

FOREIGN LIQUOR**(c) Licensing, import, export, etc.****{83} THE BOMBAY FOREIGN LIQUOR RULES, 1953****G. N., R.D., No. 5888/51, dated 26th March, 1953**

(B. G., Pt. IV-B, P. 589)

1. Amended by G. N., R. D. No. 5888/51, dated 28th April 1953 (B.G., Pt. IV-B, p. 811).
2. Amended by G. N., R. D. No. FLR. 1153, dated 14th October 1953 (B.G., Pt. IV-B, p. 2078).
3. Amended by G. N., R. D. No. 2969/51, dated 24th October 1953 (B.G., Pt. IV-B, p. 2222).
4. Amended by G. N., R. D. No. PRT. 1154, dated 24th March 1954 (B.G., Pt. IV-B, p. 423).
5. Amended by G. N., R. D. No. PRT. 1154, dated 15th April 1954 (B.G., Pt. IV-B, p. 589).
6. Amended by G. N., R. D. No. FLR. 1154, dated 18th August 1954 (B.G., Pt. IV-B, p. 1080).
7. Amended by G. N., R. D. No. FLR. 1154, dated 1st March 1955 (B.G., Pt. IV-B, p. 789).
8. Amended by G. N., R. D. No. FLR. 1154, dated 10th May 1955 (B.G., Pt. IV-B, p. 1 (6)).
9. Amended by G. N., R. D. No. FLR. 1154, dated 17th May 1955 (B.G., Pt. IV-B, p. 1180).
10. Amended by G. N., R. D. No. FLR. 1155/71628-C, dated 18th July 1955 (B.G., Pt. IV-B, p. 1451).
11. Amended by G. N., R. D. No. FLR. 1154/45226, dated 18th July 1955 (B.G., Pt. IV-B, p. 1453).
12. Amended by G. N., R. D. No. FLR. 1154/82078, dated 9th August 1955 (B.G., Pt. IV-B, p. 1606).
13. Amended by G. N., R. D. No. FLR. 1154/82078, dated 9th August 1955 (B.G., Pt. IV-B, p. 1606).
14. Amended by G. N., R. D. No. FLR. 115/93103, dated 23rd August 1955 (B.G., Pt. IV-B, p. 1633).
15. Amended by Corring., R. D. No. FLR. 1154, dated 24th November 1955 (B.G., Pt. IV-B, p. 1970).
16. Amended by Corring., R. D. No. FLR. 1155-C, dated 2nd January 1956 (B.G., Pt. IV-B, p. 23).
17. Amended by G. N., R. D. No. FLR. 1154, dated 24th February 1956 (B.G., Pt. IV-B, p. 221).
18. Amended by G. N., R. D. No. FLR. 1155(A), dated 28th June 1956 (B.G., Pt. IV-B, p. 818).
19. Amended by Corring., R. D. No. FLR. 1455 (b), dated 30th March 1957 (B.G., Pt. IV-B, p. 325).
20. Amended by G. N., R. D. No. TIV. 1-56 (b),, dated 15th April 1957 (B.G., Pt. IV-B, p. 1037).
21. Amended by G. N., R. D. No. FLR. 1157/59173-J, dated 11th May 1957 (B.G., Pt. IV-B, p. 1224).

22. Amended by G. N., R. O. No. PLR. 1156/51338 (a), dated 17th May 1957 (B.G, Pt. IV-B, p. 1224).
23. Amended by G. N., R. D. No. FLR. 1155/142983, dated 19th November, 1957 (B.G, Pt. IV-B, p. 2235).
24. Amended by G. N., R. D. No. FLR. 1156/117518, dated 24th January 1958 (B.G, Pt. IV-B, p. 96).
25. Amended by Corring., R. D. No. FLR. 1155/42962-J, dated 25th February 1958 (B.G, Pt. IV-B, P. 205).
26. Amended by G. N., R. D. No. FLR. 1157/158729 (a), dated 28th April 1958 (B.G, Pt. IV-B, p. 363).
27. Amended by G. N., R. D. No. SMP. 1055/35107, dated 30th June 1959 (B.G, Pt. IV-B, p. 669).
28. Amended by G. N., R. D. No. FLR. 1158/37305-J, dated 16th March 1959 (B.G, Pt. IV-B, p. 459).
29. Amended by G. N., R. D. No. BPA. 1358/35989-J, dated 2nd April 1959 (B.G, Pt. IV-B, p. 559).
30. Amended by G. N., R. D. No. FLR. 1459/67127 (a), dated 25th May 1959 (B.G, Pt. IV-B, p. 741).
31. Amended by G. N., R. D. No. FLR. 1459/67127 (a), dated 30th July 1959 (B.G, Pt. IV-B, p. 939).
32. Amended by G. N., R. D. No. BPA. 1359/149789-J, dated 19th September 1959 (B.G, Pt. IV-B, p. 1223).
33. Amended by G. N., II. D., No. FLR. 1060/29068-III, dated 18th September 1961 (M.G, Pt. IV-B, p. 907)
34. Amended By G.N., II, D., No. FLR.1061/4073-III, dated 25th November 1961 (M.G, Pt.IV-B, P.1147)
35. Amended By Corrig. II, R, D., No. FLR. 1060/20698-III, dated 27th June 1962 (M.G, Pt. IV-B, P.2307)
36. Amended By G.N., II, D., No. BPA. 1059/55336-III, dated 25th July 1963 (M.G, Pt. IV-B, P.1239)
37. Amended By G.N., II, D., No. FLR. 1061/4073-III, dated 16th January 1964 (M.G, Pt. IV-B, P.98)
38. Amended By G.N., II, D., No. FLR. 1064/C-450-III, dated 24th March 1964 (M.G, Pt. IV-B, P.334)
39. Amended By G.N., II, D., No. FLR. 1064/C-63-III dt. 30th May 1964 (M.G, Pt. IV-B, P.547)
40. Amended By G.N., II, D., No. FLR. 1064/C-63-III, dated 23rd June 1964 (M.G, Pt. IV-B, P.547)
41. Amended By Corrig. N., II, D., No. FLR.1064-C-63-III, dated 23rd June 1964 (M.G, Pt. IV-B, P.853)
42. Amended By G.N., II, D., No. FLR. 1064-C-2317-III, dated 27th August 1964 (M.G, Pt. IV-B, P.1105)
43. Amended By G.N., II, D., No. FLR. 1164/71078-III, dated 26th November 1964 (M.G, Pt. IV-B, P.1605)
44. Amended By G.N., II, D., No. FLR. 1065-III, dated 11th May 1966 (M.G, Pt. IV-B, P.563)
45. Amended By G.N., II, D., No. TIV.1064-C-3505-III, dated 2nd August 1966 (M.G, Pt. IV-B, P.1462)

46. Amended By G.N., II, D., No. BPA. 1064/71510-III, dated 30th September 1966 (M.G., Pt. IV-B, P.1858)
47. Amended By G.N., II, D., No. BPA.1264/44294-III, dated 15th May 1967 (M.G., Pt. IV-B, P.1471)
48. Amended By G.N., II, D., No. FLR. 1068-C-1273 (a)-III, dated 25th April 1968 (M.G., Pt. IV-B, P.434)
49. Amended By G.N., II, D., No. FLR 1068/33972-III, dated 8th July 1969 (M.G., Pt. IV-B, P.949)
50. Amended By G.N., II, D., No. FLR 1068/C-1273-III, dated 18th November 1969 (M.G., Pt. IV-B, P.1967)
51. Amended By G.N., II, D., No. FLR 1970/13135-III, dated 28th January 1971 (M.G., Pt. IV-B, P.169)
52. Amended By G.N., II, D., No. EST. 1368/6914-III, dated 12th April 1971 (M.G., Pt. IV-B, P.508)
53. Amended By G.N., II, D., No. FLR 1068/C-1273-III, dated 23rd July 1971 (M.G., Pt. IV-B, P.1029)
54. Amended By G.N., II, D., No. FLR0 172/2/III-A, (a), dated 13th September 1972 (M.G., Pt. IV-B, P.1586)
55. Amended By G.N., II, D., No. FLR 0172/III-A, dated 17th January 1973 (M.G., Pt. IV-B, P.227)
56. Amended By G.N., II, D., No. FLR 1073/III-A(i), dated 27th March 1973 (M.G., Pt. IV-B, P.1473)
57. Amended By G.N., II, D., No. FLR 174/I-III-A, dated 1st April 1974 (M.G., Pt. IV-B, P.607)
58. Amended By G.N., D., No. FLR 0172/2- XXIX-P.R., dated 14th January 1976 (M.G., Pt. IV-B, P.142)
59. Amended By G.N., II, D., No. FLR. 0176-XXVIII-P.R., dated 26th November 1976 (M.G., Pt. IV-B, P.1514)
60. Amended By G.N., II, D., No. BPA. 2076/I-XXVIII-P.R., dated 30th December 1976 (M.G., 1977 Pt. IV-B, P.62)
61. Amended By G.N., II, D., No. BPA.2076/XXVIII-P.R., dated the 30th March 1977 (M.G., Pt. IV-B, P.322)
62. Amended By G.N., II, D., No. BPA. 2076/3-XXVIII-P.R., dated the 31st March 1977 (M.G., Pt. IV-B, P.324)
63. Amended By G.N., II, D., No. BPA. 2076/4-XXVIII-P.R., , dated 31th March 1977 (M.G., Pt. IV-B, P.326)
64. Amended By G.N., II, D., No. SLC. 1077/28-P.R., (Part V) dated 9th December 1977 (M.G., 1978 Pt. IV-B, P.67)
65. Amended By G.N., II, D., No. BPA. 2079/267-I, PRO-2, dated 24th March 1979 (M.G., Pt. IV-B, P.732)
66. Amended By G.N., II, D., No. BPA. 2079/I-PRO-2, dated 8th August 1979 (Pt. IV-B, P.1548)
67. Amended By G.N., II, D., No. BPA. 2080/I- PRO-2, dated 13th March 1980 (M.G., Pt. IV-B, P.237)
68. Amended By G.N., II, D., No. BPA. 2080/I-PRO-2, dated 11th July 1980 (M.G., Pt. IV-B, P.564)
69. Amended By G.N., II, D., No. BPA 2080/I-PRO-2, dated 6th September 1980 (M.G., Pt. IV-B, P.884)

70. Amended By G.N., II, D., No. BPA 2080/I-PRO-2, dated 26th September 1980 (M.G., Pt IV-B, P.961)
71. Amended By G.N., II, D., No. BPA. 2080/I-PRO-2, dated 27th October 1980 (M.G., Pt. IV-B, P.1090)
72. Amended By G.N., II, D., No. BPA. 2080/I-PRO-2, dated 18th December 1980 (M.G., Pt. IV-B, P.34)
73. Amended By G.N., II, D., No. BPA. 1081/I-PRO-2, 25th March 1981 (M.G., Pt. IV-B, P.281)
74. Amended By G.N., II, D., No. BPA. 1081/21(1)-PRO-2, dated 6th November 1981 (M.G., Pt. IV-B, P.1935)
75. Amended By G.N., II, D., No. BPA108/39-PRO-2, dated 20th February 1982 (M.G., Pt. IV-B, P.198)
76. Amended By G.N., II, D., No. BPA. 1081/39/PRO-2, dated 20th March 1982 (M.G., Pt. IV-B, P.354)
77. Amended By G.N., II, D., No. BPA. 1081/13 (II)/PRO-2, dated 4th May 1982 (M.G., Pt. IV-B, P.509)
78. Amended By G.N., II, D., No. BPA. 1085/8 (367)C/PRO-2, dated 10th September 1985(M.G., Pt. IV-B, P.577)
79. Amended By G.N., II, D., No. BPA. 108/IV-PRO-2, dated 16th March 1988 (M.G., Pt. IV-B, P.269-71)
80. Amended By G.N., II, D., No. BPA. 1088/XXVI-PRO-2, dated 23rd March 1988(M.G., Pt. IV-B, P.323)
81. Amended By G.N.,II, D., No. BPA.1089/II-p.PRO-2, dated 17th February 1989(M.G., Pt. IV-B, P.313-15)
82. Amended By G.N., II, D., No. FLR. 1089/PRO-2, dated 30th August 1989 (M.G., Pt. IV-B, P.1277-79)
83. Amended By G.N., II, D., No. BPA. 1189/PRO-2, dated 2nd December 1989 (M.G., Pt. IV-B, P.121-22 of 1990)
84. Amended By G.N., II, D., No. BPA. 1090/II-PRO-2, dated 5th January 1990 (M.G., Pt. IV-B, P.255-56)
85. Amended By G.N., II, D., No. BPA. 1090/I/PRO-3, dated 21st May 1990 (M.G., Pt. IV-B, P.715-19)
86. Amended By G.M., II, D., No. BPA. 1993/I/Exc-3, dated 16th March 1993 (M.G., Pt. IV-B, P.615-16)
87. Amended By G.M., II, D., No. FLR. 1883/34/Exc-2, dated 30th August 1993 (M.G., Pt. N.B.P.)
88. Amended By G.N., II, D., No. BPA. 1094/I/Exc-3, dated 16th March 1994. (M.G., Pt. IV-B, P.528-29)
89. Amended By G.N., II, D., No. BPA. 1094/I/VIII/Exc-3, dated 28th March 1994. (M.G., Pt. IV-B, P.567)
- 90.. Amended By G.N., H, D., No. BPA. 1097/19/Exc-2, dated 4th June 1997 (M.G., Pt. IV-B, P.505)
91. Amended By G.N., H, D., No. BPA. 1097/19/Exc.-2, dated 15th September 2000(M.G., Pt. IV-B, P.1176)
92. Amended By G.N., H, D., No.MISI 100/CR-28/Exc-3 dated 31st August 2001(M.G., Pt. IV-B, P.)
93. Amended By G.N., H, D., No.MPL 5201/CR-21/(1)/Exc-3 dated 11th September 2001 (M.G., Pt. IV-B, P.)
94. Amended By G.N., H, D., No.BRL. 1101/CR-59/Exc-3 dated 28th December 2001 (M.G., Pt. IV-B, P. 1493-1497)
95. Amended By G.N., H, D., No.FLR. 1301/CR-11/Exc-2 dated 22nd October 2003 (M.G., Pt. IV-B, P. 1116)
96. Amended By G.N., H, D., No. MIS. 1199/1689/CR-28/Part-1/Exc-3 dated 19th August 2004(M.G., Pt. IV-B, P. 8-12)

97. Amended By G.N., H, D., No. BPA. 2001/19/Exc-2 dated 17th September 2004 (M.G., Pt. IV-B, P. 1004)
98. Amended By G.N., H, D., No. FLR. 1104/CR-21/Exc-2 dated 19th January 2005 (M.G., Pt. IV-B, P. 174-175)
99. Amended By G.N., H, D., No. BPA. 2003/CR-3/Exc-2 dated 20th April 2005 (M.G., Pt. IV-B, P. 441-443)
100. Amended By G.N., H, D., No. FLR. 1301/11/Exc-2 dated 17th May 2005 (M.G., Pt. IV-B, P. 479)
101. Amended By G.N., H, D., No. BPA. 2002/CR-1/Exc-II dated 1st July 2005 (M.G., Pt. IV-B, P. 659-661)
102. Amended By G.N., H, D., No. FLR. 1104/CR-21/Exc-2 dated 26th September 2005 (M.G., Pt. IV-B, P. 889-890)
103. Amended By G.N., H, D., No. BWR. 1105/CR-11/Exc-3 dated 24th November 2005 (M.G., Pt. IV-B, P. 1136)
104. Amended By G.N., H, D., No. BPA. 2006/CR-1/Exc-2 dated 31st March 2006 (M.G., Pt. IV-B, P. 443-444)
105. Amended By G.N., H, D., No. FLR. 1306/CR-15/Exc-2 dated 1st July 2006 (M.G., Pt. IV-B, P. 874)
106. Amended By G.N., H, D., No. BPA. 2006/CR-1/Exc-2 dated 13th July 2006 (M.G., Pt. IV-B, P. 954)
107. Amended By G.N., H, D., No. BPA. 1006/CR-7(2)-Exc-3 dated 4th August 2006 (M.G., Pt. IV-B, P. 1293)
108. Amended By G.N., H, D., No. BWR. 1106/CR-6/Exc-3 dated 14th August 2006 (M.G., Pt. IV-B, P. 1287)
109. Amended By G.N., H, D., No. BPA. 1206/CR-27/Exc-2 dated 29th January 2007 (M.G., Pt. IV-B, P. 163)
110. Amended By G.N., H, D., No. BWR. 1106/CR-15/Exc-3 dated 2nd April 2007 (M.G., Pt. IV-B, P. 553-554)
111. Amended By G.N., H, D., No. BPA. 1106/CR-28/Exc-2 dated 30th April 2007 (M.G., Pt. IV-B, P. 751-752)
112. Amended By G.N., H, D., No. MIS. 1107/CR-33(2)/Exc-3 dated 10th July 2007 (M.G., Pt. IV-B, P. 1223)
113. Amended By G.N., H, D., No. MIS. 1107/CR-40/Exc-3 dated 30th July 2008 (M.G., Pt. IV-B, P. 786-792)
114. Amended By G.N., H, D., No. FLR. 1209/CR-100/Exc-2 dated 6th July 2009 (M.G., Pt. IV-B, P.)
115. Amended By G.N., H, D., No. FLR. 1707/CR-38/Part-2/Exc-2 dated 13th November 2009 (M.G., Pt. IV-B, P. 3)
116. Amended By G.N., H, D., No. BPA. 0907/CR-16/Exc-2 dated 23rd November 2009 (M.G., Pt. IV-B, P. 2)
117. Amended By G.N., H, D., No. BPA. 0907/CR-16/Exc-2 dated 29th December 2009 (M.G., Pt. IV-B, P.)
118. Amended By G.N., H, D., No. MIS. 0610/CR-138/Exc-3 dated 7th July 2010 (M.G., Pt. IV-B, P. 16)

In exercise of the powers conferred by Section 143 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), and all other powers enabling it in this behalf and in supersession of the Bombay Foreign Liquor Rules, 1950, the Government of Bombay is pleased to make the following rules, namely:

1. Title – These rules may be called the Bombay Foreign Liquor Rules, 1953,
- ¹[2. Extent – These rules extend to the whole of the State of Maharashtra.]

1. Subs. by G. N. of 25-7-1963.

3. Definitions.—In these rules, unless there is anything repugnant in the subject or context,—

(1) “Act” means the Bombay Prohibition Act, 1949;

(2) ¹* * *

(3) “Club licensee” means a person holding a club licence under these rules;

²[(3A) “country liquor” has the same meaning as assigned to it in clause (c) of rule 2 of the Maharashtra Country Liquor Rules, 1973;]

(4) “Duty-paid foreign liquor” means foreign liquor on which

(i) duty leviable under the Indian Tariff Act, 1934, or ³[the Sea Customs Act, 1962, or]

(ii) the excise or countervailing duty under the Act has been paid and includes foreign liquor which is exempted from such duty;

(5) “Excise supervision” means the supervision by the members of the staff of the Prohibition and Excise Department appointed in that behalf by a competent authority;

(6) (1) “Foreign Liquor” means potable duty-paid foreign liquor of the following kinds, namely;

(i) spirits,

⁴[(ii) wines,

(iii) fermented liquors, and

(iv) mild liquors.]

(2) (a) “Spirits” means brandy, whisky, ⁵[rum], ⁶[club cup, gin] liquors and milk punch,

(b) “Wines” means Champagne, Moselle, Burgundy, Chianti, White Wines, Clarets, Hocks, Riesling, Madeira, Ginger-Wine, Port-type, Port, Vermouth, Sherry, ⁷[Wincarnis, Vibrona, Manola, Buckfast Tonic-Wine] and such other wines as the State Government may be notification in the Official Gazette specify ⁸[being wines having alcoholic strength exceeding 5 per cent, alcohol by volume (*i.e.* equivalent to 8.75 per cent. of proof spirit)];

⁹[Explanation.—For the purposes of this item “Wincarnis” means Wincarmis prepared according to the following formula, namely:—

18 per cent. alcohol by volume.

Sodium Glycerophosphate liquid B.P.C.	1.7 per cent, W/v.
---------------------------------------	----	----	--------------------

Meat Extract	0.46 per cent. W/v.
--------------	----	----	---------------------

Malt Extract B.P.	0.46 per cent. W/v.
-------------------	----	----	---------------------

Blended Wine to 100 vols.]

(c) “Fermented liquor” means ale, beer, milk stout (Porter), Cider ⁸[having alcoholic strength exceeding 5 per cent. alcohol by volume (*i.e.* equivalent to 8.75 per cent. of proof spirit)] and such other fermented liquors as the State Government may by notification in the Official Gazette, specify;

[“(d) “mild liquor” means,

(a) mild beer having alcoholic strength not exceeding 5 per cent v/v which is equivalent to 8.75 per cent of proof spirit;

(b) any foreign liquor other than mild beer having alcoholic strength not exceeding 5 per cent v/v which is equivalent to 8.75 per cent of proof spirit;”.]

¹ Deleted by G. N. of 8-8-1979.

³ Subs. by G. N. of 8-7-1969.

⁵ Ins. by G. N. of 11-5-1957.

⁷ Ins. by G. N. of 30-6-1958.

⁹ Added by G. N. of 16-3-1959.

² Ins. By G. N. of 4-5-1982.

⁴ Subs. by G. N. of 25-4-1968.

⁶ Subs. by G. N. of 25-5-1959.

⁸ Added by G. N. of 25-4-1968.

¹⁰ Subs. by G. N. of 11-9-2001.

- (7) "Form" means a form appended to these rules;
- (8) "hotel license" means a person holding a hotel licence under these rules;
- (9) "Licensed premises" means premises in respect of which a licence has been issued under these rules;
- (10) "license" means a person who has been granted a licence under these rules;
- ¹(11) "permit-holder" means a person holding a permit under these rules or holding a liquor permit for foreign tourist, granted by visa-issuing Officer of Indian Missions Overseas or the Director or Assistant Director, Government of India, Tourist Office, at any place overseas, and in Bombay, Calcutta, New Delhi and Madras;]
- (12) "prescription" means a prescription issued by a registered medical practitioner;
- (13) "privileged personage" means a person falling under Section 41 of the Act;
- (14) ²* * * *
- (15) "sale by wholesale" means sale to licensed retailers or wholesalers;
- (16) ³* * * *
- (17) "temporary resident" means a person falling under clause (c) of sub-section (1) of Section 40 of the Act;
- (18) "trade and import licensee" means a person holding a trade and import licence under these rules;
- ⁴(19) 'unit' means the quantity of foreign liquor or country liquor or of both, equivalent to,—
- (i) 750 millilitres of spirit or country liquor, or
- (ii) 1,500 millilitres of wines, or
- (iii) 2,600 Millilitres of fermented liquor (including mild liquor where a permit is required for the purchase, possession, transport, use and consumption of mild liquor);
- (20) words and expressions not defined in these rules shall have the meanings respectively assigned to them in the Act.

PART I

Foreign Liquor Trade and Import Licence

⁵[4. *Application for licence* – Any person desiring to import and sell foreign liquor by wholesale shall apply to the Collector in Form F.L./A-1A for a trade and import licence in that behalf. Every such application shall be accompanied by a chalan evidencing payment of a fee of ⁶[Rs.500] in respect of such application.]

[“5. *Grant of licence*. – On receipt of the application, the Collector shall make inquiries for verification of the details stated in the application and also such other inquiries as he deems necessary, for the disposal of the application.] The Collector shall

1 Subs. by G. N. of 8-7-1969.

2 Deleted by G. N. of 25-7-1963.

3 Deleted by G. N. of 8-8-1979.

4 Subs. by G. N. of 4-5-1982.

5 Subs. by G. N. of 17-1-1973.

6 Subs. By G. N. of 8-7-1969.

7 Ins. by 20-4-2005.

place the application alongwith enquiry report before the Committee constituted under rule 44-A for the consideration and Committee shall consider the suitability or otherwise of the applicant for the grant of licence and record its recommendation in that behalf. The Collector shall after duly considering the Committee's recommendation and after satisfying himself that the premises where it is proposed to sell the Foreign Liquor are in conformity with the provisions of the rules and that there is no objection to grant the licence in accordance with the rules, he may inform the applicant of the decision, and grant the licence in Form FL-I on recovery of such licence fee (inclusive of consideration), as may be specified by the State Government or Commissioner, from time to time, and a deposit of Rs. 1 lakh.

5-A. *Requirements of warehouse or licensed premises.*—The building or rooms of the warehouse or licensed premises shall be strongly constructed of masonry or brick work. The windows of the building or rooms shall be securely wire netted. There shall be only one entrance to the building or main room of the warehouse or licensed premises and to each store-room, respectively which must open into the warehouse or licensed premises enclosore. The minimum area of the warehouse premises shall be 100 square metres, or storage capacity of 5,000 cases of foreign liquor at a time.

5-B. *Prohibition to shift warehouse or licensed premises to any other place.*—A licensed shop or warehouse shall not be shifted by a wholesale licensee to any other place within a taluka without prior approval of the Collector, and from one taluka to another taluka of the district without prior approval of the Commissioner, and from one district to another district without prior approval of the Government.”]

³[“5-C (1) *Application for trade and import licence for wines only.*—Any person desiring to import and sell of wines by wholesale shall apply to the Collector in Form F. L. W/A-1A for a trade and import licence for wines in that behalf. Every such application shall be accompanied by chalan evidencing payment of a fee of rupees fifty in respect of such application.

(2) On receipt of the application, under sub-rule (1), the Collector may make inquiries for verification of the details stated in the application and also such other inquiries as he deems necessary, for the disposal of application. If he is satisfied that there is no objection to grant the licence applied for, he may with the previous sanction of the State Government, grant the applicant, a licence in Form “F.L.W.I.” on payment of fee of rupees five thousand and deposit of rupees five thousand.

(3) The provisions of rules 5-B, 6, 6A, 7 to 15, 16 (2), 18 to 23 applicable for licence in “Form FL-I”, shall apply *mutatis mutandis*, to licence in “Form F. L. W. I.”.]

6. *Duration of licence.* – No licence under rule 5 shall be granted for a period beyond the 31st march next following the date of the commencement of the licence.

¹[6A. *Procedure for grant of licence for subsequent period.* – Where any licensee desires to continue to sell foreign liquor after the date of expiry of his licence and makes an application mentioned. ² [in rule 4 accompanied by a challan evidencing payment of a fee of Rs. 25] at least thirty days before such date, the provision of rule 4 shall *mutatis mutandis* apply to the grant of the licence with this modification that unless the State Government directs otherwise, it shall not be necessary for the Collector to obtain the pervious sanction of the State Government.]

1. Subs. by G. N. of 29-3-1973.

2. Ins. by G. N. of 10-3-1988.

3. Ins. by G. N. of 30-7-2008.

^{6,7} [7. Only foreign liquor authorised by Commissioner to be imported and removed from customs frontier, etc.—The foreign liquor which is imported as per the provisions of the The Custom Act, 1962 (52 of 1962) and the Trade and Import licensee those are desiring to remove such foreign liquor from the custom frontier or custom bond shall apply to Commissioner for authorisation. The Commissioner shall endorse the licence in form F.L. I by charging fee of Rs. 2,50,000 per annum for such endorsement to that effect. After such endorsement is made the licensee shall get approved such labels of foreign liquor by the Commissioner. The fees for registration and approval of labels shall be paid as under :—

(a) *For Spirits.*—

- | | |
|--|--------------------------------------|
| (1) Upto 10 labels per authorised licensee | Rs. 10,000 for each label per annum. |
| (2) In excess of 10 labels licensee | Rs. 5,000 for each label per annum. |

(b) *For Wine and Beer.*—

- | | |
|--|--------------------------------------|
| (1) Upto 10 labels per authorised licensee | Rs. 5,000 for each label per annum. |
| (2) In excess of 10 labels | Rs. 2,500 for each label per annum.] |

8. Removal from Custom House, etc. – No foreign liquor—

(i) brought into the Port or the Land Customs Station in the ¹[State of Maharashtra], or

(ii) brought to the boundary of the ¹[State of Maharashtra] for import into any part of the ¹ [State of Maharashtra] from and any other part of India, or

(iii) Manufactured in any manufactory, distillery or brewery in the ¹[State of Maharashtra],

Shall be transported by any trade and import licensee from such Port, Land Customs Station, boundary or manufactory, distillery or brewery as the case may be, to his licensed premises or his warehouse ⁴[except under a transport pass in Form F.L.I.-A issued by an officer duly authorized in this behalf and on payment of a fee prescribed under the Bombay Foreign Liquor and Rectified Spirit (Transport) Fees Rules, 1954].

