

PART-II

Telangana Excise (Grant of Licence of Selling by Shop and Conditions of Licence) Rules, 2012 (Telangana Adaptation Order, 2015)

¹[G.O.Ms.No. 85, Rev. (Ex-II) Dept., dt. 29-06-2015]

Read the following:-

1. The Andhra Pradesh Reorganization Act, 2014 (Central Act No.6 of 2014)
2. Government Circular Memo.No.13665/SR/2014, GA (SR) Dept., dt.26.05.2014
3. The Andhra Pradesh Excise (Grant of Licence of Selling by Shop and conditions of Licence) Rules 2012 issued in G.O.Ms. No.391, Rev (Ex.II) Dept., dated 18.6.2012.

ORDER:

Whereas, by virtue of Section 3 of the Andhra Pradesh Reorganization Act, 2014 (Central Act No.6 of 2014), the State of Telangana comprising the territories specified therein has been formed on and from the appointed day i.e., 02.06.2014.

2. And whereas, in Section 101 of the Andhra Pradesh Reorganization Act, 2014, a provision has been made for the purpose of facilitating the application of any law (as defined in Section 2 (f) of the Act), made before the appointed day, in relation to the State of Andhra Pradesh or the State of Telangana, the appropriate Government may before expiration of two years from 02.06.2014, by order, make such adaptations and modifications of the law, whether by way of repeal or amendment, as may be necessary or expedient, and thereupon every such law shall have effect subject to the adaptations and modifications so made until altered, repealed or amended by a competent Legislature or other competent authority.

3. And whereas, the Andhra Pradesh Excise (Grant of Licence of Selling by Shop and conditions of Licence) Rules 2012, made under the Andhra Pradesh Excise Act, 1968 (Andhra Pradesh Act No.17 of 1968) vide G.O. third read above and in force as on 01.06.2014.

4. And whereas, after careful examination, Government have decided to adapt the said Andhra Pradesh Excise (Grant of Licence of Selling by Shop and conditions of Licence) Rules 2012 which are in force as on 01.06.2014 with some modifications/amendments.

1. Pub. in Telangana Gaz., R.S. to Part II, Ext. No. 2, dt. 29-6-2015.

5. Accordingly, the following Notification will be published in an Extraordinary issue of the Telangana State Gazette dated: 29th June 2015.

Notification

In exercise of the powers conferred by Section 101 of the Andhra Pradesh Reorganization Act, 2014 (Central Act No.6 of 2014), the Government of Telangana hereby makes the following order namely:

This order may be called the Andhra Pradesh Excise (Grant of Licence of Selling by Shop and Conditions of Licence) Rules, 2012 (Telangana Adaptation) Order, 2015

1. Throughout the Rules, except occurring in the citation of the Act, for the words "Andhra Pradesh" substitute the word "Telangana".

2. In the said rules:

(a) In rule 16 for sub-rule (9), the following shall be substituted, namely,-

"(9) The licensee shall be required to pay Privilege Fee @ 8%, plus applicable value Added Tax (VAT) thereon, on the sale price of IMFL and FL purchased from TPBCL when the cumulative value of his/her purchases during the licence year exceeds Seven Times of the "Licence fee"

(b) In rule 21, the following shall be substituted namely,-

"A licence granted under these rules for the period from 1st July 2014 to 30th June 2015, shall be extended for a period of three months i.e., from 1st July 2015 to 30th September 2015."

(c) for rule 26, the following shall be substituted namely,-

"26. Licence Fee for Permit Room and method of payment:- The licence Fee for a permit Room shall be Rs.2,00,000 (Rupees Two Lakhs only) for the licence period of one year or proportionate to the licensed period and is payable in lump sum, in applicable cases, at the time of completion of formalities under Rule-16."

1. TELANGANA EXCISE (GRANT OF LICENCE OF SELLING BY SHOP AND CONDITIONS OF LICENCE) RULES, 2012

[G.O.Ms.No. 391, Rev. (Ex-II) Dept., dt. 18-06-2012]

In exercise of the powers conferred by Section 72 read with Sections 17, 28 and 29 of the Telangana Excise Act, 1968 (Act 17 of 1968) and in supersession of the Telangana Excise (Lease of Right of Selling by Shop and Conditions of Licence) Rules, 2005 issued in G.O. Ms. No. 998 Revenue (Ex-II) Department dated 24-05-2005 the Governor of Telangana hereby makes the following Rules:

RULES

1. Short title, extent, commencement and application:- (1) These rules may be called the [Telangana] Excise (Grant of Licence of Selling by Shop and Conditions of Licence) Rules, 2012.

[The word “Telangana” subs. for “Andhra Pradesh” by G.O.Ms.No. 85, Rev (Ex-II) Dept., dt. 29-6-2015, w.e.f. 29-6-2015.]

(2) They shall extend to all the areas where the Telangana Excise Act, 1968 is in force.

(3) They shall come into force at once.

(4) These rules shall apply for the grant of licence for selling IMFL and FL in retail by shop, conditions governing such licence and transport of IMFL and FL by such licence holders.

2. Definitions:- (1) In these rules unless the context otherwise requires,

(a) “Act” means the Telangana Excise Act. 1968 (Act 17 of 1968);

(aa) “Agency” means (xxx) any Government designated agency or department;

[Clause (aa) inserted by G.O. Ms. No.163, Rev. (Ex.II) dept. dt.11.9.2015, w.e.f. 11.9.2015.]

[xxx The word ‘the TGBCL or’ deleted by G.O. Ms. No.174, Rev. (Ex.II) dept. dt. 23.9.2015, w.e.f. 23-9-2015.]

(b) “TGBCL” means the Telangana State Beverages Corporation Limited;

[Clause (b) Subs. by G.O. Ms. No.163, Rev. (Ex.II) dept. dt.11.9.2015, w.e.f. 11.9.2015.]

- (b) (a) "Company" means a company registered with ROC, whether limited by shares or limited by partners i.e., Limited and Private Limited companies.

[Clause (b)(a) ins. by G.O. Ms. No. 59, Rev. (Ex. II) Dept., dt. 4-4-2016]

- (c) "Dry day" means a day on which no liquor shall be sold in the licensed premises;
- (d) "Excise Adhesive Label" means the label designed and approved, printed and supplied under the supervision and control of the Commissioner of Prohibition and Excise, from time to time in different forms for the purpose of its affixture to sealed bottles of different varieties and sizes containing liquor or Holographic Excise Adhesive Label.

