be served loose.**

**8. The sales shall be made in sealed bottles of quarts, pints, nips of country liquor of prescribed strength and quantity carrying security Hologram approved by Excise Commissioner, as proof of payment of duty.**

**9. The licensee shall maintain a regular and accurate daily account in the prescribed register. The account register shall be produced for inspection whenever asked by the competent inspecting authority.**

**9.**

(A). The licensee shall return all the empty bottles in stock with him on the proceeding day to the supply contractor on the date he goes to the ware house for obtaining supply of country liquor.

**10. The licensee shall not be allowed to carry on any other business on the licensed premises except sale of country liquor for which license is granted.**

**11. The licensed premises shall remain open for sale on all days from 10.00 a.m. to 10.30 p.m. except on 15th August (Independence Day), 2nd October (Gandhi Jayanti), 26th January (Republic Day), 30th January (Mahatma Gandhi Nirwan Diwas), Holi and Moharrum and upto 3 more days as notified for closure by the licensing authority. Licensing authority may also order closure of shop on account of law and order or General Election related activity etc. under the provisions of relevant laws. No compensation shall be given for the closure of shop on above dates/days.**

**12. The licensee shall store entire stock of country liquor in the licensed premises only.**

**13. The licensee shall affix a conspicuous signboard at the entrance to the shop on which the name of the licensee, designation "Licenced Retail Vendor of Country Liquor", location of the shop, period of licence and such other information as prescribed by licensing authority in bold letters shall be painted.**

**14. The licensee shall provide within the licensed premises a reasonable seating accommodation i.e., sufficient number of benches "takehats", chairs and tables etc.**

**15. The licensee shall not employ any person as salesman who is below 21 years of age or is suffering from any infectious and/or contagious disease, or has criminal background or a woman.**

**16. The licensee shall not sell to any person more than the prescribed quantity of country liquor.**

**17. The sales should not be made to a person below the age of 18 years or any official in uniform.**

**18. The licensee is strictly forbidden under any pretext whatsoever from tempering with bottles or with their labels, security Hologram, pilfer proof caps of seals.**

**19. The licensee shall not keep in his licensed premises any colour, essence, hologram, labels, capsules, seals and any other noxious material.**

**20. The licensee or his salesmen are strictly prohibited from keeping water on the Gaddi of the shop or within 5 feet of the place where the country liquor is stored or kept for sale.**

**21. The licensee shall be responsible for the proper upkeep and cleanliness including its drain etc., which shall be kept disinfected.**

**22. All Kujjar, pattals etc. used in the premises shall be removed immediately to specially erected empty receptacles or bin with a cover kept for this purpose, which shall be cleaned atleast twice during the sale hours.**

**23. The premises in which the shop is situated shall not be used as a place of residence by the licensee/salesman and his family.**

**24. The licensee is strictly prohibited from having recourse to any form of blandishment or inducement to the customer with a view to increase his sales. Gambling and dance programme are strictly prohibited.**

**25. The licensee shall on expiry of the license, report to the licensing authority for disposal of balance stock which will be disposed off in accordance with condition No. 25th of general licence condition.**

**26. The licensee shall be bound by the provisions of the Chhattisgarh Excise Act, 1915 and the rules made thereunder (except General License condition No. 2-A and 2-B) and also with the special instruction by the competent authority.**

Date.....District.....Licensing AuthorityF.L.-1-D[Rule 3(b)]Licence for the retail sale of country liquor in sealed bottles from foreign liquor shopLicence No..... Year..... Locality..... District.....Licence fee Rs..... (in figure)..... (in words). The Amount of annual minimum guaranteed quantity Rs..... (in figures) .....(in words).Shop's total value Rs..... (in figures) ..... (in words).The monthwise division of it is as follows :-

S. N.	Month	Monthwise License fees Annual License fees	Monthwise minimum guaranteed quantity	Prescribed amount of minimum guaranteed quantity for the month		
	Spirit (In P.L.)	Malt (In B.L.) Spirit	Malt			
1.	April	1/12th PartRs...	9% of Annual Qty.	15% of Annual Qty.	Rs....	Rs....
2.	May	1/12th PartRs...	10% of Annual Qty.	15% of Annual Qty.	Rs....	Rs....
3.	June	1/12th PartRs...	9% of Annual Qty.	13% of Annual Qty.	Rs....	Rs....
4.	July	1/12th PartRs...	6% of Annual Qty.	6% of Annual Qty.	Rs....	Rs....
5.	August	1/12th PartRs...	6% of Annual Qty.	6% of Annual Qty.	Rs....	Rs....
6.	September	1/12th PartRs...	6% of Annual Qty.	6% of Annual Qty.	Rs....	Rs....
7.	October	1/12th PartRs...	8% of Annual Qty.	6% of Annual Qty.	Rs....	Rs....
8.	November	1/12th PartRs...	8% of Annual Qty.	5% of Annual Qty.	Rs....	Rs....
9.	December	1/12th PartRs...	10% of Annual Qty.	5% of Annual Qty.	Rs....	Rs....

