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കേരള സർക്കാർ
Government of Kerala
2014



Regn. No. KERBIL/2012/45073
dated 5-9-2012 with RNI
Reg. No. KL/TV(N)/634/2012-14

കേരള ഗസറ്റ്
KERALA GAZETTE

അസാധാരണ
EXTRAORDINARY

ആധികാരികമായി പ്രസിദ്ധപ്പെടുത്തുന്നത്
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GOVERNMENT OF KERALA

Taxes (G) Department

NOTIFICATION

G O. (P) No. 19/2014/TD. Dated, Thiruvananthapuram, 3rd February, 2014.

S. R. O. No. 88/2014.—WHEREAS, the Abkari Policy for the year 2013-14 could not be declared in view of the judgment of the Hon'ble High Court in W. A. No. 470/2012 and connected cases, Government accorded sanction to extend the licence period of the existing toddy shops rented during 2012-13 for three months with effect from 1st April, 2013 as per G. O. (Ms.) No. 41/2013/TD dated 15th March, 2013 and later this privilege was further extended by G. O. (Ms.) No. 33/2013/TD dated 24th June, 2013 and G. O. (Ms.) No. 161/2013/TD dated 24th September, 2013 upto 31st March, 2014;

AND WHEREAS, 546 toddy shops during 2012-13 and 447 toddy shops in 2013-14 remain unsold for want of bona fide takers. Accordingly, 993 shops were not functional and remained closed for a very long period, which caused difficulty in the livelihood of the workers in the toddy sector and revenue loss to Government by way of rental and other licence fee;

AND WHEREAS, in W. P. (C) No. 7945/2012 filed by Shri S. Premji and others, the Hon'ble High Court, in interim order dated 29th March, 2012 held that the arrangements for conduct of toddy shops, if any, made after 1st April, 2012 will be subject to the result of the Writ Petition;

AND WHEREAS, the Government have decided to accord sanction to dispose of 993 non-functional unsold toddy shops by public sale for the notified rental for the year 2014 in order to protect the livelihood of the workers and to plug revenue loss to Government by way of rental and other licence fee, subject to the final decision of the Hon'ble High Court in W. P. (C) No. 7945/2012 filed by Shri S. Premji and others, as per G. O. (Ms.) No. 10/2014/TD dated 21st January, 2014;

Now, THEREFORE, in exercise of the powers conferred by section 18A of the Abkari Act 1 of 1077, read with sub-rule (1) of rule 3 and rule 4 of the Kerala Abkari Shops Disposal Rules, 2002 and all other powers vested in Government in this regard, the Government of Kerala hereby notify that the privilege of vending of 993 unsold toddy shops during the period for 2012-13 and the period for 2013-14, specified within the Excise Range shown below, will be put on public sale for the remaining period of the financial year 2013-14 for the proportionate rental of that notified in the Appendix to G. O. (P) No. 132/2013/TD dated 21st July, 2012 and published as S. R. O. No. 523/2012 in the Kerala Gazette Extraordinary No. 1548 dated 21st July, 2012. The sale of the aforesaid toddy shops shall be subject to the decision of the Hon'ble High Court in W. P. (C) No. 7945/2012 filed by Shri Premji and others. The sale of shops shall be held at the place and date mentioned at each Range (or at such other places as may be notified in the respective Excise Division Offices) as shown in the programme of sale given below subject to the conditions set forth in the Kerala Abkari Shops Disposal Rules, 2002, namely:—

(1)	(2)	(3)	(4)	(5)	(6)
XIII	Kannur Division			10-2-2014	Excise Division Office, Kannur
1	Thalassery	7	IV	"	"
2	Alakkode	5	II	"	"

By order of the Governor,

A. AATHUKUMAR,

Secretary to Government.

Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purport.)

The Abkari Policy for the year 2013-14 could not be declared in view of the judgment of the Hon'ble High Court in W. A. No. 470/2012 and connected cases. Hence as per G. O. (Ms.) No. 41/2013/TD dated 15th March, 2013, the Government accorded sanction to extend the licence period of the existing Toddy Shops for three months from 1st April, 2013 and later as per G. O. (Ms.) No. 133/2013/TD dated 24th June, 2013, the privilege was further extended for a period of three months upto 30th September, 2013. Thereafter as per G. O. (Ms.) No. 161/2013/TD dated 24th September, 2013, the period of the above Toddy Shops were extended further upto 31st March, 2014. As per G. O. (Ms.) No. 10/2014/TD dated 21st January, 2014, the Government have accorded sanction to dispose 993 (546 toddy shops in 2012-13 and 447 toddy shops in 2013-14, unsold toddy shops not functional), by public sale for the proportionate rent of the notified rental for the year 2012-13, after invoking the provisions of sub-rule (1) of rule 3 of the Kerala Abkari Shops Disposal Rules, 2002 subject to the decision of WP (C) No. 7945/2012, filed by Sri. Premji and others before the Hon'ble High Court. Hence it is decided to conduct the sale of 993 unsold toddy shops for the remaining period of the financial year 2013-14. As per rule 4 of the Kerala Abkari Shops Disposal Rules, 2002 the details regarding the place and date of sale, the period for which the privilege for vending toddy are to be notified in the Gazette seven days prior to the commencement of the sale.