[The word "or Holographic Excise Adhesive Label" subs. for "or Hologram" by G.O. Ms. No.163, Rev. (Ex.II) dept. dt.11.9.2015, w.e.f. 11.9.2015.]

- (e) "Foreign Liquor", referred to as "FL", means every liquor imported into India, other than the Indian Made Foreign Liquor;
- (f) "Form" means a form appended to these Rules;
- (g) "Government" means the State Government of *Telangana*;

[The word "Telangana" subs. for "Andhra Pradesh" by G.O. Ms. No.85, Rev. (Ex.II) dept. dt.29.06.2015.]

- (h) "Highway" means a National highway or a State highway as notified by the competent authority, excluding the stretches of the highways passing through Municipal areas;

[Clause (h) Subs. by G.O.Ms.No. 199, Rev. (Excise-II), dt. 12-9-2017]

- (i) "Indian Made Foreign Liquor", referred to as "IMFL" means Liquor produced, manufactured or compounded in India after the manner of Gin. Brandy. Whisky or Rum imported from foreign countries and includes Wine and Beer and Milk Punch and other liquors consisting of or containing any such spirits but does not include foreign liquor;
- (j) "Licence" means a licence issued under these Rules;
- (k) "Licensee" means holder of such licence;
- (l) "Licensing Authority" means the "District Prohibition and Excise Officer" of the concerned place in which the licensed shop is located;

[The words "District Prohibition and Excise Officer" subs. for "Prohibition and Excise Superintendent" by G.O.Ms.No. 125, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 11.10.2016].

- (m) “Retail Shop Excise Tax” means [xxx] *Retail Shop Excise Tax* as notified by the Government from time to time and includes proportionate *Retail Shop Excise Tax*;

[*(xxx) the word ‘annual’ omitted by G.O. Ms. No. 174, Rev (Ex.II) Dept. dt.23.9.2015*]

[*The words “Retail Shop Excise Tax” subs. for “Licence Fee” by G.O.Ms. No. 144, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 2-6-2014.*]

- (n) “A License period” means the period not exceeding (2) two years at a time or part thereof, commencing from the date as may be prescribed.;

[*Clause (n) subs. by G.O.Ms.No. 109, Rev. (Ex-II) dept., dt. 1.10.2019*]

- (o) “Licensed premises” means a premises where IMFL and FL are permitted to be sold by the Licensee;

- (p) “Maximum Retail Price” (MRP) means the price indicated by the Telangana Beverages Corporation Limited or any other agency authorized by Government for declaration on each variety of label by the manufacturer of Indian Made Foreign Liquor as required under Section 18 of Legal Metrology Act, 2009 read with clause (m) of rule 2 of the Legal Metrology (Packaged Commodities) Rules, 2011;]

[*Clause (p) subs. by G.O. Ms. No.109, Rev. (Ex.II) dept. dt.1.10.2019.*]

- (q) “Permit” means a permit issued under these rules;
- (r) “Permit Room” means a privilege granted under these rules in Form A-4(B) to a holder of Licence in Form A-4 to allow consumption of Indian Made Foreign Liquor and Foreign Liquor in a separate permitted premises adjacent to the A-4 licensed premises by the customers who purchased such Indian Made Foreign Liquor and Foreign Liquor from the A-4 Licensee;
- (s) “Population” means the figure of population as officially published in the latest census;
- (t) “Scheduled Areas” means the Scheduled Areas notified under paragraph 6 of the Fifth Schedule of the Constitution of India;
- (u) “Shop” means a privilege granted under these rules for sale of Indian Made Foreign Liquor or Foreign Liquor in sealed or capsuled bottles or packages or tins to an individual in quantities not exceeding the limits as prescribed without permitting consumption on the licensed premises;

- (v) “*Sealed*” in relation to the bottles containers or other receptacles means closed with a capsule and wrapped by wire or closed with a cork or lid and Wrapped with a lining around it;
- (w) “*Transport Permit*” means a permit issued by the competent officer for transport of IMFL and FL from the TGBCL depot/Agency depot to the licensed premises and from the Godown to the shop;

[Clause (w) substituted by G.O. Ms. No.163, Rev. (Ex.II) dept. dt.11.9.2015, w.e.f. 11-9-2015.]

- (x) “*Village/ Town/city etc.*” shall mean Village/ Town/city as defined in the latest census.

(2) The words and expressions used but not defined in these rules shall have the same meanings assigned to them in the Telangana Excise Act, 1968 and Telangana Excise (Import, Export and Transport of Indian Made Foreign Liquor and Foreign Liquor - Permits) Rules, 2005.

3. Grant of right to sell Indian Made Foreign Liquor and Foreign Liquor:– (1) Subject to the provisions of these rules, the right to sell IMFL and FL in retail by shops shall ordinarily be granted by way of licence issued after publishing a notification and inviting applications from the public.

(2) In the case of shops located in Scheduled Areas the right to sell IMFL and FL in retail by shops shall be granted to local Scheduled Tribe candidates and in case there is no such applicant available it shall be granted to any other Scheduled Tribe candidate and if not available to any other candidate.

[(3) A4 shops shall be allotted to Goud, Scheduled Caste and Scheduled Tribe @ 15%, 10% and 5% respectively.]

[Ins. by G.O.Ms.No.100, Rev. (Ex.II) Dept., 8-11-2021]

4. Establishment of Shops:- Subject to such directions, which the Government may issue in this regard from time to time, the Commissioner of Prohibition and Excise, having due regard to the requirement, public order, health, safety and other factors as he thinks fit, may fix the number of shops to be established in an area/ locality before the publication of notification under Rule 5 *[and may relocate any un-disposed shops from any area/locality as he thinks fit.]*

[Added by G.O.Ms.No. 357, Rev. (Ex.II) Dept., dt. 22-6-2013.]

5. Notification in the District Gazette:– (1) Where it is proposed to grant licence to sell IMFL and FL by shop, the Licensing Authority may call for application for grant of licences in the area/locality, as approved by the Commissioner of Prohibition and Excise, by issuing a notification in the District

Gazette [at least (5) five days] in advance of the date of selection containing the following particulars, namely:-

[The letter '5' subs. for "7" by G.O. Ms. No.267, Rev. (Ex.II), dt.24.6.2014, w.e.f. 23-6-2014.]

- (i) Serial number and name of the area/locality where the shop will be established. In case of shops to be located in Scheduled Areas the same shall be separately listed and serial numbered.
- (ii) The place of selection with time and date.
- (iii) The last date, time and place for receipt of applications.
- (iv) The period of licence.
- (v) Any other matter which may be considered by the licensing authority necessary for information to the applicants.

