

III. Licence for the retail sale of toddy under the Maharashtra Toddy shops (Licensing) and Toddy trees (Tapping), Rules, 1968.

IV. The following licences under the Maharashtra Country Liquor Rules :

- (i) Licence authorising the storage and wholesale sale of duty paid country liquor to retail shops.
- (ii) Licence for the retail sale of country liquor.

**{162} Prohibition in Gadchiroli District (IV e. f.**

**{163} G. N., H. D., No. 1879/166/PRO-2, dated 8th June 1979  
(M. G., Pt. IV-B., p. 1340)**

In exercise of the powers conferred by clause (a) of sub-section (1) of section 139 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), the Government of Maharashtra hereby prohibits the grant of permits, in Form F.L.X.-B under sub-rule (3) of rule 70-B of the Bombay Foreign Liquor Rules 1953 and in form C. L. XXIV under sub-rule (3) of rule 45 of the Maharashtra Country Liquor Rules, 1973, respectively, throughout the State on or after the date of publication of this order in the *Official Gazette*.

*Note :* Form F.L.X.-B and rule 70-B of the Bombay Foreign Liquor Rules 1953 and Form C.L.XXIX and rule 45 of the Maharashtra Country Liquor Rules, 1973 are deleted on 8-8-1979. In view of this, the notification is redundant from 8-8-1979.

**{164} THE BOMBAY PROHIBITION (RESTRICTIONS ON GRANT OF LICENCES)  
ORDER 1980**

**G. O., H. D., No. DNS 0879/4178/186-PRO-1, dated 9th January 1980  
(M. G., Pt. IV-B., p. 77)**

In exercise of the powers conferred by clauses (a) and (n) of sub-section (1) of section 139 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), the Government of Maharashtra hereby makes the following Order, namely :

1. This Order may be called the Bombay Prohibition (Restrictions on grant of Licence) Order, 1980.
2. In this Order, unless the context otherwise requires,—
  - (a) “family unit” means a person and his spouse (or more than one spouse) and his children solely dependent on him for their maintenance ;
  - (b) “licensing authority :”, in relation to any scheduled licence, means an authority competent to grant that licence ;
  - (c) the expression “private company” shall have the meaning assigned to it in the Companies Act, 1956 (I of 1956);
  - (d) “scheduled licence” means any of the licences specified in the schedule hereto.
3. A licensing authority shall not grant more than one scheduled licence to any one individual or to any one family unit, firm, private company or any other body of individuals, whether incorporated or not.

*Explanation.*—For the purpose of this clause, a scheduled licence granted to an individual who is a member of a family unit or a partner of a firm or a Director of a private company shall be deemed to be granted also to such family unit, firm or company.

4. If any individual, family unit, firm, private company or any other body of individuals, whether incorporated or not, acquires in any manner any scheduled licence while holding any other valid scheduled licence, the scheduled licence so acquired shall be deemed to be invalid and of no effect.

*Explanation.*—For the purpose of this clause, a scheduled licence acquired by an individual who is a member of a family unit, or a partner of a firm or a Director of a private company, shall be deemed to be acquired also by such family unit, firm or company and a scheduled licence acquired by a family unit firm or private company shall be deemed to be acquired also by the individual who is a member of such family unit or a partner of such firm or a Director of such company.

5. If an individual is a member of a family unit or a partner of a firm or a Director of a private company severs his connection with such family unit, firm or company during the currency of any scheduled licence held by such family unit, firm or company, such individual shall not be granted any scheduled licence for a period of one year from the date of severance of such connection by such individual.

6. If an individual, a family unit, a firm or a private company transfers any scheduled licence held by him or it, such individual, family unit, firm or company shall not be granted any scheduled licence for a period of one year from the date of such transfer.

*Explanation.*—For the purpose of this clause, transfer of a scheduled licence effected by any individual who is a member of a family unit shall be deemed to be a transfer effected also by such family unit.

#### SCHEDULE

[See clause 2 (d)]

I. *Licence under the Bombay Mhowra Flowers Rules, 1950.*— Licence in Form M.F.II (Licence for the sale of Mhowra Flowers).

II. *Licences under the Bombay Foreign Liquor Rules, 1953.*— (1) Licence in Form F.L. I [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.”)]

(2) Licence in Form F.L. II (Vendor’s Licence for sale of Foreign Liquor).

III. *Licences under the Bombay Denatured Spirit Rules, 1959.*— (1) Licence in Form D.S. VI (Licence for the wholesale sale of ordinary denatured spirit).

(2) Licence in Form D.S. VII (Licence for the retail sale of ordinary denatured spirit).

IV. *Licences under the Maharashtra Denatured Spirituous Preparations Rules, 1963.*— (1) Licence in Form D.S.P. 1 (Licence for the manufacture of denatured spirituous preparations or for the manufacture and sale of such preparations).

(2) Licence in Form D.S.P. 2 (Licence for the wholesale sale of denatured spirituous preparation(s)).

(3) Licence in Form D.S.P. 3 (Licence for the retail sale of denatured spirituous preparations).