9. What foreign liquor shall not be kept or sold. – A trade and import licensee shall not receive or keep, in his licensed premises or in his warehouse, any foreign liquor which has not been lawfully removed from a customs frontier or which has not been lawfully imported or transported.

10. Sale of foreign liquor.-(1)(a) A trade and import licensee shall exhibit at his licensed premises a list, supplied by the Commissioner from time to time, showing the names and addresses of persons holding licences for the sale of foreign liquor.

(b) Such licensee shall not sell foreign liquor to any person in the ¹[State of Maharashtra] unless such person holds licence for the sale of foreign liquor or for the possession and use of foreign liquor for the manufacture of medicinal preparations to which section 24-A of the Act applies ³[or holds licence in Form PLL for manufacture of Indian Made Foreign liquor under the Maharashtra distillation of spirit and Manufacture of potable Liquor Rules, 1966 and who is permitted by the Commissioner to use foreign liquor for blending purposes] and produces a ²[transport ⁸["passes in Parts I, II, III and IV of Form FL-I-A, issued by the licensee or his authorised servant duly authorised by the Superintendent of the State Excise in that behalf, and Parts, I, III and IV of Form FL-I-A of the transport passes so produced shall be countersigned by the Excise Officer duly authorised in that behalf, upto next working day after verifying the accounts"]]

^{4,5}[**]

1 Subs. by G. N. of 25-7-1963

2 Subs. by G.N. of 17-5-1957

3 Ins. by G. N. of 31-3-1977

4 Add by G. No. 21-5-1990

5 Deleted by G. N. 14-8-2006

6 Sub. by G. N. 31-8-2001

7 Sub. by G. N. 10-7-2007

8 Sub. by G. N. 30-4-2007

(2) A trade and import licensee shall not sell foreign liquor to any person outside the ¹ [State of Maharashtra] except with the permission of the Collector. No such sale shall be effected unless the licensee is satisfied that the export of the liquor is covered by a valid export pass.

(3) A trade and import licensee may with the special permission of the Collector sell foreign liquor out of his stock in customs bond to a ship going abroad provided that the person in-charge of such ship produces a valid transport pass.

(4) A trade and import licensee may sell foreign liquor to persons referred to in section 41 of the Act out of his stock in customs bond provided that they hold special permits under the said section and produce a valid transport pass.

(5) A trade and import licensee may also supply foreign liquor to any depot referred to in rule-43, provided that such supply is covered by a valid ² [transport pass in Form F.L.IA] if the licensee has to make delivery to such depot.

(6) The price at which the licensee shall supply foreign liquor shall not exceed the maximum price fixed by the ³ [State Government] under the Act.

⁴ [11. *Banderolling of foreign liquor bottles.*—Foreign liquor bottles containing such kind of foreign liquor as the State Government may, from time to time, specify shall be banderolled, before they are sold to any person for consumption in the State and such banderolling shall be in such manner as the Commissioner may from time to time, direct.]

12. *No drinking on licensed premises.*—A trade and import licensee shall not permit any foreign liquor to be drunk in or on the licensed premises or in his warehouse or any premises connected therewith that may be in his occupation or under his control.

13. *Racking, etc., not permitted.*—No foreign liquor shall be racked, bottled, bended, reduced, flavoured or coloured by a trade and import licensee, except in accordance with the provisions of the Act and the rules, regulations and orders made thereunder.

14. *Adulterated and spurious foreign liquor not allowed.*—No trade and import licensee shall adulterate or in any manner cause to deteriorate any foreign liquor, or knowingly, receive or keep on licensed premises or warehouse or sell foreign liquor which is or has been adulterated or which has deteriorated or been caused to deteriorate. He shall also not receive, keep or sell spurious foreign liquor of any kind.

15. *Sale of foreign liquor prohibited in certain cases.*—The licensed premises of a trade and import licensee shall not be kept open on such days or during such hours or period as may be prescribed by the ³ [State Government] under the Act, nor shall any foreign liquor be sold to any person on such days or during such hours or period.

16. *Transactions under excise supervision.* – (1) All transactions pertaining to receipt, transport, storage, purchase and sale of foreign liquor shall be carried out under excise supervision:

⁵ [Provided that, the Collector may allow the licensee to transport by road without excise supervision, ⁴ [Indian made foreign liquor] on which excise duty and fee, if any, have been paid.]

⁶ [(2) Such transactions shall be carried out during such working hours and on such day as have been prescribed under the Maharashtra Foreign Liquor (Sale on Cash, Register of Sales, etc.) Rules, 1969.]

1 Subs. by G. N. of 25-7-1963

2 Ins. by G. N. of 17-5-1957

3 Subs by G. N. of 8-7-1969

4 Subs. by G. N. of 13-7-1973

5 Added by G. N. of 23-7-1971

6 Subs. by G. N. of 4-5-1982

3 Ins. by G. N. of 15-4-1957.

(3) (a) A trade and import licensee, shall keep in the licensed premises and also in his warehouse and up-to-date list showing the names of all authorised agents or servants.

(b) The licensee shall keep in the licensed premises and also in his warehouse, in a bound-book of stout paper, paged and stamped with the seal of the Collector accounts in such form as may be prescribed by the Commissioner. The accounts shall be clearly and correctly written up-to-date daily. With these accounts shall be filed the transport passes under cover of which foreign liquor was received, sold or transported. These accounts shall be open to inspection by the Collector or any other officer empowered under section 122 of the Act.

(c) The licensee shall submit such returns as may be prescribed by the Commissioner.

(d) The licensee shall keep a complete set of testing instruments for testing foreign liquor.

(4) The licensed premises and the warehouse of a trade and import licensee and all foreign liquor contained in such premises or warehouse shall at all times be open to inspection by the Collector and the Prohibition Officers empowered under section 122 of the Act and ¹ [also by the Commissioners of Police, Bombay, Nagpur and Poona within their respective jurisdictions,] and elsewhere also by the District Superintendent of Police.

(5) The licensee shall, when called upon by any Prohibition and Excise Officer not below the rank of a Sub-Inspector of Prohibition and Excise, give an explanation in writing regarding any irregularity detected at his licensed premises and shall furnish any information regarding the management of the said premises, and shall answer all reasonable question to the best of his knowledge and belief. He shall also, on demand, allow an inspecting officer to take without payment samples for analysis.

(6) The licensee shall keep a visit book paged and stamped with the seal of the Collector in which visiting officers may record any remarks when inspecting the licensed premises. The licensee shall, on the termination of the period of his licence, deliver up the visit book, the accounts and the licence to the local Prohibition and Excise Inspector or Sub-Inspector.

22. *Licensee to abide by provisions of Act, etc.*— (1) Every trade and import licensee shall comply promptly with all orders or directions issued from time to time under the Act and the rules and regulations and orders made thereunder.

(2) Such licensee shall give an undertaking to the Collector to that he will abide by the provisions of the Act and rules, regulations and orders made thereunder and that he agrees to and will abide by all the conditions of the licence.

(3) The licensee or his successors or assignees shall have no claim whatsoever to the continuance ² * * of the trade and import licence after the expiry of the period for which such licence was granted.

(4) When a trade or import licence is suspended or cancelled during the currency of the licence period or is not renewed on its expiry, the licensee shall forthwith surrender the whole stock of unsold foreign liquor to the Collector. The stock so surrendered shall be sold by the Collector and the proceeds of the sale shall after deducting the expenses and any sum due to the State Government be returned to the licensee.

23. *Suspension or cancellation of licence.*— A licence granted under rule 5 may be suspended or cancelled in accordance with the provisions of section 54 or 56 of the Act.

1 Subs. by G. N. 8-7-1969.

2 Deleted *ibid.*

PART II

Vendor's Licence for sale of Foreign Liquor

¹[24. Application for licence.—Any person desiring to sell foreign liquor by retail to persons holding licences or permits for its possession, consumption or use shall apply, in Form F.L./A.I.B appended to these rules ²[.....] for a licence in Form F.L. II ³[to] the Collector of the District in which he desires to locate the licensed premises for selling foreign liquor. Every such application shall be accompanied by a chalan evidencing payment of a fee of ³[Rs. 2,000] in respect of application for a vendor's licence in cities with a population of one lakh and ³[Rs. 1,000 elsewhere.]

⁴["24A. Consideration of application for licence by Committee.—Applications received under rule 24, shall be considered by a Committee consisting of the following members, namely :—

- | | |
|--|------------------|
| (1) Collector of the District | Chairman |
| (2) Commissioner of Police or his representative who is not below the rank of Deputy Commissioner of Police. | Member |
| (3) Superintendent of Police of the District except in Greater Bombay. | Member |
| (4) Chief Executive Officer of the Zilla Parishad of the District and in case of Greater Bombay area the Municipal Commissioner or his representative not below the rank of Deputy Municipal Commissioner. | Member |
| (5) Superintendent of Prohibition and Excise of the District. | Member-Secretary |

24-B. The Committee constituted under rule 24-A, shall determine the number and location of the required shops and shall carry out the selection of candidates, by drawing lots from the suitable candidates, subject to general or special orders, if any, issued in this behalf by Government from time to time.]

25. *Grant of vendor's licence and payment of fees.—*

⁵["(1) The Collector shall in conformity with the Committee's recommendation, and after satisfying himself that the premises proposed for location of the shop for selling foreign liquor are in conformity with the provisions of the rules and instructions issued by the State Government or the Commissioner in this behalf from time to time, and that there is no objections to grant the licence applied for, may inform the applicant of the decision and grant the licence in Form FL-II on payment of deposit of Rs. 10,000 and of a fee (inclusive of consideration) payable as per the scale given below :-

- | | | |
|--|-------|---------------|
| ⁶ [1. Town with population upto 1 Lakh | .. .. | Rs. 25,000 |
| 2. City with population of 1 Lakh and above but below Ten Lakhs. | | Rs. 65,000 |
| 3. City with population of 10 Lakhs and above | .. .. | Rs. 1,00,000] |

1. Subs. by G.N. of 20-2-1982

2. Deleted by G.N. of 17-2-1989

3. Subs. *ibid.*

4. Ins *ibid.*

5. Subs. by G.N. of 17-2-1989

6. Subs. by G.N. of 16-3-1993

Provided that, if the selected applicant fails to complete necessary formalities for obtaining the Licence within three months of receipt of intimation, it shall automatically be treated as cancelled and the Collector shall proceed to allot the licence to other suitable applicant.

Explanation.—For the purposes of rules 24 and 25, “population” means the population of a town or a city, as the case may be, as ascertained from the latest Census Report, either provisional or final.]

¹[(2) No licence under sub-rule (1) shall be granted in respect of any shop,—

(a) which, in the opinion of the Collector or the Officer authorised by him in this behalf in writing, is not adequate for storing the required stock and for selling it; or

(b) which, if situated in areas within the jurisdiction of any Municipal Corporation or ‘A’ Class or ‘B’ Class Municipal Council, is within a distance of fifty metres, and if situated elsewhere, one hundred metres, from any educational or religious institution; or

(c) which is situated within a distance of fifty metres from any bus stand, station or depot of the Maharashtra State Road Transport Corporation ; or

(d) which is not duly approved by the Collector or the Officer authorised by him in this behalf and is not, for reasons to be recorded in writing, certified by him to be otherwise suitable also for locating the shop before the grant the licence:

Provided that nothing contained in this sub-rule shall apply in respect of an existing shop for which the licensee holds a valid licence in Form F.L. II immediately before the coming into force of the Bombay Foreign Liquor (Amendment) Rule, 1981.

Explanation.—For the purpose of this sub-rule,—

(i) “educational institution” means any pre-primary, primary, or secondary school, managed or recognised by any local authority or the State Government or the Central Government or any college affiliated to any University established by law, but does not include any private coaching institution ;

(ii) “religious institution” means an institution for the promotion of any religion and includes a temple, math, mosque, church, synagogue, agiary or other place of public religious worship which is managed or owned by a public trust registered under the Bombay Public Trusts Act, 1950 (Bom. XXIX of 1950) and includes such other religious institutions as the State Government may by order specify in this behalf ;

(iii) the distance referred to in clause (b) or (c) shall be measured from the mid-point of the entrance of the shop along the nearest path by which a pedestrian ordinarily reaches,—

(a) the mid-point of the nearest gate of the institution, if there is a compound wall, and if there is no compound wall, the mid-point of the nearest entrance of the institution, or

(b) the mid-point of the nearest gate of the bus stand, station or depot of the Maharashtra State Road Transport Corporation, if there is a compound wall and if there is no compound wall, the nearest point of the boundary of such bus stand, station or depot.

(3) Any shop in respect of which a licence in Form F. L. II has been granted shall not be deemed to be situated within the prohibited distance referred to in clause (b) or (c) of sub-rule (2) if at any time after such licence is granted,—

(a) any institution referred to in clause (b) of sub-rule (2) comes into existence within a distance of fifty metres or, as the case may be, one hundred metres from that shop, or

¹ Ins. by G.N. of 25-3-1981.

(b) if any bus stand, station or depot referred to in clause (c) of the said sub-rule (2) comes into existence within a distance of fifty metres from that shop.]

¹[(4) *Prohibition to shift licensed shop to any other place.*

(a) a licensed shop shall not be shifted by a retail licensee to any other place within a taluka without prior approval of the Collector ;

(b) a licensed shop shall not be shifted by retail licensee to any place from one taluka to another taluka of the district without prior approval of the Commissioner ;

Provided that, the number of licensed shops for such shifting shall not exceed 15% of the total existing licensed shops in any district ⁴[excluding Mumbai City and Mumbai suburban district] which would be inclusive of the licensed shop already shifted with prior approval of the Government or the Commissioner before the date of publication of these rules :

⁵["Provided further that, any licence shop shall not be shifted within the Mumbai City and Mumbai suburban District, without prior approval of the Government"]

(c) a licensed shop shall not be shifted by retail licensee to any place from one district to another district without prior approval of the Government ;

(d) the shifting of licences under clauses (a), (b) and (c), shall be subject to the fulfillment of the following conditions, namely :—

²“(i) considering the sale of liquor of past five years, the sale of liquor of any two years of last four years shall be less than the sale of first year of the block of five years; or considering the sale of liquor of past five years, the sale of liquor of any three years shall be less than that of the annual average sale of the liquor for the same five years ;

Provided that, the licenced shop holds valid licence during the said period ;”]

(ii) that there is no inconvenience of drinking of liquor to the people residing in that area ;

(iii) that the *Grampanchayat* in whose area licenced shop is proposed to be shifted, has given no objection by passing a resolution of the *Gramsabha* ; and if the shop is proposed to be shifted to any area other than *Grampanchayat* area, no objection of the Municipal Council concerned has been obtained ;

(iv) that the proposed premises are free from distance restriction as provided under sub-rules (2) and (3) above ;

(v) that the construction of the premises in which shop is proposed to be shifted is an authorised construction and a certificate of the competent local authority is submitted ;

Provided that, the proviso to clause (b) and sub clauses (i) and (ii) of clause (d) shall not apply in respect of shifting of licensed shop which has been closed down or required to be closed down as per the provisions of the Bombay Prohibition (Closure of Licence on Resolution by the Village *Panchayat* or *Gramsabha* or Women/Social Organisation or Representation by Voters in the Village or Ward of Municipal Council) Order, 2003.”

²[Provided further that, the conditions as laid down in sub-clauses ³[(i), (ii) and (iii)] of clause (d) of sub-rule (4) shall not apply in respect of the following situations ; however under such situation shifting shall be allowed within the area of ^{3, 6}[same district] as the case may be,

(A) licensee whose premises are affected by the implementation of Development Scheme such as road widening, and the like ;

1. Ins. by G. N. of 20-4-2005.

3. Sub. by G. N. of 29-1-2007.

5. Ins. by G. N. of 13-7-2006.

2. Sub. by G. N. of 31-3-2006.

4. Sub. by G. N. of 13-7-2006.

6. Sub. by G. N. of 6-7-2009.

(B) in the case where the licensee is running his licenced shop at the place under the rental deed and the landlord or owner of the place do not agree to extend the rental deed; or

(C) in the case where the shifting is essential due to Hon'ble Court's Order.”]

“25A. Deleted ⁵ [* * *]

⁶“25B. (1) *Application for licence for sale of wine.*—Any person, holding a licence in Form BRL under the Maharashtra Manufacture of Beer and Wine Rules, 1966, for manufacturing of wine desiring to sell wine by retail, in sealed bottles in the licensed premises ⁸[or any other place situated in the city having population above 10,00,000] for “off” consumption only shall apply in Form F. L. W./A-I, to the Collector ⁸[of the district in which the said city is situated] for a licence in Form F. L. W.-II with a chalan evidencing payment of fee of rupees fifty in respect of application for licence ;

(2) On receipt of the application under sub-rule (1), the Collector ⁸[of the district in which the said city is situated] may make enquiries for verification of the details mentioned in the application and also such other enquiries as deemed necessary. If he is satisfied that there is no objection to grant the licence applied for, he may grant the applicant a licence in Form F. L. W.-II, on payment of Rs. 5,000 *per annum* ;

⁷“Provided that, only one such licence in Form FLW-II may be granted to the applicant holding a licence in Form-BRL, for selling wine in a City having a population above 10,00,000 ;”]

“Provided further that, the applicant holding a licence in Form BRL, after obtaining the licence in FORM FLW-II shall sell the wine which is manufactured by him under his said licence in Form BRL.”]

(3) The amount of annual fee fixed under sub-rule (2) shall not be changed for five years ;

(4) The licence in Form F. L. W.-II shall become inoperative if the licensee ceases to hold a valid BRL licence, or if such licence is at any time suspended or cancelled in accordance with the provisions of the Act ;

(5) A licensee holding F. L. W. II licence shall sell wine only.

25C. *Duration of licence.*—No licence, under rule 25B shall be granted for a period beyond the 31st March next following the date of the commencement of the licence.

25D. *Renewal of licence.*—Any person desiring to renew a licence under rule 25B shall, thirty days before the date of expiry of the licence, apply for the renewal thereof. Every such application shall be accompanied by a challan evidencing payment of a fee of Rs. 25 and shall be renewed only after verification of the fact the licence granted in Form BRL is functioning.”.]

26. *Duration of licence.*—No licence under rule 25 ⁵shall be granted for a period beyond the 31st March next following the date of the commencement of the licence.

²[26A. *Renewal of licence.*—Any person desiring to renew a licence shall, thirty days before the date of expiry of the licence, apply for the renewal thereof. Every such application shall be accompanied by a challan evidencing payment of ³[a fee of Rs. 25.]

¹[* * *]

⁴“26B. Any licence granted under sub-rule (1A) of rule 25 may be renewed by the Collector for a period not exceeding one year at a time on payment of fee.

1. Ins. by G. N. of 21-5-1990
2. Ins. by G. N. of 20-2-1982
3. Subs. by G. N. of 16-3-1988
4. Subs. by G. N. of 16-3-1994

5. Deleted by 14-8-2006
6. Insert by 28-12-2001
7. Ins. by G. N. of 2-4-2007

On the following scale namely :—

- | | |
|--|-------------|
| (1) Towns with a population up to one each. | Rs. 15,000 |
| (2) City with population of one lakh and above but below ten lakh. | Rs. 40,000 |
| (3) City with population of ten lakhs and above. | Rs. 75,000] |

27. *Transactions at the licensed premises to be under excise supervision.*—(1) The licensee shall, if required by the Collector, transact, all business pertaining to receipt, transport, storage, purchase and sale of foreign liquor, under excise supervision :

¹[Provided that, the Collector may allow the licensee to transport by road without excise supervision, Indian-made foreign liquor on which excise duty and fee if any have been paid]

²[(2) Such business shall be transacted during such working hours and on such working days as have been prescribed under the Maharashtra Foreign Liquor (Sale on Cash, Register of Sale, etc.) Rules, 1969.]

28. *Appointment of staff for supervision.*—The Collector may appoint such excise staff at the licensed premises for excise supervision as he deems necessary.

29. *Kinds of ³* Liquor authorised for sale.*—No liquor other than foreign liquor shall be received, bought, held in stock at the licensed premises :

⁴[Provided that, country liquor in sealed bottles may be received, bought, held in stock or sold at the licensed premises if the licensee holds a valid licence granted for that purpose under the Maharashtra Country Liquor Rules, 1973.]

30. *Sources of supply.*—Foreign liquor required for sale under the licence shall be obtained from a person holding a trade and import licence in respect of foreign liquor or from a distillery in the ⁵[State of Maharashtra] or with the special permission of the Commissioner from any other source or place. All such foreign liquor shall be transported to the licensed premises under a valid ⁶[transport pass in Form F. L. I-A].

¹¹["Provided that, wine required for sale under the licence may be obtained directly from the winery who has been exempted from payment of excise duty and holding a manufactory licence in Form 'BRL' granted under a valid transport pass in Form 'BR IX'."]

31. *What foreign liquor shall not be kept or sold.*—(1) No foreign liquor other than that obtained under rule 30 shall be received, kept or sold at the licensed premises.

(2) No adulterated, deteriorated or spurious foreign liquor of any kind shall be received, kept or sold at the licensed premises.

⁷[32. *To whom foreign liquor shall or shall not be sold.*—(1) The licensee may sell,—

(a) any part of the stock of foreign liquor to foreign liquor licensees in the State of Maharashtra to any person outside the State or who is not a citizen of India subject to such conditions as the Commissioner may prescribe ;

(b) foreign liquor to holders of permits or persons who are not citizens of India or holders of authorisations and chemists, canteens, messes and clubs holding licences ;

(c) foreign liquor to persons holding permits under these rules ; and

^{8,9}[(d) mild beer, mild liquor to any person who is not below ¹⁰[twenty-one] years of age.]

1. Subs. by G. N. of 13.7.1973

3. Deleted by G. N. of 17.1.1973

5. Subs. by G. N. of 25.7.1963

7. Subs. by G. N. of 31.3.1979

9. Subs. by 19.1.2005

11. Ins. by 24-11-2005

2. Sub. by G. N. of 4.5.1982

4. Added by G. N. of 17.1.1973

6. Sub. by G. N. of 17.5.1957

8. Added by G. N. of 4.5.1982

10. Subs. by 26.9.2005

(2) The licensee shall not sell foreign liquor to following categories of persons, namely :—

- (a) a lunatic or insane persons ;
- (b) person who is in a intoxicated state ;
- (c) person known or suspected to be participating in any rioting or disturbance of peace ; and
- (d) the Armed Forces of the Union, members of the Police Force, the Prohibition and Excise Department, State Transport and Railway Department or drive of a motor vehicle, when on duty or in uniform or both.]

33. *Maximum selling prices.*—Foreign liquor shall not be sold from the licensed premises at a price exceeding the maximum price ¹[prescribed by the State Government] from time to time.

²[34. *Banderolling of foreign liquor bottles.*—Foreign liquor bottles containing such kind of foreign liquor as the State Government may, from time to time, specify shall be banderolled, before they are sold to any person for consumption in the State and such banderolling shall be in such manner as the Commissioner may from time to time direct.]

35. *No drinking in the licensed premises.*—The person in charge of the licensed premises shall not permit foreign ³[or country] liquor to be drunk in such premises.

36. ⁴ * * * * *

37. *Combination of business.*—Except with the special permission of the Commissioner, the business of selling foreign liquor at the licensed premises shall not be combined with any other business in the same premises.

38. *Foreign ⁵[or country] liquor to be sold in sealed bottles.*—Foreign [or country] liquor shall not be kept or sold at the licensed premises except ¹ in corked bottles, sealed or capsuled.

39. *Transport passes for foreign liquor sold.*—Unless permitted under his permit or licence, no foreign liquor sold from the licensed premises shall be transported by a permit-holder or licensee except under a valid ⁶[transport pass in Form F.L.I-A].

40. *Regulation of business of licensee.*—(1) No person shall be recognized as partner of the holder of a vendor's licence for the purposes of his licence, unless the partnership has been declared to the Collector before the licence is granted and the names of the partners have been entered jointly in the licence or if the partnership is entered into after the granting of the licence, unless the Collector agrees on application made to him, to alter the licence and ⁷[to add the name or names of the partner or partners in the licence].

⁸ * * * * *

⁹[(1A) Except with the previous sanction of the ¹⁰[Collector], no person recognised as partner under sub-rule (1) shall be allowed to withdraw from the partnership and to have his name as partner deleted form the licence.]

¹¹[(2) (a) Subject to the provisions of clause (b) a holder of a vendor's licence shall carry on his business under the licence either personally or by an agent or servant duly authorised by him in this behalf by a written *nokarnama* in Form F.L.XIV, signed by himself and countersigned by a Prohibition and Excise Officer not lower in rank than a Sub-Inspector :

1. Subs. by G. N. of 25-4-1968.
3. Ins. by G. N. of 17-1-1973.
5. Ins. by G. N. of 17-1-1973.
7. Subs. by G. N. of 2-8-1966.
9. Subs. by G. N. of 15-4-1957.
11. Subs. by G. N. of 4-5-1982

2. Sub. by G. N. of 13-7-1973.
4. Deleted by G. N. of 8-8-1979.
6. Sub. by G. N. of 15-4-1957.
8. Deleted by G. N. of 17-1-1973.
10. Subs. by G. N. of 17-1-1973.

Provided that, any such *nokarnama* signed by the licensee shall be valid until countersignature is refused. For every *nokarnama* issued by him and countersigned, the licensee shall pay a fee of Rupee 1.

(b) A vendor licensee shall not authorise any of following persons as his agents or servants, namely :—

- (i) persons below twenty-one years of age ;
- (ii) persons suffering from any infectious or contagious disease:
- (iii) persons of unsound mind ;
- (iv) persons who, in the opinion of the Collector, are of a bad character ;
- (v) persons whose *nokarnamas* or licensees have previously been cancelled; or
- (vi) persons convicted of any offence :

Provided that, in the case of persons falling under clauses (iv), (v) and (vi), the Collector may make such inquiries as he deems necessary for the removal of disqualification and if he is satisfied that there is no objection, he may, for reasons to be recorded in writing, remove the same at any time ;

Provided further that, if for any reason the Collector shall order the withdrawal of any *nokarnama* issued by the licensee, the *nokarnama* shall forthwith be withdrawn.]

(3) (a) The holder of a vendor's licence shall keep in the licensed premises an up-to-date list showing the names of all authorised agents or servants.

(b) The licensee shall keep in the licensed premises, in a bound book of stout paper, paged and stamped with the seal of the Collector accounts in such form as may be prescribed by the Commissioner. The accounts shall be clearly and correctly written up-to-date daily. With these accounts shall be filed the transport passes under cover of which foreign liquor was received, sold or transported. These accounts shall be open to inspection by the Collector or any other officer empowered under section 122 of the Act.

(c) The licensee shall submit such returns as may be prescribed by the Commissioner.

(d) The licensee shall keep a complete set of testing instruments for testing foreign liquor.

(4) The licensed premises of the holder of a vendor's licence and all foreign liquor therein contained shall at all times be open to inspection by the Collector and the Prohibition Officers empowered under section 122 of the Act and ¹[by the Commissioners of Police, Bombay, Nagpur and Poona within their respective jurisdiction,] and elsewhere by the District Superintendent of Police.

(5) The licensee shall, when called upon by any Prohibition and Excise Officer not below the rank of a Sub-Inspector of Prohibition and Excise, give an explanation in writing regarding any irregularity detected at his licensed premises and shall furnish any information regarding the management of the said premises; and shall answer all reasonable questions to the best of his knowledge and belief. He shall also, on demand, allow an inspecting officer to take without payment samples for analysis.

(6) The licensee shall keep a visit book paged and stamped with the seal of the Collector in which visiting officers may record any remarks when inspecting the licensed premises. The licensee shall, on the termination of the period of his licence, deliver up the visit book, the accounts and the licence to the local Prohibition and Excise Inspector or Sub-Inspector.