6. Declaration etc.:- The applicant for grant of licence shall submit the following along with the application, namely:-

- (i) A declaration in Form A-1 made on Non-judicial Stamp paper of the requisite value as per the provisions of the Indian Stamp Act, 1899 and attested by the Tehsildar or Gazetted Officer of the Prohibition and Excise Department under his official seal:
- (ii) A duly notarised affidavit in Form A-2 made on non-judicial stamp paper of the requisite value as per the provisions of the Indian Stamp Act, 1899 containing the particulars of his own immovable property and the present market value thereof and encumbrances existing if any disclosing all necessary particulars thereof for an amount not less than five lakh rupees or a Bank Guarantee for an equal amount.
- (iii) A declaration in Form A-3 made on non-judicial stamp paper of the requisite value as per the provisions of the Indian Stamp Act, 1899 attested by the Tahsildar or a Gazetted Officer of the Prohibition and Excise Department declaring that he is not disqualified under any of the provisions of Rule 8.

7. Entry Pass:- No person other than the officers on duty and persons duly authorized by the District Collector shall enter the place of selection without presenting an Entry Pass which will be issued to the applicants who have already filed applications, duly affixing his/her/their passport size photo(s).

8. Persons not eligible to participate in the process of selection of applicants:- The following persons shall not be eligible to participate in the selection process, namely:-

- (a) A person who is below the age of 21 years.
- (b) A person who has been convicted of any offences specified in clause (d) of sub-section (1) of Section 31 of the Act in respect of which he has been penalised or convicted within the preceding three years:
- (c) A person who has been convicted or whose licence has been cancelled for breach of any of the conditions of licence granted under Section 31 of the Act within the preceding three years;
- (d) A person who has been held guilty either in a departmental proceeding or in a Court, of an offence under Section 37 of the Act for adulteration of toddy by mixing any article injurious to public health or otherwise within the preceding three years.
- (e) A person who is suffering from any contagious disease:
- (f) A person who is a defaulter of excise revenue; or
- (g) A person who is adjudged as an insolvent by a competent Court.

9. Impersonation in filing applications not allowed:— No person shall submit application on behalf of any other person unless he/she holds a power of attorney from such person.

10. Disqualifications:- (1) No licence shall be granted to a person who is found ineligible under Rule 8 and who does not comply with the conditions prescribed under Rule 6.

(2) If any person, who is disqualified under this rule, is found to be holding a licence, the licence shall be withdrawn in accordance with Section 32 of the Act and the shop shall be re-notified/ re-allotted for grant of fresh licence.

Provided that if such disqualification comes to the notice of the licensing authority before the licence is granted but after the selection process is completed, the selection authority shall conduct the selection process afresh after eliminating the disqualified applicant.

11. Officers authorised to conduct the selection process:— The Collector shall be the Selection Authority to conduct the process of selection of applicants for grant of licence.

Provided that the Commissioner of Prohibition and Excise may, in his discretion, authorize the Deputy Commissioner of Prohibition & Excise or any other officer of the Prohibition and Excise Department, not below the rank of a “*District Prohibition and Excise Officer*”, to conduct the selection process.

[The words “*District Prohibition and Excise Officer*” subs. for “*Prohibition and Excise Superintendent*” by G.O.Ms.No. 125, Rev. (Excise-II), dt. 30-6-2017, w.e.f. 11.10.2016].

Provided further that the Commissioner of Prohibition and Excise may authorise any Collector to conduct the selection process in more than one district.

CASE-LAW

Ambit of Rules 11,12 and 16 dealt with. *T. Sridhar Reddy v. State of A.P.*, 2016 (1) ALD 86 = 2016 (2) ALT 141.

12. Submission of applications and selection of applicants for grant

of licence:– [(1) The applicant(s) shall submit application in Form-A-3 (A) [and receipt cum entry pass] to the licensing authority on or before the last date and time notified for the receipt of applications along with the following:

- [(i) Demand Draft obtained from a scheduled bank drawn or Challan in favour of the licensing authority for Rs.3,00,000/- (Rupees Three Lakhs only) being non-refundable application fee,]
- [(ii) three (3) recent passport size colour photographs,
- [(iii) copy of Aadhar card;
- [(iv) copy of PAN card;
- [(v) Local area Scheduled Tribe Certificate (only in respect of local S.T. candidates applying for shops in Scheduled Areas).
- [(va) Goud/SC/ST Certificate issued by Government of Telangana State for Allotment of shops to them.]

[(vi) Obtain receipt and entry pass.]

[Sub-rule (1) subs. by G.O. Ms. No.109, Rev. (Ex.II) dept. dt.1.10.2019]

[Clause (va) ins. by G.O.Ms.No.100, Rev. (Ex.II) dept., dt. 8-11-2021]

[Clause (i) subs. by G.O. Ms. No. 84, Rev. (Ex.II) , dt. 31-7-2025]

[After the words “Form-A-3 (A)” the words “and receipt cum entry pass” ins. by G.O. Ms. No. 92 Rev. (Ex. II) Dept., dt. 14-8-2025]

[(2) xxx]

[Sub-rule (2) omitted by G.O. Ms. No.109, Rev. (Ex.II) dept. dt.1.10.2019]

(3) The applications not accompanied by the relevant documents/enclosures specified under sub-rule (1) shall be forth with rejected by the Selection Authority.

(4) Every application shall be taken into consideration if it is presented on or before the prescribed date and time and no application shall be received after the prescribed date and time notified by the Licensing Authority.

(5) The selection process shall be taken up at the place, time and date notified in the presence of the applicants who are available at the time of selection

Provided that if the District Collector considers that the selection process should be postponed to a future date/time or shifted to a different venue for any reason he may do so by recording the reasons there-for and after notifying the same to the applicants.

(6) (a) The selection process shall be taken up shop-wise, as notified in the District Gazette.

Provided that the Commissioner may, for sufficient reason(s) to be recorded in writing, withdraw any shop from the selection process before the same is commenced

(b) At the commencement of the selection process the licensing authority shall first announce the names of persons and the number of persons who have filed applications for a particular shop.

(c) Where there is only one application for a shop, if the licensing authority is satisfied that the applicant is eligible for grant of licence and that the statutory requirements have been fulfilled, he shall collect the “Retail Shop Excise Tax” in the manner provided there for and grant the licence or if not so satisfied, reject the application after recording the reasons there for.

