

FORM I.D. 14-B

License for the retail sale of Bhang
Under tender cum auction system

Register No. _____
Locality _____

Description of premises (with boundaries) North _____
South _____
East _____
West _____

Name of license holder / holders _____

Name of Sales men
1 _____
2 _____
3 _____
4 _____

License for the retail sale of Bhang is hereby granted to Sri _____ son of _____ at _____ in the district of _____ from April 1, 19 _____ to March 31, 19 _____ for which Rs _____ has been paid in advance subject to the following special and general conditions, the infraction of any of which or a conviction for any offence under the U.P. Excise Act, 1910 and Narcotic Drugs and Psychotropic substances Act, 1985 shall be liable to the forfeiture of his license and security deposit, in addition to penalties imposed under the above laws.

SPECIAL CONDITIONS

1. On acceptance of bid a sum equal to one fourth of the total bid money which included basic license fee and license fee, offered by the highest bidder shall be paid in advance as security for the due performance of the contract. A sum equal to one half of the aforesaid security shall be paid immediately on the fall of hammer in case or by Bank Draft. The balance one half of the aforesaid security shall be deposit by the auction purchaser / licensee within ten days of the the auction out of which one third shall be deposited in cash / or Bank Draft and rest two third either in cash or in the from of fixed deposit receipts obtained from a scheduled bank for the period of license duly pledged to the Licensing Authority or in the from of bank guarantee valid till the final settlement of all the claims and dues of the Government in respect of the auctioned shop or group of shops. The Licensing Authority may under very special circumstances to be recorded in writing and only in the case of auction for a whole excise year grant further time but not beyond the last day of the excise year immediately preceding for compliance of this condition.
2. In case of default to pay the security deposit as mentioned in Condition No. 1 within the time specified the auction and in case a license has been issued, the license shall stand cancelled and the deposit, if any, shall stand forfeited to the Government. In such a case re-auction or alternative arrangement or from the license remaining unsold for want of bidders shall be recoverable from the original licensee as arrears of land revenue.
3. The bid money for the entire Excise year shall be payable in twelve equal monthly installments, which shall be of Rs. _____ per month.
4. The installment of bid money for a month as specified in Condition No. 3 shall be deposited in full by the licensee in the Government treasury of the district in which shop or group of shops are situated. by the 20th day of each month failing which the total bid money to the extent of deficit payment shall adjusted from the security deposit of the licensee and the licensee shall be called upon to make good the amount so adjusted within ten days and where a licensee fails to make good the amount the amount so adjusted from security deposit within the specified time. his license shall unless otherwise ordered by the licensing authority stand cancelled. Where the license is so cancelled it shall be settled afresh by tender / auction and any short fall in the bid money in a re-auction or settlement in any other way or license remaining unsettled shall be recoverable from the remaining security and balance if any shall be recovered from the original licensee as arrears of land revenues. Balance of security after recovering shortfall and other arrears, if any .shall stand forfeited to the Government. If a licensees fails to deposit bed money he shall not be issued intoxicants for retail sale.
5. The security deposit unless it is forfeited, shall be refunded at the end of the excise year or may be refunded at an earlier stage in ease all dues and claims of Government in respect of the licensed shop or group of shops have been cleared by the licensee Security deposit may also be allowed to be adjusted towards the payments of bid money in the closing months of the licensee. Security deposit may also be allowed to be adjusted towards the payment of bid money in the closing months of the Excise year.
6. Sale shall be made only at the licensed premises.
7. The minimum guaranteed quantity of the intoxicant fixed for whole excise year shall be divided in twelve equal parts and the licensee shall have to lift one part every month, till the last day of that month. The quantity left unlifted on the close of the last working day of the month shall be forfeited unless specially permitted to be lifted in the subsequent months by the District Excise Officer.
8. For lifting the intoxicant from the bonded warehouse the licensee, apart from paying the bid money in the manner as specified in Condition No. 3 shall have to pay the price of the price of the intoxicant as fixed by the Excise Commissioner or as prevalent at that time.

9. If the licensee desires to lift and sell intoxicants over and above the minimum guaranteed quantity he shall be required to pay such further sum at rate the fixed by the Excise Commissioner as further consideration for grant of privilege of sale of such intoxicant.

10. The licensee shall sell in retail the entire minimum guaranteed quantity of the intoxicant fixed for the excise year before the expiration of the term of license. Any balance of quantity found outstanding and unsold at the expiration of the term of license shall be the licensing authority on the next date, which shall be returned by the licensee to the Government Bonded Warehouse within two days thereafter the licensee shall be entitled to get the refund of cost price only to the extent of such quantity and in case a licensee has lifted over and above the minimum guaranteed quantity during the term of license he shall be entitled to get such amount there for, on such quantity returned as may be fixed by the Excise Commissioner, after deduction such sum as the Excise Commissioner may think reasonable, provided the intoxicant returned to the Government Bonded Warehouse is found of proper specification.

11. The licensee shall obtain supplies of Bhang only from a Government bonded warehouse situated in his district.

12. Licensee will keep accurate weights and measure duly prescribed by excise commissioner and will utilize the same weight and measures only the licensee will be responsible to keep them in good condition.

13. At the entrance to the shop a signboard shall be affixed on which shall be painted the name of licensee, place of license and seller the period for which he holds the license.

14. (a) The licensee shall sell Bhang in packets.

(b) Licensee has right to sell Ghota Bhang.

15. No customer shall be allowed to purchase more than 120 grams of Bhang at one time, unless he has a permit purchase more than 120 grams of Bhang as per para 1003 of Excise Manual Volume 1.

16. The licensee shall possess and sell only that Bhang (intoxicant) which has been lawfully obtained from any Government Bonded Warehouse. Admixture of Bhang or doing any thing with regard to it which might change appearance quantity is strictly prohibited.

17. The licensee holder shall not permit the consumption of Bhang in any form in his shop.

18. Any portion of stock of Bhang which may be declared by any officer, duly authorized in this behalf unfit for consumption shall be surrendered for destruction.

19. The licensee shall correctly maintain daily account in a printed Register to be obtained from the licensing authority's office on payment. The account shall be written up as soon as the transactions for each day have been closed.

20. No poisonous material be kept at licensed shop.

21. No Bhang shall be sold to a person below the age of eighteen years.

22. The licensee shall not employ any person suffering from any infectious or contagious disease for any purpose in his licensed shop.

23. The shop will remain open for retail sale from 10 A.M. to 10 P.M.

24. The shop will remain closed on 1st day of every month, Independence Day (15th August) Republic Day (26th January) and Mahatma Gandhi Birthday (2nd October). If 1st day of any month is public holiday then next day will be the day when shop will remain closed. In addition to this, any three days during the excise year, will be the licensing authority on which the shops will remain closed. No compensation will be given to the Licensee for closure of the shop on aforesaid days.

Date _____

District _____

Licensing Authority.