1. Subs. by G. N. of 8-7-1969.

41. *Licensee to abide by provisions of the Act, etc.*—(1) Every holder of a vendor's licence shall comply promptly with all orders or directions issued from time to time under the Act and the rules and regulations and orders made thereunder.

(2) Such licensee shall give an undertaking to the Collector that he will abide by the provision of the Act and rules, regulations and orders made thereunder and that he agrees to and will abide by all the conditions of the licence.

(3) The licensee or his successors or assignees shall have no claim whatsoever to the continuance ¹* * * of the vendor's licence after the expiry of the period for which such licence was granted.

(4) When a vendor's licence is suspended or cancelled during the currency of the licence period or is not renewed on its expiry, the licensee shall forthwith surrender the whole stock of unsold foreign liquor to the Collector. The stock so surrendered shall be sold by the Collector and the proceeds of the sale shall, after deducting the expenses and any sum due to the State Government, be returned to the licensee.

42. *Suspension or cancellation of licence*,—A vendor's licence may be suspended or cancelled in accordance with the provisions of section 54 or 56 of the Act.

²[“42A *Grant of vendor's licence for beer in sealed bottle by retail sale for off wine or both consumption.*—(1) Any person desiring to sell beer or ³[wine or both] in sealed bottle by retail sale for “off consumption” shall apply, in Form F.L./A-10 appended to these rules for a licence in Form F.L./BR-II to the Collector of the District in which he desires to locate the licensed premises for selling beer. Every such application shall be accompanied by a chalan or demand draft evidencing payment of a fee of Rs. 100.

(2) On receipt of the application under sub-rule (1) in Form F.L./A-I duly completed in all respect, the Collector may make such enquiries as he deems necessary, and after considering the recommendations of the Committee constituted under rule 24 A shall consider the applications so received and satisfying himself that the premises proposed for location of the shop for selling beer in sealed bottle is in conformity with the provisions of the rules and instructions issued by the State Government or the Commissioner in his behalf from time to time and that there is no objection to grant the licence applied for. The Collector shall in conformity with the recommendation of the Committee and after making such enquiries so as to satisfy himself that the premises proposed for location of the shop for selling beer are in conformity with the provisions, may grant licence in Form FL/BR-II on recovery of 25 per cent of the licence fee payable for grant or renewal of licence in Form FL-III in the area in which shop for licence in Form FL.BR-II is being located and on deposition of an amount equal to annual licence fee as earnest money.

1. Deleted, *ibid.*

2. Insertion by 19-8-2004.

3. Subs. by 14-8-2006.

(3) All provisions applicable for FL-II licence under sub-rule (2) and (3) of rule 25 and rules 26 to 42 shall apply *mutatis mutandis* to the licence in Form FL/BR-II".]

43. Depots in charge of officers.—(1) The State Government may establish depots for the sale of foreign liquor to persons holding permits for its possession, consumption or use and locate such depots in Government liquor warehouses or at any other suitable places and entrust the business of such depots to the officers-in charge of such warehouses or places or any other officers as it deems fit.

(2) No licence, permit, pass or authorisation shall be necessary for the possession, transport, sale or purchase of foreign liquor, on behalf of the depot, by the officer referred to in sub-rule (1).

(3) Subject to the provisions of sub-rule (2), the officer-in-charge of the depot shall abide by the rules in this Part and shall also comply with all orders and instructions issued by the Commissioner, Collector, Superintendent of Prohibition and Excise, Inspector of Prohibition and Excise or any other officer duly empowered in this behalf in connection with the management of the business relating to the depot.

PART-III

Hotel Licence

¹[44. *Application for hotel licence.*—Any manager of a hotel or any manager or proprietor of a restaurant ²[being a hotel or restaurant ³* * * *] which in the opinion of the Collector is of an adequately good standard, regard being had to the grade assigned to it the accommodation and amenities provided therein the nature of its clientele and the standard of refreshments, food and service offered, desiring to sell foreign liquor by retail to permit-holders residing or boarding at his hotel or restaurant shall apply to the Collector Form F.L./A.-IC for a hotel licence in that behalf. Every such application shall be accompanied by a *chalan* evidencing payment of a fee of ⁴[Rs. 1,000] in respect of such application.]

⁵[“44A. *Consideration of application for licence by Committee.*—Applications received under rule 44 shall be considered by a Committee consisting of the following members, namely :—

- | | |
|--|----------|
| (1) Collector of the District | Chairman |
| (2) Commissioner of Police or his representative who is not below the rank of Deputy Commissioner of Police. | Member |

1. Subs. by G. N. of 17.1.1973

2. Added by G. N. of 30.12.1976

3. Deleted by G. N. of 25.3.1981

4. Subs. by G. N. of 17.2.1989

5. Ins. *ibid*

- | | | |
|-----|--|-------------------|
| (3) | Superintendent of Police of the District except in Greater Bombay. | Member |
| (4) | Chief Executive Officer of the Zilla Parishad of the District and in case of Greater Bombay area the Municipal Commissioner or his representative not below the rank of Deputy Municipal Commissioner. | Member |
| (5) | Superintendent of Prohibition and Excise of the District. | Member-Secretary] |

45. *Grant of licence and its duration.*—¹[(I) On receipt of an application, the Collector shall place the application alongwith enquiry report before the Committee for consideration of the same by the Committee.

(IA) The Committee shall consider the suitability or otherwise of the applicant for the grant of licence and record its recommendation in that behalf.

(IB) The Collector after duly considering the Committee's recommendation and after satisfying himself that the premises where it is proposed to sell the foreign liquor are in conformity with the provision of the rules ⁴[* * *] and that there is no other objection to grant the licence applied for, may inform the applicant of the decision and grant the licence in Form FL-III on payment of a deposit of rupees Five Thousand and the fees (inclusive of consideration), according to the following scale, namely :—

					Rs.
² (a)	Hotel having upto 25 rooms	..	..	..	25,000
(b)	Hotels having 26 to 100 rooms	..	..	..	50,000
(c)	Hotels having 101 to 150 rooms	..	..	..	75,000
(d)	Hotels having 151 to 200 rooms	..	..	..	1,00,000
(e)	Hotels having 201 or more rooms	..	..	..	1,50,000
(f)	Restaurants in Village/Town/City—				
	(1) town with population upto 3 lakhs	..	..	..	40,000
	(2) city with population of 3 lakhs and above but below	..	..	..	50,000
⁵ (3)	population from 10,00,001 to 20 lakhs	..	..	..	1,60,000]
	(4) city with population of 20 lakhs and above	..	..	..	1,00,000

Provided that, hotels having upto 25 rooms, which are situated in a city with population of 3 lakhs and above shall be required to pay the fees, as per the scale of fees for restaurants based on the population of cities where they are situated, as prescribed in clause (f).]

³[(IC) No licence under sub-rule (1B) shall be granted in respect of any hotel or restaurant which is situated within a distance of seventy-five meters from any educational or religious institution or from any bus stand, station or depot of the Maharashtra State Road Transport Corporation or from the boundary of any National or State highway :

1. Subs. by G. N. of 17.2.1989.

2. G. N. of 16.3.1993.

3. Added *ibid*.

4. Deleted by G. N. of 5.1.1990.

5. Subs. by 17.9.2004.

Provided that nothing contained in this sub-rule shall apply in respect of an existing hotel or restaurant for which a valid licence in Form FL-III is held by the Manager or Proprietor thereof immediately before coming into force of the Bombay Foreign Liquor (Amendment) Rules, 1990.

^{1,2}*Explanation.*—For the purposes of this sub-rule.—

(i) “educational institution” means any pre-primary, primary, or secondary school managed or recognised by any local authority or the State Government or the Central Government and any college affiliated to any University established by law, but does not include any private coaching institution ;

(ii) “religious institution” means an institution for the promotion of any religion and includes a temple, math, mosque, church, synagogue, agiary or other place of public religious worship which is managed or owned by a public trust registered under the Bombay Public Trusts Act, 1950 [Bom. xx/x of 1950] and included such other religious institutions as the State Government may by order specify in this behalf ;

(iii) The distance referred to in clause (a) of this sub-rule shall be measured from the mid-point of the entrance of the hotel or restaurant alongwith the nearest path by which the pedestrian ordinarily reaches,—

(a) the mid-point of nearest gate of the institution if there is a compound wall and if there is no compound wall, the midpoint of the nearest entrance of the institution, or

(b) the mid-point of the nearest gate of the bus stand, station or depot of the depot of the Maharashtra State Road Transport Corporation if there is a compound wall and if there is no compound wall, the nearest point of the boundary of such bus stand, station or depot, or

(c) the boundary of the National or State highway”.

(2) No licence under this rule shall be granted for a period beyond the 31st March next following the date of the commencement of the licence.

³[(3) Any person desiring to renew a licence shall, thirty days before the date of expiry of the licence, apply for the renewal thereof. Every such application shall be accompanied by a challan evidencing payment of an application fee of Rs. 25.

(4) Any licence granted under sub-rule (1) may be renewed by the Collector for a period not exceeding one year at a time on payment of the same fee as prescribed under sub-rule (1).”]

⁴[provided that licence granted to restaurants shall be renewal on recovery of fee on following scale; namely :—Restaurants in a

	Rs.
(1) Village/tow/city with population upto 3 lakhs	30,000
(2) city with population of 3 lakhs & above but below 10 lakhs ..	35,000
(3) city with population of 10 lakhs and above but below 20 lakhs ..	60,000
(4) city with population of 20 lakhs and above.	⁵ [65,000]

⁶[Provided that the licence fee and renewal fee for hotel shall not be less than the fee prescribed for restaurant on the basis of population.]

46. *Admission of partners.*—(1) No person shall be recognised as partner of a hotel licensee unless the partnership has been declared to the Collector before such licence is granted and the names of the partners have been entered jointly in the licence, or if the

1. Inserti by 23.11.2009

3. Added by G. N. of 16.3.1988

5. Subs. ibid

2. Deleted by 26.12.2009

4. Added by G. N. of 16.3.1994

6. Added by G. N. of 28.3.1994

partnership is entered into the granting of the licence, unless the Collector agrees on application made to him to alter the licence and [to add the name or names of the partner or partners in the licence].

1. * * * * *

²(2) Except with the previous sanction of the ³[Collector] no person recognised as partner under sub-rule (1) shall be allowed to withdraw from the partnership and to have his name as partner deleted from the licence].

⁴["46-A. *Transfer of Licence*.—The Collector may permit the transfer of a licence from one name to another after the licence in Form FL-III is granted.

"46-B. *Transfer of Licence from one site to another*.—The Collector may permit the transfer of a licence from one site to another within same district after the licence in Form FL-III is granted."]

PARTIV

Club Licence

⁵[47. *Application for a club licence*.—The Secretary of a club or any person duly authorised in that behalf by the club shall, if it is intended to sell foreign liquor at such club, apply in Forms F.L./A-I-D to the Collector for a club licence in that behalf. Every such application shall be accompanied by a *chalan* evidencing payment of a fee of ⁶[rupees fifty] in respect of such licence.]

⁷[47-A. *Consideration of application for licence by Committee*.—Applications received under rule 47, shall be considered by the Committee consisting of the following members, namely :—

- | | |
|--|------------------|
| (1) Collector of the District | Chairman |
| (2) Commissioner of Police or his representative who is not below the rank of Deputy Commissioner of Police. | Member |
| (3) Superintendent of Police of the District except in Greater Bombay. | Member |
| (4) Chief Executive Officer of the Zilla Parishad of the District and in case of Greater Bombay area the Municipal Commissioner or his representative not below the rank of Deputy Municipal Commissioner. | Member |
| (5) Superintendent of Prohibition and Excise of the District. | Member-Secretary |

48. *Grant of licence and its duration*.—

⁸[(1) On receipt of an application under rule 47, the Collector shall make enquiries for verification of the particulars given in the application and place the application alongwith enquiry report before the Committee, for consideration of the same, by the Committee.

(1A) The Committee shall then consider the suitability or otherwise of the applicant for the grant of licence and record its recommendation in this behalf.

(1B) The Collector after duly considering the Committee's recommendation and after satisfying himself that the premises in the club where it is proposed to sell the foreign liquor are in conformity with the provisions of the rules and instructions issued in this behalf by the State Government or the Commissioner, from time to time, and that there is no other objection to grant the licence applied for, may inform the applicant of the decision and grant the licence in Form FL-IV on payment of deposit of rupees one thousand and the fee according to the following scale, namely :—

- (a) In all Municipal Corporation areas Rs. 15,000.00
 (b) In all other places Rs. 6,000.00]

1. Deleted by G. N. of 17.1.1973.

3. Subs. by G. N. of 17.1.1973.

5. Subs. by G. N. of 17.1.1973.

7. Ins. by G. N. of 30.8.1989.

2. Subs. by G. N. of 15.4.1957.

4. Insertion by 7.7.2010.

6. Subs. by G. N. of 16.3.1988.

8. Subs. by 30.8.1989.

(2) No licence shall be granted for a period beyond 31st March next following the date of the commencement of the licence.

¹[(3) Any person desiring to renew a licence shall, thirty days before the date of expiry of the licence, apply for the renewal thereof. Every such application shall be accompanied by a challan evidencing payment of a fee of Rs. 25.

(4) Any licence granted under sub-rule (1) of rule 48, may be renewed by the Collector for a period not exceeding one year at a time on payment of the same fee as prescribed under sub-rule (1).”]

²[PARTIV-A]

Temporary Club Licence

48A. *Application for temporary club licence.*—The Secretary of any club or any such institution or any person duly authorised by the club or institution shall, if it is intended to sell foreign liquor temporarily or any special function, apply to the Collector for a temporary club licence in that behalf. Every such application.

³“[shall be accompanied by a challan evidencing payment of a fee of fifty rupees for such application and”] contain the following particulars, namely :—

- (i) Name of the Institution,
- (ii) Exact location of the Institution, with census number of the house or building, name of the street and name of city, town village, as the case may be,
- (iii) Object of the special function on which foreign liquor will be sold,
- (iv) Date or dates of special function,
- (v) Whether the profits derived from the special function will be utilised for the benefit of any charitable institution, and if so, in what manner, and
- (vi) Hours of opening and closing of the function.

⁴[48A-1. *Consideration of application for licence by Committee.*—Applications received under rule 48A, shall be considered by the Committee constituted under rule 47A.”]

⁵[48B. *Grant of licence and its duration.*—(1) On receipt of an application under rule 48A, the Collector shall make enquiries for verification of the particulars given in the application and place the application alongwith inquiry report before the Committee constituted under rule 47A for consideration of the same by the Committee.

(2) The Committee shall then consider the suitability or otherwise of the applicant for the grant of licence and record its recommendation in that behalf.

(3) The Collector after duly considering the Committee’s recommendation and after satisfying himself that the premises in the club where it is proposed to sell the foreign liquor are in conformity with the provisions of the rules and instructions issued in this behalf, by the State Government or the Commissioner, for time to time, and that there is no other objection to grant the licence applied for, may inform the applicant of the decision to grant such temporary licence in Form F. L. IV on payment of a fee of rupees five hundred per function, or for such temporary period as may be specified therein.”]

⁶[“48C. (1) *Application for temporary club licence for sale of wine only.*—The Secretary of any club or any such institution or any person duly authorised by the club or institution shall, if it is intended to sell wine temporarily at any special function, apply to

1. Added by G. N. of 16.3.1988
3. Ins. by G. N. of 16.3.1988
5. Subs. by G. N. of 30.8.1989

2. Ins. by G. N. of 30.8.1989
4. Ins. by G. N. of 30.8.1989
6. Ins. by 30.7.2008

the Collector for temporary club licence in that behalf. Every such application shall be accompanied by a chalan evidencing payment of fee of rupees fifty for such application and contain the following particulars namely :—

- (i) Name of the Institution,
- (ii) Exact location of the Institution, with census number of the house or building, name of the street the name of city, town or village, as the case may be,
- (iii) Object of special function on which wine will be sold,
- (iv) Date or dates of special function,
- (v) Whether the profits derived from such special function will be utilised for the benefit of any charitable institutions, and if so, in what manner, and
- (vi) Hours of opening and closing of such special function.

(2) On receipt of an application under sub-rule (1), the Collector shall make enquiries for verification of the particulars given in the application, and after satisfying himself that the premises in the club or institution where it is proposed to sell the liquor are in conformity with the provisions of the rules and instructions issued in this behalf, by the State Government or the Commissioner from time to time and that there is no other objection to grant the licence applied for, may inform the applicant of the decision to grant such temporary licence in “Form F.L.W. IV” for Wines only on payment of fee of rupees Six hundred per function or for such temporary period as may be specified therein.

[(3) All provisions applicable to “FL-IV” licence under rule 49 to 53, 55 to 61 shall apply *mutatis mutandis* to the licence in “Form F.L.W. IV.”]

PART V

Rules for Hotel and Club Licences

¹[49. *Employment of servants.*—(1) Subject to the provisions of sub rule (2), the hotel or club licensee shall carry on the business of selling foreign liquor at a hotel or club either personally or by an agent or servant duly authorised by him in this behalf by a *nokarnama* in Form F. L. XIV, signed by himself and countersigned by a Prohibition and Excise Officer not lower in rank than a Sub-Inspector :

Provided that, any such *nokarnama* signed by the licensee shall be valid until countersignature is refused. For every *nokarnama* issued by him and countersigned, the licensee shall pay a fee of Rupee 1.

(2) A hotel or club licensee shall not authorise any of the following persons as his agents or servants, namely :

- (i) Persons below twenty-one years of age ;
- (ii) Persons suffering from any infectious or contagious disease ;
- (iii) Persons of unsound mind ;
- (iv) Persons who, in the opinion of the Collector, are of a bad character ;
- (v) Persons whose *nokarnamas* or licences have previously been cancelled ; or
- (vi) Persons convicted of any offence ;

1. Subs. by G. N. of 4.5.1982

Provided that, in the case of persons falling under clauses (iv), (v) and (vi), the Collector may make such inquiries as he deems necessary for the removal of disqualification and if he is satisfied that there is no objection he may, for reasons to be recorded in writing remove the same at any time :

Provided further, that, if for any reasons the Collector shall order the withdrawal of any *nokarnama* issued by the licensee, the *nokarnama* shall forthwith be withdrawn.]

50. Source of supply.—Foreign liquor required for a licensed hotel or club shall not be bought except from a person holding a trade and import licence and shall not be transported from the latter's premises to the hotel or club premises except under a transport pass.

⁵[“ Provided that, wine required for sale under the licence may be obtained directly from the winery which has been exempted from payment of excise duty and holding manufactory licence in Form ‘BRL’ granted under a valid transport pass in Form ‘BR IX’ . ”]

^{1, 2, 4}[“ Provided that, in certain District where there are only very few trade and import licence holders for importing and selling foreign liquor by wholesalers (FL-1 licensees) and they do not sell majority of brands in the district, then the foreign liquor required for licenced hotel (F.L. III Licensee) or club (F. L. IV Licensee), shall also be bought from a person holding a Vendor's Licence for sale of Foreign Liquor FL-II, after obtaining the approval of the Government. The record of the purchase and sale of such stock of foreign liquor shall be maintained by the licensees in the form prescribed by the Commissioner..”]

51. Prohibition to store or sell any other foreign liquor.—(1) A hotel or club licensee shall not keep or sell, in the licensed premises of the hotel or club, foreign liquor of any kind which he is not authorised to buy under the licence, nor shall he keep, or sell foreign liquor in any place except in the licensed premises of such hotel or club.

(2) No adulterated, deteriorated or spurious foreign liquor of any kind shall be received, sold or kept by the licensee in the hotel or club.

³[52. *Sale and consumption of foreign liquor.*—⁷“(1) Mild beer, mild liquor may be sold in pegs or bottles to any person who is not below ⁸[21 years] and foreign liquor may be sold in pegs or bottles to a foreigner or a permit holder at a hotel or restaurant for consumption in the area assigned for that purpose and approved by the licensing authority and to a resident in such hotel for consumption in his room :

Provided that, mild beer, mild liquor may be served to foreigners or the persons who is not below 21 years in the dining room of such hotel or restaurant.”]

⁶[Provided further that beer ⁹[or wine or both] may be sold in sealed bottles to any person above the age of ^{8, 9}[21 years or permit holder for] “off consumption” after getting the FL-III licence duly endorsed to that effect from the Collector on payment of 25 per cent. of the licence fee payable for grant or renewal of the licence in FL-III.”]

1. Added by 22-10-2003.

2. Deleted by 7-5-2005.

3. Subs. by G. N. of 30-12-1976.

4. Ins. by G. N. of 1-7-2006.

5. Ins. by G. N. of 24-11-2005

6. Ins. by G. N. of 19-8-2004..

7. Subs. by 19-1-2005.

8. Subs. by 26-9-2005.

9. Subs. by 14-8-2006.

¹["(2) Mild beer, mild liquor may be sold in pegs or bottles at a club to any member thereof or his guest who is not below ²[21 years] of age and foreign liquor may be sold in pegs or bottles to a permit holder at a club for consumption in the area assigned for that purpose and approved by the licensing authority or to a member of the club residing therein for consumption in his room."]

53. *Maintenance of accounts and inspection thereof.*—(1) There shall be maintained at the licensed premises such accounts as may be prescribed by the Commissioner under the Act. Such accounts shall be kept in a bound book of stout paper, paged and stamped with the seal of the Collector.

(2) The licensed premises of the hotel or club and foreign liquor kept or stored therein and all accounts, registers and books maintained in respect of such foreign liquor by a hotel or club licensee, as the case may be shall at all times be open to inspection by any officer empowered under section 122 of the Act. Any irregularity noticed by such officer shall be explained to him by the licensee.

54. *Appointment of staff for supervision.*—The collector may appoint such staff for excise supervision at the licensed hotel or club premises as he deems necessary.

55. *Closure of premises.*—(1) A hotel or club licensee shall close the licensed premises on such days and during such hours as may be prescribed by the ³[State Government] under the Act.

(2) The licensee may also of his own accord close the licensed premises during any riot or disturbance in the neighbourhood thereof.

(3) The licensee shall not be entitled to claim any compensation on account of the closure of the licensed premises under this rule.

56. *Prohibition regarding drunkenness. etc.*—No drunkenness or gambling in or near the room of hotel or club which has been assigned for the sale of foreign liquor shall be permitted by a hotel or club licensee nor shall any disorderly persons be allowed to remain therein.

57. *Sale to permit-holders.*—(1) (a) A hotel or club licensee shall not sell foreign liquor to any person except to a permit-holder residing or boarding at the hotel ⁴ [or in the case of a club, to its member holding a permit and to any of his guests who holds a permit.] ⁵ [Except where a person holds a permit under Chapter VI-A, no sale] of foreign liquor shall be made to a permit-holder unless the permit-holder has got a corresponding balance of units remaining unpurchased under his permit during the month of such sale to him :

^{1,6}["Provided that, mild beer, mild liquor may be sold to any person who is not below ²[21 years] of age, residing at the hotel and in the case of a club, to resident member for consumption in his room only."]

(b) Such licensee shall enter the details of sale of foreign liquor to any permit-holder in the permit of such permit-holder.

(2) A hotel or club licensee shall not sell or serve foreign liquor except during the hours prescribed in this behalf by the ²[State Government].

1. Inserted by 19-1-2005.

3. Subs. by G. N. of 8-7-1969.

5. Subs. by G. N. of 15-9-1972.

2. Sub. by 26-9-2005.

4. Subs. by G. N. of 27-8-1964.

6. Ins. by G. N. of 4-5-1982.

(3) A hotel or club licensee shall maintain a register of permit-holders holding permits under these rules and state therein their permit numbers and the number of units sanctioned to them. The licensee shall enter in the register details of foreign liquor sold to them from day to day.

(4) A hotel or club licensee shall not sell or supply or attempt to supply any foreign liquor to or for the use of –

- (a) ¹[any person] who is insane, or
- (b) ¹[any person] known or believed to be intoxicated.

58. *Licensee to abide by the Act, rule, etc.*—A hotel or club licensee shall abide by the conditions of the hotel or club licence and the provisions of the Act and the rules, regulations and orders made thereunder and shall give an undertaking to that effect.

59. *No claim ²[to continue licence]*.—A hotel or club licensee or his successors or assignees shall have no claim whatsoever to the continuance ³ [* * *] of the hotel or club licence, as the case may be, after the expiry of the period for which such licence was granted.

60. *Cancellation of licence.*—A hotel or club licence may be suspended or cancelled in accordance with the provisions of section 54 or 56 of the Act.

61. *Unsold foreign liquor to be surrendered.*—When a hotel or club licence is suspended or cancelled during the currency of the licence period or is not renewed on its expiry, the hotel or club licensee shall forthwith surrender the whole stock of unsold foreign liquor to the Collector. The stock so surrendered shall be sold by the Collector and the proceeds of the sale shall after deducting the expenses and any sum due to the State Government be returned to the licensee.

⁴["61A *transfer of licence from one name to another.*—For the purpose of transfer of licence granted under rules 5, 25 to 45, in the name of a person other than the licence holder, the provisions laid down in the respective rules relating to the grant of licence shall apply *mutatis mutandis*."]]

PART VI

Permits for possession, use and consumption of Foreign liquor

62., Description of permits.—permits of the following kinds, and no other for the possession, use and consumption of foreign liquor may be granted under these rules, namely—

- (i) Temporary resident's permit;
- (ii) ⁵* * *
- (iii) Emergency permit;
- (iv) Special permit for privileged personages;
- (v) Visitor's permit;
- (vi) Interim permit;
- (vii) Tourist's permit.

1. Subs. by G. N. of 25.4.1968.
 2. Subs. by G. N. of 8.7.1969.
 3. Deleted by G. N. of 8.7.1969.
 4. Subs. by G. N. of 17.2.1989.
 5. Deleted by G. N. of 8.8.1979.

63. *Temporary resident's permit.*—(1) Any temporary resident desiring to possess, use and consume foreign liquor shall apply to the Collector in Form F.L./A-1. The form may be obtained from the office of the Collector on payment of a fee of Re. 1.

(2) (i) On receipt of the application, the Collector shall satisfy himself.—

(a) that such person is not a minor ;

(b) that he is temporary resident; and

(c) that he fulfils the other conditions of section 40.

(ii) The Collector shall also make such other enquiries as he deems necessary.

(3) If the Collector, on making the necessary inquiries ¹[for the disposal of the application], is satisfied that there is no objection, he may, in consultation with the Superintendent or Inspector of Prohibition and Excise of the district and in conformity with the orders of the State Government and the Commissioner, grant the applicant on payment of a fee of ²[Rs. 30] a permit in Form F.L. V for the possession, use and consumption of foreign liquor ³[and shall also issue a certificate separated, and easily detachable from the main permit by means of perforations, as evidence of the grant of the permit.]

²[(4) No permit shall be granted for a period exceeding twenty-four months from the date of its commencement.]

(5) The permit shall be granted for such monthly quantity not exceeding ¹(6) units as the Collector may fix in each case.

(6) The permit-holder shall not possess at any one time any quantity of foreign liquor exceeding that which has been fixed in his case by the Collector under sub-rule (5).

(7) The privileges of purchase and possession of foreign liquor granted under the permit shall extend only so far as they are incidental to its use or consumption in accordance with these rules and the conditions of the permit.

(8) (i) Foreign liquor permitted for consumption under the permit shall not except with the previous permission of the Commissioner, be obtained from any place other than a Government depot or a licensed hotel or club or a shop holding a vendor's licence.

(ii) The permit-holder shall get all purchases of foreign liquor entered in his permit by the officer-in charge of the government depot or the hotel licensee or the club licensee or the holder of a vendor's licence, as the case may be.

(8A) Whenever the permit-holder leaves the State for more than one month during the currency of the permit period, he shall before leaving the State, deposit with the Collector his permit and the stock of foreign liquor held by him thereunder, and obtain a receipt therefor. The stock so deposited shall be kept by the Collector in safe custody and marked with such distinguishing marks as he may deem fit. If the permit-holder returns to the State before the expiry of the period of the permit, the permit and the stock so deposited shall be returned to him on production of the receipt.

(9) A permit-holder shall abide by the conditions of the permit and the provisions of the Act and the rules, regulations and orders made thereunder and shall give an undertaking to that effect.

(10) A permit may be suspended or cancelled in accordance with provisions of section 54 ⁴[or 56] of the Act.

