

DISTRICT EXCISE OFFICE : GAJAPATI : PARALAKHEMUNDI :

Notice No. 1114 /Ex.,

Dated:- 31.05.2025

FORM 'A'

NOTICE INVITING APPLICATIONS FOR SETTLEMENT OF FERMENTED TARI  
(COUNTRY LIQUOR) SHOPS THROUGH LOTTERY FOR THE REMAINING  
PERIOD OF 2025-2026.

[ See clause (ii) ]

1. The consideration money for exercising the exclusive privilege for retail sale of Fermented Tari ( Country liquor) in the district of Gajapati will be determined through " inviting applications on fixed consideration money and by draw of lottery" in accordance with order issued under Section 35 of the Odisha Excise Act'2008 (herein after called as Act) read with Rule-34(5) of the Odisha Excise Rules'2017 as for the time being in force and applicable on 19.06.2025 at 11.00 AM in the Office Chamber of Collector, Gajapati.
2. The Exclusive privilege to be so granted will confer the right to open a shop in the locality named in the list. The list of the localities where the shops are sought to be opened with their monthly consideration money is annexed herewith.

Sl. No.	Name of the Tari shop	Locality of the main shop	Monthly reserve price/ Consideration money fixed	E.P. area
1	Tari Shop, Uppalada	Uppalada	Rs. 17,246/-	All village of Uppalada G.P.
2	Tari shop, Garabandha	Garabandha	Rs. 9,025/-	All village of Garabandha G.P.

3. The Exclusive privilege shall, without prejudice to any of the provisions of the Act and the rules made there under shall be subject to the following conditions.
  - (i) The consideration money shall payable in the manner specified in Rule 34 of Odisha Excise Rule'2017 as amended from time to time
  - (ii) The currency of the licence will commence on the date of grant on which date the holder of the licence is to open the shop for retail sale of Fermented Tari (country liquor ). Failure to open the shop as stipulated herein will entail cancellation of licence and recovery of any loss caused to Government except in case of delay in granting the licence or where any shop is closed under section 26 of Odisha Excise Act'2008.
  - (iii) No compensation shall be paid to the holder of an exclusive privilege for retail sale of Fermented Tari (country liquor ) for closure of his shop on 2<sup>nd</sup> day of October every year on account of Gandhi Jayanti and also for closure during general election / bye election to Parliament ( Lok-sabha ) / State Assembly as per direction of the Election Commission of India and in conformity with the direction of the State Election Commissioner of India during the election to Gram Panchayat / Panchayat Samiti / Zilla Parishad and Urban local bodies.
  - (iv) The holder of a licence shall not be entitled to any compensation or to the refund of any consideration money paid or deposits made in respect thereof, in the event of his licence being cancelled or suspended before the expiration of its term under the provisions of Section 47 of the aforesaid Act.
  - (v) A shop once starts operating in its sanctioned locality shall not ordinarily be removed. However, shifting of a shop to any site other than the sanctioned locality for any special reasons shall be subject to the approval of the Excise commissioner.

- (vi) The holder of the licence shall abide by the provisions of the Act and of the Rules and order made there under.
- (vii) The State Govt. will not be responsible for providing the place for location of shops, it will be the responsibility of the privilege holder to arrange suitable place and carry on the privilege granted to him. The place so arranged shall be free from objection from the public.
- (viii) The exclusive privilege once granted shall continue for a period of three years including the year of grant , unless and otherwise directed by the Government. The exclusive privilege holder shall renew his licence on terms and condition generally prescribed for all by the State Govt. from year to year till completion of three years. Willful omission to renew the licence for a shop or group of shops in terms and conditions generally prescribed for all will not allow the exclusive privilege holder or his family members or his associates to take part in subsequent settlement of the shop of any other shops as per Rule -149 of Odisha Excise Rule'2017.
- (ix) No licence shall be granted to any person who is doubtful solvency or who is known to be involved in spurious liquor trade, or who has been facing a trial in any criminal court under the Act or who has been charged of a non bail able offence under the provisions of the Indian Penal code , 1860 ( Act No. XLV of 1860 ) or who is a defaulter in terms of rule 35 of the Odisha Excise Rules, 2017 or in terms of rule 149 of Odisha Excise Rule'2017.
- (x) The State Government reserve the right to refuse grant of exclusive privilege without assigning any reason thereof and settle the privilege before expiry of three years in the manner as may be directed by the state Government from time to time.
- (xi) **The Lottery shall be held subject to the following conditions:**
  - (a) The persons(s) intending to take part in the lottery shall submit application(s) to the Collector in the format prescribed herewith
  - (b) The application as in Form 'B' shall be accompanied with the Excise no-dues certificate and a Challan showing deposit of Rs. 2,000/- (Rupees two thousand ) only towards non-refundable application fees besides the requisite court fee of the value as prescribed under the Indian stamp Act. 1899.
  - (c) The applicant shall also enclose a copy of voter identity card or in the absence of the same a copy of recent pass port size photograph
  - (d) An affidavit duly executed by the applicant before an Executive Magistrate to the effect that the applicant has not been convicted in any criminal case or being tried in any court of competent jurisdiction shall also be enclosed to the application.
  - (e) A Bank draft equal to four months consideration money ( three month advance C.Money + one month interest free security deposit) as notified herewith in the list of shops shall be submitted by the applicant alongwith other documents, as aforesaid. The Bank Draft of the winner of lottery shall be adjusted towards the advance for the shop payable by the applicant and in all other cases, the same will be returned / released after the lottery is over.
  - (f) The amount offered shall be in terms of monthly consideration money and shall not be less or more than the monthly consideration money declared in the notice.