The notification is intended to achieve the above object.

(1)	(2)	(3)	(4)	(5)	(6)
5	Irinjalakuda	25	I, V, VI, XVII	"	"
6	Mala	5	III	"	"
7	Vadakkanchery	6	IX	"	"
8	Vadanappally	5	VIII	"	"
IX. Palakkad Division					
				10-2-2014	Excise Division Office, Palakkad
1	Alathur	10	XI, XIV	"	"
X. Malappuram Division					
				10-2-2014	Excise Division Office, Malappuram
1	Ponnani	11	I, IV	"	"
2	Kuttippuram	15	I, II, III	"	"
3	Tirur	16	I, II, III	"	"
4	Parappanangadi	10	II, III	"	"
5	Malappuram	14	II, III, IV	"	"
6	Nilambur	12	I, II	"	"
7	Kalikavu	8	II, VI	"	"
XI. Wayanad Division					
				10-2-2014	Excise Division Office, Wayanad
1	Sulthan Bathery	6	I	"	"
XII. Kozhikode Division					
				10-2-2014	Excise Division Office, Kozhikode
1	Thamarassery	7	II	"	"
2	Kunnamangalam	7	IV	"	"
3	Kozhikode	5	II	"	"
4	Balusseri	6	II	"	"

**PROGRAMME OF SALE OF UNEXTENDED/UNSOLD TODDY SHOPS
(DISPOSAL, RANGE-WISE) FOR THE REMAINING PERIOD OF THE
FINANCIAL YEAR 2013-14**

Sl. No.	Name of Range	Total No. of Shops for disposal	Group No. of the shops for disposal	Date of sale	Place of sale
(1)	(2)	(3)	(4)	(5)	(6)
I. Thiruvananthapuram Division					
				10-2-2014	Excise Division Office, Thiruvananthapuram
1	Kattakkada	5	I	"	"
2	Thiruvananthapuram	18	I, II, IV	"	"
3	Kazhakkuitom	12	I, II	"	"
4	Nedumangad	8	I, II	"	"
5	Vamanapuram	12	I, II	"	"
6	Kilimanoor	9	I, II	"	"
7	Aryanad	4	I	"	"
8	Chirayinkeezhu	10	I, II	"	"
9	Varkkala	6	II	"	"
II. Kollam Division					
				10-2-2014	Excise Division Office, Kollam
1	Kollam	36	I, III, IV, V, VI, VII, VIII	"	"
2	Chathannur	21	I, II, III, IV	"	"
3	Karunagappally	21	II, III, VII, VIII	"	"

(1)	(2)	(3)	(4)	(5)	(6)
4	Sasthamcotta	16	I, II, III	10-2-2014	Excise Division Office, Kollam
5	Kottarakkara	24	I, II, III, IV	"	"
6	Chadayamangalam	21	I, II, III, IV	"	"
7	Ezunkone	19	I, II, III	"	"
8	Pathanapuram	23	I, II, III, IV	"	"
9	Anchal	17	I, II, III	"	"
III. Pathanamthitta Division					
				10-2-2014	Excise Division Office,
1	Adoor	21	I, III, IV, V	"	Pathanamthitta
2	Pathanamthitta	5	I	"	"
3	Konni	9	I, II	"	"
4	Ranni	5	I	"	"
IV. Alappuzha Division					
				10-2-2014	Excise Division Office,
1	Kuthiyathode	5	VIII	"	Alappuzha
2	Chengannoor	14	I, V	"	"
3	Kayamkulam	7	V	"	"
V. Kottayam Division					
				10-2-2014	Excise Division Office,
1	Pala	15	I, VIII, XIII	"	Kottayam
2	Eratupetta	17	IV, VI, VIII	"	"
3	Kuravilangad	11	VI, XII	"	"
VI. Idukki Division					
				10-2-2014	Excise Division Office, Idukki
1	Peermunedu	6	I	"	"
2	Thankamany	10	I, II	"	"
3	Thodupuzha	5	VI	"	"

(1)	(2)	(3)	(4)	(5)	(6)
VII. Ernakulam Division					
				10-2-2014	Excise Division Office,
1	Ernakulam	48	I, II, III, IV, V, VI, VIII, IX	"	Ernakulam
2	Thripunithura	11	II, VI	"	"
3	Mattanchery	26	I, II, III, IV	"	"
4	Njarakkal	35	I, II, III, IV, V	"	"
5	Paravoor	21	II, III, IV, V	"	"
6	Aluva	40	I, II, III, IV, V, VI, VII, VIII	"	"
7	Kalady	18	I, II, III	"	"
8	Marnala	10	III, X	"	"
9	Muvattupuzha	17	IV, V, VIII	"	"
10	Piravom	6	II	"	"
VIII. Thrissur Division					
				10-2-2014	Excise Division Office, Thrissur
1	Anthikkad	35	Range-wise	"	"
2	Kunnankulam	16	V, VIII, X	"	"
3	Chavakkad	63	I, II, III, V, VI, VII, VIII, IX, XI, XII	"	"
4	Kodungallur	55	I, II, III, IV, V, VI, VII, VIII, XII, XIII, XIV	"	"