1. Subs. by G. N. of 8-7-1969.

2. Subs. by G. N. of 24-3-1964.

3. Added by G. N. of 24-2-1956.

4. Ins. by G. N. of 8.8.1979.

(11) Where the permit is suspended or cancelled during the currency of the permit period or is not renewed after its expiry, the permit-holder shall surrender forthwith the whole of the unconsumed stock of foreign liquor to the Collector. The stock so surrendered shall be sold by the Collector and the proceeds of the sale shall after deducting the expenses and any sum due to the State Government be returned to the permit-holder.

64.	¹ *	*	*	*	*	*
64A.	² *	*	*	*	*	*
65.	¹ *	*	*	*	*	*
66.	¹ *	*	*	*	*	*

67. *Emergency permit.*—(1) Any person desiring to possess brandy, rum or champagne for his own use or consumption or any head of the house desiring to possess such liquor for the use of his household for medicinal use on emergent occasions shall apply to the Collector in Form F.L./A-3. He may obtain such form from the office of the Collector on payment of a fee of Rs. 1.

(2) On receipt of the application, the Collector shall make such inquiries as he deems necessary ³[for the disposal of the application] and if he is satisfied that there is no objection, he may, in conformity with orders of the State Government and the Commissioner issues in that behalf, grant the applicant ⁴[on payment of a fee of ⁵[Rs. 2] a permit in Form F.L. VII for the possession of brandy, rum or champagne, as the case may be, for medicinal use on emergent occasions ⁶[ans shall also issue a certificate separated, and easily detachable from the main permit by means of perforations, as evidence of grant of the permit :]

Provided that the applicant is not a minor :

Provided further that no permit shall be granted to more than one member of a household at any one time.

(3) No permit under sub-rule (2) shall be granted ⁷[* * *] and for a quantity ⁸[exceeding [375 millilitres] of brandy or rum per three months or ⁹[750 millilitres] of champagne per three months.]

(3A)	¹⁰ *	*	*	*	*	*	*
------	-----------------	---	---	---	---	---	---

(4) No brandy, rum or champagne shall be purchased or obtained by a permit-holder under this rule if he has already in his possession a quantity of liquor permitted under sub-rule (3).

(5) The privileges of purchase, transport and possession of brandy, rum or champagne granted under the permit shall extend only so far as they are incidental to its use or consumption in accordance with these rules and the conditions of the permit.

(6) The liquor purchased under the permit shall be used solely for the use of the permit-holder and his house-hold :

Provided that the permit-holder may allow the use or consumption of liquor in respect of which the permit has been granted to any other person who requires the use thereof for medicinal purpose ¹¹[on any emergent occasion, subject to the condition that the quantity of liquor that he may so allow to be used or consumed by such other person does not exceed the quantity that is reasonably necessary on such emergent occasion.]

¹² *	*	*	*	*	*	*
-----------------	---	---	---	---	---	---

¹ Deleted by G. N. of 8.8.1979.

³ Ins. by G. N. of 8.7.1969.

⁵ Subs. by G. N. of 17.1.1973.

⁷ Deleted by G. N. of 17.1.1973.

⁹ Subs. by G. N. of 8.7.1969.

¹¹ Subs. by G. N. of 18.9.19761.

² Deleted by G. N. of 24.3.1964.

⁴ Subs. by G. N. of 28.1.1971.

⁶ Added by G. N. of 24.2.1956.

⁸ Subs. by G. N. of 30.5.1964.

¹⁰ Deleted by G. N. of 28.1.1971.

¹² Deleted, *ibid.*

(7) The permit-holder shall not obtain brandy, rum or champagne except from a Government depot, or from a holder of a vendor's licence. He shall get all purchases of such liquor entered in his permit by the Officer-in-charge of the Government depot or the holder of a vendor's licence, as the case may be.

(8) The permit holder shall abide by the conditions of the permit and the provisions of the Act and the rules, regulations and orders made thereunder and shall give an undertaking to that effect.

(9) The permit may be suspended or cancelled in accordance with the provisions of section 54 ¹[or 56] of the Act.

(10) In case the permit is suspended or cancelled during its currency or is not renewed on its expiry, the permit-holder shall surrender forthwith the whole of the unused stock of liquor to the Collector. The stock so surrendered shall be sold by the Collector and the proceeds of the sale shall, after deducting the expenses and any sum due to the State Government, be returned to the permit-holder.

(11) 2* * * * * *

(12) 3* * * * * *

68. *Special permit for privileged personages.*—(1) Any person who is—

(a) a Sovereign or Head of a foreign State;

(b) an Ambassador or diplomatic Envoy of a foreign State;

(c) a Consul, Honorary Consul or Trade, Commerce or other representative of a foreign State;

(d) a member of the staff appointed by or serving any under person specified in clause (a), (b) or (c) : Provided that such member is a national of a foreign State:

⁴[(d1) a member of a foreign Government;

(d2) a representative or officer of any international organisation to which privileges and immunities are given from time to time by or under the United Nations (Privileges and Immunities) Act, 1947;]

(e) the consort of any person specified in clauses (a), (b), (c), ⁵[(d), (d1) and (d2);]

(f) any relation of any person specified in clauses (a), (b), (c), ⁵[(d), (d1) and (d2)] depended upon him, desiring the possess, use and consume foreign liquor, shall apply to the Collector in form F.L./A-4 which shall be supplied to him, free of cost.

⁶* * * * *

(2) On receipt of the application, the Collector shall, after making such inquiries as he may deem necessary ¹[for the disposal of the application], grant him a permit in Form F.L. VIII for the possession, use and consumption of foreign liquor ⁷[and shall also issue a certificate separated, and easily detachable from the main permit by means of perforations, as evidence of the grant of the permit.]

(3) The permit may be granted for a period not extending beyond the 31st March next following the date of the commencement of the permit.

(4) (i) The permit may be granted for any quantity of foreign liquor (without any limit) if the permit-holder is a Sovereign or Head of a foreign State or his consort.

1 Ins. by G. N. of 9.7.1969.

3 Deleted by G. N. of 28.1.1971.

5 Subs. *ibid.*

7 Added by G. N. of 24.1.1956.

2 Deleted by G. N. of 30.5.1964.

4 Ins. by G. N. of 18.9.1961.

6 Deleted by G. N. of 16.1.1964.

(ii) If the permit-holder is any other person falling under any of the categories (b), (c), (d), (e) and (f) mentioned in sub-rule (1) ¹[the permit shall be granted for such quantity of foreign liquor as the State Government or the Commissioner may direct in that behalf.]

(5) The privileges of purchase and possession of foreign liquor granted under the permit shall extend only so far as they are incidental to its use or consumption in accordance with these rules and the conditions of the permit.

(6) Foreign liquor permitted for consumption under the permit shall not be obtained by the permit-holder except from his own stock in Customs Bond or from the stock in Customs Bond of a trade and import licensee :

Provided that the Commissioner may permit the permit-holder to obtain foreign liquor from any other source or place.

²[(6-A) The permit-holder shall, on relinquishing charge of his office or on his ceasing to be a person falling under any of the categories mentioned in sub-rule (1), surrender his permit together with the stock of foreign liquor held by him thereunder to the Collector. The stock of foreign liquor so surrendered may, with the permission of the Commissioner, be handed over to the permit-holder's successor-in-office or shall be disposed of in such manner as the Commissioner may direct :

Provided that nothing in this sub-rule shall apply to any person falling under—

(i) clause (a) or his consort, or (ii) Clause (b).]

(7) The permit-holder shall enter in his permit the quantity of foreign liquor obtained by him from time to time if it is obtained from his own stock in Customs Bond, and if it is obtained from any other place the quantity of the foreign liquor so obtained shall be entered in the permit by the foreign liquor licensee concerned.

(8) In the event of any permit-holder going out of the State for more than 30 days, the stock of foreign liquor held by him under the permit shall be disposed of in such manner as the Commissioner may direct.

69. *Visitor's Permit.*—³[(1) Any person who—

(a) is a citizen of a foreign country or a citizen of India and resides in any part of India, where consumption of alcoholic liquor is not generally prohibited by law;

Or

(b) is a citizen of a foreign country or is a citizen of India, and resides in any part of India, where consumption of liquor is prohibited by law, but has been consuming such liquor under a permit or other authorization, visits the ⁴[State of Maharashtra] for a period of not more than a week and desires to purchase, possess, use and consume foreign liquor, shall apply to the Collector.]

(2) The application shall be in Form F.L./A-5 which may be obtained by him from the Office of the Collector on payment of a fee of Re. 1.

(3) On receipt of the application the Collector shall satisfy himself that the applicant is a visitor to the State of Maharashtra ⁷[and is not a minor] and if he sees no objection, he may in conformity with the orders of the Commissioner, grant him a permit in Form F.L. IX for the ⁵[purchase,] possession, use and consumption of foreign liquor on payment of a fee of Rs. 5, ⁶[and shall also issue a certificate separated, and easily detachable, from the main permit by means of perforations, as evidence of the grant of the permit.]

²[(4) The permit shall be granted ordinarily for a period not exceeding one week at any one time :

1 Subs. by G. N. of 9.8.1955.

3 Subs. by G. N. of 18.9.1961.

5 Ins. by G. N. of 18.9.1961.

7 Ins. by G. N. of 17.1.1973.

2 Ins. by G. N. of 9.8.1955.

4 Subs. by G. N. of 25.7.1963.

6 Added by G. N. of 24.2.1956.

Provided that the Collector may extend the period of such permit from time to time for further periods not exceeding one week at a time so, however, that the total periods does not exceed in the aggregate one month.]

(5) No permit shall be granted for a quantity exceeding one unit per week.

(6) The permit-holder shall not possess at any one time any quantity of foreign liquor in excess of the quantity specified in his permit.

(7) The privileges of purchase, transport and possession of foreign liquor granted under the permit shall extend only so far as they are incidental to its use or consumption in accordance with these rules and the conditions of the permit.

(8) The foreign liquor permitted for consumption under the permit shall not, except with the previous permission of the Collector, be obtained from a place other than a Government depot or a licensed hotel or club or from a shop holding a vendor's licence.

(9) The permit-holder shall get the details entered in his permit of all foreign liquor obtained by him from time to time by the Officer-in-charge of the Government depot or by the hotel or club licensee or the holder or a vendor's licence, as the case may be.

(10) The permit-holder shall *abide* by the conditions of the permit and the provisions of the Act and the rules, regulations and orders, made thereunder and shall give an undertaking to that effect.

(11) The permit shall be liable to suspension or cancellation in accordance with the provisions of section 54 ¹[and 56] of the Act.

(12) Where a permit is suspended or cancelled during its currency, the permit-holder shall surrender forthwith the whole of the unused stock of foreign liquor to the Collector. The stock so surrendered shall be sold by the Collector and the proceeds of the sale shall, after deducting the expenses and any sum due to the State Government, be returned to the permit-holder.

Note—The powers of the Collector under sub-rules (3) and (4), may be exercised by any officer authorised under section 46(1) to grant visitor's permits and the sub-rules (1) and (2) may in such cases be adapted accordingly.

70. *Interim Permit*—(1) Any person who is eligible for a permit under rules 63, 64 or 68 and desires to possess, use or consume foreign liquor may apply to the Collector or any other officer authorised in this behalf in Form F.L./A-6 for an interim permit while applying for a regular permit under any of the said rules.

(2) On receipt of the application, the Collector or the authorised officer shall satisfy himself—

(a) that such applicant is not a minor; and

(b) that the applicant is *prima facie* eligible, for a permit under sub-section (1) of section 40 or section 40-A or 41 of the Act, as the case may be.

(3) If the Collector or the officer authorised under sub-rule (1) is satisfied that there is no objection to grant an interim permit pending the disposal of his application for a regular permit under rules 63, 64 or 68, as the case may be, he may grant the applicant a permit in Form F.L. X for the possession, use and consumption of foreign liquor on payment of a fee of Rs. 5 ²[and shall also issue a certificate separated, and easily detachable, from the main permit by means of perforations, as evidence of the grant of the permit.]

(4) No such permit shall be granted for a period exceeding 2 months.

¹ Ins. by G. N. of 8.7.1969.

² Added by G. N. of 24.2.1956.

(5) The permit shall be granted for such monthly quantity of foreign liquor as the Collector may fix :

Provided that such quantity shall not, in any case, exceed 2 units of foreign liquor per month if the permit-holder is not eligible for a permit under rule 63 or 68 or 4 units of foreign liquor per month in other cases, except with the sanction of the Commissioner.

(6) The permit-holder, shall not possess at any one time any quantity of foreign liquor exceeding that which has been fixed in his case by the Collector or the authorised Officer under sub-rule (5).

(7) The privileges of purchase and possession of foreign liquor granted under the permit shall extend only so far as they are incidental to its use or consumption in accordance with these rules and the conditions of the permit.

(8) (i) Foreign liquor permitted for consumption under the permit shall not, except with the previous permission of the Commissioner, be obtained from any place other than a Government depot or a licensed hotel or club or a shop holding a vendor's licence.

(ii) The permit-holder shall get all purchases of foreign liquor entered in his permit by the Officer-in-charge of the Government depot or the hotel licensee, the club licensee, or the holder or a vendor's licence, as the case may be.

(9) The permit-holder shall *abide* by the conditions of the permit and the provisions of the Act and the rules, regulations and orders made thereunder and shall give an undertaking to that effect.

(10) The permit may be suspended or cancelled in accordance with the provisions of section 54 of the Act.

(11) Where a permit is suspended or cancelled during the currency of the permit period, the permit-holder shall surrender forthwith the whole of the unconsumed stock of foreign liquor to the Collector. The stock so surrendered shall be sold by the Collector and the proceeds of the sale shall, after deducting the expenses and any sum due to the State Government, be returned to the permit-holder.

¹[70A. *Tourist's permits.*—(1) A tourist visiting the State of Maharashtra may, if he desires to possess, consume use or buy foreign liquor, apply to the Collector or any other officer authorised in this behalf, in Form F.L./A-6A, which shall be supplied to him free of cost.]

2* * * * *

(2) On receipt of the application, the Collector or the authorised officer shall satisfy himself that the applicant is a tourist, and if he is satisfied that there is no objection, he may, in conformity with the orders of the Commissioner, grant him, free of charge, a permit in Form F.L. X-A for the possession, consumption, use the purchase of foreign liquor :

Provided that no such permit shall be granted to a minor.

(3) The permit shall be granted for the period of the applicant's intended stay in the ³[State of Maharashtra] but not exceeding one month in any case.

(4) The permit shall be granted for a quantity not exceeding ⁴[six units per month].

(5) The permit-holder shall not possess at any one time any quantity of foreign liquor in excess of the quantity specified in his permit.

1 Subs. by G. N. of 28.6.1956.

2 Deleted by G. N. of 16.1.1964.

3 Subs. by G. N. of 25.7.1963.

4 Subs. by G. N. of 15.5.1967.

(6) The privileges of purchase transport and possession of foreign liquor granted under the permit shall extend only so far as they are incidental to its use or consumption in accordance with these rules and the conditions of the permit.

(7) The foreign liquor permitted for consumption under the permit shall not except with the previous permission of the Commissioner, be obtained from any place other than Government depot, a licensed hotel or a club or a shop in respect of which a vendor's licence has been issued under the Act.

(8) The permit-holder shall get the details entered in his permit of all foreign liquor obtained by him from time to time by the Office-in-charge of the Government depot or by the hotel or club licensee or the holder of a vendor's licence, as the case may be, or by the officer issuing the permit in any other case.

(9) The permit-holder shall abide by the conditions of the permit and the provisions of the Act and the rules, regulations and orders made thereunder, and shall give an undertaking to that effect.

(10) The permit shall be liable to suspension or cancellation in accordance with the provisions of section 54 of the Act.

(11) Where a permit is suspended or cancelled during its currency, the permit-holder shall surrender forthwith the whole of the unused stock of foreign liquor to the Collector. The stock so surrendered be sold by the Collector and the proceeds of the sale shall, after deducting the expenses and any sum due to the State Government, be returned to the permit-holder.

¹[PART VI-A

Permit for possession, use and consumption of foreign liquor²[and country liquor]

70B.	.3*	*	*	*	*	*
70C.	4*	*	*	*	*	*

⁵[70D. *Permit for purchase, possession, transport, use and consumption of foreign liquor and country liquor.*—(1) Notwithstanding anything contained in the Act or in Part VI of these rules, it shall be lawful for the Collector or the Officer authorised by the State Government in this behalf, to grant a permit to any person ^{6,8,9,10}[not below the age of 25 years] residing in any part of the State of Maharashtra except Wardha District and above the age of 30 years residing in Wardha District] for the purchase, possession, transport, use and consumption of foreing liquor and country liquor.

⁷[(2) Subject to the provisions of sub-rule (1) any person ^{8,9,10}[not below the age of 25 years] or, as the case, may be, 30 years, who desires or purchase foreign liquor and country liquor for possession, transport use and consumption shall apply to the Collector or the officer authorised by the State Government, in this behalf, in Form F.L. A. 6-B along with proof of his age together with the fee specified in sub-rule (3) of this rule :

Provided that, the persons above the age of 30 years residing Wadha District shall produce along with the application in Form F.L./A.6-B, a medical certificate in Form F.L. M.C. 1.

1 Ins. by G. N. of 3-9-1972.

3 Deleted, *ibid.*

5 Ins. *Ibid.*

7 Subs *ibid.*

9 Subs. by 1-7-2005

2 Added by G. N. of 8-8-1979.

4 Deleted, *ibid.*

6 Subs. by G. N. of 4-5-1982.

8 Subs. by G. N. of 19-1-2005.

10 Subs. by 26-9-2005.

(3) If the Collector or the officer authorised by the State Government in this behalf on making necessary enquiries is satisfied that the applicant from any area of State of Maharashtra other than Wardha District is ^{3,4,5}[not below the age of 25 years] or in the case of applicant residing in Wardha District above the age 30 years and that such applicant in Wardha District requires foreign liquor and country liquor for the preservation and maintenance of his health, he may grant the applicant on payment of ^{1,4}[a fee of Rs. 100 for one year or Rs. 1,000 for a permanent permit], a permit in Form F.L. X-C for the purchase, possession, transport, use and consumption of foreign liquor and country liquor.

(4) The permit shall be granted in respect of persons residing in Wardha District, for a period of one year from the date of the grant thereof and ⁴[for a period of one year or a permanent permit] in respect of persons residing elsewhere, provided ⁴[a fee of Rs. 100 for one year permit or the fee of Rs. 1,000 for a permanent permit is paid].

(5) Where the permit-holder residing in any part of the State of Maharashtra, except Wardha District desires to have his permit renewed beyond the date of expiry of his permit, he shall within one month after such date of expiry, produce such permit before the Collector or the officer authorised by the State Government in that behalf after signing the declaration contained therein, and thereupon the Collector or such officer shall on payment of a fee at the ⁴[rate of Rs. 100 for one year permit or, as the case may be Rs. 1,000 for a permanent permit, grant him a fresh permit in exchange for the permit] produced before him by the permit-holder :

Provided that, a permit-holder in Wardha District shall be required, in addition, to produce a medical certificate in Form F.L./M.C.-1 and his permit shall be renewed for a period of one year from the date of issue; and).

²[(6) The permit-holder other than a permit-holder in Wardha District shall not possess at any one time any quantity of Foreign liquor or Country Liquor or of both in excess of ^{6,7,8}[two units per week] and the permit-holder in Wardha District shall not possess at any one time any quantity of such liquor in excess of four units.]

(7) Subject to the provisions of sub-rule (6) the permit-holder may, offer any part of foreign liquor and / or country liquor possessed by him under his permit to any foreigner or other permit-holder for his use and consumption.

(8) The permit-holder shall not consume foreign liquor or country liquor at any public place which is not licensed to sale such liquor for consumption.

(9) Except with the previous permission of the Collector in writing, a permit-holder shall not purchase foreign liquor or country liquor, under his permit from a place other than a Government Depot or a licensed hotel or restaurant or canteen or a shop holding a vendor's license and a licensed and a licensed shop for retail sale of country liquor.

(10) Every permit-holder shall abide by the provisions of the Act and the rules, regulations and orders, made thereunder.

(11) A permit may be suspended or cancelled in accordance with the provisions of section 54 or 56 of the Act. Where a permit is suspended or cancelled during its currency or is not renewed after its expiry, the permit-holder shall forthwith surrender the whole of the unconsumed stock of foreign liquor and/or country liquor to the Collector. The stock so surrendered shall be sold by the Collector, and the proceeds of the sale shall, after deducting the expenses and any sum due to the State Government be returned to the permit-holder.

1 Sub. by G. N. of 16-3-1988.

3 Sub. G. N. 19-1-2005.

5 Sub. by G. N. 26-9-2005.

7 Sub. by G. N. 15-9-2000.

2 Sub. by G. N. 13-12-1982.

4 Sub. G. N. 1-7-2005.

6 Subs. by G. N. 4-6-1997.

8 Subs. by G. N. 13-11-2009

70E. ¹* * * * *

²[70F. *Permit for the purchase, possession, transport, use and consumption of mild liquor*—(1) Notwithstanding anything contained in the Act in Part VI of these rules, it shall be lawful for any person not below ^{4,5}[twenty-one years] of age residing in any area other than Wardha District in the State of Maharashtra, to purchase, possess and transport, ⁴[mild beer or mild liquor] for his personal use and consumption without a permit.

(2) Any person above the age of twenty-five years residing in Wardha District who desire to purchase, possess and transport mild liquor for his personal use and consumption shall apply to the Collector or the officer authorised by the State Government in this behalf in Form F.L./A6-C along with a medical certificate in Form F.L./M.C.2 ⁴[a fee of Rs. 100 for one year permit and Rs. 1,000 for permanent permit] and proof of his age.

(3) If the Collector or the officer authorised by the State Government in this behalf, on making necessary enquiries is satisfied that the applicant is above the ⁴[age of ⁵[twenty five years]], he may grant the applicant a permit in Form F.L. X-D for the purchase, possession, transport use and consumption of mild liquor.

(4) The permit shall be granted for a period of twelve months from the date of grant thereof.

(5) Where the permit-holder desires to purchase possession transport, use and consume mild liquor after the date of expiry of his permit, he shall produce such permit before the Collector or the officer authorised by the State Government in this behalf after signing the declaration contained therein within one month after the date of its expiry, and thereupon the Collector or such officer shall on payment of ⁴[a fee of ³[Rs. 100]] grant him a fresh permit in exchange for the permit produced before him by the permit holder. Every fresh permit shall be granted for a period commencing on the date on which it is issued and ending on the date of expiry of twelve months from the date of expiry of the permit in exchange for which the fresh permit is granted. No medical certificate shall, however, be required for grant of such permit for subsequent period.

(6) The permit holder shall not possess at any one time any quantity of mild liquor in excess of twelve units.

(7) The provisions of sub-rules (7), (8), (9) (10) and (11) of rule 70-D shall *mutatis mutandis* apply to permits granted under this rule.]

⁶[“ 70 G. One day permit for the purchase, possession, transport, use and consumption of foreign liquor and country liquor:—

(1) Notwithstanding anything contained in sub-rules (3), (4) or (5) 70D of these rules, it shall be lawful for the Collector or the officer authorised by the State Government or the person incharge of licence in Form F.L. II, F.L. III and F.L. IV issued under these rules and Form C.L. III issued under the Maharashtra Country Liquor Rules, 1973, duly authorised in this behalf by the Inspector of State Excise, to grant one day permit in Form F.L.F. or C.L.C. as the case may be, to any person not below the age of ⁵[twenty-five years] desiring to purchase foreign liquor or country liquor, as the case may be, for his consumption on payment of a fee of Rs. 5 for foreign liquor and on payment of a fee of Rs. 2 for country liquor :

provided that, no such one day permit shall be granted to any person in Wardha District.

(2) The one day permit granted under this rule shall be valid till the sunrise of the day following the day of issue of the permit .

(3) The one day permit shall be granted for a quantity not exceeding one unit.]

1. Deleted, by G. N. of 4-5-1982.

3. Subs. by G. N. of 16-3-1988.

5. Sub. by G. N. 26-9-2005.

2. Subs. *ibid*.

4. Sub. by 1-7-2005.

6. Ins. by G. N. 1-7-2005.

PART VII

Possession and use of brandy and rum by industrial, educational, scientific, research or such other institutions or by a pilot of an aircraft or by a person in charge of an ambulance or a first-aid station for rendering first-aid for medicinal purpose in any emergency.

71. *Application for licence.*—Any person in-charge of an industrial, educational, scientific, research or such other institution or a pilot of an aircraft or any person in-charge of an ambulance or a firstaid and station desiring to possess and use brandy and rum, for rendering first-aid or for emergent medicinal purpose shall apply to the Collector in Form F. L./A-7. He may obtain such form from the Collector on payment of a fee of Re. 1.

Explanation.—“First-aid Station” means any place recognised as such by the State Government.

72. *Grant of licence.*—On receipt of the application, the Collector shall make such inquiries as he deems necessary ¹[for the disposal of the application] and if he is satisfied that there is no objection, he may, in conformity with the orders of the State Government and the Commissioner issued in that behalf, grant the applicant, on payment of a fee of ²[Rs. 10] a licence in Form F. L. XI.

73. *Limit of possession and purchase.*—The Collector may fix the quantities of brandy or rum or both (i) which the licensee may possess at any one time and (ii) which he may purchase during a calendar month :

Provided that except with the previous sanction of the Commissioner, the quantity which may be possessed at any one time shall not ³[exceed 375 millilitres] each of brandy and rum and the quantity which may be purchased during a month shall not ⁴[exceed 750 millilitres] each of brandy and rum.

74. *Duration of licence.*—No licence under rule 72 shall be granted for a period beyond 31st March next following the date of the commencement of the licence.

75. *Source of supply.*—The licensee shall not obtain brandy or rum, except from a Government depot or from a holder of a vendor's licence :

Provided that the Commissioner may permit him to obtain it from any other place.

76. *Use.*—The brandy or rum purchased under the licence shall not be used except for rendering first-aid or for medicinal purpose in an emergency. The licensee may use or consume such brandy or rum and also allow consumption or use of such brandy or rum by any person urgently requiring it on *bona fide* medical grounds, or for rendering first-aid.

77. *Register of use.*—The licensee shall maintain a register of use of brandy and rum in which he shall enter day-to-day particulars in respect of the following :

- (i) Date, month and year;
- (ii) Opening balance of (a) brandy, and (b) rum;
- (iii) Quantity purchased (a) brandy, and (b) rum;
- (iv) Total quantity of (a) brandy, and (b) rum;
- (v) Total quantity of (a) brandy, and (b) rum used during the day;

1 Ins. by G. N. of 8.7.1969.

2 Subs. by G. N. of 16.3.1988.

3 Ins. by G. N. of 28.4.1958.

- (vi) Closing balance of (a) brandy, and (b) rum;
- (vii) Names and addresses of persons to whom brandy or rum was administered during the day;
- (viii) Quantity of (a) brandy or (b) rum administered to each person (to be shown against his name);
- (ix) Reasons in detail which necessitated administration of brandy or rum (to be shown against the name of each person);
- (x) Signature of the licensee.

78. *Unused stock.*—The licensee shall, on the termination of his licence, deliver the quantity of brandy or rum remaining unused with him, the register and the licence to the Collector. The quantity of brandy or rum so delivered shall be sold by the Collector and the proceeds of the sale shall, after deducting the expenses and any sum due to the State Government, be returned to the licensee.

79. *Licensee to abide by the provisions of the Act, etc.*—(1) The licensee shall comply with all orders and directions issued from time to time by the Commissioner, Collector, Superintendent of Prohibition and Excise or the Inspector of Prohibition and Excise.

(2) The licensee shall abide by the provisions of the Act and the rules, regulations and orders made thereunder and the conditions of the licence and shall give an undertaking to that effect.

PART VIII

Consumption and sale of foreign liquor on Steamers

80. *Bringing of foreign liquor by passengers, etc.*—No passenger on board any vessel, boat, launch, ship or steamer plying on the coast of the ¹[State of Maharashtra] shall possess ²[or consume] any foreign liquor while such vessel, boat, launch, ship or steamer is in the territorial waters of the State unless such possession ²[or consumption] is covered by a valid permit.