10.	January	1/12th PartRs...	10% of Annual Qty.	5% of Annual Qty.	Rs....	Rs....
11.	February	1/12th PartRs...	10% of Annual Qty.	8% of Annual Qty.	Rs....	Rs....
12.	March	1/12th PartRs...	8% of Annual Qty.	10% of Annual Qty.	Rs....	Rs....

Total

The license fees of foreign Liquor shop shall be deposited in twelve equal instalments. The remaining amount of the license fees after being divided by 12 shall be deposited alongwith the first monthly instalment Similarly the whole amount of the fixed minimum guaranteed quantity for the country liquor shop shall be deposited by the 25th day of the concerned month as per that division.

Description of premises (with boundaries)

.....South

.....East

.....West

.....Name, Father's Name and Address of Licensee(s)

1. ....S/o.....R/o.....

2. ....S/o.....R/o.....

Name, Father's Name and Address of Salesmen

1. ....S/o.....R/o.....

2. ....S/o.....R/o.....

3. ....S/o.....R/o.....

4. ....S/o.....R/o.....

License for retail sale of foreign liquor in standard quart, pint and nip bottles is hereby granted to above licence holder(s) at..... (place) in P.S..... Tahsil..... in District of..... w.e.f..... to March 31, 20..... for which licence has been made in accordance with Rule 7 for consumption outside the premises. The licence is subject to the following special and general conditions the infraction of any of which or a conviction for any offence under the Chhattisgarh Excise Act, 1915 or Narcotic Drugs and Psychotropic Substances Act, 1985 shall make the licensee(s) liable for cancellation of the licence and forfeiture of security deposit in addition to any penalty imposed under the relevant laws.

General and Special Conditions

- 1. The licensee shall obtain supply of the foreign liquor from the Chhattisgarh State Beverages Corporation Ltd. after making full payment of price of liquor including all taxes, duties etc. leviable from time to time.**
- 2. The licensee shall not charge less than the minimum retail price as fixed under Rule 17.**
- 3. Sales at the licensed premises shall be made only for consumption "Off" the premises. No liquor shall be consumed/drunk "On" the premises.**
- 4. No quantity less than one standard Nip bottle of 180 ml. shall be sold to any person. No sale shall be made to a person below the age of 18 years.**
- 5. The sales shall be made in sealed bottles i.e., quarts, pints and nips for foreign liquor of prescribed strength and quantity and which carry security Hologram approved by Excise Commissioner as proof of payment of duty.**
- 6. The licensee shall maintain a regular and accurate daily account in the prescribed register and the account register shall be produced for inspection whenever asked by the competent inspecting authority. The licensee shall also furnish account of sales and facilitate and provide the material and documents required by the competent inspection authority.**
- 7. The licensee shall store entire stock of foreign liquor in the licensed premises only.**
- 8. (a) The licensee is liable to deposit the whole amount of the minimum guaranteed quantity. The quantity left unlifted on the last working day of the month shall be forfeited from the amount of the fixed minimum guaranteed quantity. The licensee shall so adjust the lifting of the fixed monthwise minimum guaranteed quantity that the duty amount paid shall not be less than the monthly amount of the fixed minimum guaranteed quantity. But as a result of the lifting of foreign liquor spirit/ malt the duty amount paid for any month is equal to the prescribed amount of the fixed minimum guaranteed amount but the lifted minimum guaranteed quantity is less, in such case it shall be assumed that the prescribed minimum guaranteed quantity has been lifted.**

(b) The indent for the entire minimum guaranteed Quantity of foreign liquor fixed for the month alongwith cost of liquor including all duties, taxes and cess must be submitted to the Chhattisgarh State Beverages Corporation Ltd. by 25th day of the month. (c) In case the retail licensee of the foreign liquor shop/group fails to submit the original challan after depositing the whole amount of the fixed minimum guaranteed quantity of the foreign liquor shop/group by the 25th day of the month, the Asstt. Excise Commissioner/District Excise Officer shall immediately report the matter to the licensing authority who shall in accordance to the sub-clause (one) of clause (f) of sub-rule (1) of Rule 23 of the "Chhattisgarh Excise Settlement of License for Retail Sale of Country/Foreign Liquor Rules, 2002" take action to impose penalty on the amount of guaranteed quantity less paid than the fixed monthly amount of the fixed guaranteed minimum quantity. Adjusting the amount equal to the imposed penalty in the balance amount of security against the security amount deposited by the licensee shall issue a notice to the licensee to replenish the shortfall in security amount within a week and also show cause as to why the license/licenses of the concerned shop/group should not be cancelled. If the licensee fails to deposit the amount of deficit in security amount and does not furnish suitable explanation within the stipulated period the license/licenses of his shop/group shall stand cancelled and the licensing authority shall take immediate step to resettle the licensed shop/group.