[The word “Retail Shop Excise Tax” subs. for “Licence Fee” by G.O.Ms. No. 144, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 2-6-2014].

(d) Where there are more than one applications for a notified shop, the selection among the eligible applicants for grant of licence shall be by drawal of LOT by the Collector in the presence of the applicants who are available at the time of selection.

[(e) In case the selected applicant is not willing to take license, or is not present to take license, the applicant shall liable to pay the Government a sum of Rs.5,00,000/- as penalty, The selection process shall be continued by taking fresh LOT, if necessary. The procedure shall be continued till the selection of applicant for the shop is finally made.]

[Clause (e) subs. by G.O. Ms. No.109, Rev. (Ex.II) dept. dt.1.10.2019]

(f) The successful applicant shall sign his name or affix his thumb impression against the relevant entry in the register maintained for the purpose.

[(g) xxx]

[Clause (g) omitted by G.O. Ms. No.109, Rev. (Ex.II) dept. dt.1.10.2019]

(7) The District Collector may, by order, reject any application on the ground that the applicant has indulged in impersonation referred to under Rule 9.

[(8)xxx]

[Sub-rule (8) omitted by G.O.Ms.No.100, Rev. (Ex.II) dept., dt. 8-11-2021]

Provided that in case of Company Registered with ROC, and having a turnover of more than Rs. 1000 crores in a financial year, they can hold more than one shop and the restriction of one shop per person is not applicable when they want to establish the A4 shops in their Retail Outlets Premises without permit room.

[Proviso added by G.O. Ms. No. 59, Rev (Ex.II) Dept., dt. 4-4-2016.]

CASE-LAW

Ambit of Rules 11,12 and 16 dealt with. *T. Sridhar Reddy v. State of A.P.*, 2016 (1) ALD 86 = 2016 (2) ALT 141.

13. Removal of certain persons from the place of selection:– When it comes to the notice of District Collector that any person at the place of selection and during the time of selection behaves or acts in a disorderly or riotous manner or in such other manner as it is likely to cause loss to the Government or forbids any person from participating, the District Collector may cause his removal from the place of selection.

14. Signature in the Register:– Every applicant, who has been selected for the grant of licence, shall sign his name or affix his thumbimpression against the relevant entry in the register maintained for the purpose. The District Collector shall also obtain the signatures of all the applicants in a separate register maintained for the purpose.

15. Selected applicant shall obtain licence:- (1) The selected applicant shall obtain licence in Form A-4 after fulfilling the required formalities and satisfying the rules in respect of the premises where the shop will be located.

(2) The selected applicant may submit application in Form A-4 (A) for grant of license for permit room under sub-rule (2) of rule 25 and may obtain Permit Room license.

[Subs. by G.O.Ms. No. 199, Rev. (Excise-II), dt. 12-9-2017]

16. “Retail Shop Excise Tax” and “Retail Shop Excise Turnover Tax” for retail shops, mode of levying and method of payment:– (1) The annual “Retail Shop Excise Tax” for the shop licence (A-4) shall be levied on the basis of population and at the rates notified by the Government from time to time.

[The words “Retail Shop Excise Tax” and “Retail Shop Excise Turnover Tax” subs. for “Licence Fee” and “Privilege fee” by G.O.Ms. No. 144, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 2-6-2014].

Provided that if a shop cannot be disposed of even after the commencement of the licence period and upto 30th November the “Retail Shop Excise Tax”

shall be reduced so as to be proportionate to the unexpired period, part of a month being treated as a full month.

[The word "31st October" subs. for "31st July" by G.O.Ms.No. 163, Rev (Ex-II) Dept., dt. 11-9-2015, w.e.f. 11-9-2015.]

[The words "30th November" subs. for "31st October" by Memo No. 20941/Ex.II(I)/2021-1, dt. 21-9-2021, which was extended for a period of one month from 1-10-2019 to 31-10-2019, vide G.O. Ms. No. 108, Rev. (Ex. II) Dept., dt. 25-9-2019]

[(2) The licensee shall pay retail shop excise tax for the 2 years license period in 12 equal instalments:

Provided that in addition to the instalment(s), the licensee shall also pay Special Retail Excise Tax of Rs.5.00 Lakhs per annum or as may be prescribed from time to time.]

[Sub-rule (2) subs. by G.O.Ms.No.100, Rev. (Ex.II) dept., dt. 8-11-2021]

[(3)(a) Where the selected successful applicant opts to pay the total Retail Shop Excise Tax in instalments, he / she shall pay a sum equal to [1/12th] of the total Retail Shop Excise Tax for two years on the day of selection or the succeeding working day by way of Challan / Demand Draft.]

[Clause (a) subs. by G.O. Ms. No.109, Rev. (Ex.II) dept. dt.1.10.2019]

[The word "1/12th" subs. for "1/8th" by G.O.Ms.No.100, Rev. (Ex.II) dept., dt. 8-11-2021]

[(b) He/ she shall also submit Bank Guarantee in Form A-5, equal to 1/8th of Retail Shop Excise Tax for two years, valid for 25 months, issued by the a Schedule Bank situated in Telangana within 7 days or allotment of shops in his favour and obtain the license:

Provided that the Commissioner of Prohibition & Excise may, at his discretion for valid and genuine reasons that may be recorded in writing grant reasonable time of (1) month to the selected applicant for submission of fixed deposit receipts or bank guarantees and obtain the licence.]

[Clause (b) and Proviso subs. by G.O.Ms.No.100, Rev. (Ex.II) dept., dt. 8-11-2021]

[(4a) The licensee shall remit the Twelve (12) equal instalments of the total Retail Shop Excise Tax and Special Retail Shop Excise Tax as follows:-

Instalment	Due date
(1)	(2)
1st	On the day of selection or succeeding working day

2nd	20th January of the 1st year
3rd	20th March of the 1st year
4th	20th May of the 1st year
5th	20th July of the 1st year
6th	20th September of the 1st year
7th	20th November of the 1st year
8th	20th January of the 2nd year
9th	20th March of the 2nd year
10th	20th May of the 2nd year
11th	20th July of the 2nd year
12th	20th September of the 2nd year]

[Sub-rule (4) subs. by G.O.Ms.No.100, Rev. (Ex.II) dept., dt. 8-11-2021]

[(4b) The licensee shall also remit two equal instalments of the Special Retail Shop Excise Tax as follows:

Instalment	Due date
1st	20th December of the 1st year
2nd	20th December of the 2nd year]

[Clause (b) Subs. by G.O. Ms. No.109, Rev. (Ex.II) dept. dt.1.10.2019]

(5) The “Retail Shop Excise Tax” shall be paid into the concerned Government treasury in the District in which the licensed premises is located.