81. *Foreign steamers,* ³[*Indian Merchant Navy*] *and through steamers.*—⁴(1) On a foreign steamer, ⁵[*Indian Merchant Navy* or through steamer touching a port in the State of Maharashtra,] the stock of foreign liquor in the bar or in the stores thereon or in the possession of the crew shall be sealed by the Customs Authorities as soon as the steamer is anchored in the harbour or is berthed in the docks, as the case may be :

Provided that the stock of foreign liquor with the crew ⁶ * * shall not be sealed if the steamer is to remain in the harbour or docks for not more than 24 hours.

(2) No sale or consumption from the stock of foreign liquor referred to in sub-rule (1) shall be made while such steamer is in the port and visitors and disembarking passengers are on board the steamer.

(3) After the disembarking passengers and visitors have left the steamer, the sealed stock of foreign liquor on being released by the Customs Authorities, and the unsealed stock of foreign liquor in possession of through passengers and the ⁵[crew] shall, subject to the rules, regulations and orders made under the ⁵[Customs Act, 1962] be permitted for consumption by through passengers and the ⁵[crew.]

(4) No person other than through passengers ⁷[or the ⁵[crew]] shall possess, use or consume foreign liquor on board such steamer.

1 Ins. by G. N. of 25.7.1963.

3 Ins. by G. N. of 30.9.1966.

5 Subs. by G. N. of 30.9.1966.

7 Ins. by G. N. of 28.4.1958.

2 Ins. by 28.4.1958.

4 Subs. by G. N. of 28.4.1958.

6 Deleted, *ibid.*

(5) No licence or permit shall be required for sale, purchase, possession, use or consumption of foreign liquor on board such steamer, if it is in accordance with the above conditions.

(6) If the steamer terminates its voyage at Bombay, the stock of foreign liquor in the bar on the steamer shall be sealed by the customs authorities and shall not be released until the steamer leaves the port of Bombay on outward voyage.

(7) ¹[Save as otherwise provided in this rule, sale and] consumption of foreign liquor on such steamer shall not be permitted after the steamer enters the port of Bombay not before it leaves that port. The Captain of the steamer as well as the proprietor of the bar shall be responsible for the observance of this rule.

Explanation.—In this rule, steamer includes any ship or other vessel, but does not include a man-of-war or other public vessel sailing under a foreign flag.

PART IX

Possession, consumption, use and sale of Foreign Liquor on prescription

82. *Application for licence to dispense brandy or rum on prescription.*—Any registered medical practitioner or chemist, druggist, apothecary or dealer in medicinal preparations desiring to dispense brandy or rum on prescription may apply to the Collector for a licence in that behalf. The application shall contain the following particulars, namely :—

- (i) Name and address of the applicant.
- (ii) Location of the premises where brandy or rum will be dispensed, with the name of the building, street, city, town or village, as the case may be.
- (iii) If the applicant is a registered medical practitioner, the number of registration and the year in which he was registered.
- (iv) Kinds of licences held, if any, by the applicant under the Bombay Prohibition Act, 1949, and the *²[Dangerous Drugs Act, 1930.]

83. *Grant of licence.*—(1) On receipt of an application under rule 82, the Collector may make enquiries for verification of the details stated in the application and also such other enquiries as he deems necessary. If he is satisfied that there is no objection to grant the licence, he may grant the applicant a licence in Form F. L. XII on payment of a fee of ²[Rs. 10 per annum], if the applicant is a registered medical practitioner and of ²[Rs. 25 per annum], if the applicant is a chemist, druggist, apothecary or dealer in medicinal preparations :

³[Provided that for the purpose of charging the fee, the fraction of a year shall be reckoned as one complete year.]

¹ Ins. by G. N. of 28.4.1958.

² Subs. by G. N. of 16.3.1988.

* Repeated by the N. D. P. S. Act 1985.

³ Added by G. N. of 2.4.1959.

(2) The Collector may fix the quantities of brandy or rum or both (i) which the licensee may possess at any one time and (ii) which he may purchase during a month :

Provided that, except with the previous sanction of the Commissioner, the quantity which may be possessed at any one time shall not ¹[exceed 750 millilitres] each of brandy and rum and the quantity which may be purchased during a month shall not ¹[exceed 1500 millilitres] each of brandy and rum.

84. *Duration of licence.*—No licence under rule 83 shall be granted for a period beyond 31st March next following the date of the commencement of the licence :

²[Provided that in the case of a registered medical practitioner, such licence may be granted or renewed for a period not exceeding three years at a time but not beyond 31st March of the third year from the date of commencement of the licence.]

85. *Source of supply.*—(1) No person holding a licence in Form F. L. XII shall obtain brandy or rum except from a Government depot or from a holder of a vendor's licence.

(2) The licensee shall preserve cash memos and passes relating to the purchases of brandy or rum received by him during the period of the licence.

86. *What brandy or rum shall not be kept.*—The licensee shall not receive or keep in his licensed premises any brandy or rum which has not been obtained or transported in accordance with the provisions of the Act or the rules, regulations or orders made thereunder.

87. *Dispensing on prescription only.*—(1) The licensee shall not dispense brandy or rum to any person except on a prescription issued in the name of such person and except as one of the ingredients of the medicine given under the prescription :

Provided that a registered medical practitioner shall not prescribe or dispense brandy or rum for his own use or consumption on a prescription issued by him in his own name.

(2) The licensee shall not dispense brandy or rum to any person other than the person in whose name the prescription is issued and in any quantity exceeding that specified therein :

Provided that the licensee may deliver the medicine so dispensed by him to a person other than the person specified in the prescription if such other person is authorised by the medical practitioner or the person in whose name the prescription is issued to take delivery of the medicine and endorse such other persons's name on the cash memo ³[referred to in sub-rule 96].

(3) The licensee shall not dispense brandy or rum on a prescription unless the prescription is in writing and is dated and signed by a registered medical practitioner with his full name, registration number, qualifications and address and the name and address of the person to whom it is issued and the total quantity of the brandy or rum to be dispensed as one of the ingredients of medicine is specified in such prescription.

1 Subs. by G. N. of 8.7.1969.

2 Added by G. N. of 2.4.1959.

3 Ins. by G. N. of 18.7.1955.

(4) (i) No brandy or rum shall be dispensed by a licensee, not being a registered medical practitioner, unless the prescription is marked with the words “not to be repeated” :

Provided that brandy or rum may be dispensed more than once on the same prescription, in pursuance of fresh directions duly dated, signed and endorsed on the prescription each time by the registered medical practitioner.

(ii) The licensee shall not, except with the previous sanction of the Collector, dispense brandy or rum on the same prescription for a period of more than thirty consecutive days.

(5) The licensee shall mark on every prescription dispensed by him his name and the locality of the premises wherein he carries on his business and the date on which it was dispensed.

(6) The licensee not being a registered medical practitioner, shall, on each occasion on which he dispenses brandy or rum, keep a copy of the original prescription on his record, give a cash memo in form A and return the original prescription to the person in whose name such prescription was issued or to the person who has been authorised to take delivery of the medicine containing brandy or rum and where the licensee is a registered medical practitioner, he shall on each occasion on dispensing brandy or rum keep the original prescription on his record.

(7) The licensee shall file and preserve all prescriptions or copies thereof, as the case may be, ¹[for a period of one year from the dates of issue of the prescriptions] upon which brandy or rum has been dispensed by him and shall produce such prescriptions or copies thereof along with the licence and the stock of brandy or rum which may be in his possession for inspection on demand by the Collector or any officer empowered under section 122 of the Act.

88. *Register of sale.*—(1) The licensee, not being a registered medical practitioner, shall maintain a register in such form as may be prescribed by the Commissioner wherein he shall from time to time record the full names and addresses of the registered medical practitioners whose prescriptions prescribing brandy or rum were dispensed by him and of the persons in whose names such prescriptions were issued.

(2) The licensee who is a registered medical practitioner shall maintain a register in such form as may be prescribed by the ²[State Government] wherein he shall, from time to time, record the full names and addresses of the persons in whose names the prescriptions prescribing brandy or rum were issued and also register the units or quantity of brandy or rum dispensed by him.

(3) The licensee shall also maintain a register in such form as may be prescribed by the ²[State Government] wherein he shall write from day to day true and proper accounts of the quantity of brandy or rum dispensed by him and the balance held by him in stock.

¹ Ins. by G. N. of 18.7.1955.

² Subs. by G. N. of 8.7.1969.

(4) The licensee shall, before the 7th day of each calendar month, furnish to the Collector or such other officer as he may appoint in this behalf a copy of entries made by him in such registers during the preceding calendar month.

89. *Transport without pass by registered medical practitioner.*—If the licensee is a registered medical practitioner, he may without a licence, permit or pass, carry with him from place to place within the state for the purpose of dispensing, during the course of his practice, any quantity of brandy or rum not ¹[exceeding 375 millilitres] of each.

90. *Regulation of business.*—(1) (a) The licensee shall provide a visit book paged and stamped with the Collector's seal or the ²[Mamlatdar, Tahsildar of Mahalkari] within whose jurisdiction the licensed premises are situated.

(b) The visiting officers may record in such visit book any remarks when inspecting the licensed premises.

(2) The licensee shall, on the termination of the period of his licence, deliver up the quantity of brandy or rum remaining unsold with him, the visit book the accounts, registers and licence to the Collector. The quantity of brandy or rum so delivered shall be sold by the Collector and the proceeds of the sale shall, after deducting the expenses and any sum due to the State Government, be returned to the licensee.

(3) No person shall be recognised as the partner of the licensee for the purpose of this licence unless the partnership has been declared to the Collector before the licence is granted and the name or names of the partners, have been entered jointly in the licence or if the partnership is entered into after the granting of the licence, unless the Collector agrees on application made to him to alter the licence and add the names of the partners the licence.

Explanation.—For the purpose of sub-rules (1) and (3) of this rule, the licensee shall not include a registered medical practitioner, holding a licence under rule 83.

91. *Licensee to abide by provisions of Act, etc.*—(1) The licensee shall comply with all orders and directions issued from time to time by the Commissioner, Collector, Superintendent of Prohibition and Excise.

(2) The licensee shall abide by the provisions of the act and the rules, regulations and orders made thereunder ³[and also by all the conditions of the licence which may be imposed by the State Government at the time of granting the licence or at any time during the currency of the licence] and shall give an undertaking to that effect.

92. *Sale of* ⁴[champagne, etc.,] *on prescription.*—(1) ⁵[Champagne, Port-type wine and] Port-wine may be sold at any Government depot on the production of a prescription :

Provided that where there is no Government depot, ⁴[Champagne, Port-type wine, Port-wine, Wincarnis, Vibrona, Manola and Buck-fast Tonic wine] may likewise be sold by any holder of a vendor's licence on obtaining a licence in that behalf under rule 93.

(2) No licence shall be necessary for the sale on prescription of ⁶[Champagne, Port-type wine, Port-wine, Wincarnis, Vibrona, Manola and Buck-fast Tonic wine] by the officer-in-charge of the Government depot. The officer-in-charge shall abide by the rule in rule in this part and shall also comply with all orders and instructions issued by the Commissioner, Collector, Superintendent or Inspector of Prohibition and Excise or any other officer duly empowered in this behalf.

1 Subs. by G. N. of 8-7-1969.

3 Subs. by G. N. of 2-4-1959.

5 Subs. by G. N. of 19-11-1957.

2 Subs. by G. N. of 25-7-1963

4 Subs. by G. N. of 30-6-1968.

6 Subs. by G. N. of 30-6-1958.

93. *Application for licence to sell* ¹[champagne, etc.,] *on prescription.*—

(1) Subject to provision of rule 92, any holder of a vendor's licence in Form F.L. II desiring to sell ¹[Champagne, Port-type wine, Port-wine, Wincarnis, Vibrona, Manola and Buck-fast Tonic wine] on prescription may apply to the Collector for a licence in that behalf. The application shall contain the following particulars, namely :—

- (1) Name and address of the applicant;
- (2) Number of the Vendor's licence held by the applicant;
- (3) Location of the premises in respect of which the applicant holds the vendor's licence.

(2) On receipt of the application, the Collector may make enquires for verification of the details stated in the application and also such other enquires as he deems necessary. If he is satisfied that there is no objection to grant the licence, he may grant the applicant a licence in Form F.L. XII on payment of a fee of ⁵[Rs. 25]

²(3) The licensee shall not sell ¹[Champagne, Port-type wine, Port-wine, Wincarnis, Vibrona, Manola or Buck-fast Tonic wine] except on the production of a prescription and in a quantity exceeding the total quantity specified in the prescription :

Provided that he may sell —

(a) ³[375 millilitres] of [Champagne, Port-type wine, Port-wine, Wincarnis, Vibrona, Manola or Buck-fast Tonic wine,] as the case may be, where the total quantity so specified is less than ³[375 milliliters]; and

(b) ³[750 millilitres] thereof where such total quantity is more than ³[375 millilitres].

(4) The provision of rules 84, 85, 86, 87, 88, 90, and 91 shall, as far as may be, apply in respect in respect of a licence granted in Form F.L. XIII.

94. *Possession etc., of* ¹[brandy, rum, etc.].—(1) Any person may, without a licence, permit or pass, may possess, transport and consume or use.—

(a) any medicine containing such quantity of brandy or rum as has been dispensed to him under a prescription, or.

(b) any ¹[Champagne, Port-type wine, Port-wine, Wincarnis, Vibrona, Manola or Buck-fast Tonic wine] sold to him on prescription, in accordance with the provisions of this part.

(2) The purchase possession and transport of medicine, containing brandy or rum or of ¹[Champagne, Port-type wine, Port-wine, Wincarnis, Vibrona, Manola or Buck-fast Tonic wine] by a person on behalf of an infirm or invalid person or any other person who is not physically fit shall be permitted without a licence, permit or pass provided that.—

(a) the infirm or invalid or physically unfit person is a person in whose name a prescription prescribing medicine containing such brandy or rum, or prescribing ¹[Champagne, Port-type wine, Port-wine, Wincarnis, Vibrona, Manola or Buck-fast Tonic wine] has been issued; and

(b) the name and address of the person purchasing, possessing or transporting ⁴[are endorsed by the licensee on the original prescription as well as on the cash memo in Form A referred to in sub-rule (6)j of rule 87].

1 Subs. by G. N. of 30-6-1958.

2 Subs. by G. N. of 19-11-1957.

3 Subs. by G. N. of 8-7-1969.

4 Subs. by G. N. of 18-7-1955.

5 Subs. by G. N. of 16-3-1988

¹[94-A. *Prescription in the case of* ²[*Champagne, Port-type wine, etc.*].—

(1) For the purpose of rules 92, 92 and 94 a prescription in the case of ²[*Champagne, Port-type wine, Port-wine, Wincarnis, Vibrona, Manola and Buck-fast Tonic wine*] shall mean a prescription.—

(a) Which is issued in Form C by a registered medical practitioner, who is a family physician of the person to whom it has been issued for a period of not less than one year immediately before the date of such prescription and

(b) Which satisfies the requirements of sub-rule (2)

(2) The quantity of ²[*Port-type wine, Port-wine, Wincarnis, Vibrona, Manola or Buck-fast Tonic wine or Champagne,*] as the case may be, shall be so recommended in the prescription that it does not exceed.—

(i) ³[750 millilitres] in a week in the case of ²[*Port-type wine, Port-wine, Wincarnis, Vibrona, Manola or Buck-fast Tonic wine,*] and

(ii) ³[375 millilitres] per day in the case of Champagne,

and that the total the total period for which such quantity is recommended shall not exceed.—

(a) thirty days in the case of ³[*Port-type wine, Port-wine, Wincarnis, Vibrona, Manola and Buck-fast Tonic wine,*] and

(b) fifteen days in the case of champagne from the date of the issue of the prescription.]

94-B. *Application for a transport pass.*—Any licensee or permit-holder desiring to obtain a transport pass in Form F.L. IA shall make an application in Form F.L./ A-9 to the Collector through the District Prohibition and Excise Officer of his district.

95. *Saving.*—Notwithstanding the supersession of the Bombay Foreign Liquor Rules, 1950, any licence, permit pass or permission granted or issued under the said rule shall so far as it not inconsistent with the provisions of these rules, continue in force and be deemed to have been granted or issued under the corresponding provisions of these rules, until the expiry of the term for which it was granted or issued or until it is suspended or cancelled in accordance with the provisions of the Act, or these rules as the case may be.

⁴[FORM F.L./A. IA]

(see rule 4)

Form of application for an ordinary trade and import licence for the removal from a Customs Frontier and for the import and vend of foreign liquor (potable) including Indian-made liquors (potable) excised at special rates (not to be drunk on the premises).

1. Name and address of the applicant
2. Names and addresses in full of the partners, if any.

¹ Ins. by G. N. of 19-11-1957.

² Subs. by G. N. of 30-6-1958.

³ Subs. by G. N. of 8-7-1969.

⁴ Ins. by G. N. of 17-1-1973.

3. Exact location and full address of the premises where the business will be conducted.
4. Whether the applicant (or any of his partners) holds on the date of this application or held at any time in the past (individually or in partnership with others) any licence for the sale of foreign liquor, and if so, the details thereof.
5. Proof of solvency of the applicant.
6. Whether the applicant is in excise arrears or in arrears of any other Government dues, such as sales tax, income-tax, etc.

I hereby declare that the particulars given above are correct.

I hereby undertake to abide by the conditions of the licence and the provisions of the Bombay Prohibition Act, 1949, and the rule, regulations and orders made thereunder from time to time.

Date

Signature of the applicant.

To,

The Collector]

.....
FORM F. L. I

(see rule 5)

No. of 20 -20.

(For the whole of the '[State of Maharashtra])

Ordinary Trade and import Licence for the removal from a Customs Frontier and for the import and vend of foreign liquors (potable) including Indian-made liquors (potable) excised at special rates (" not to be drunk on the premises").

Preamble.—licence is hereby granted, under and subject to the provisions of the Bombay Prohibition Act, 1949 and the rule, regulations and orders made thereunder, to of (hereinafter called "the licensee"), authorising him to remove from a Customs Frontier and to import and sell by whole-sale foreign liquor at his premises situated at (hereinafter referred to as the "licensed premises") from 19 to the 31st day of March 19 (both days inclusive) subject to the followings, namely :—

Conditions

1. The licensee shall pay into the Government treasury a sum of Rs. (Rupees) as licence fee and a sum of Rs. (Rupees) as deposit.

1 Subs. by G. N. of 25-7-1963.

2. The licensee shall not sell foreign liquor at any place other than the licensed premises nor shall he keep foreign liquor in any place except in the licensed premises or, if specially permitted in writing by the Collector, at the warehouse which is situated at the place specified below. He shall keep separate accounts of the stocks of foreign liquor kept at the warehouse. A consolidated account of the stocks of foreign liquor at the licensed premises and the warehouse shall also be maintained by him. Stocks of foreign liquor shall be transported from the warehouse to the licensed premises under ²[passes in Parts I, II, III and IV of Form FL-I-A, issued by the Licensee or his authorised servant duly authorised by the Superintendent of State Excise in that behalf, and Parts I, III and IV of Form FL-I-A, of the transport passes so produced shall be countersigned by the Excise Officer duly authorised in that behalf, upto next working day after verifying the accounts.] In no case shall the licensee sell foreign liquor from such warehouse.

(Situation of warehouse.)

3. The licensee shall pay to Government in advance at the beginning of each quarter commencing from the date of the licence such cost of the staff appointed at the licensed premises for the purpose of excise supervision as may be fixed by the ¹[State Government] from time to time.

4. The expenses in respect of excise supervision for transporting foreign liquor to the licensed premises shall be paid by the licensee.

5. The licensee shall sell foreign liquor at a price not exceeding that fixed by the ¹[State Government] in that behalf.

6. The licensee shall furnish such information in connection with his business under the licence as may be required by the Commissioner from time to time.

7. The licensee shall comply with all orders and instructions issued to him by the Prohibition and Excise Officers not lower in rank than a Sub-Inspector of Prohibition and Excise.

8. In case the licence is suspended or cancelled during its currency or is not renewed on its expiry the licensee shall forthwith surrender the whole stock of unsold foreign liquor to the Collector the stock of liquor so surrendered shall be sold by the Collector and the proceeds of the sale shall, after deducting the expenses and any sum due to the State Government, be returned to the licensee.

9. As this licence is granted only for the period specified above, it shall not give the licensee, his heirs, legal representatives or assignees, any claim whatsoever to the continuance or renewal thereof beyond the said period.

10. This licence may be suspended or cancelled in accordance with the provisions of section 54n or 56 of the Bombay Prohibition Act, 1949.

Granted this day of 20.

Seal
of the
Collector.

Collector.

1 Subs. by G. N. of 8-7-1969.

2. Sub. by G. N. 30-4-2007.

¹[FORM F. L. W. A-1]

[See Rules 5 C(1)]

Form of application for trade and import licence for removal of wines from a custom frontier and for the import and vend of wine by wholesale.

1. Name and address of the applicant.
2. Names and addresses in full of the partners, if any.
3. Exact location and full address of the premises where the business will be conducted.
4. Whether the applicant (or any of his partners) holds on the date of this application or held at any time in the past (individually or in partnership with others) any licence for the sale of wine, and if so, the details thereof.
5. Proof of the solvency of the applicant.
6. Whether the applicant is in excise arrears or in arrears of any other Government dues such as sales tax, income tax, etc.

I hereby declare that the particulars given above are correct.

I hereby undertake to abide by the conditions of the licence and provisions of the Bombay Prohibition Act, 1949 and rules, regulations and orders made thereunder, from time to time.

Date :

Signature of the applicant.

To,

Collector,

¹[FORM F. L. W. I.]

[See Rules 5 C(2)]

No. of 20

(For the whole of the State of Maharashtra)

Trade and import licence for the removal from Customs Frontier and for the import and vend of wine by wholesale (Not to be drunk on the premises).

Preamble. Licence is hereby granted, under and subject to the provisions of the Bombay Prohibition Act, 1949 and the rules, regulations and orders made thereunder, to of (hereinafter called “the Licensee”), authorising him to remove from Customs Frontier and to import and to purchase from wineries in the State and sell by

¹ Ins. by G. N. of 30-7-2008.

whole-sale wines at his licenced premises situated at (hereinafter referred to as "licenced premises") from 20 to 31st March 20 (both days inclusive), subject to the following conditions, namely :—

Conditions

1. The licensee shall pay into the Government treasury a sum of Rs. sum of Rs. (Rupees) as licence fee and a sum or Rs. (Rupees) as deposit.

2. The licensee shall not sell at any place other than the licensed premises nor shall he keep wine in any place except in the licensed premises or, if specifically permitted in writing by the Collector, at the warehouse which is situated at the place specified below. He shall kept separate accounts of the stocks of wine kept at the warehouse. A consolidated account of the stock of wine at the licensed premises and the warehouse shall also be maintained by him. Stock of wine shall be transported from the warehouse to the licensed premises under passes issued by the State Excise Officer, duly authorised in this behalf. In no case shall the licensee sell wine from such warehouse.

(situation of warehouse)

3. The licensee shall sell wine at a price not exceeding that fixed by the State Government in that behalf, from time to time.

4. The licensee shall furnish such information in connection with his business under the licence as may be required by the Commissioner, from time to time.

5. The licensee shall comply with all orders and instructions issued to him by the State Excise Officers not lower in rank than a Sub-Inspector, State Excise.

6. In case the licence is suspended or cancelled during its currency or is not renewed on its expiry, the licensee shall forthwith surrender the whole stock of unsold wine to the Collector, the Stock of wine so surrendered shall be sold by the Collector and the proceeds of the sale shall, after deducting the expenses and any sum due to the State Government, be returned to the licensee.

7. As this licence is granted only for the period specified above it shall not give the licensee, his heirs, legal representatives or assigness, any claim whatsoever to the continuance or renewal thereof beyond the said period.

8. This licence may be suspended or cancelled in accordance with the provisions of sections 54 or 56 of the Bombay Prohibition Act, 1949.

Granted this Day of 20 .

Seal
of the
Collector.

[Collector:"]

¹[FORM F.L. I-A]

PART I

Transport Pass for transport of duty-paid Foreign Liquors

(See Rules 8, 10, 30 and 39)

*[for record of the officer [countersigning] the pass]

No. **Dated** **20**

- (1) Name and address of the transporter
 (2) Kind of licence/permit held by the transporter and its number and date.
 (3) Quantity and description of foreign liquor to be transported—

Kind of foreign liquor	Quantity (Imperial/proof gallons)	Dozen quarts	Dozen pints	Dozen nips	Amount of fee paid		
					Trans-port fee	Specil fee	Total
					Rs.	Rs.	Rs.
(a) Spirits . .							
(i) Superior spirits							
(ii) Cheap spirits							
(b) Wines . .							
(c) Fermented liquors							

- (4) Place to which foreign liquor is to be transported.
 (5) Route
 (6) Purpose for which foreign liquor is to be transported.
 (7) Name and address of the place from which foreign liquor is to be transported.
 (8) Kind of licence held in respect of the premises from which foreign liquor is to be transported and its number and date.
 (9) Date up to which the pass shall be valid.

This pass is granted under and subject to the provisions of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), and the rules, regulations and orders made thereunder authorising the transport of foreign liquor referred to above subject to the following condition, namely :—

The whole quantity of foreign liquor shall be transported in one consignment only and its bulk shall not be broken in transit.

Seal

²[Signature of officer
 countersigning
 the pass.]

²[Signature of the licensee or
 his authorised servant duly
 authorised by Superintendent.]

1 Ins. by G. N. of 17.5.1957.

2 Subs. by 30.4.2007.

PART II

Pass for transport of duty-paid Foreign Liquors

(See Rules 8, 10, 10 and 39)

(To be handed over to the transporter)

No. _____ Dated _____ 20____

- (1) Name and address of the transporter
- (2) Kind of licence/permit held by the transporter and its number and date.
- (3) Quantity and description of foreign liquor to be transported—

Kind of foreign liquor	Quantity (Imperial/proof gallons)	Dozen quarts	Dozen pints	Dozen nips	Amount of fee paid		
					Trans-port fee	Specil fee	Total
					Rs.	Rs.	Rs.
(a) Spirits . .							
(i) Superior spirits							
(ii) Cheap spirits							
(b) Wines . .							
(c) Fermented liquors							

- (4) Place to which foreign liquor is to be transported.
- (5) Route
- (6) Purpose for which foreign liquor is to be transported.
- (7) Name and address of the place from which foreign liquor is to be transported.
- (8) Kind of licence held in respect of the premises from which foreign liquor is to be transported and its number and date.
- (9) Date up to which the pass shall be valid.

This pass is granted under and subject to the provisions of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), and the rules, regulations and orders made thereunder authorising the transport of foreign liquor referred to above subject to the following condition, namely :—

The whole quantity of foreign liquor shall be transported in one consignment only and its bulk shall not be broken in transit.

Seal

¹[Signature of the licensee or his authorised servant duly authorised by Superintendent.]

¹ Subs. by 30.4.2007.

PART III

Pass for transport of duty-paid Foreign Liquors

(See Rules 8, 10, 10 and 39)

(To be forwarded to the Prohibition and Excise Officer at the place
to which foreign liquor is to be transported)

No. Dated 20

- (1) Name and address of the transporter
- (2) Kind of licence/permit held by the transporter and its number and date.
- (3) Quantity and description of foreign liquor to be transported—

Kind of foreign liquor	Quantity (Imperial/proof gallons)	Dozen quarts	Dozen pints	Dozen nips	Amount of fee paid		
					Trans- port fee	Specil fee	Total
					Rs.	Rs.	Rs.
(a) Spirits . .							
(i) Superior spirits							
(ii) Cheap spirits							
(b) Wines . .							
(c) Fermented liquors							

- (4) Place to which foreign liquor is to be transported.
- (5) Route
- (6) Purpose for which foreign liquor is to be transported.
- (7) Name and address of the place from which foreign liquor is to be transported.
- (8) Kind of licence held in respect of the premises from which foreign liquor is to be transported and its number and date.
- (9) Date up to which the pass shall be valid.

This pass is granted under and subject to the provisions of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), and the rules, regulations and orders made thereunder authorising the transport of foreign liquor referred to above subject to the following condition, namely :—

The whole quantity of foreign liquor shall be transported in one consignment only and its bulk shall not be broken in transit.

Seal

¹[Signature of officer
countersigning the pass.]

¹[Signature of the licensee or
his authorised servant duly
authorised by superintendent.]

