

I/565797/2024

GOVERNMENT OF ASSAM
OFFICE OF THE COMMISSIONER OF EXCISE :: ASSAM :: GUWAHATI ::
HOUSEFED COMPLEX :: DISPUR :: GUWAHATI - 6 ::

No. 496288

ORDER

Whereas, Sec.13A of the Assam Excise Act, 2000 as amended, mandates that no intoxicant shall be transited through the state of Assam except with a valid Transit Pass;

And whereas, sub-rule (2) of rule 338A of the Assam Excise Rules, 2016 provides for the procedure involved in transit of such spirit/ liquor at the entry and exit points;

And whereas, several instances have been reported to the undersigned about unloading/delivery/sale of such transited consignments illegally within the state of Assam;

And whereas, such illegal activity on the part of the consignor/consignee/transporter leads to a substantial loss of excise revenue for the state of Assam;

Now therefore, in the interest of safeguarding Excise revenue of the State, the undersigned, having regard to sub-rule (7) of rule 338A of the Assam Excise Rules, 2016 and in exercise of the powers conferred by sub-rule (10) of rule 338A, is pleased to issue further instructions with regard to all such consignments of liquor originating from other states and destined to other states, but transiting through the state of Assam as below:

1. The Excise authorities of the districts/check posts shall instantly seize any vehicle which are violative of the provision contained in rule 338A of the Assam Excise Rules, 2016 and Order issued by the undersigned vide No.460554/ dated 05.3.2024;
2. The Excise authority of the districts shall seize the liquor and register a case under Section 53 (1) of Assam Excise Act, 2000 for any sale/possession of liquor meant for sale in states other than Assam. In such cases, the brand owner companies of the violative brands, shall also be prosecuted against under Sec.64A of the Assam Excise Act, 2000;
3. The prosecuting authority shall instantly intimate the brand owner company about such violations leading to the seizure;
4. In case of repeated offence on the part of the same brand owner company, issue of transit pass for all consignments carrying brands of such violative brand owner companies shall be stopped forthwith apart from initiating prosecution under the Assam Excise Act, 2000 or under any other law for the time being in force.

This order shall come into force with immediate effect.

This has the approval of the Govt. vide no.139880/1077 dated 13.05.2024.

Signed by Jitu Doley

Date: 28-05-2024 17:59:35

Reason: Approved
Commissioner of Excise, Assam,
Housefed Complex, Dispur.

Memo No. 496288-A

Copy to:-

1. PS to the Commissioner & Secretary to the Govt. of Assam, Excise Department for kind information and necessary action
2. Commissioner of Excise, Arunachal Pradesh/ Meghalaya/ Tripura/ Mizoram/ Manipur/

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Nagaland for kind information and necessary action.

- 3. The District Commissioners (All) for kind information and necessary action.**
- 4. The Superintendent of Police (All) for kind information and necessary action.**
- 5. The Superintendents of Excise (All) for immediate necessary action.**
- 6. The Deputy Superintendents of Excise (All) for immediate necessary action.**

**e-signed
Commissioner of Excise, Assam
Housefed Complex, Dispur**