(6) In case of default in payment of any installment, the fixed deposit receipt or the Bank Guarantee amount shall be adjusted against the installments of “Retail Shop Excise Tax” on the due dates.

(7) All interest accruing on the fixed deposit receipts shall vest in the Government and may be adjusted towards the Government dues including interest, if any, outstanding against the Licensee and if there be no such dues it shall be refunded to the Licensee at the end of the licence period.

(8) If a licence is surrendered in the middle of the licence period, the fixed deposits/Bank Guarantees and the “Retail Shop Excise Tax” paid shall be forfeited to the Government.

[The words “Retail Shop Excise Tax” subs. for “Licence Fee” by G.O.Ms. No. 144, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 2-6-2014].

(9) The licensee shall be required to pay Privilege Fee @ 10% (inclusive of VAT) on the purchases thereon, on the sale price of IMFL and FL purchased

from TGBCL / Agency when the cumulative value of his/her purchases during the license year exceeds Ten Times of the Annual License Fee.]

[Sub-rule (9) subs. by G.O.Ms.No.100, Rev. (Ex.II) dept., dt. 8-11-2021]

[(a) Provided that the Special Retail Shop Excise Tax is not counted for Retail Shop Excise Turnover Tax.]

[Proviso added by G.O. Ms. No.109, Rev. (Ex.II) dept. dt.1.10.2019]

CASE-LAW

Ambit of Rules 11,12 and 16 dealt with. *T. Sridhar Reddy v. State of A.P.*, 2016 (1) ALD 86 = 2016 (2) ALT 141.

17. Re-allotment in case of failure to deposit moneys:– In case of failure to furnish the Fixed Deposit Receipts or Bank Guarantees as required under Rule 16 within the time specified, the selection made for the concerned shop shall be cancelled by the District Collector and the amounts already paid shall be forfeited to the Government. In such a case the shop may be re-allotted by conducting the selection process afresh among the remaining available applicants, and if no one is available, action may be taken to re-notify the shop or take action under Rule-18 with prior permission of the Commissioner of Prohibition and Excise. *[The first applicant shall continue to be responsible for the “Retail Shop Excise Tax” of that shop till the next successful applicant takes over [to the satisfaction of licensing authority.]]*

[Added by G.O.Ms.No. 357, Rev. (Ex-II), Dept., dt. 22-6-2013.]

[The words “to the satisfaction of licensing authority” ins. by G.O.Ms.No. 163, Rev (Ex-II) Dept., dt. 11-9-2015, w.e.f. 11-9-2015.]

[The words “Retail Shop Excise Tax” subs. for “Licence Fee” by G.O.Ms. No. 144, Rev. (Excise-II), dt. 30-6-2017, w.e.f. 2-6-2014].

18. Sale by outlets of T.G.B.C.L and by the licence holder of a IMFL & FL Manufactory/Brewery Company:– *“The District Collector, with the approval of the Commissioner of Prohibition and Excise, may permit the TGBCL/Agency or a licensee of IMFL & FL manufactory/ brewery/company having a turnover of more than Rs. 1000 crores in a financial year, to open outlets for the sale of IMFL & FL, in such areas/ localities where the privilege of sale by shop could not be disposed off-through selection or when a licence already granted is cancelled and the same could not be re-allotted for any reason there of”*

[Sub-rule (1) subs. G.O.Ms.No. 199, Rev. (Excise-II), dt. 12-9-2017, which was earlier subs. by G.O. Ms. No. 163 Rev. (Ex.II), dt. 11-9-2015].

(2) The Commissioner of Prohibition and Excise may permit the TGBCL/ Agency. or a licensee of IMFL Manufactory/ Brewery under the Act to open

outlets for the sale of IMFL and FL anywhere in the State whenever he deems it necessary in public interest.

(3) The outlets opened under this rule shall sell IMFL and FL at prices not exceeding the Maximum Retail Price indicated on the labels of the bottles and issue bills to the customers accordingly. The outlets opened by a licensee of IMFL Manufactory/Brewery"/company" shall also pay the applicable licence fee and comply with the other relevant provisions of this rule.

[The word "/company" ins. by G.O.Ms.No. 199, Rev. (Excise-II), dt. 12-9-2017]

[19. Counterpart Agreement:- After being selected it shall be the duty of the selected applicant to execute a counterpart agreement in conformity with the tenor of the licence in Form A-6 on a stamp paper of requisite value as per the provision of the Indian Stamp Act, 1899 before taking out a licence for the sale of IMFL and FL. The counterpart agreement shall come into force from the first day of the licence period.]

[Rule 19 subs. by G.O. Ms. No.109, Rev. (Ex.II) dept. dt.1.10.2019]

20. Issue and commencement of licence:- Mere selection of application does not entitle the applicant or confer on him any right to commence business until the licence has actually been issued. It shall be the responsibility of the successful applicant to execute the counterpart agreement referred to in Rule 19 and also complete the other formalities contemplated in Rule 16 within the time specified and obtain a licence. If the successful applicant fails to do so his selection shall stand cancelled automatically.

21. Bar on renewal of licence:- [The licensee has no right to claim renewal of licence beyond licence period.]

[Subs. by G.O. Ms. No.109, Rev. (Ex.II) dept. dt.1.10.2019]

22. Death of a licensee:- A licence issued under these rules shall be only to the persons(s) named there in and on his death the heir or legal representative may apply for continuance of the licence in his/her name to the licensing authority within 30 days of the death of the Licensee. If the licensing authority is satisfied he may continue the licence in the name of the heir or legal representative of the deceased Licensee. In case the selected applicant dies before grant of licence, the legal heir of the selected applicant may be permitted to obtain the licence in the manner prescribed in Rules 16 and 19. In case the legal heir of the selected applicant is not willing to obtain the licence after fulfilling the formalities prescribed under Rule 16 and 19, the earnest money deposit paid along with the application may be returned to the legal heir and the shop shall be disposed of by fresh selection.

[23. Period of licence and commencement of business:- (1) The license granted under these rules shall is ordinarily be valid for a period not exceeding two years. The licensee shall commence his business from 1st day of the license period.