¹ Subs. by 30.4.2007.

PART IV

Pass for transport of duty-paid Foreign Liquors

(See Rules 8, 10, 10 and 39)

(To be handed over to the licensee of the premises/the officer at the
Customs Port or at the Land Customs Station or at the distillery
From where foreign liquor is to be transported)

No. Dated 20

- (1) Name and address of the transporter
- (2) Kind of licence/permit held by the transporter and its number and date.
- (3) Quantity and description of foreign liquor to be transported—

Kind of foreign liquor	Quantity (Imperial/proof gallons)	Dozen quarts	Dozen pints	Dozen nips	Amount of fee paid		
					Trans-port fee	Specil fee	Total
					Rs.	Rs.	Rs.
(a) Spirits . .							
(i) Superior spirits							
(ii) Cheap spirits							
(b) Wines . .							
(c) Fermented liquors							

- (4) Place to which foreign liquor is to be transported.
- (5) Route
- (6) Purpose for which foreign liquor is to be transported.
- (7) Name and address of the place from which foreign liquor is to be transported.
- (8) Kind of licence held in respect of the premises from which foreign liquor is to be transported and its number and date.
- (9) Date up to which the pass shall be valid.

This pass is granted under and subject to the provisions of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), and the rules, regulations and orders made thereunder authorising the transport of foreign liquor referred to above subject to the following condition, namely :—

The whole quantity of foreign liquor shall be transported in one consignment only and its bulk shall not be broken in transit.

Seal

¹[Signature of the officer
countersigning the pass.]

¹[Signature of the licensee or
his authorised servant duly
authorised by Superintendent.]

¹[FORM F.L./A-IB]

(See rule 24)

Form of application for a vendor's licence for sale of foreign liquor

1. Name, age and addresses of the applicant.
2. Names, ages and addresses in full of the partners, if the applicant is a partnership firm (copy of the Deed to be appended).
3. Exact location and full address of the premises where the business will be conducted.
4. Whether the proposed premises referred to at item 3 above are.—
 - (a) Within 50 meters from any educational or religious institution if they are within the jurisdiction of any Municipal Corporation or 'A' Class or 'B' Class Municipal Council and 100 meters if situated elsewhere, and.
 - (b) Within 50 meters from any bus stand, station or depot of the Maharashtra State Road transport Corporation.
5. Where the applicant or any member of his family (or any of the Partners) holds on the date of this application or held at any time in the past (individually or in partnership with any other person) any excise licence (s) and if so, indicate the particulars of such licence (s) held and also the period (s) for which he held it (them).

Explanation.—For the purpose of this clause, “family” means a person or his spouse (or more than one spouse) and his children solely dependent on him for their maintenance.

6. Whether the applicant holds the solvency certificate or bank solvency certificate or bank guarantee. If so, given particulars with copy thereof duly certified by Notaries, Special Executive Magistrates or Tahsildars.

¹ Subs. by G. N. of 20-2-1982.

7. Present occupation and income therefrom.
8. Whether the applicant is in arrears of excise or any other Government dues.
9. Whether the applicant has experience of conducting liquor trade and if so, state details with documentary evidence in support.
10. Whether the applicant belongs to any of the following categories, and if so, produce proof in support.—
 - (i) Whether the applicant belongs to economically weaker section.
 - (ii) Whether the applicant has in his possession ready premises for the proposed shop of if so, details thereof.
 - (iii) Whether the applicant was holding or was granted a licence in Form F. L. II for retail sale of foreign liquor but was not operating on the 1st January 1979 and if so, state reasons therefore.

I/We hereby declare that the particulars given above are correct.

I/We hereby enclose a Chalan No. dated evidencing payment of a sum of Rupees (Rupees) for the application.

I/We hereby undertake to abide by the conditions of the licence and the provisions of the Bombay prohibition Act, 1949, and rules, regulations and orders made thereunder from time to time.

I/We hereby further undertake to surrender the licence and agree to its cancellation, if considered necessary by the Government if it found at a subsequent stage that the information furnished by me / us is false.

Signature of the applicant

Date

Signed before me

Notaries / Special Executive Magistrate / Tahsildar

To,

* The Secretary to the Government of Maharashtra.

Home Department (Transport,) Mantralaya, Bombay 400 0 32

(through the Collector of)

+ The Collector of)

* When the application is for a grant of licence.

+ When the application is for renewal of the licence.

FORM F. L. II.

[See Rules 25]

No.

Vendor's Licence for sale of Foreign Liquor

Licence is hereby granted, under and subject to the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder, to of (hereinafter called "the licensee") on payment of a fee of Rs. and deposit of Rs. in advance, authorising him to sell foreign liquor at his premises situated at (hereinafter called "the licenced premises") during the period from to (both days inclusive), subject to the following conditions, namely :—

Conditions

1. The licensee shall carry on business of selling foreign liquor at the licensed premises either personally or by an agent or servant duly authorised by him in this behalf by a written *nokarnama* signed by himself and countersigned by a Prohibition and Excise Officer not lower in rank than a Sub-Inspector : Provided that any such *nokarnama* signed by the licensee shall be valid unless and until such countersignature is refused. If for any reason the Collector shall order the withdrawal of any *nokarnama* issued by the licensee, the *nokarnama* shall be forthwith withdrawn. For every *nokarnama* issued by him and countersigned the licensee shall pay a fee of Re. 1. No *nokarnama* shall be issued to any person under 21 years of age.

2. The licensee shall, if required by the Collector, pay to the State Government in advance at the beginning of each quarter commencing from the date of this licence such cost of the staff appointed at the licensed premises for the purpose of excise supervision as may be fixed by the ¹[State Government].

3. Except with the permission of the Collector, the licensee shall not sell, transfer or sub-let his right of selling foreign liquor conferred upon him by this licence, nor shall he in connection with the said right enter into any agreement or arrangement which is of the nature of a sub-lease. If any question arises whether any agreement or arrangement is in the nature of a sub-lease the decision of the Collector on such question shall be final and binding on the licensee.

²[4. No person shall be recognised as partner of the licensee for the purposes of his licence, unless the partnership has been declared to the Collector before the licence is granted and the names of the partners have been entered jointly in the licence or if the partnership is entered into after the granting of the licence, unless the Collector agrees on application made to him to after the licence and to add the name or names of the partner or partners in the licence :

Provided that, no name or names of the partner or partners shall be entered in the licence by the Collector, without the previous sanction of the State Government.]

³ [4 - A * * * *]

¹ Subs. by G. N. of 8-7-1969.

² Subs. by G. N. of 2-8-1966.

³ Deleted by G. N. of 30-8-1993.

¹[5. The licence shall always display at the entrance of the shop, a signboard of the size of 60 centimetres by 90 centimetres bearing the following inscriptions in legible characters :—

1. Name of the licensee (s).
2. Licence No.
3. Location of the shop.
4. Authorised opening and closing hours of the shop.

No additional items shall be inscribed on the signboard.]

6. The licensee shall abide by conditions of this licence and the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder and shall give an undertaking to that effect.

7. The licensee shall comply promptly with all lawful orders and directions issued from time to time by the Commissioner Collector or the Superintendent or Inspector of Prohibition and Excise.

8. The licensee, his heirs, legal representatives or assignees shall have no claim whatsoever to the continuance or renewal of this licence after the expiry of the period for which it is granted. It shall be entirely within the discretion of the Collector to permit or not the assignee of the licensee, in case of sale or transfer or the heir or legal representative of the licensee, in case of death, to have the benefit of the licence for the unexpired portion of the term for which it is granted.

9. This licence may be suspended or cancelled in accordance with the provisions of section 54 or 56 of the Bombay Prohibition Act, 1949.

10. In case this licence is cancelled or suspended during the currency of the licence period or is not renewed on its expiry, the licensee shall surrender the whole stock of unsold foreign liquor forthwith to the Collector. The stock of liquor so surrendered shall be sold by the Collector and the proceeds of the sale shall after deducting the expenses and any sum due to the State Government be returned to the licensee.

Granted this day of 20

Seal of the

Collector

Collector of

1 Subs. by G. N. of 31-3-1977.

2 Ins. by G. N. of 21-5-1990.

3 Deleted by 14-8-2006.

¹[FORM F.L. (rum)/C.L. II]

(Deleted)

²[FORM F.L. W/A-I]

(See rule 25B)

Form of application for a vendor's licence for sale of wines

1. Name, age and addresses of the applicant.
2. Names, ages and addresses in full of the partners, if the applicant is a partnership firm (copy of the Deed to be appended).
3. Exact location and full address of the premises where the business will be conducted.
4. Whether the proposed premises referred to at item 3 above are.—
 - (a) Within 50 meters from any educational or religious institution if they are within the jurisdiction of any Municipal Corporation or 'A' Class or 'B' Class Municipal Council and 100 meters if situated elsewhere, and.
 - (b) Within 50 meters from any busstand, station or depot of the Maharashtra State Road Transport Corporation.

I/We hereby declare that the particulars given above are correct.

I/We hereby enclose a Chalan No. dated
 evidencing payment of a sum of Rupees (Rupees
) for the application.

I/We hereby undertake to abide by the conditions of the licence and the provisions of Bombay Prohibition Act, 1949, and rules, regulation and orders made thereunder from time to time.

I/We hereby further undertake to surrender the licence and agree to its cancellation, if considered necessary by the Government if it found at a subsequent stage that information furnished by me / us is false.

Dated

Signed before me

Notaries / Special Executive
 Magistrate /Tahsildar.

Signature of the applicant.

To,

The Collector,

..... District.]

1. Deleted by G.N. of 14-8-2006.

2. Inserted vide G.N. 28-12-2001.

FORM F. L. W. - II.

[See Rules 25B (2)]

No.

Vendor's Licence for sale of Wines

Licence is hereby granted, under and subject to the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder, to of (hereinafter called "the licensee") on payment of a fee of Rs. and deposit of Rs. in advance, authorising him to sell wines and at his premises situated at (hereinafter called "the licensed premises") during the period from to (both days inclusive), subject to the following conditions, namely :—

Conditions

1. The licensee shall carry on the business of selling wines at the licensed premises either personally or by an agent or servant duly authorised by him in this behalf by a written *nokarnama* signed by himself and countersigned by a State Excise Officer not lower in rank than a Sub-Inspector :

Provided that any such *Nokarnama* signed by the licensee shall be valid unless and until such countersignature is refused. If for any reason the Collector shall order the withdrawal of any *Nokarnama* issued by the licensee, the *Nokarnama* shall be forthwith withdrawn. For every *Nokarnama* issued by him and countersigned the licensee shall pay a fee of Re. 10.00. No *Nokarnama* shall be issued to any person under 21 years of age.

2. The licensee shall, if required by the Collector, pay to the State Government in advance at the beginning of each quarter commencing from the date of this licence such cost of the staff appointed at the licensed premises for the purpose of excise supervision as may be fixed by the State Government.

3. Except with the permission of the Collector, the licensee shall not sell, transfer or sub-let his right of selling wine conferred upon him by this licence, nor shall he in connection with the said right enter into any agreement or arrangement which is of the nature of a sub-lease. If any question arises whether any agreement or arrangement is in the nature of a sub-lease the decision of the Collector on such question shall be final and binding on the licensee.

4. No person shall be recognised as partner of the licensee for the purposes of his licence, unless the partnership has been declared to the Collector before the licence is granted and the names of the partners have been entered jointly in the licence or if the partnership is entered into after the granting of the licence, unless the Collector agrees on application made to him to alter the licence and to add the name or names of the partner or partners in the licence :

Provided that, no name or names of the partner or partners shall be entered in the licence by the Collector, without the previous sanction of the State Government.

1 Deleted by G. N. of 25-3-1981.

5. The licensee shall always display at the entrance of the shop, a signboard of the size of 60 centimetres by 90 centimetres bearing the following inscriptions in legible characters :—

1. Name of the licensee (s).
2. Licence No.
3. Location of the shop.
4. Authorised opening and closing hours of the shop.
5. No additional items shall be inscribed on the signboard.

6. The licensee shall abide by conditions of this licence and the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder and shall give an undertaking to that effect.

7. The licensee shall comply promptly with all lawful orders and directions issued from time to time by the Commissioner, Collector or the Superintendent or Inspector of State Excise.

8. The licensee, his heirs, legal representatives or assignees shall have no claim whatsoever to the continuance or renewal of this licence after the expiry of the period for which it is granted. It shall be entirely within the discretion of the Collector to permit or not the assignee of the licensee, in case of sale or transfer or the heir or legal representative of the licensee, in case of death, to have the benefit of the licence for the unexpired portion of the term for which it is granted.

9. This licence may be suspended or cancelled in accordance with the provisions of section 54 or 56 of the Bombay Prohibition Act, 1949.

10. In case this licence is cancelled or suspended during the currency of the licence period or is not renewed on its expiry, the licensee shall surrender the whole stock of unsold wine forthwith to the Collector. The stock of wine so surrendered shall be sold by the Collector and the proceeds of the sale shall after deducting the expenses and any sum due to the State Government be returned to the licensee.

Granted this day of 20

Seal of the

Collector

Collector of

²[FORM F.L./A-IC

[See Rules 44)

Form of application for a licence for the sale at a hotel or restaurant of imported foreign liquor (Potable) and Indian-made foreign liquors (potable) on which excise duty has been paid.

1. Name, and address of the applicant.
2. Names and address in full of the partners if any.
3. Name of the hotel or restaurant and its address in full, *i.e.* its exact location and the total number of rooms it has.

²[3A. Whether the hotel or restaurant is situated within a distance of seventy-five meters from any educational or religious institution or from any bus stand, station or depot of the Maharashtra State Road Transport Corporation, or from the boundary of any National or State Highway [Please refer to explanation under, sub rule (1C) of rule 45 of the Bombay Foreign Liquor Rules, 1953, for the definitions of educational institutions, religious institutions and the manner of measuring the distance from the hotel or restaurant to these places].

4. Whether the hotel or restaurant holds on the date of this application or held at any time in the past any hotel or restaurant licence for the sale of foreign liquor, and if so, the period during which it was held.
5. Average number of residents/boarders or visitors, as the case may be, during the last one year immediately before the date of the application.
6. The details of the total accommodation of the hotel or restaurant and the amenities provided therein.
7. The grade, if any, in which the hotel or restaurant is classified, and the authority for the such classification, if any.

7-A ¹[* * *]

8. Proof of solvency of the applicant.
9. Whether any excise Police/municipal licence held by the applicant is or was suspended at

1 Ins. by G. N. of 17-1-1973.

2 Ins. by G. N. of 5-1-1990.

3 Ins. by G. N. of 28-12-2001.

10. Whether any excise/police/municipal licence held by the applicant is or was cancelled at any time in the past, and if so, the reasons for such cancellation.
11. Whether the applicant is in excise arrears or in arrears of any other Government dues, such as sales tax, income tax, etc.

I hereby declare that the particulars given above are correct.

I hereby undertake to abide by the conditions of the licence and the provisions of the Bombay Prohibition Act, 1949 and the rules, regulations and orders made thereunder from time to time.

Signature of the applicant.

Date :

To

The Collector of]

FORM F.L.III

(See rule 45)

No.

For the whole of the ¹[State of Maharashtra]

*Licence for the sale at a hotel of imported foreign liquors (potable) and
Indian made foreign liquors (potable) on which excise
duty has been paid at special rates.*

Licence is hereby granted under and subject to the provisions of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949) and the rules, regulations and orders made thereunder to of
(hereinafter called “ the licence ”) ²[on payment of a fee (inclusive of consideration)] of Rs. and a deposit of Rs. in advance authorising him to sell the following foreign liquors during the period from to at his hotel situated at subject to the following conditions, namely.

Foreign Liquors

- (a) Wines
- (b) Fermented liquors
- (c) Spirits
- ³[(d) Mild-liquors.]

Conditions

1. The licence shall not sell any foreign liquor for consumption on the licensed premises except in the Room No. assigned for that purpose. He shall not allow any drinking to continue in the said room outside the hours of sale. Any foreign liquor remaining in the said room unconsumed during unauthorised hours of sale shall be destroyed.

2. No foreign liquor other than that sold by the licensee shall be allowed to be consumed in the said room.

⁴[3. The licensee shall not sell foreign liquor except in accordance with the provision of rule 52, of the Bombay Foreign Liquor Rules, 1953].

-
- 1. Subs by G. N. of 25-7-1963
 - 2. Subs by G. N. of 6-11-1981
 - 3. Ins. by G. N. of 25-4-1968
 - 4. Subs by G. N. of 30-12-1976

4. The licensee shall sell foreign liquor at a price not exceeding that ¹[prescribed by the state Government] from time to time.

5. The licensee shall pay to the State Government in advance at the beginning of each quarter commencing from the date of the licence such cost of the excise staff appointed at the hotel as may be fixed by the ²[State Government.]

6. (a) The licensee shall give immediate information to the nearest Police Officer of every person visiting his hotel whom he suspects to have committed an offence under the Act and of every Act committed at the hotel lending to disturb the public peace.

(b) The licensee shall write daily in a bound book, paged and sealed with the Collector's seal, the name of every person, who comes to reside at the hotel with the dates of his arrival and departure. Such book shall always be open to inspection by any officer duly empowered under section 122 of the Act. If any person who comes to reside at the hotel refuses to give his name, information of the fact shall be given, in Greater Bombay to the Commissioner of Police, Bombay, any elsewhere to the District Superintendent of Police.

7. The licensee shall at all times keep the hotel and all appurtenances thereto in clean and decent condition and the licensee shall comply with any directions issued by the Collector in that behalf.

8. The licensee shall furnish such information in connection with his business under the licence as may be required by the Commissioner or Collector from time to time.

9. The licensee shall comply with all lawful orders and instructions issued to him by the Prohibition and Excise Officer not lower in rank than a Sub-Inspector of Prohibition and Excise.

10. This licence may be suspended or cancelled in accordance with the provisions of section 54 or 56 of the Bombay Prohibition Act, 1949.

11. In case this licence is cancelled or suspended during the currency of the licence period or is not renewed on its expiry, the licensee shall surrender the whole stock of unsold foreign liquor forth with to the Collector. The stock of liquor so surrendered be sold by the Collector and the proceeds of the sale shall after deducting the expenses and any sum due to the State Government be returned to the licensee.

Granted this the day of20

Place :

Seal of the
Collector

Collector.

1. Subs by G. N. of 25-4-1968

2. Subs by G. N. of 8-7-1969

¹[FORM F. L. A-ID

(See rule 47)

Form of application for a licence for the sale at a club of imported foreign liquor (potable) and Indian-made foreign liquor (potable) on which excise duty has been paid.

1. Name and address of the club.
2. Names and addresses in full of the Secretary and other office bearers of the club.
3. Exact location and full address of the club.
4. Whether the club holds on the date of this application or held at any time in the past any licence for the sale of foreign liquor and if so, the period during which it was held.
5. Average number per day of resident members or visitors, as the case may be, during the last one year immediately before the date of the application.
6. Number of members. . .
7. The details of the total accommodation of the club and the amenities provided therein, and the activities and objects of the club.
8. Rules of the club relating to the election of members, terms of subscription, entrance fee, if any, hours of opening and closing.
9. Number of rooms assigned for the sale of foreign liquor.
10. Whether any excise/police/municipal licence held by the club is or was suspended at anytime in the past, and if so, the period of suspension and, the reasons for such suspension.
11. Whether any excise/police/municipal licence held by the club is or was cancelled at anytime in the past, and if so, the reasons for such cancellation.

I hereby declare that the particulars given above are correct.

I hereby undertake to abide by the conditions of the licence and the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder from time to time.

Signature of the applicant.

Date :

To

The Collector of]

1. Ins by G. N. of 17-1-1973.

FORM F. L. IV⁹[See rules 48 and 48 B]

*Licence for the sale at a club of imported foreign liquors (potable)
and Indian-made foreign liquors (potable) on which excise duty has been
paid at special rates.*

Licence is hereby granted under and subject to the provisions of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949) and the rules regulations and orders made thereunder to, Secretary of the Club (hereinafter referred to as the “ Licensee ”), on payment ¹[of a fee (inclusive of consideration)] of Rs. and a deposit of Rs. in advance, authorising him to sell the following foreign liquors during the period from to¹⁰[or an special function applied for] here in after referred to as “ the licensed premises ”) subject to the following coalitions, namely :

Foreign Liquors

- (a) Wines
- (b) Fermented liquors
- (c) Spirits.
- ²(d) Mild-liquors.]

Conditions

³[1. (1) The licensee shall not sell foreign liquor except in accordance with the provisions of rule 52 of the Bombay Foreign Liquor Rules, 1953.

(2) The licensee shall maintain a register of members who hold permits and state therein their permit number.]

4[2. The licensee shall not sell or serve foreign liquor except during the hours as prescribed by Government from time to time.]

3. (1)⁵ * * *

(2) The licensee shall not self foreign liquor to ⁶[any person] who is insane or known to believed to be intoxicated.

4. No foreign liquor other than that sold by the licensee shall be allowed to be consumed in the said room.

5. (a) The licensee shall not receive as consideration or a part thereof for the sale of any foreign liquor any wearing apparel or ornaments or any other thing except coins currency note or cheques.

(b) The licensee or his agent or servant duly authorised in this behalf shall make out a cash memo in duplicate signed by himself or him agent or servant, as the case may be, and by the ⁶[purchaser] in respect of foreign liquor sold to ⁷[such] ⁶[purchaser] and shall given the first copy of the memo to ⁷[such ⁶[purchaser]] and retain the such duplicate with himself.

(c) The cash memo shall clearly show the name of the club, the name of the ⁶[purchaser], his permit number, details regarding the brand and quantity of foreign liquor sold and the amount charged.

(d) The duplicate copies of cash memos made out under clause (b) shall at all reasonable times be open to inspection by the Collector or the Commissioner of Police,

Bombay, District Superintendent of Police or any Prohibition and Excise Officer not lower in rank than a Sub-Inspector or any other officer empowered under section 122 of the Bombay Prohibition Act, 1949.

6. The licensee shall sell foreign liquor at a price not exceeding that ⁷[prescribed by the State Government] from time to time.

7. The licensee shall pay to the State Government in advance at the beginning of each quarter commencing from the date of the licence such cost of the excise staff appointed at the club as may be fixed by the ⁸[State Government].

8. (1) The licensee shall give immediate information to the nearest Police Officer of the every person visiting his club whom he suspects to have committed an offence under the Act and of every offence committed at the club leading to disturb the public peace.

(2) The licensee shall write daily in a bond book, pagged and sealed with the Collector's seal, the name of every person who comes to reside at the club with the dates of his arrival and departure. Such book shall always be open to inspection by any officer duly empowered under section 122 of the Act. If any person who comes to reside at the club refuses to give his name, information of the fact shall be given in Greater Bombay to the Commissioner of Police, Bombay and elsewhere to the District Superintendent of Police.

9. The licensee shall at all times keep the licensed premises and all appurtenances thereto in a clean and decent condition and the licensee shall comply with any directions issued by the Collector in that behalf.

10. The licensee shall furnish such information in connection with his business under the licence as may be required by the Commissioner from time to time.

11. The licensee shall comply with all orders and instructions issued to him by the Prohibition and Excise Officers not lower in rank than a Sub-Inspector of Prohibition and Excise.

12. It shall entirely be in the discretion of the Collector to renew or not to renew the licence at the expiration of the term for which it has been granted.

13. The licence may be suspended or cancelled in accordance with the provisions of section 54 or 56 of the Bombay Prohibition Act, 1949.

14. In case this licence is cancelled or suspended during the currency of the licence period or is not renewed on its expiry, the licensee shall surrender the whole stock of unsold foreign liquor forthwith to the Collector. The stock of liquor so surrendered shall be sold by the Collector and the proceeds of the sale shall after deducting the expenses and any sum due to State Government be returned to the licensee.

Granted this day of 20

Seal of the
Collector.

Collector.

1. Subs by G. N. of 10.9.1985.

3. Subs by G. N. of 30.12.1976.

5. Deleted by G. N. of 30.12.1976.

7. Subs by G. N. of 27.8.1964.

9. Subs by G. N. of 30.8.1989.

2. Ins. by G. N. of 25-4-1968.

4. Subs by G. N. of 8-8-1979.

6. Subs by G. N. of 25-4-1968.

8. Subs by G. N. of 8-7-1969.

10. Ins. *ibid*.

[“FORM F. L. W. IV]

[See rules 48C(2)]

Licence for the sale of wine at a club temporarily

Licence is hereby granted under and subject to the provisions of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949) and the rules, regulations and orders made thereunder to, Secretary of the Club (hereinafter referred to as “the Licensee”), on payment of a fee (hereinafter referred to as “the Licensee”) of Rs. and a deposit of Rs. in advance, authorising him to sell the wine during the period from to or a special function applied for (hereinafter referred to as “the licensed premises”), subject to the following conditions, namely :

Conditions

1. The licensee shall not sell or serve wine except in pegs or bottles in the the licenced premises, assigned for that purpose and approved by the licensing authority.
2. The licensee shall not sell or serve wine except during the hours as prescribed by Government from time to time.
3. (a) Wine required for a temporary club shall not be bought except from a person holding valid licence and shall not be transported from latter’s premises to temporary club premises except under a transport pass or valid documents.

(b) The licensee shall not sell wine to any person who is insane or known to believed to be intoxicated.
4. (a) A club licensee shall not keep or sell in the licensed premises wine of any kind which he is not authorised to sell under the licence, nor shall he keep or sell wine in any place except in the licensed premises of such temporary club.

(b) No adulterated, deteriorated or spurious wine of any kind shall be received sold or kept by the licensee.
5. (a) The licensee or his agent or servant duly authorised in this behalf shall make out a cash memo in duplicate signed by himself or his agent or servant, as the case may be and by the purchaser in respect of wine sold to such purchaser and shall given the first copy of the memo to such purchaser and retain the such duplicate with himself.

1. Ins. by 30-7-2008.

(b) The cash memo shall clearly show the name of the club, the name of the purchaser, details regarding the brand and quantity of wine sold and the amount charged.

(c) The duplicate copies of cash memos made out under clause (b) shall at all reasonable times be open to inspection by the Collector or the Commissioner of Police, District Superintendent of Police or any Prohibition and Excise Officer not lower in rank than a Sub-Inspector or any other officer empowered under section 122 of the Bombay Prohibition Act, 1949.

6. The licensee shall sell wine at a price not exceeding that prescribed by the State Government from time to time.

7. The licensee shall at all time keep the licensed premises and all appurtenances thereto in a clean and decent condition and the licensee shall comply with any directions issued by the Collector in that behalf.

8. The licensee shall furnish such information in connection with his business under the licence as may be required by the Commissioner from time to time.

9. The licensee shall comply with all orders and instructions issued to him by the Prohibition and State Excise Officers not lower in rank than a Sub-Inspector, Prohibition and State Excise.

10. This licence may be suspended or cancelled in accordance with the provisions of section 54 or 56 of the Bombay Prohibition Act, 1949.

11. In case this licence is cancelled or suspended during the currency of the licence period or is not renewed on its expiry, the licensee shall surrender the whole stock of unsold wine forthwith to the Collector. The stock of wine so surrendered shall be sold by the Collector and the proceeds of the sale shall after deducting the expenses and any sum due to State Government be returned to the licensee.

Granted this day of 20 .. .

Seal of the
Collector.

Collector ”.]

FORM F.L./A-1

[See rule 63(1)]

Application No. _____

*Application for a permit to possess and use foreign liquor for
personal consumption by temporary resident*

1. Name in full Mr./Mrs./Miss ..
(Surname first in block letters)
2. Residential address in full ..
3. Nationality ..
4. Place of birth ..
5. Place where brought up ..
- *6. Country of domicile ..
7. Number of the passport and the
authority which issued it.
8. Age ..
9. Occupation ..
10. Monthly income ..
11. Whether the applicant had applied
for any permit in the past and if so,
when and to whom.
12. Whether any member of the
applicant's family has applied for
foreign liquor permit/s. If so,
details of each application/s should
be given.
13. Number of units of foreign liquor
required per month.
14. The date of arrival in India. ..
15. The period of residence or intended
residence in India.

