

**FORM S.T. -III
(See Rule 4)**

License for the retail sale of Nira for consumption on premises.

Minimum stock prescribed -----license is hereby granted under and subject to the provisions of the U.P. Excise Act, 1910 (U.P. Act No. IV of 1910), U.P. Nira (or sweet toddy) Rules, 1979 and the conditions of this license to Sri----- (hereinafter called the licensee) son of----- residing at ----- on payment of fee of Rs.----- authorizing him during the period commencing from ----- to ----- (both days inclusive) to sell Nira by retail for consumption on premises situated at -----.

The licensee is granted subject to the following conditions namely.

CONDITIONS

1. This licensee shall not or keep for sale Nira unless:
(i) it is Nira of standard quality;
(ii) it has been obtained from a supplier approved and licensed by the Collector and at a rate not exceeding that prescribed by the state Government from time to time under the Act.

2. That the licensee shall not keep, sell or expose for sale any Nira which has begun to ferment or which was not drawn on the same day or which is adulterated. The licensee shall forthwith destroy all Nira which is not in accordance with the standard prescribed and he shall not be entitled to any compensation thereof.

3. The licensee shall not keep or store Nira in any place other than the licensed premises entered in his license above nor shall he allow any one to remove any quantity of Nira from the said premises.

Provided that the unsold Nira may be removed to the premises for manufacture of Gur (jaggery) or other similar product which is not an intoxicant (if a separate premises is licensed for the purpose) and stored thereafter it is boiled, in the manner prescribed:

Provided further that the licensee may under the cover of a transport pass remove Nira to the premises for sale in respect of which a license in form S.T.-III is granted.

4. No Nira shall be sold or served outside the premises licensed for the sale of the same. The premises for sale of Nira should be kept clean and no one should be allowed to remove Nira sold to him outside the premises.

5. (a) The licensee shall charge reasonable price for the Nira. The Excise Commissioner may regular the price. If necessary.

(b) Sales of Nira shall be conducted during the following hours only:

From April 1, to September 30, from 6 a.m. to 10 a.m.

From October 1 to March 31, from 7 a.m. to 11 a.m.

6. (a) The unsold balance of Nira at the end of closing hours may be used for the manufacture of Gur (jaggery) or other similar product which is not an intoxicant in the same city before it ferments at a price to be settled mutually. Transport of Nira from the premises for sale retail shall be covered by a permit to be granted by the Excise Inspector.

(b) Nira which is fermented shall be destroyed forthwith.

(c) No Nira which is not of standard quality or which is fermented shall be sold.

No Nira shall be kept beyond the day on which it is received at the said premises for sale of Nira unless refrigeration arrangements to the satisfaction of the Collector are made for storing Nira to prevent fermentation and Nira and Nira is preserved in good condition in cold storage or unless it is boiled, provided that no such boiled Nira shall be kept for more than 24 hours.

7. The licensee shall be bound to supply at his cost whenever required for analysis sealed samples of Nira drawn and sold by him. The result of analysis shall be binding on him for his being dealt with under the conditions of this license or under the U.P. Excise Act, 1910 (U.P. Act No. IV of 1910) or rules framed thereunder.

8. The licensee shall provide himself with all the requisite receptacles, vessels, containers and glasses and standard measures of such metal and capacity as may be prescribed by the Excise Commissioner. All the metal pots used in the storage or sale shall be properly cleaned from inside and kept clean.

9. A sign shall be hung in a conspicuous place at entrance of the shop on which the following words shall be painted in Hindi "Licensed Nira Stall".

NIRA KI PHUTKAR BIKRI KI ADHIKRIT DUKAN

10. The licensee shall enter every day in the book of the supplier the quantity of Nira received by him daily from such supplier of suppliers and shall sign his name under such entry for having received such quantity of Nira. Similarly the licensee shall enter such quantity in the book maintained by him and obtain below such entry the signature of the supplier or his authorized agent.

11. The licensed premises all stocks of Nira contained therein, and all accounts relating to the sale of Nira shall at all reasonable times, be open to inspection by the officers of Excise, Industries, Revenue and Police Department duty authorized in this behalf.

12 (a) The licensee shall keep in the prescribed register serially paged regular and day to day accounts of (i) Receipts, (ii) Sales, (iii) Utilization, and (iv) Destruction of Nira. He shall also maintain a separate Inspection Book similarly paged for the remarks of Inspecting Officer on demand.

(b) The licensee shall submit to the Excise Inspector before the seventh day of every month, correct abstracts of receipts, sales, utilization and destruction of Nira during the preceding month.

13. The licensee shall furnish 2 sureties for the sum of Rs. 500 each, of guarantee for his due observance of terms and conditions of his license.

14. No partnership entered into by the licensee after the grant of the license shall be recognized for the purpose of this license unless the Collector on receipt of an application from the licensee agrees in writing to allow the partnership and enter the name of the partner in the license.

15. The licensee shall not do anything which would have the effect of directly or indirectly defeating the prohibition policy adopted by the Government of Uttar Pradesh.

16. The Licensee shall carry on the business either personally or by an agent duly authorized by him in this behalf by a written authorization signed by himself and approved by Collector. The name of each agent and the date of his appointment shall be communicated forthwith in writing by the Licensee to the Excise Inspector having charge of the area in which the premises is situated. No authorization certificate shall be issued to any person under 21 years of age and any such authorization certificate if issued shall be valid. The licensee shall be responsible for the breach of any of the conditions of this license committed by any person so authorized.

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

18. This license may be suspended or cancelled by the Collector in accordance with the provisions of the U.P. Excise Act, or Rules made thereunder.

19. The Licensee shall take all precautions to ensure that Nira does not get contaminated and in particular shall strictly follow the following instructions:-

(1) All persons handling Nira shall be medically examined before the commencement of Nira season. They should cut their nails short.

(2) Before starting work, the workers should put on clean clothes and wash their hands with clean water.

(3) All utensils i.e. earthen pots, cans, stainless steel containers etc. shall be properly washed and cleaned with chlorinated water before use. It should be seen that utensils should not smell of Nira at all after cleaning.

(4) Antifly measures should be taken.

(5) Nira should be strained on tables or wooden platform. A clean muslin cloth should be used for straining.

(6) Glasses should be cleaned with water and proper solution.

(7) No ice should be put in Nira to cool it.