* (3) The licensee shall keep the licensed premises open every day during the hours fixed, till the expiry of the term of the license with sufficient stock of liquor unless the closure of licensed premises is ordered by the competent authority for the period specified.]

[Rule 23 subs. by G.O. Ms. No.109, Rev. (Ex.II) dept. dt.1.10.2019]

**[Ed. Sub-rule (3) should be read as (2). There seems to be mistake in G.O. 109]*

24. Licensing Authority:- The “*District Prohibition and Excise Officer*” concerned shall be competent to issue licence once the applicant is selected by the District Collector. The “*District Prohibition and Excise Officer*” shall issue the Licence for the retail shop in the prescribed form A-4 and for the Permit Room in form A-4(B) after being satisfied that the premises selected are in accordance with the relevant rules.

[The words “District Prohibition and Excise Officer” subs. for “Prohibition and Excise Superintendent” by G.O.Ms.No. 125, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 11.10.2016].

Provided that the holder of A-4 (B) Licence shall not be permitted to serve liquor in loose and food to the consumers.

Provided further that no such licence shall be issued in Scheduled Areas unless the Grama Shabha concerned gives its consent or is deemed to have given its consent to grant such licence to establish the shop(s).

[Explanation: For the purpose of this proviso the Local Scheduled Tribe Candidate means, the candidate belonging to the Scheduled Tribes notified as such under Article 342 of the Constitution of India and candidates themselves or their parents have been continuously residing in the Scheduled area of the District (s) in which they are residents till to date since the 26th January, 1950.]

[Explanation subs. by G.O.Ms. No.115, Rev. (Ex-II), 05-10-2019]

25. Selection of Premises:- (1) Subject to the approval of the “*District Prohibition and Excise Officer*” the selected applicant shall select suitable premises for sale of IMFL and FL within the Municipal Corporation, Municipality, Nagara panchayat/village/town/city or area/ locality as the case may be as notified in the District Gazette. It shall be at least 100 meters away from the places of Public worship, Educational Institutions, Hospitals and

- “(i) *No shop for the sale of liquor and also Permit Room issued to such shop shall be—*
- (a) *within a distance of 500 Mts. of the outer edge of the National or State highway or of a service lane along the highway;*
 - (b) *within a distance of 220 meters in case of local bodies with a population of 20,000 people or less;*
 - (c) *visible from a national or state highway;*
 - (d) *directly accessible from a national or state highway;*
- (ii) *No signages and advertisements of the availability of liquors shall be permitted both on national and state highways.”*

[The words “District Prohibition and Excise Officer” subs. for “Prohibition and Excise Superintendent” by G.O.Ms.No. 125, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 11.10.2016].

[The Italic para subs. for “50 meters away from the highways” by G.O.Ms.No. 199, Rev. (Excise-II), dt. 12-9-2017]

Explanation: For the purpose of this rule.

- (a) *“Place of public worship”* means a temple registered with the Endowment Department, Mosque registered with Wakf Board and Church and includes such other religious institutions, as the State Government may by order specify in this behalf;
- (b) *“Educational Institutions”* means any Primary school, Middle School and High School Junior College recognized by the State Government or Central Government, any College affiliated to any University established by law;
- (c) *“High Way”* means National Highway or State Highway as notified by the competent authority, excluding the stretches of Highways passing through the Municipal Areas”

[Clause (c) subs. by G.O.Ms.No. 199, Rev. (Excise-II) Dept., dt. 12-9-2017]

- (d) *“Hospital”* means any hospital which is managed or owned by a local authority, State Government or Central Government or any private hospital having sanction for at least thirty (30) beds by the competent authority.

(2) The holder of Licence in Form A-4 [xxx], shall be licensed in Form A-4(B) to have a Permit Room. The premises selected for permit room must be adjacent to the existing A-4 licensed premises and it must have a minimum

plinth area of 20 sq. mts and a maximum 100 square mts for consumption of liquor with additional facilities of sanitation such as wash basin, water closet and drinking water.

[xxx]

[The words "in places, whose population is 5000 and above" omitted by G.O. Ms. No. 39, Rev. (Ex. II) Dept., dt. 26-2-2016]

[Proviso omitted by G.O.Ms.No. 199, Rev. (Excise-II), dt. 12-9-2017]

(3) The distances referred above shall be measured from the midpoint of the entrance of the Licensed premises along the nearest path by which a pedestrian would ordinarily reach the mid-point of the nearest gate of the institution or a place of public worship, if there is a compound wall and if there is no compound wall to the mid-point of the nearest entrance of the Institution/ place of public worship.

(4) The boundaries of the premises shall be indicated in the licence.

[(5) There shall be a single door for entry and exit for the licensed liquor retail (A4) shop and sales shall be conducted without giving entry to the customers inside the premises.]

[Provided that the A4 shop licensee shall be permitted to convert A4 liquor shop into walk-in store A4 shop subject to conditions prescribed and on payment of Rs. 5.00 Lakhs per annum. The District Prohibition & Excise Officer concerned is competent to issue license.

Walk in stores shall be permitted to stock and sell all liquor related accessories like ice buckets, ice tongs, wine corks screws, trays, glasses, goblets, etc. from the licensed premises.]

[Sub-rule (5) subs. by G.O. Ms. No.109, Rev. (Ex.II) dept. dt.1.10.2019]

[Proviso subs. by G.O.Ms.No.100, Rev. (Ex.II) dept., dt. 8-11-2021]

[Rule 25 subs. by G.O. Ms. No.163, Rev. (Ex.II) dept. dt.11.9.2015, w.e.f. 11.9.2015]

CASE-LAW

May be, the premises chosen by the licensee may not attract the restrictions specified in Rule 25 and may be the premises is the same one chosen by the previous licensees. But, however, if objections based upon the public order and safety of residents of the locality are raised, the Superintendent of Prohibition and Excise should reconsider the approval earlier accorded by him. Power to grant approval order, as is too well known, vests in the same authority the power to recall or vary or modify the original grant (Section 15 of the Andhra Pradesh General Clauses Act, 1891). Therefore, there is not much merit in the contention that in the absence of any such power in the Rules, the Superintendent of Prohibition and Excise could

not have asked the petitioner to scout for some other suitable premises in the village. *B.V. Nageswara Rao v. Govt. of A.P.*, 2015 (3) ALD 82.