I hereby declare that—

- (a) I was born and brought up in/domiciled in+;
- (b) I am ordinarily using or consuming foreign liquor;
- (c) I have been residing and intend to reside in India, temporarily;
- (d) I have a fixed and settled purpose of making my sole and permanent home in
+ which is outside India;
- (e) Foreign liquor is being generally used or consumed in + where I was
born and brought up or domiciled;
- (f) I do not hold any permit under sections 40, 40A, 41, 46 or 47 of the Act nor have I
made any other application for a permit under any of these sections;

* Quote registration number and the office of registration under the Registration of Foreigners Act, if the applicant is registered under the said Act.

+ State the names of the Country.

1 Ins. by 30-7-2008.

(ff) I have/have not been convicted on (dates) at/any time of an/any offence punishable under section/any provisions of the Bombay Prohibition Act, 1949.

There is a/is no prosecution under section/any provisions of the said Act pending against me in the/any Court in '[Maharashtra State].

(g) The particulars given above are correct.

I hereby undertake to abide by the conditions of the permit and the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder.

Dated

Signature of the applicant.

To

The Collector of

District

Form of Receipt

S. No.

Received from *

Name in full *

Address in full *

an application for Temporary Resident's permit.

Signature of the Officer receiving
the application and date.

The applicant is requested to present this receipt personally on

*To be filled in by the applicant.

[Reverse of the application Form F. L./A-1]

(Not to be filled in by the applicant)

Action taken

Received the application.

Dated

Called on

Date of Registration

Permit prepared on

Checked by

Permit ready for delivery

Received the permit No. on

Signature of the applicant.

Seen

Filed

Signature of the permit-issuing authority.

FORM F. L. V

[See rules 63(3)]

Temporary Resident's Permit No.

*Temporary Residents Permit to possess and use Foreign Liquor
for personal consumption*

Mr./Mrs./Miss
 residing at
 (hereinafter called the "permit-holder") having paid a fee of Rs.
 only is hereby granted a permit subject to the provisions of the Bombay Prohibition Act,
 1949, and the rules, regulations and orders made thereunder authorising him/her to buy,
 possess, transport, consume and use foreign liquor within the ¹[State of Maharashtra].
 during the period from to (both days
 inclusive) subject to the following conditions, namely :

Conditions

1. The permit-holder shall not use more than units of foreign liquor during any one month.
2. The quantity that may be possessed under the permit shall not exceed units of foreign liquor at any one time.
3. The permit-holder shall not obtain foreign liquor required by him from any place other than a Government depot or a licensed hotel or club or a shop holding a vendor's licence except with the previous permission of the Commissioner. He shall not buy more than units of foreign liquor in any one month.
4. The permit-holder shall not consume or use foreign liquor in a public place or in the rooms of a hotel or institution to which the public may have access.
- ²[5. The permit-holder may allow the use of consumption of any part of the quantity of foreign liquor possessed by him under the permit to any other person who holds a permit under section 40, 40-A, 41, 46, 46-A or 47 of the Act.]
- 5-A Whenever the permit-holder leaves the State for more than one month during the currency of the permit period, he shall, before leaving the State deposit with the Collector his permit and the stock of foreign liquor held by him thereunder and obtain a receipt therefor.]
- ³[6. This permit or the certificate shall accompany the whole or any part of the stock of foreign liquor held under this permit to any place where it is removed from the permit-holder's residence.]
7. The permit-holder shall abide by the conditions of this permit and the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder.
8. The permit-holder shall not get drunk in any public place and shall not be incharge of any vehicle or animal if he is drunk and incapable of taking care of the vehicle or animal.
9. The permit may be cancelled or suspended in accordance with the provisions of

1. Subs. by G. N. of 25.7.1963.
 2. Subs. by G. N. of 24.3.1964.
 3. Subs. by G. N. of 24.2.1956.

section 54 of the said Act.

10. In case this permit is cancelled or suspended during the currency of the permit period or is not renewed on its expiry, the permit-holder shall surrender the whole of the unconsumed stock of foreign liquor forthwith to the Collector. The stock of liquor so surrendered shall be sold by the Collector and the proceeds of the sale shall after deducting the expenses and any sum due to the State Government be returned to the permit-holder.

Collector of

Seal of the

District.

Collector

Place

Specimen signature of the permit-holder

[CERTIFICATE]

This is certify that Mr./Mrs./Miss (Shri /Smt./Kumari) whose specimen signature appears below holds a * Permit No. dated under rule + of the Bombay Foreign Liquor Rules, 1953, valid up to for the following quantity of foreign liquor :

Quantity

Specimen signature of the permit-holder

Seal of the

Collector

Collector of

Place

Dated

* please specify here the kind of permit.

+ Here specify the relevant rule.

(Reverse of temporary resident's permit)

Details of purchases of foreign liquor

No. of units allowed P. M.

Date	Quantity purchased in units			Progressive total for the month in units (state Completed units and indicate fractions by signs)	Signature of (i) the holder of a Vendor's licence or (ii) Officer -in-charge of Govt. Depot or (iii) Hotel or Club licensee and name of the Depot, Hotel or Club or the shop holding vendor's licence, as the case may be	Remarks
	Spirits	Wines	Fermented liquors			
1	2	3	4	5	6	7

1. Ins. by G. N. of 24.2.1956.

¹[FORM F.L./A-2]
(Deleted)

¹[FORM F.L.M.C.]
(Deleted)

¹[FORM F.L.M.E.]
(Deleted)

¹[FORM F.L.VI]
(Deleted)

1. Deleted by G. N. of 8.8.1979.

FORM F.L./A-3

[See rule 67(1)]

Application No.

Application for a permit to possess foreign Liquor for medicinal use on emergent occasions

1. Name in full Shri/Smt./Kumari ..
(Surname first in BLOCK letters)
2. Residential address in full ..
3. Nationality ..
4. Religion ..
5. Age ..
6. Occupation ..
7. Monthly Income ..
8. Kind of liquor required ..
9. Whether the applicant is head of household I declare that —
 - (a) I usually keep * for medicinal use.
 - (b) I have at present got stock of * as under :
(Here state the stock)
 - (c) Neither I nor member of my house hold holds any Emergency Permit nor have I or any member of my household has applied for any such permit.
 - ¹[(cc) I have +/have not been convicted on (date) +/ at any time of an +/any offence punishable under sections +/any provisions of the Bombay Prohibition Act, 1949.
There is a +/is no prosecution under sections +/any provisions of the said Act pending against me in the +/any Court in Maharashtra State.]
 - (d) The particulars given above are correct.

I hereby undertake to abide by the conditions of the permit and the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder.

Signature of the Applicant.

Dated

To.

The Collector of District.

* Here entername of liquor.
+ Strike out whatever not applicable.
1. Ins. by G. N. of 17.5.1955.

Form of Receipt

S. No.

Received from

‡

‡

an application for an emergency permit for liquor.

Dated

Signature of the officer receiving
the application.

The applicant is requested to present personally this receipt, on

FORM F. L./A-3

(or Office use only)

Received the application

Date

Called on

Action taken —

Date of registration

Permit prepared on by

Checked by

Permit ready for delivery on

Received Permit No. on

Seen.

Signature of the Applicant.

Filed.

Signature of the permit-issuing authority.

Name and address in full to be filled by the applicant.

FORM F. L. VII

[See rules 67(2)]

Emergency Permit No.

Emergency Permit to possess liquor for medicinal use on emergent occasions

Shri/Shrimati/Kumari.....
 residing at (hereinafter called
 the "Permit-holder") having paid a fee of only is hereby
 granted a permit, under and subject to the provisions of the Bombay Prohibition Act,
 1949, and the rules, regulations and orders made thereunder authorising him/her to buy,
 transport, possess, use or consume * (hereinafter called "the
 liquor") for medicinal use during the period from to
 at his/her premises situated at
 and also at any other place within the ¹[State of Maharashtra].
 subject to the following conditions, namely :

Conditions

1. (i) The permit-holder shall not use or consume *
 except for medicinal use on emergent occasions.

(ii) The permit-holder may use the liquor possessed under the permit for himself +
 and the members of his household + :

Provided that the permit-holder may allow the use or consumption of liquor in respect
 of which the permit has been granted to any other person who requires the use thereof for
 medicinal purpose ²[on any emergent occasion subject to the condition that the quantity
 of liquor that he may so allow to be used or consumed by such person does not exceed
 the quantity that is necessary on such emergent occasion.]

3* * *

2. (i) The quantity of the liquor that may be possessed at any one time under the
 permit shall not exceed of *

(ii) The permit-holder may transport, possess, consume or use the liquor obtained or
 possessed under this permit throughout the ¹[State of Maharashtra,] provided that the
 quantity to be transported, possessed, consumed or used does not exceed the limit
 specified in clause (i) ⁴[and the permit or the certificate accompanies whole or any part of
 the stock of liquor held under this permit to any place where it is removed from the permit-
 holder's residence.]

3. The permit-holder shall obtain the liquor required by him from a Government Depot
 or from a holder of a vendor's licence on presentation of this permit. He shall not buy, use
 or consume more than ⁵[750 millilitres] of champagne (if the permit is for champagne) or more
 than ⁵[375 millilitres] of liquor (if the permit is for liquor other than champagne) within a
 period of ⁵[three months] from the date of this permit or the date of last purchase.

4. The permit-holder shall abide by the conditions of this permit and the provisions of the
 Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder.

* Here enter name of liquor, i.e. brandy, rum or champagne.

+ The words "and the members of his household" may be struck off, if the permit-holder is not the
 head of household..

N. B.—This permit can be given only for any one kind of liquor, i.e. either brandy, rum or champagne.

1. Subs. by G. N. of 25.7.1963.

2. Subs. by G. N. of 18.9.1961.

3. Deleted, *ibid*.

4. Subs. by G. N. of 24.2.1956.

5. Subs. by G. N. of 28.1.1971.

5. The permit-holder shall not be in charge of any vehicle or animal if he is drunk and incapable of taking care of the vehicle or animal.

6. The permit may be cancelled or suspended in accordance with the provisions of section 54 of the said Act.

7. In case this permits cancelled or suspended during the currency of the permit period or is not renewed on its expiry, the permit-holder shall surrender the whole of the unconsumed stock of foreign liquor forthwith to the Collector. The stock of liquor so surrendered shall be sold by the Collector and the proceeds of the sale shall, after deducting the expenses and any sum due to the State Government, be returned to the permit-holder.

Place :

Dated :

Collector of District.

Seal of the

Collector

Specimen signature of the permit-holder.

[CERTIFICATE]

This is to certify that Mr./Mrs./Miss
Shri/Smt./Kumari

of whose specimen signature appears below
holds a* Permit No. dated
under rule + of the Bombay Foreign Liquor Rules, 1953, valid
upto for the following quantity of foreign liquor :

Quantity

Specimen signature of the permit-holder

Seal of the

Collector

Place :

Collector of]

Dated :

[Revers of Form F. L. VII]

Details of purchases of liquor

Kind of liquor allowed, *i.e.* brandy, rum or champagne.

Quantity allowed to be purchased within a period of six months.

Date	Quantity Purchased	Signature of the officer-in-charge of the Government Depot or the holder of a Vendor's licence and the name of the Depot or the shop of the holder of a Vendor's licence, as the case may be	Remarks
(1)	(2)	(3)	(4)

* Please specify here the kind of permit.

+ Here specify the relevant rule.

1 Ins. by G. N. of 24.2.1956.

FORM F. L./A-4

[See rules 68(1)]

*Application for a special permit for privileged personages to possess
and use foreign liquor for personal consumption*

1. Name and address in full (surname first in BLOCK letters) ..
2. Whether the applicant is—
 - * (a) a sovereign or Head of a Foreign State;
 - * (b) an Ambassador or Diplomatic envoy of a Foreign State;
 - * (c) a Consul, Honorary Consul or Trade, Commerce or other representative of a Foreign State ; or
 - * (d) a member or the staff appointed by or serving under any person specified in clause (a), (b) or (c) and whether such member is national of a Foreign State or an Indian national; [Please state the official designation of the applicant and the name of the Foreign State, in each case, *i.e.* (a), (b), (c) or (d),] or
 - ¹[(d1) a member of a Foreign Government; or
 - * (d2) a representative or officer of an international organisation to which privileges and immunities are given from time to time by or under the United Nations (Privileges and Immunities) Act, 1947; or]
 - * (e) the consort of any person specified in clause (a), (b), (c), ²[(d), (d1) or (d2)] (please state the name and official designation of such person); or
 - * (f) any relation of any person specified in clause (a), (b), (c), [(d1) or (d2)] dependent upon him; and if so, what is the relationship and with whom (please state the name and official designation of such person).
3. Nationality ..
4. Religion ..
5. Age ..
6. Permanent address ..
7. Maximum number of units of foreign liquor desired to be possesses at a time.
8. Period for which the permit is required.

I hereby undertake to abide by the conditions of the permit and the provision of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder.

Dated

Signature of the applicant and
his designation.

* Please strike off the unrequired items or words.

1. Added by G. N. of 18.9.1961.

2. Subs, *ibid.*

To,

The Collector of

(No fee is charged for this form)

Form of receipt

S. No.

Received from

of
privileged personages.

an application for a Foreign Liquor Special Permit for

The permit will be ready on
this office on presentation of this receipt.

when it may be obtained from

Signature

Dated

Designation

(Reverse of the Application Form F.L./A-4)

Received the application on

Permit to be ready on

Permit prepared by

on

Permit checked by

on

Received permit No.

on

Signature of the Applicant.

Seen.

Filed.

Signature of the permit-issuing authority.

FORM F. L. VIII

[See rule 68(2)]

SPECIAL PERMIT FOR PRIVILEGED PERSONAGES NO.

*Special Permit for Privileged Personages to possess and use
Foreign Liquor for personal consumption*

Mr./Mrs./Miss
permanently residing at
(hereinafter called "the permit-holder") who is a
of State, having his
office/official residence at
(hereinafter referred to as the said residence) is here by granted a permit under and
subject to the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations
and orders made thereunder authorising him/her to buy, possess, transport, consume
foreign liquor within the ¹[State of Maharashtra] during the period from to
..... subject to the following conditions, namely :

Conditions

*1. The permit-holder shall not use or consume foreign liquor exceeding
units during any month :

²[Provided that where the permit-holder has not used or consumed the full quantity of
foreign liquor which he is permitted to use or consume during any month, he may use or
consume such unused or unconsumed quantity of liquor in any succeeding period dur-
ing the currency of the permit, so however that the total quantity of foreign liquor used or
consumed in any months does not exceed two months' quota of the permit-holder.]

*2. The permit-holder shall not possess at any time foreign liquor in a quantity
exceeding units :

³[* Provided] that permit-holder may obtain and possess at any time foreign liquor not
exceeding six times the limit specified in Condition 1.

3. The permit-holder shall not consume or use foreign liquor in a public place or in
the rooms of a hotel or institution to which the public may have access.

⁴[4. The permit-holder may allow the use or consumption of any part of the quantity
of foreign liquor possessed by him under the permit to any other person who holds a
permit under section 40, 40-A, 41, 46, 46-A or 47 of the Act.]

5. The quantity of foreign liquor obtained by the permit-holder from time to time shall
be duly entered in he permit by him or by he foreign liquor licensee concerned.

⁵[6. This permit or the certificate shall accompany the whole or any part of the stock
of foreign liquor held under this permit to any place where it is removed from the permit
holder's official residence.]

* These conditions and proviso may be struck off where they are not applicable.

1. Subs by G. N. of 25.7.1963.

2. Added by G. N. of 9.8.1955.

3. Subs by G. N. of 30.3.1957.

4. Subs by G. N. of 24.3.1964.

5. Subs by G. N. of 24.2.1956.

7. The permit may be cancelled or suspended in accordance with the provisions of section 54 of the said Act.

¹[8. If this permit is not renewed on its expiry or is suspended or cancelled during its currency, the permit-holder shall surrender forthwith the whole of the unused stock of foreign liquor to the Collector the stock so surrendered shall be disposed of by the Collector in such manner as the Commissioner may direct.]

Granted this day of 19 at
 seal of the
 Collector

Collector of

²[CERTIFICATE

This is to certify that Mr./Mrs./Miss (Shri /Smt./Kumari)
 of.....
 whose specimen signature appears below holds a *.....Permit
 No. dated under rule † of the
 Bombay Foreign Liquor Rules, 1953, valid up to for the following
 quantity of foreign liquor :

Quantity

Specimen signature of the permit-holder

Seal of the
 Collector

Collector of

Place
 Dated]

[Reverse of the permit in Form F. L. VIII]

Details of receipts of foreign liquor by the permit-holder

Quantity permitted for use or consumption
 during a month

Units.

3* * * * *

Quantity obtained

Quantity					
Date	Possessed on the date of the permit (in units)	From the permit-holder's stock in Customs bond (in units)	From the stock of a trade and import or any other foreign liquor licensee (in units)	Transport pass No. and date	Signature of the permit-holder or the foreign liquor licensee
(1)	(2)	(3)	(4)	(5)	(6)

* Please specify here kind of permit.
 1. Added by G. N. of 9.8.1955.
 3. Deleted by G. N. of 8.7.1969.

† here specify the relevant rule.
 2. Ins. by G. N. of 24.2.1956.

FORM F.L./A-5

[See rule 69(2)]

Application No.

*Application for a Visitor's Permit to possess and use Foreign
Liquor for personal consumption*

1. Name in full (surname first in BLOCK letters).
2. Permanent address
3. Temporary address in the ¹[State of Maharashtra].
4. Date of arrival in the State of Maharashtra.
5. From where arrived and by which train/boat/ari service.
6. Period of temporary stay in the ¹[State of Maharashtra].
7. Proposed date of departure and place to which proceeding.
8. Dates and duration's of previous visits to ¹[Maharashtra State] during the last twelve months.
9. Nationality.
10. State/Country of domicile.
11. Age.
12. Occupation
13. Quantity of foreign liquor required
14. Period for which the permit is required.
15. If there is Prohibition in the State/ Country where the applicant resides, he should state whether he holds there any permit to possess and consume foreign liquor, the nature of permit and the monthly quantity of foreign liquor allowed thereunder.

¹ Subs by G. N. of 25-7-1963.

I hereby declare that—

(a) I intend to reside in the State of Maharashtra for a temporary period only and that I am only a visitor to the ¹[State of Maharashtra].

(b) I am ordinarily using and consuming foreign liquor ;

(c) I do not hold any permit under section 40, 40-A, 41, 46, or 47 of the Act nor have I made any other application for a permit under any of these sections;

(d) the particulars given above are correct.

I hereby undertake—

(i) to abide by the conditions of the permit and the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder;

(ii) to furnish such information or proof in support of my declaration as may be required now or hereafter.

Date

Signature of the applicant.

To

The Collector of

The Prohibition and Excise/Police/Customs Officer.

(Not to be filled in by the applicant)

Date of application
Permit prepared by
and issued on

Received the permit No.

on

Signature of the applicant.

Signature of the officer
issuing the permit.

¹ Subs by G. N. of 25-7-1963.

FORM F. L. IX

[See rules 69(3)]

Visitors Permit No.

*Visitor's permit to possess and use foreign liquor
for personal consumption*

Shri/Smt./Kumari of
 (hereinafter called "the permit-holder" residing permanently at
 who is a visitor to the State of Maharashtra, having paid a fee of
 Rs. is hereby granted a permit under and subject to
 the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders
 made thereunder authorising him/her to buy, possess, transport, use and consume, within
 the ¹[State of Maharashtra] foreign liquor during the period from to
 (both days inclusive) subject to the following conditions,
 namely :

Conditions

1. The permit-holder shall not use foreign liquor in quantity exceeding the quantity
 specified in condition 2 during any one week.

2. The quantity of foreign liquor that may be possessed at any one time under the
 permit shall not exceed units. The permit-holder shall
 not buy more than units of foreign liquor in any one week nor
 more than units of foreign liquor in a month.

²[3. The permit-holder shall not consume or use foreign liquor in a public place or in
 the rooms of a hotel or institution to which the public may have access. The permit-
 holder may allow the use or consumption of any part of the quantity of foreign liquor
 possessed by him under the permit to any other person who holds a permit under section
 40, 40-A, 41, 46, 46-A, or 47 of the Act.]

³[4. This permit or the certificate shall accompany the whole or any part of the stock
 of foreign liquor held under this permit to any place before it is removed.]

5. The permit-holder shall abide by the conditions of this permit and the provisions
 of the Bombay Prohibition Act, 1949, and the rules, regulation and orders made
 thereunder.

6. The permit may be cancelled or suspended in accordance with the provisions of
 section 54 of the said Act.

7. In case this permit is cancelled or suspended during the currency of the permit
 period or is not renewed on its expiry, the permit-holder shall surrender the whole of the
 unconsumed stock of foreign liquor forthwith to the Collector. The stock of liquor so

¹ Subs by G. N. of 25-7-1963.

² Subs by G. N. of 24-3-1964.

³ Subs by G. N. of 24-2-1956.

surrendered shall be sold by the Collector and the proceeds of the sale shall after deducting the expenses and any sum due to the State Government be returned to the permit-holder.

Seal of the
Collector or the
officer issuing
the permit

Signature of the Collector.....

Officer issuing the permit (ad his designation)

Dated

Specimen signature of the permit-holder

¹* * * * *

N.B.—Permit shall not be granted for a period of more than one week at a time in no case for a total period exceeding one month.

²[CERTIFICATE

This is to certify that Mr./Mrs./Miss
Shri/Smt./Kumari

.....
whose specimen signature appears below holds a* permit
No. date under rule † of the
Bombay Foreign Liquor Rules, 1953, valid up to for the
following quantity of foreign liquor :

Quantity

Specimen signature of the permit-holder

Seal of the
Collector

Place

Collector of

Dated

[Reverse of Form F. L. IX]

Details of purchase of foreign liquor

Units of foreign liquor allowed per week :

Date	Quantity purchased in units Spirits, wine, Permented Liquors	Progressive total (in units)	Signature of (1) Officer-in- charge of Government depot of (2) a holder of Vendor's licence, or (3) a hotel or club licensee and the name of the depot, shop holdig a vendor's licence, hotel or club, as the case may be	Remarks
(1)	(2)	(3)	(4)	(5)

* Please specify here the kind of permit.

† Here specify the relevant "rule".

¹ Deleted by G. N. of 8-7-1969.

² Ins. by G. N. of 24-2-1956.

FORM F. L./A-6

[See rules 70(1)]

Application No.

*Application for an interim permit to possess and use foreign liquor
for personal consumption.*

1. Name in full (Surname first in BLOCK letters.) ..
2. Permanent address ..
3. Temporary address in the ¹[State of Maharashtra,] if the applicant is not a permanent resident in the ¹[State of Maharashtra.]
4. Period of stay; in the ¹[State of Maharashtra,] if temporary.
5. Nationality ..
6. Place of birth ..
7. Place where brought up ..
8. Country of domicile ..
9. Number of passport and the authority which issued it, if the applicant is not a permanent resident in the ¹[State of Maharashtra].
10. Date of arrival in India if the applicant is a temporary resident or is a person falling under section 41 of the Act.
11. Period of residence or intended residence in India, if the applicant is a temporary resident or a person falling under section 41 of the Act.
12. Purpose of his visit to India, if the applicant is a temporary resident or a person falling under section 41 of the Act.
13. Age ..
14. Occupation ..
15. Religion ..
16. Number of units of foreign liquor required per month.

¹ Subs. by G. N. of 25-7-1963.

17. The kind of permit the applicant has applied or is applying for, that to say, whether a health permit, temporary resident's permit or special permit for privileged personages.
18. Period for which the interim permit is required.

I hereby declare that—

- * (a) (i) I require foreign liquor for the preservation or/and maintenance of my health.
- * (ii) I am a temporary resident ;
- * (iii) I am eligible for a permit under section 41 of the Act ;
- * (b) I am ordinarily using and consuming foreign liquor ;
- * (c) Foreign liquor is being generally used or consumed in the country where I was born and brought up or domiciled ;
- (d) I do not hold any permit under section 40, 40-A, 41, 46, or 47 nor have I made any other application for an interim permit ;
- (e) The particulars given above are correct.

I hereby undertake to abide by the conditions of the permit and the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder.

Signature of the applicant.

Date :

To,

The Collector
The Prohibition and Excise/Police/Customs Officer-in-charge.

* strike off clauses which are not applicable.

1 * * * * *

[Reverse of Form F. L./A-6]

(For office use only)

Date of application :

Registration No. :

Permit prepared by and issued on

Received the permit No.

on

Signature of the applicant.

Forwarded to the Superintendent of prohibition and Excise, for disposal.

Prohibition and Excise

Police Officer-in-charge.

Customs.

FORM F. L. X

[See rule 70(3)]

Interim Permit No.

Interim permit to possess and use foreign liquor for personal consumption

Shri/Smt./Kumariof
 (hereinafter called "the permit-holder")
 having paid a fee of is hereby granted a permit under and
 subject to the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations
 and orders made thereunder authorising him/her to buy, possess, transport, use and
 consume, foreign liquor within the ¹[State of Maharashtra] during the period from
 to (both days inclusive) subject to
 the following conditions, namely :—

Conditions

1. The permit-holder shall not use more than units of foreign
 liquor during any one month.

2. The quantity that may be possessed under the permit shall not exceed
 units of foreign liquor at any one time.

3. The permit-holder shall not obtain foreign liquor required by him from any place
 other than a Government depot or a licensed hotel or club or a shop holding a vendor's
 licence except with the previous permission of the Commissioner. He shall not buy more
 than units of foreign liquor in any one month.

4. The permit-holder shall not use or consume foreign liquor in a public place or in
 the rooms of a hotel or institution to which the public may have access.

²[4-A. The permit-holder may allow the use or consumption of any part of the
 quantity of foreign liquor possessed by him under the permit to any person who holds a
 permit under section 40, ³[40-A], 41, 46, 46-A, or 47 of the Act.]

4-B ⁴ * * * * *

⁵[5. This permit or certificate shall accompany the whole or any part of the stock of
 foreign liquor held under this permit to any place where it is removed.]

6. The permit-holder shall not get drunk in any public place and shall not be in charge
 of any vehicle or animal if he is drunk and incapable of taking care of the vehicle or animal.

7. The permit may be suspended or cancelled in accordance with the provisions of
 section 54 of the Act.

8. In case this permit is cancelled or suspended during the currency of the permit
 period or is not renewed on its expiry, the permit-holder shall surrender the whole of the
 unconsumed stock of foreign liquor forthwith to the Collector. The stock of liquor so

1 Subs. by G. N. of 25-7-1963.

2 Ins. by G. N. of 18-9-1961.

3 Ins. by G. N. of 24-3-1964.

4 Deleted, *ibid*.

5 Subs. by G. N. of 24-2-1956.

shall be sold by the Collector and the proceeds of the sale shall, after deducting the expenses and any sum due to the State Government, be returned to the permit-holder.

Place : _____ Signature and designation of the
Dated _____ Officer issuing the permit.

seal of the
officer issuing
the permit.

Specimen signature of the permit-holder

1 * * * * *

N.B.—Permit shall not be granted for any period exceeding two months.

CERTIFICATE

This is no certify that Mr./Mrs./Miss
Shri/Smt./Kumari

.....of.....
whose specimen signature appears below holds a* Permit
No. date under rule + of the
Bombay Foreign Liquor Rules, 1953, valid up to for the
following quantity of foreign liquor :

Quantity

Specimen signature of the permit-holder

Seal of the
Collector.

Place

Date Collector of

(Reverse of the permit in Form F. L. X)

(Details of purchase of Foreign Liquor made by the permit - holder)

Units of Foreign Liquor allowed per month :—

Date	Quantity purchased (in units) Spirits, Wines or Femented Liquors	Progressive total for the Month (in units)	Signature of the Officer-in- charge of the Government Depot and the name of the depot or of the holder of a vendor's licence or of the hotel or club licensee and the name of the shop holding the vendor's licence or the hotel or club, as the case may be	Remarks
(1)	(2)	(3)	(4)	(5)

* Please specify here the kind permit.

1 Deleted by G. N. of 8-7-1969.

† Here specify the relevant "rule".

2. Ins. by G. N. of 24-2-1956.

¹[FORM F. L./A-6-A]

[See rule 70A(1)]

Application No.