- (g) The application shall be filed by intending applicants on or before 14.06.2025 in the office of the Superintendent of Excise, Gajapati and no application shall be entertained thereafter.
- (h) Prior to one day before the date of drawal of lottery, the list of persons whose applications qualified for consideration in the lottery shall be notified in the District Office Notice Board.
- (i) At least after two days of the last day fixed for filling of applications, the lottery will be drawn by the Collector, who shall declare the name(s) of the winner(s) of lottery. If there is but only one application for any shop or group of shops, the Collector shall declare the name of such applicant to be the winner of the lottery. The applicant (s) or their authorized agents may remain present at the time of drawl of lottery.
- (j) After the declaration of lottery, the applicant shall be required to put his signature in the Register of Settlement.
- (k) The winner of the lottery will be issued with a licence for the shop or group of shops as the case may be, on payment of consideration money for the period of the month in which the licence is granted. The advance for four months tendered by him in shape of Bank draft shall be adjusted for the last four months of the period of grant.
- (l) If the applicant after being successful in the lottery declines or refuses or willfully omits to take licence on some plea or other, the amount tendered by him through Bank draft shall be forfeited to the State Govt. and he shall be further liable for any loss that may accrue to the Govt. on account of delay in settlement of the shop or group of shops. He or his family members or his associates will not be permitted to take part in the settlement of that shop / group of shops or any shop as per Rule -149 of Odisha Excise Rules'2017.
- (m) If no application is received, the Collector may notify another date for filing of application, So also, if the last date for filing of application or the date fixed for drawl of lottery is declared as holiday for any special reason or for any unavoidable contingency, the Collector shall reserve the right to defer the date to some other suitable date by issuing notice to the effect. Such lottery will be held subject to terms and conditions as notified herewith.
- (n) The decision of the Excise Commissioner relating to any dispute on account lottery in the District level shall be final which shall be binding on all the applicants to the lottery.

Place : Gajapati

Date :

  
COLLECTOR, GAJAPATI.

Memo No. 1115 /Ex.,

Dated :- 31.05.2025

Copy to Inspector of Excise, Parlakhemundi and O.I.C of Parlakhemundi/  
Kasinagar/ R.Udayagiri Excise Station and S.I. of Excise, District Mobile Unit, Gajapati for  
information and wide publicity.

Copy to all Superintendent of Excise of the state for information and wide publicity.

Copy to Supdt. of Police , Gajapati for information.

Copy to P.D., D.R.D.A , Gajapati / Sub-Collector, Parlakhemundi for information  
and wide publicity.

Copy to D.I.P.R.O., Parlakhemundi for information and wide publicity.

Copy to Chairman Zilla Parishad, Gajapati/ Parlakhemundi Municipality /  
Kasinagar N.A.C. for information and wide publicity.

Copy to all Block Development Officers and chairman of Panchayat samiti of this  
district for information and wide publicity.

Copy to Excise Commissioner, Orissa, Cuttack/ Joint Secretary to Govt. in Excise  
Department, Orissa, Bhubaneswer / E.D.C. (S/D)/Ganjam, E.D.C. (C/D) Cuttack and E.D.C.  
(N/D) Sambalpur for information .

Copy to Collector/Supdt. of Excise, Srikakulam/ Vijayanagram for information and  
wide publicity.

Copy to Notice Boards of Collectorate, Gajapati/District Excise Office,  
Gajapati/Sub-Collector, Gajapati/ D.R.D.A. , Gajapati and Parlakhemundi Municipality. for wide  
publicity.

  
COLLECTOR, GAJAPATI.