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No. 11/Adhi.Karya.-01-06/2016-922
Excise, Prohibition and Registration Department

Resolution
The 30th March 2017

Sub:- Export of old stocks, and movement of excisable raw and other material outside the State of Bihar.

The Section-24(1) of the "Bihar Prohibition and Excise Act, 2016" provides that "The State Government may at any time decide either to withdraw or not to renew a license issued to any manufactory, distillery Molasses manufactory brewery, bottling plants etc, in the entire state of Bihar or any part thereof." In exercise of the above power the State Govt of Bihar vide notification dated 24.01.17 has decided not to renew the existing licenses of production of ENA from grain based distilleries, IMFL manufactory or bottling plant and brewery from financial year 2017-18.

An Interim Application being I.A No..... of 2017 in SLP (c) No-29749/2016 titled "State of Bihar and other v/s Confederation of Indian Alcoholic Beverages Companies & others" has been filed by the applicants with a prayer to allow some more time to move their stocks, i.e raw material and finished goods, lying in their warehouses, outside the state of Bihar. After hearing the submissions of the parties, the Hon'ble Court has directed the State of Bihar to come out with the guidelines to be complied with by the applicants in order to export their stocks outside the state of Bihar the expiry of their existing license on 31.03.17.

In compliance of the observation of the Hon'ble Supreme Court of India the state government after due consideration has decided that the applicants will be allowed to export their old stocks, i.e raw material and finished goods, lying in their ware houses and godowns of Bihar State Beverage Corporation (BSBCL) under following conditions-

1. The applicants have to submit their detail stock position by or before 05.04.2017.
2. After receiving the stock position the inventory of the excisable article and non-excisable articles shall be prepared separately within 02 days jointly by the excise officers and representative of the applicant companies.
3. After preparation of the inventory the applicants shall submit the export schedule of excisable articles. The Department of Prohibition and Excise shall provide the export order to the applicant companies within three days of the submission of export schedule and import permit from the other State. For the transportation of the non excisable article import permit and export order will not be required.
4. The applicants shall be allowed to export the excisable and non excisable article by or before 30.04. 2017 and they will not be allowed to export the excisable and non-excisable article after 30.04.2017
5. The applicant companies shall have to submit the undertaking that no excisable and non-excisable article shall remain in their warehouse and godowns of the BSBCL after 30.04.17.
6. No fee shall be chargeable for the export of any type of items.

Order- This resolution shall be published in the gazette and issued to all concerned.

By order of Governor Bihar,
AMIR SUBHANI,
Principal Secretary.

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