*Application for a tourist's permit to possess, consume, use and buy
foreign liquor for personal consumption*

1. Name in full (Surname first in BLOCK letters.)
2. Permanent address ..
3. Temporary address in the ²[State of Maharashtra].
4. Period of temporary stay in—
 - (1) The ²[State of Maharashtra].
 - (2) India. ..
5. (a) Whether the applicant is a citizen of India.
(b) Name of the country where the applicant—
 - (i) Was born ..
 - (ii) Was brought up
- (c) Name of the country in which the applicant is domiciled.
6. Number and date of passport, and Tourist Introduction Card or Tourist's visa and the authority which issued it.
7. Age. ..
8. Number of units of foreign liquor per week.

I hereby declare that—

- (a) I am a tourist.
- (b) I do not hold any permit under the Bombay prohibition Act, 1949, for the possession, consumption, use and purchase of foreign liquor in the state of Maharashtra nor have I made any other application for such permit.
- (c) The particulars given above are correct.

I hereby undertake to abide by the conditions of the permit and the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder.

¹ Subs. by G. N. of 28-6-1956.

² Subs. by G. N. of 25-7-1963.

I request that L may be granted a tourist's permit for day

Date

Signature of the applicant.

To

The Collector of

The Prohibition and Excise
Police Officer

1 * * * * *

[Reverse of Form F. L./A-6-A]

(For office use only)

Date of application

Registration No.

Permit prepared by and /issued on

Received the permit No. on

Signature of the applicant.

Superintendent of prohibition and Excise

Forwarded to the _____,

District Inspector of Prohibition and Excise,

for disposal.

This is no certify that Excise
Police Officer

FORM F. L. X-A

[See rule 70-A(2)]

Tourist's Permit No.

*Tourist's permit to possess consume, use and buy foreign liquor
for personal consumption*

Mr./Mrs./Miss.
 (hereinafter called "the permit-holder") residing permanently at
 and temporarily at is hereby granted a permit under and
 subject to the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations
 and orders made thereunder, authorising him/her to buy, possess, transport, use and
 consume, foreign liquor within the State of Maharashtra, during the period from
 to (both days inclusive) subject to the
 following conditions, namely :—

Conditions

1. The permit-holder shall not use foreign liquor except for personal consumption.
2. (a) The quantity of foreign liquor that may be possessed at any one time under the permit shall not exceed ¹[two units].

¹[(b) The permit-holder shall not buy more than two units of foreign liquor at any one time or more than six units during any month.]

3. Except as permitted by the Commissioner the permit-holder shall not obtain foreign liquor required by him from any place other than a Government depot or a licensed hotel or club or a shop in respect of which a vendor's licence has been issued under the Act. He shall not buy more than one unit of foreign liquor in any one week.

4. The permit-holder shall not use or consume foreign liquor in a public place or in the rooms of a hotel or institution to which the public may have access.

²[4-A. The permit-holder may allow the use or consumption of any part of the quantity of foreign liquor possessed by him under the permit to any other person who holds a permit under section 50]. ³[40-A], 41, 46, 46-A or 47 of the Act.]

4-B. ⁴* * * * *

- ⁵[5. This permit shall accompany the stock of foreign liquor held thereunder to any place where it is removed from the permit-holder's residence.]

6. The permit-holder shall not get drunk in any public place and shall not be in charge of any vehicle or animal if he is drunk and incapable of taking care of the vehicle or animal.

7. The permit-holder shall abide by the conditions of this permit and the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder.

1. Subs. by G. N. of 15-5-1967.

2. Ins. by G. N. of 18-9-1961.

3. Ins. by G. N. of 24-3-1964.

4. Deleted, *ibid*.

5. Subs. by G. N. of 24-2-1956.

8. The permit may be cancelled or suspended in accordance with the provisions of Section 54 of the said Act.

9. In this case permit is cancelled or suspended during the currency of the permit period, the permit holder shall surrender the whole of the unconsumed stock of foreign liquor forthwith to the Collector. Stock of liquor so surrendered shall be sold by the Collector and the proceeds of the sale shall, after deducting the expenses and any sum due to State Government, be returned to the permit holder.

Place

Dated

Signature of the issuing authority
and his designation.

seal of the
Officer issuing
the permit

Specimen signature of the permit-holder

1 * * * * *

N.B.—This permit shall not be granted for a period of more than one month in any case.

(Reverse of Form F. L. X-A)

Details of purchases of foreign liquor

Date	Quantity allowed under the permit (units)	Quantity obtained in (units)	Progressive total in (units)	Signature of (1) officer-in-charge of Government Depot, or (2) Hotel or Club licensee or (3) Excise or Police Officer at ....and the name of the Hotel or Club, as the case may be	Remarks
(1)	(2)	(3)	(4)	(5)	(6)

Depot, or (2) Hotel or

and the name of the

1 Deleted by G. N. of 8-7-1969.

¹FORM F. L./A-6-B]

[See rule 70-D(2)]

Court Fee
Stamp

Application No.

Application for a permit for the purchase, possession, transport, use and consumption of Foreign Liquor and Country Liquor in the State of Maharashtra.

- (1) Name in full Shri/Smt./Kum.
(Surname first in Block letters)
- (2) Residential address in full
- (3) Age and date of birth
- (4) Details of proof of age produced with this application
- (5) Occupation
- (6) 2* * * * *

³[I hereby declare that I require foreign liquor and country liquor on grounds of health and in support of my application. I submit herewith the medical certificate in Form F.L./M.C. I signed by Dr.
Registered Medical Practitioner.]

I hereby undertake to abide by the conditions of the permit and the provisions of the Bombay Prohibition Act, 1949 and the rules, regulations and orders made thereunder.

Place :

Signature or thumb impression of
the Applicant.

Date :

To

The Collector of

(or authorised Officer.)]

⁴[FORM F. L. X-B]

(Deleted)

⁵[FORM F. L./A. 6-C]

(See rule 70-F)

Court Fee
Stamp

Application No.

Application for a permit for the purchase, possession, transport, use and consumption of mild liquor in the State of Maharashtra.

- (1) Name in full .. Shri/Smt./Kumari
(Surname first in block letters)
- (2) Residential address in full ..

1 Subs. by G. N. of 8-8-1979.

2 Deleted by G. N. of 4-5-1982.

3 Subs. *ibid.*

4 Deleted by G. N. of 8-8-1979.

5 Ins *ibid.*

- (3) Age and date of birth
- (4) Particulars of proof of age
produced with the application
- (5) Occupation

* I hereby declare that I require mild liquor for the preservation and maintenance of my health.

I submit herewith the medical certificate in Form F. L. M. C.-2 signed by Dr.
..... Registered Medical Practitioner, in support of my application.

I hereby undertake to abide by the conditions of the permit and the provisions of the Bombay Prohibition Act, 1949 and rules, regulations and orders made thereunder.

Place :

Date :

Signature or thumb impression
of the applicant.

To,

The Collector of
(or authorised Officer).

*[for applicants in Wardha District only].

¹[FORM F. L./M.C-D1

²[(See rule 70-D)]

Application Form F. L./A-6D No.

*Certificate of a Registered Medical Practitioner/Government Medical Officer
recommending the grant of permit to possess and use foreign liquor
and country liquor for personal consumption.*

This is to certify that Shri/Smt./Kum. of
..... by his/her statement aged
years and is apparently about years of age and that he/she
requires foreign liquor and/or country liquor for the preservation and maintenance of
his/her health. The grant of the permit to him/her is recommended.

Signature or thumb impression
of the applicant

Full address of the applicant :

Signature of the Registered Medical
Practitioner and his name and
registration number.

Station

Date :

Signature and Designation of a Govern-
ment Medical Officer and his name.]

1. Ins. by G. N. of 8-8-1979.

2. Subs. by G. N. of 4-5-1982.

¹[FORM F.L.M.C.-2]

(See rule 70-F)

(For applicants in Wardha District only)

Application Form F.L/A. 6-C No.

Certificate of Registered Medical Practitioner recommending the grant of permit to possess and use mild liquor for personal consumption.

This is to certify that Shri/Smt./Kum. of
 by his/her statement aged years and is
 apparently about years of age and that he/she requires mild
 liquor for the preservation and maintenance of his/her health. The grant of the permit
 to him/her is recommended.

Signature or thumb impression
 of the applicant.

Full address of the applicant :

Station

Signature of the Registered Medical
 Practitioner and his name and
 Registration No.

Date :

¹[FORM F.L.X-C]

(See rule 70-D)

No.

Shri/Smt./Kum. age residing at
 is hereby permitted to purchase, possess, transport,
 use and consume foreign liquor and country liquor within the State of Maharashtra,
 subject to the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations
 and orders made thereunder, during the period commencing on the date on which this
 permit is granted and ending on

Place :

Date :

Seal of the Office

Signature of Officer.

Specimen Signature or thumb
 impression of the permit-holder.

(To be filled in and handed over to the Officer issuing permit for grant of permit for
 subsequent period).

I declare that, I continue to require foreign liquor and country liquor for preservation
 and maintenance of my health.

Place :

Date :

Signature or thumb impression
 of permit-holder.]

1. Ins. by G. N. of 8-8-1979.

¹[FORM F.L. X-D

(See rule 70-F)

No.

Shri/Smt./Kum. age residing at
 is hereby permitted to purchase, possess,
 transport, use and consume mild liquor within the State of Maharashtra, subject to the
 provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders
 made hereunder, during the period commencing on the date on which this permit is
 granted and ending on

Place :

Date :

Signature of Officer.

Seal

Specimen signature or thumb
 impression of the permit
 holder.

(To be filled in and handed over to the Officer issuing permit for grant of permit for
 subsequent period.)

I declare that I continue to require mild liquor for preservation and maintenance of my
 health.

Place :

Date :

Signature of thumb impression
 of permit-holder.]

¹ Ins. by G. N. of 8-8-1979.

FORM F.L. /A-7

(See rule 71)

Application No.

Application for a licence to possess and use brandy and rum by industrial, educational, scientific, research or such other institution or by a pilot of an air-craft or by a person in charge of ambulance or a first-aid station for rendering first-aid or for medicinal purpose in an emergency.

1. Name, designation and address of the applicant in full. (Surname first in BLOCK letters.).

2. Name and address of the institution*

No. of the ambulance and the name and address of the institution to which it belongs name and address of the 'first-aid station'*

Name or No. of the Air-craft* ..

3. Age.

4. Occupation.

5. Quantity of brandy and rum required during a month.

I hereby declare that the particulars given above are correct.

I hereby undertake to abide by the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder and the conditions of the licence.

Date :

Signature of the applicant.

To,

The Collector of

* Strike out where not applicable.

FORM F. L. XI

(See rule 72)

Licence No.

Licence for the possession and use of brandy and rum, by industrial, educational, scientific, research or such other institution or by a pilot of an air-craft or by a person in charge of an ambulance or a first-aid station, for rendering first-aid or for medicinal purpose in an emergency.

Licence is hereby granted under and subject to the provisions of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), and the rules, regulations and orders made thereunder to Shri/Smt./Kumari of (hereinafter referred to as "the licensee") on payment of a licence fee of Rs. authorising him/her to purchase, transport, possess and use brandy and rum, for rendering first aid or for medicinal purpose in an emergency during the period from to at (hereinafter referred to as "the licensed premises") or at any other place within the ¹[State of Maharashtra] where the ambulance/air-craft in charge of the licensee may proceed, subject to the following conditions namely.

Conditions

1. (a) The licensee shall not keep in his possession any quantity exceeding each of brandy and rum, at any one time.
(b) The licensee shall not purchase more than quart bottle each of brandy and rum, during any calendar month.
2. The licensee shall maintain a register of use of brandy and rum as required by Rule 77 of the Bombay Foreign Liquor Rules, 1953.
3. The licensee may transport, possess and use the brandy or rum, obtained under this licence, throughout the State of Maharashtra provided that the quantity to be transported possessed or used does not exceed the limit specified in condition 1 (a) and the licence is produced for inspection on demand by an officer empowered under Section 77 of the Bombay Prohibition Act, 1949.
4. This licence shall accompany the stock of brandy and rum to any place where it is removed.
5. The licensee shall have no claim whatsoever to the continuance or renewal of this licence after the expiry of the period for which it is granted.
6. This licence may be suspended or cancelled in accordance with the provisions of Section 54 or 56 of the Act.
7. In case this licence is suspended or cancelled during the currency of the licence period or is not renewed on its expiry, the licensee shall forthwith surrender to the Collector the whole stock of unused brandy and rum remaining in balance with him on the date of such suspension, cancellation or expiration. The stock of liquor so surrendered shall be sold by the Collector and the proceeds of the sale shall after deducting the expenses and any sum due to the State Government be returned to the licensee.

Place :

Date :

Seal of the
Collector.

Collector of

¹ Subs. by G. N. of 25-7-1963.

FORM F. L. XII

[See rule 83 (10)]

Licence No.

*Licence for the dispensing of brandy and rum as one of the ingredients
of any medicine on prescription*

Licence is hereby granted under and subject to the provisions of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), and the rules, regulations and orders made thereunder to of (hereinafter referred to as "the licensee") on payment of a licence fee of Rs. authorising him to dispense brandy or rum as one of the ingredients of a medicine at his shop/dispensary situated at (hereinafter referred to as "the licensed premises") during the period from to on the following conditions, namely :

Conditions

1. (a) The licensee shall not keep in his possession any quantity exceeding of brandy and rum, each at any one time.

(b) The licensee shall not purchase more than quart bottles of brandy or rum, each during any calendar month.

2. The licensee shall not keep or dispense brandy or rum at any place other than the licensee premises. *He shall not prescribe or dispense brandy or rum except as one of the ingredients of the medicine*.

3. The licensee shall not keep in the licensed premises any intoxicants which he is not authorised to dispense under this licence or any other licence granted under any law for the time being in force.

4. This licensee shall keep affixed to the licensed premises a signboard showing the name of the licensed premises.

5. The licensee shall display the licence at a conspicuous place in the licensed premises.

6. The licensee, his heirs, legal representatives or assignees shall have no claim whatsoever to the continuance or renewal of this licence after expiry of the period for which it is granted. It shall be entirely within the discretion of the Collector to permit or not the assignee of the licensee in case of sale or transfer or the heir or legal representative of the licensee, in case of death, to have the benefit of the licence for the unexpired portion of the term for which it is granted.

7. This licence may be suspended or cancelled in accordance with the provisions of Section 54 or 56 of the said Act.

8. In case this licence is suspended or cancelled during the currency of the licence period or is not renewed on its expiry, the licensee shall forthwith surrender to the Collector the whole stock of unsold brandy and rum remaining in balance with him on

* Strike out where the licensee is not a registered medical practitioner.

the date of such suspension, cancellation or expiration. The stock of liquor so surrendered shall be sold by the Collector and the proceeds of the sale shall after deducting the expenses and any sum due to the State Government be returned to the licensee.

Place :

Dated :

Collector of

Seal of the
Collector

FORM 'A'

[See rule 87 (6)]

Cash Memo

No.	Date
Name and address of the licensee	No. of the licence in Form (F. L. XII)
Name and address of the person to whom prescribed.	Name and address of the person to whom delivered.
Name and address of the Registered Medical practitioner by whom prescribed.	

Prescription		Foreign liquor prescribed		Amount received (5)
No. (1)	Date (2)	Kind (3)	Quantity (4)	

Rs. P. S.

Signature of the licensee or his
authorised agent or servant.

FORM F. L. XII

[See rule 93 (2)]

Licence No.

Licence for the sale of ¹ [champagne, port-type wine, port-wine, wincarnis, vibrona, manola and buckfast tonic wine] on prescription

Licence is hereby granted under and subject to the provisions of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), and the rules, regulations and orders made thereunder to of (hereinafter referred to as "the licensee") on payment of a licence fee of Rs. authorising him to sale ¹[champagne, port-type wine, port-wine, wincarnis, vibrona, manola, and buckfast tonic wine] on prescription at his premises situated at (hereinafter referred to as "the licensed premises") during the period from to on the following conditions, namely ;

Conditions

1. The licensee shall not keep or sale ²[Champagne and Port Wine] at any place other than the licensed premises.

2. The licensee, his heirs, legal representatives or assignees shall have no claim whatsoever to the continuance or renewal of this licence after the expiry of the period for which it is granted. It shall be entirely within the discretion of the Collector to permit or not the assignee of the licensee in case of sale or transfer or the heir or legal representative of the licensee, in case of death, to have the benefit of the licence for the unexpired portion of the term for which it is granted.

3. This licence may be suspended or cancelled in accordance with the provisions of section 54 or 56 of the Bombay Prohibition Act.

4. In case this licence is suspended or cancelled during the currency of the licence period or is not renewed on its expiry, the licensee shall forthwith surrender to the Collector the whole stock of unsold ¹ [champagne, port-type wine, port-wine, wincarnis, vibrona, manola and buckfast tonic wine] remaining in balance with him on the date of such suspension, cancellation or expiration. The stock of liquor so surrendered shall be sold by the Collector and the proceeds of the sale shall after deducting the expenses and any sum due to the State Government be returned to the licensee.

Place :

Date :

Collector of

Seal of the
Collector

1 Subs. by G. N. of 30-6-1958.

2 Subs. by G. N. of 19-11-1957.

FORM F. L. / A-9

[See rule 94-B]

Application for a pass for transport of foreign liquor within the State of Maharashtra

- (1) Name and address of the applicant ..
- (2) Kind of licence/permit held by the applicant and its number and date and by whom granted.
- (3) Quantity and description of foreign liquor to be transported.

Kind of foreign liquor	Imperial proof gallons	Dozen quarts	Dozen pints	Dozen nips	Amount of fee paid		
					Transport Rs.	Special Rs.	Total Rs.
(i) Superior spirits							
(ii) Cheap spirits	..						
(iii) Wines	..						
(iv) Fermented liquors	..						

- (4) (a) The amount of fees paid, if any, ..
- (b) Name of the treasury in which paid and its chalan number and date.
- (5) Place to which foreign liquor is to be transported.
- (6) Route
- (7) Purpose for which foreign liquor is to be transported.
- (8) Name and address of the place from which foreign liquor is to be transported.
- (9) Kind of licence held in respect of the permises from which foreign liquor is to be transported and its number and date.
- (10) Period within which foreign liquor will be transported.

I request that a transport pass for the transport of the above mentioned quantity of foreign liquor may be issued to me.

I hereby undertake to abide by the conditions of the transport pass and the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made there-under.

Signature of the applicant

To,

The Collector of

Through the District Prohibition and Excise Officer

¹[FORM F. L. / A-10]

[See rule 42-A (1)]

Application Form for licence to sell beer ² [or wine or both] in sealed bottles.

1. Name and address of the applicant.
2. Names and addresses in full of the Partners, if any.
3. Name of the shop establishment and address in full with its exact location (if any).
4. Whether the applicant holds at present or held at any time in the past any licence for the sale of foreign liquor including mild liquor, and if so, the details thereof.
5. Whether the establishment has separate store room adjacent to the proposed licenced premises for storage of beer ²[or wine or both.]
6. Details of Earnest Money Deposit deposited equivalent to annual licence fee of one year (Pay Order/D.D.), Name of the Bank and date.
7. Whether any excise/police/municipal licence held by the applicant was suspended or cancelled at any time in the past, and if so, the period of such suspension or cancellation and the reasons therefor.
8. Whether the applicant is in excise arrears or in arrears of any other Government dues such as dues under the Land Revenue Code, Sales Tax, Income Tax, etc.
9. Proof of solvency of the applicant.

I hereby declare that the particulars given above are correct.

I hereby undertake to abide by the conditions of the licence and the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder from time to time.

Signature of the applicant

Date :

To,

The Collector of

1 Inserted by 19-8-2004.

2 Sub. by 14-8-2006.

¹[FORM F. L. / BR/II]

[See rule 42A(2)]

Vendor's licence for sale of beer ² [or wine or both] in sealed bottles for off consumption.

Licence is hereby granted under and subject to the provision of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949) and the rules, regulations and orders made thereunder, to of (hereinafter called "the licence") on payment of a fee (inclusive of consideration) of Rs. authorising him to sell beer or wine or both in sealed bottles at his licensed premises situated at during the period from to (both days inclusive), subject to the following conditions, namely :—

CONDITIONS

1. The licensee shall carry on the business of selling beer or wine or both in sealed bottles at the licensed premises either personally or by an agent or servant duly authorised by him in this behalf by a written *Nokarnama* in Form F. L. XIV signed by himself and countersigned by Excise Officer not below the rank of a Sub-Inspector : provided that any such *Nokarnama* signed by the licensee shall be valid until countersigned in refused. If for any reason, the Collector orders the withdrawal of any *Nokarnama* issued by the licensees, the *Nokarnama* shall be forthwith withdrawn. For every *Nokarnama* issued by him and countersigned by the licensee shall pay a fee of Rs. 1 No. *Nokarnama* shall be issued to any person who is below 21 years of age and no such, *Nokarnama*, if issued shall be valid.

2. Except with the permission of the Collector, the licensee shall not sell, transfers of sub-let his right of selling beer ²[or wine or both] in sealed bottles conferred upon him by this licence, nor shall he in connection with the said right enter into any agreement or arrangement which is of the nature of a sub-lease. If any question arises whether any agreement or arrangement is in the nature of a sub-lease the decision of the Collector on such question shall be final and binding on the licensee.

3. The licensee shall keep and sell beer ²[or wine or both] in sealed bottles as obtained under the licence in Form FL- I.

4. No person shall be recognised as partner of the licensee for the purpose of his licence, unless the partnership has been declared to the Collector before the licence is granted and the names of the partners have been entered jointly in the licence or if the partnership is entered into after the granting of the licence, unless the Collector agrees on application made to him to after the licence and to add the name or names of the partner or partners in the licence.

1 Inserted by 19-8-04.

2 Sub. by 19-8-06.

5. The licensee shall always display at the entrance of the shop, a signboard of the size of 60 centimeters by 90 centimeters bearing the following inscriptions in legible characters :—

1. Name of the licensee(s).
2. Licence No.
3. Location of the shop
4. Authorised opening and closing hours of the shop.

No additional items shall be inscribed on the signboard.

6. The licensee shall abide by the conditions of this licence and the provisions of the Bombay Prohibition Act, 1949 and the rules, regulations and orders made thereunder and shall give an undertaking to that effect.

7. The licensee shall comply promptly with all lawful orders and directions issued from time to time by the Commissioner, Collector or the Superintendent or Inspector of State Excise.

8. The licensee, his heirs, legal representative or assignees shall have no claim whatsoever to the continuance or renewal of this licence after the expiry of the period for which it is granted. It shall be entirely within the discretion of the Collector to permit or not the assignee of licensee, in case of sale or transfer to the heir or legal representative of the licensee, in case of death, to have the benefit of the licence for the unexpired portion of the term for which it is granted.

9. This licence may be suspended or cancelled in accordance with the provisions of section 54 or 56 of the Bombay Prohibition Act, 1949.

10. In case this licence is cancelled or suspended during the currency of the licence period or is not renewed on its expiry, the licensee shall surrender the whole stock of unsold beer ²[or wine or both] forthwith to the Collector. The stock of beer or wine or both so surrendered shall be sold by the Collector and the proceeds of the sale shall, after deducting the expenses and any sum due to the State Government be returned to the licensee.

Granted this day of 2004.

Seal of the Collector.

Collector of District'

1 Inserted by 19-8-04.

2. Sub. by G. N. 14-8-2006.

FORM 'C'

[See rules 92, 93, 94 and 94A]

*Prescription of Registered Medical Practitioner for*¹[Port-wine/port-type wine/wincarnis/vibronal/monolal/buckfast/tonic wine/champagne]

1. Prescription No. Date
2. Registered Medical Practitioner
 Name
 Address
 Registered No.
3. Name and address of the person in whose favour the prescription for portwine/port-type wine/wincarnis/vibrona/manola/buckfast tonic wine/champagne is issued.
4. Nature of the persons illness or pain for which port-wine/port-type wine/wincarnis/vibrona/manola/buckfast tonic wine/champagne is prescribed.
5. *Quantity of port-wine/port type wine/wincarnis/vibrona/manola/buckfast tonic wine/champagne to be taken in day for the above illness or pain.
6. Number of days for which port† wine/port type wine/wincarnis/vibrona/manola/buckfast tonic wine/champagne is to be taken.
7. Total quantity of port-wine/port-type wine/wincarnis/vibrona/manola/buckfast tonic wine/champagne prescribed for the above period.

I hereby certify that, I am the family physician for more than a year of the above named.

Mr./Mrs./Miss

 Shri/Shrimati/Kumari

Signature of the Registered Medical Practitioner.

* The quantity may be so prescribed that it shall not exceed the rate of the one quart bottle in a week in the case of port-wine, port-type wine, wincarnis vibrona, manola and buckfast tonic wine or one pin bottle in a day in the case of champagne.

† This period should not in any case exceed thirty days in the case of port-wine, port-type wine, type wincarnis vibrona, manola and buckfast tonic wine or fifteen days in the case of champagne.

¹ Subs. by G. N. of 30-6-1958.

¹FORM F. L. XIV

[See rules 21(2), 40(2) and 49]

Form of Nokarnama

Name of the License :

Licence No.

Location of the licensed premises/shop :

1. Subject to the provisions of the Bombay Foreign Liquor Rules, 1953, I/we

.....

Name : Licensee of the above named premises/
shop hereby authorise the servant/agent

Age :

Appointment from the 19 named and appointed for period
to the 19 mentioned in the margin to officiate
for me/us in respect of the functions, that is to say, namely :

(a) to officiate for me/us at my/our licensed premises/shop at and

(b) to transport foreign liquor.

2. The said person is competent in my/our absence to conduct my/our above mentioned duties in accordance with the provisions of the said rules. He is of good character; and as far as I/We know, he has not been convicted of any offence under the Bombay Prohibition Act, 1949; nor has been convicted by a Criminal Court of Black listed in respect of excise licence, rendering him unfit for an appointment as Nokar.

3. I/We have explained to him personally all the conditions of my/our licence; and I/we hold myself/ourselves responsible personally/for any offences he may commit in the conduct of the business under my/our licence.

4. his Nokarnama shall become invalid on the suspension, cancellation or expiry of my/our licence or if a competent officer refuses counter signature thereon. The Nokarnama will also become invalid, if the Collector concerned issues me order to that effect. This Nokarnama shall be kept with the employee.

Signature of the licensee

Dated 19

The sum of Rs. 1 only as the fee prescribed for the issue of this Nokarnama has been paid, vide Chalan No. dated
Treasury/sub-Treasury/Reserve bank/State Bank—

Dated 19 Signature of the licensee.

1. The appointment of the above named Nokar is noted.

2. The Nokarnama shall be in operation till the 19
but it is liable to cancellation for any breach, on the part of the nominee of the provisions of the Bombay Prohibition Act, 1949 or any rules made thereunder or for any other offence rendering him unfit to hold the appointment hereby made.

Signature and designation of
Prohibition and Excise Officer.

Dated the 19

1. Added by G. N. of 4-5-1982.

2. Insert by 1-7-2005.

¹[FORM FL-F

No.	Maharashtra State
Form FL-F	One Day Permit
One Day Permit (See Rule 70-G) (For Office use only)	For the purchase, possession, transport, use and consumption of Foreign Liquor in the State of Maharashtra.
(1) Date of issue of permit	
(2) Fee Rs. 5 (Rupees Five)	Form FL-F
(3) Signature and Seal of Licence holder issuing permit	(See Rule 70-G) No. (1) Date of issue of permit (2) Fee Rs. 5 (Rupees Five) (3) Signature and Seal of Licence holder issuing permit
<hr/> <p>This permit is valid from date of issue till sunrise of next day. The possession limit of 750 ml. liquor is valid on this permit.</p>	

FORM CL-C

No.	Maharashtra State
Form CL-C	One Day Permit
One Day Permit (See Rule 70-G) (For Office use only)	For the purchase, possession, transport, use and consumption of Country Liquor in the State of Maharashtra.
(1) Date of issue of permit	
(2) Fee Rs. 2 (Rupees Two)	Form CL-C
(3) Signature and Seal of Licence holder issuing permit	(See Rule 70-G) No. (1) Date of issue of permit (2) Fee Rs. 2 (Rupees Two) (3) Signature and Seal of Licence holder issuing permit
<hr/> <p>This permit is valid from date of issue till sunrise of next day. The possession limit of 750 ml. liquor is valid on this permit.</p>	

1. Ins by GN.dt. 1-7-2005.