**9. The licensee shall affix a conspicuous signboard at the entrance to the shop on which the name of the licensee, designation Licenced Retail Vendor of Foreign Liquor", location of the shop, period of licence and such other information as prescribed by licensing authority in bold letters shall be painted.**

**10. The licensee shall not be allowed to carry on any other business on the licensed premises except sale of country liquor for which licence is granted.**

**11. The licensee shall not sell to any person more than the prescribed limit of foreign liquor.**

**12. The sales should not be made to a person below the age of 18 years, police personnel below the rank of sub-inspector or to a soldier or official in uniform.**

**13. The licensee is strictly forbidden under any pretext whatsoever from tempering with bottles or with their labels, security Hologram, pilfer proof caps or seals.**



**14. The licensee shall not keep in his licensed premises any colour, essence, hologram, labels, capsules, seals and any other noxious material.**

**15. The premises in which the shop is situated shall not be used as a place of residence by the licensee/salesman and his family.**

**16. The licensee is strictly prohibited from having recourse to any form of blandishment or inducement to the customer with a view to increase his sales. Gambling and dance programme are strictly prohibited.**

**17. The licensed premises shall remain open for sale on all days from 10.00 a.m. to 10.30 p.m. except on 15th August (Independence Day), 2nd October (Gandhi Jayanti), 26th January (Republic Day), 30th January (Mahatma Gandhi Nirwan Diwasj, Holi and Moharrum and upto 3 more days as notified for closure by the licensing authority. Licensing authority may also order closure of shop on account of law and order or General Election related activity etc. under the provisions of relevant laws. No compensation shall be given for the closure of shop on above dates/days.**

**18. The licensee shall not be allowed to carry on any other business on the licensed premises except sale of foreign liquor for which licence is granted.**

**19. The licensee shall on expiry of the licence, report to the licensing authority for disposal of balance stock which will be disposed off in accordance with sub-rule (6) or Rule 18 of Chhattisgarh Foreign Liquor Rules, 1996.**

**20. The licensee shall foreign liquor to F.L. 2, F.L. 3, F.L. 4, F.L. 4-A or F.L. 5 licensees as specified by the Collector.**

**21. The licensee shall be bound by the provisions of the Chhattisgarh Excise Act, 1915 and the rules made thereunder (except General License condition No. 2-A and 2-B) and also with the special instruction by the competent authority.**

Date.....District.....Licensing AuthoritySerial No.....District Code No....Group No.....

**1. Name of Applicant :**

**2. Name of Shop/Group :**

Application Receiver's Signature and office seal of the Officer/staff issuing application. Serial No..... Application District..... Application for the grant of license for retail sale of Country Liquor/Foreign Liquor group Details of the shop/Group of shops

**1. Name of District.....**

**2. Name of group of shops of country/foreign liquor.....**

**3. Shop/Group of Shops' Annual License fee (in figure) Rs..... (in words) Rs.....**

**4. Annual fixed minimum guaranteed quantity**

(A) Country Liquor Quantity (P.L.)..... Duty amount Rs..... (B) Foreign Liquor Quantity (P.L.)..... Duty amount Rs..... (C) Foreign Liquor (Malt) Quantity (B.L.)..... Duty amount Rs.....

**5. 1/12th Part of security money of the duty amount payable of shop/ group of shops (in figure)..... (in words).....**

**6. Application fee (in figure) Rs..... (in words) Rs.....**

Details of the Applicant (In case of co-applicant photograph of co-applicant and details at serial No. 1 to 5 be also given)

1. Name of the Applicant.....	Passport Size of Photograph of Applicant duly attested by Gazetted Officer
2. Father's/husband's Name.....	
3. Age..... Sex : Male/Female	
4. Permanent address.....	
House No. and Locality/Village.....	
Police Station.....	
Tahsil.....	
District.....	
State.....	

- TelephoneNo.....
5. Presentaddress.....
- House No. andLocality/Village.....
- PoliceStation.....
- Tahsil.....
- District.....
- State.....
- TelephoneNo.....
6. Details of the application fee deposited
- a. Bank Draft/Pay Order No. and Date/Bank Cheque/Cash.
- b. Name of Bank

The above information is true to best of the my/our knowledge. In the event of above information being found incorrect, my/our application shall be liable to be rejected. If above details are found to be incorrect subsequent to the grant of licence it shall render my/our licence liable for cancellation and forfeiture of licence-fee and security deposit made by me/us. I/we am/are aware that submission of false or incorrect information is a penal offence. Enclosure

## 1. Bank Draft/Pay Order of application fee

## 2. Affidavit duly verified by public Notary

Signature(s) / Thumb impression(s) of the applicant(s) and Date (Acknowledgment of Application) Received application from Shri/Smt./Ku..... S/o, W/o, D/o..... R/o..... for country foreign liquor group..... alongwith affidavit and bank draft/Banker's cheque/Bank cash order or original challan for application fee and entered in the register at serial number.....

Date..... Signature of person authorized by District  
Time..... Excise Officer/Asstt. Commissioner Excise  
District.....