Where the subject premises is predominantly surrounded by residential apartments and buildings, in all fairness the officials should not have granted licence at the subject premises. Since the discretion, if any, the authorities to exercise in permitting a wine shop at a particular place, to be exercised judiciously and reasonably and on appreciation of facts the writ petition was partly allowed by directing Respondent No. 5 to shift his A4 shop along with the permit room any other locality within a period of one month. *Mrs. Shaik Jameer v. State of Telangana*, 2023 (2) ALD 443 (TS).

26. [xxx]

Rule 26 omitted by G.O.Ms.No. 199, Rev. (Excise-II), dt. 12-9-2017. Prior to omission on it read as below:

26. Licence Fee for Permit Room and method of payment:- The licence fee for a Permit Room shall be Rs.4,00,000 (Rupees four lakhs only) for the licence period of two years or proportionate to the licensed period or part thereof and is payable in two installments. First installment at the time of completion of formalities under Rule 16 in the beginning of the year and next installment on or before 20th September 2016.

27. Transport permit:- Transport permit may be issued authorizing movement of IMFL and FL within the State from the units of the [TGBCL/ Agency,] to the licensed premises. Such transport shall be governed by Telangana Excise (Import, export and transport of IMFL and FL – Permits) Rules, 2005.

[The words “TGBCL / Agency” subs. for “Andhra Pradesh Beverages Corporation Ltd.” by G.O.Ms.No. 163, Rev (Ex-II) Dept., dt. 11-9-2015, w.e.f. 11-9-2015]

28. Sale permitted at the licensed premises only:- (1) The licensee shall sell liquor only at the premises specified in the licence.

(2) No change or alteration of the licensed premises shall be made nor the licensed premises shifted elsewhere.

(3) Shifting of the licensed premises may be permitted for valid reasons within the notified area and subject to conditions as may be specified by the Commissioner of Prohibition. & Excise, subject to payment of [2% of the Retail Shop Excise Tax or Rs.1,00,000/-] whichever is higher.

Provided that the Commissioner may consider and permit for valid reasons shifting of the licensed premises, notwithstanding the notified area of the licensed premises, within the same [Nagar Panchayat] or Municipality or Municipal Corporation without affecting the total number of Notified shops in the said [Nagar Panchayat] or Municipality or Municipal Corporation subject to

conditions as specified by the Commissioner and subject to payment of 2% of “Retail Shop Excise Tax” or Rs.1,00,000/- whichever is higher.

[The words “Nagar Panchayat” subs. for “Mandal” by G.O.Ms.No. 163, Rev (Ex-II) Dept., dt. 11-9-2015, w.e.f. 11-9-2015]

[The word “Retail Shop Excise Tax” subs. for “Licence Fee” by G.O.Ms. No. 144, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 2-6-2014].

[Subs. for “1% of the Retail Shop Excise Tax or Rs.25,000/-” by G.O.Ms.No.100, Rev. (Ex.II) dept., dt. 8-11-2021]

[(4) For a period of one month from the date of starting of a license period the Commissioner of Prohibition and Excise is authorized to permit shifting of A4 liquor shop subject to payment of Rs.25,000/-.]

[Sub-rule (4) ins. by G.O.Ms.No.100, Rev. (Ex.II) dept., dt. 8-11-2021]

CASE-LAW

Ambit of Rule 28 discussed. *Manvith Wines, Nellore Dist. v. State of A.P.*, 2018 (1) ALD 62. See *N. Chenchaiiah v. State of A.P.*, 2016 (2) ALD 41 = 2016 (2) ALT 329.

29. Godown Licence for storage of IMFL/ FL in Form A-4(G):-

(i) The holder of the Licence in Form A4 may apply in Form A-4 (G) to obtain a godown licence for storage of IMFL/ FL in Form A-4(AG) to the concerned “District Prohibition and Excise Officer”.

(ii) The godown shall be located in a revenue village/ Nagar Panchayat / Municipality/ Municipal Corporation limits where the A-4 shop is located.

[The words “District Prohibition and Excise Officer” subs. for “Prohibition and Excise Superintendent” by G.O.Ms.No. 125, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 11-10-2016].

(iii) The licensee shall remove or transfer any stock of IMFL/ FL from the godown to the A-4 shop for sale under valid transport permit issued by the Prohibition and Excise officer of the concerned Prohibition & Excise Station having jurisdiction.

(iv) The licensee shall not sell or allow consumption in the licensed premises of the godown.

(v) The licensee shall not display / advertise through any form of sign board or IMFL in the licensed premises.

(vi) The “Retail Shop Excise Tax” for the period of issue of godown licence shall be Rs.1,00,000/- per annum i.e. ¹[1st December to 30th November] for the shops located in revenue village/Nagar Panchayat/ Municipality/Municipal Corporation limits and

1. [Source: Vide Memo No. 20941/Ex. II(I)/2021-1, dt. 21-9-2021]

Provided that a godown licence may be obtained for any period during the licence period and the “Retail Shop Excise Tax” for godown licence may be paid proportionately for such period and part of month shall be reckoned as whole month.

[Rule 29 subs. by G.O. Ms. No.163, Rev. (Ex.II) dept. dt.11.9.2015, w.e.f. 11-9-2015]

[The words “Retail Shop Excise Tax” subs. for “Licence Fee” by G.O.Ms. No. 144, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 2-6-2014].

30. Licence to be exhibited:- The proforma licence shall be exhibited at a conspicuous place in the licensed premises.

31. Hours of Business:- The Licensee shall transact business from “10.00 AM to 10.00 PM in other areas and in case of GHMC and its Peripheral areas “10.00 AM to 11.00 PM” only. The licence of the Permit Room shall allow consumption in the permit room during the hours of business of A4 licence.

[The words “in other areas” and “GHMC and its Peripheral areas” subs. for “other than GHMC area” and “GHMC” respectively by G.O.Ms.No. 93, Rev. (Ex. II) Dept., dt. 14-8-2025.]

32. Dry Days:- The Licensed premises shall be closed and no business transacted on the following days declared as dry days:-

- (i) 26th January – Republic day
- (ii) 15th August – Independence day
- (iii) 2nd October – Gandhi Jayanthi.

Provided that the Licensee shall not be entitled to any compensation whatsoever for the closure of the licensed premises.

33. Licensee not to declare any person to be or not to be his partner:- [(1)] No Licensee shall, except with the prior permission of the Commissioner of Prohibition and Excise, get any other person included as partner to his business or get an existing partner excluded;

[Rule 33 numbered (1) by G.O.Ms.No.100, Rev. (Ex.II) dept., dt. 8-11-2021]

Provided that the Commissioner may, after such enquiry as he may deem fit, permit the Licensee at his request, to get any person(s) included as partner(s) to his business or exclude any existing partner(s) other than the original Licensee on payment of a fee of [3% of the Retail Shop Excise Tax or Rs. 3,00,000/- Lakhs] whichever is higher, by way of challan.