V. *Licence under the Maharashtra Country Liquor Rules, 1973.*— Licence in form C.L. III (Licence for the retail sale of country liquor).

**{165} THE BOMBAY PROHIBITION (RESTRICTION ON RENEWAL OR  
RE-GRANT OF LICENCES) ORDER 1980**

**G. O., H. D., No. DNS 0879/4178/186 (A)-PRO-1, dated 9th January 1980**

**(M. G., Pt. IV-B, p. 80)**

In exercise of the powers conferred by clauses (a) and (n) of sub-section (1) of section 139 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), the Government of Maharashtra hereby makes the following Order, namely :

1. This Order may be called the Bombay Prohibition (Restriction on renewal or re-grant of Licence) Order, 1980.

2. In this Order, unless the context otherwise requires,—

(a) “family unit” means a person and his spouse (or more than one spouse) and his children solely dependent on him for their maintenance ;

(b) “licensee” means an individual, family unit, firm or a body of individuals, whether incorporated or not, who or which holds more than one scheduled licence;

*Explanation.*— For the purpose of this clause, a scheduled licence held by an individual who is member of a family unit shall be deemed to be held by such family unit;

(c) “licensing authority”, in relation to any scheduled licence, means an authority competent to grant that licence;

(d) the expression “private company” shall have the meaning assigned to it in the Companies Act, 1956 (I of 1956);

(e) “scheduled licence” means any of the licences specified in the Schedule hereto.

3. After the commencement of this Order, not more than one scheduled licence held by any licence shall be renewed or shall be re-granted to such licence.

4. Every license shall opt for the renewal or re-grant of any one of the scheduled licences held by him and communicate his option to the Commissioner in the Form appended hereto before 29th day of February 1980.

5. On receipt of the communication under clause 4, the Commissioner shall issue instructions to the concerned licensing authorities not to renew or re-grant any of the scheduled licences which are not opted for renewal or re-grant by the licensee.

6. If any License fails to communicate his option before the day specified in clause 4, none of the specified license held by him shall be renewed or re-granted after its expiry.

**SCHEDULE**

[See clause 2 (d)]

1. *Licence under the Bombay Mhowra Flowers Rules, 1950.*— Licence in form M. F. II (Licence for the sale of Mhowra Flowers).

II. *Licence under the Bombay Foreign Liquor Rules, 1953.*— (1) Licence in Form F.L. I [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.”)]

(2) Licence in Form F.L. II (Vendor’s Licence for sale of Foreign Liquor).

III. *Licences under the Bombay Denatured Spirit Rules, 1959.*— (1) Licence in Form D.S. VI (Licence for the wholesale sale of Ordinary denatured spirit).

(2) Licence in Form D.S. VII (Licence for the retail sale of ordinary denatured spirit).

IV. *Licences under the Maharashtra Denatured Spirituous Preparations Rules, 1963.*—  
(1) Licence in Form D.S.P. 1 (Licence for the manufacture of denatured spirituous preparations or for the manufacture and sale of such preparations).

(2) Licence in Form D.S.P. 2 (Licence for the wholesale sale of denatured spirituous preparation(s)).

(3) Licence in Form D.S.P. 3 (Licence for the retail sale of denatured spirituous preparations).

V. *Licence under the Maharashtra Country Liquor Rules, 1973.*— Licence in form C.L. III (Licence for the retail sale of country liquor).

#### FORM OF DECLARATION OF OPTION

[See clause 4]

\*I/We ..... am/are holding  
in my name/our names in the name of the firm/private company more than one scheduled  
licence, the particulars whereof are given below :

Kinds of scheduled licences held (1)	Name in which the licences is granted (2)	Licensing authorities granting then (3)
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\*I/We declare that I am a member/we are members of a family unit and the said family unit  
holds the scheduled licence (s), the particulars whereof are given below :

Kinds of scheduled licences hold (1)	Name of the family unit and its adult members (2)	Name in which the licence is granted (3)	Licensing authorities granting then (4)
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\*I/We further declare that out of the scheduled licences held by me/us in my name our  
names in the name of firm/private company. I/We opt for the renewal or re-grant of the  
following single scheduled licence.

(Here describe the scheduled licence opted for renewal or re-grant)

\*I/We further declare, in pursuance of the authority given by the aforementioned family  
unit, that the said family unit has opted for the renewal or re-grant of the following single  
scheduled licence.

(Here describe the scheduled licence opted for renewal or re-grant)

\*I/We further declare that the particulars given above are true to the best of my/our  
knowledge and belief and that I am/are liable for action for making a wilful misrepresenta-  
tion, if the information given above is found subsequently to be false.

Address of the person  
communicating the option.

Signature of the person  
communicating the option.

\* To be struck off, if not applicable.

*Note.*— (1) Not more than one scheduled licence will be renewed or re-granted to the  
licensee.

(2) If no option is communicated to the Commissioner of Prohibition and Excise,  
Maharashtra State, Old Customs House, Fort, Bombay, before 29th February 1980, none of  
the scheduled licences held by the licensee shall be renewed or re-granted.