[The words & expression “3% of the Retail Shop Excise Tax or Rs. 3,00,000/- Lakhs” subs. for “2% of the Retail Shop Excise Tax or Rs.50,000/-” by G.O.Ms.No.100, Rev. (Ex.II) dept., dt. 8-11-2021].

[(2) In case of shops allotted for Goud/SC/ST community no person belonging to any community other than Goud/SC/ST respectively shall be permitted to be included as partner:

Provided that the Commissioner may, after such enquiry as may deem fit, permit the Licensee at his request, to get any person(s) included as partner(s) to his business or exclude any existing partner(s) other than the original Licensee on payment of a fee of 3% of the “Retail Shop Excise Tax” or Rs.3,00,000/-, whichever is higher, by way of challan.]

[Ins. by G.O.Ms.No.100, Rev. (Ex.II) dept., dt. 8-11-2021]

34. Licensee not to stock unauthorized Indian Made Foreign Liquor and Foreign Liquor:- The Licensee shall not stock or sell in the licensed premises IMFL and FL of any kind which he is not authorized to buy, stock or sell under the provisions of Act or Rules, Regulations or Orders made thereunder.

35. The Licensee not to stock Indian Made Foreign Liquor or Foreign Liquor at unauthorized place:- The Licensee shall not stock IMFL and FL in any place other than the licensed premises. The Licensee shall be held responsible for any IMFL and FL unauthorisedly kept outside or nearby the licensed premises.

36. Licensee to sell Indian Made Foreign Liquor and Foreign Liquor of specified Strength:- The Commissioner of Prohibition and Excise may, authorize the sale of any special brands of IMFL of weaker strength in a particular area, in a particular category of liquor, if he is satisfied with the wholesomeness or purity of such liquor.

37. Indian Made Foreign Liquor or Foreign Liquor not to be adulterated:- The IMFL and FL offered for sale or stored in the licensed premises shall not be substandard, deteriorated, spurious or adulterated and the Licensee shall not tamper with the IMFL and FL in any manner so as to alter their quality, strength, nature or quantity.

38. Adulterated Indian Made Foreign Liquor or Foreign Liquor to be seized:- It shall be competent for the inspecting officer, on finding any IMFL and FL unfit for use, substandard, adulterated or spurious or in respect of which it is believed that some substance has been admixed so as to make it unfit for consumption by any process or manner, to stop it from being sold and to seize the same forthwith and take necessary further action as per rules.

39. Indian Made Foreign Liquor and Foreign Liquor shall not be given or sold to certain persons:- No liquor shall be sold or given to the following persons namely:-

- (i) Lunatics;
- (ii) Persons known or believed to be in a state of drunkenness;
- (iii) Persons about whom it is known or suspected that they are likely to participate in the commission of sedition, insurrection, breach of peace or any other similar offence threatening public peace and tranquility;
- (iv) Soldiers in uniform and the camp servants of military officers in their uniform;
- (v) Persons below (21) years of age.

40. Bottles for sale to carry labels:— (a) Every bottle of IMFL or FL in a licensed premises shall carry Excise Adhesive label or Holographic Excise Adhesive Label on the cap of the bottle in addition to the manufacturer's label as approved by the Commissioner of Prohibition and Excise.

[(b) All the liquor retail (A4) shops in the State shall be equipped with required systems and equipment as prescribed by Commissioner Prohibition and Excise with full automation and shall update day to day transaction with reading of Holographic Excise Adhesive Label (HEAL).

(c) All the liquor retail (A4) shops shall install minimum (3) CCTV Cameras in counters and inside the licensed premises with linkage facility to Control Rooms of Prohibition and Excise department and instructions issued by the Commissioner of Prohibition and Excise from time to time.]

[(d) The licensee whose annual Retail Shop Excise Tax is above 50.00 Lakhs shall install and use PoS and Electronic payment facility in the A4 Shop.

(e) The licensee shall maintain hygiene and orderly parking of vehicles in front of or near the A4 shop.]

[Rule 40 subs. by G.O. Ms. No.163, Rev. (Ex.II) dept. dt.11.9.2015, w.e.f. 11-9-2015]

[Clauses (b) & (c) subs. by G.O. Ms. No.109, Rev. (Ex.II) dept. dt.1.10.2019]

[Clauses (d) and (e) ins. by G.O. Ms. No.109, Rev. (Ex.II) dept. dt.1.10.2019]

41. Sale of only duty paid Indian Made Foreign Liquor and Foreign Liquor:- (1) The Licensee shall sell only duty paid IMFL and FL

(2) The Licensee or his Nowkarnama holder appointed under Rule-44 shall purchase IMFL and FL from the allotted Depot of *TGBCL/ Agency*, only

on such terms as may be prescribed. However, the Commissioner of Prohibition & Excise may permit the Licensee to purchase the requirement of IMFL and FL from any other Depot of the *TGBCL/Agency*.

[The words “TGBCL/Agency,” subs. for “APBCL” by G.O.Ms.No. 163, Rev (Ex-II) Dept., dt. 11-9-2015, w.e.f. 11-9-2015]

42. Maximum Retail Price:- The Licensee shall sell IMFL and FL at prices not exceeding the Maximum Retail Price indicated on the labels of the bottles and issue bills to the customers accordingly.

43. Harboursing of certain persons prohibited:- Persons, who are known or believed to have been convicted of any non-bailable offences, who are prostitutes and habitual offenders, shall not be employed nor shall they be allowed to assemble or remain in the licensed premises, and if such persons visit licensed premises the matter shall be forthwith reported to the nearest Police Station by the Licensee.

44. Employment of Servants:- (1) No woman shall be employed for sale of IMFL and FL without the special permission of the Commissioner of Prohibition and Excise. No male person shall be appointed for such a purpose without the prior permission of the “*District Prohibition and Excise Officer*” and every such person, whether male or female, before being employed shall obtain from the “*District Prohibition and Excise Officer*”, a Nowkarnama inform N-1 on payment of a fee of [Rs.5000/- per Nowkarnama.] *[Commissioner is authorized to prescribe minimum number of nowkers to ensure smooth functioning of shops.]*

[The words “District Prohibition and Excise Officer” subs. for “Prohibition and Excise Superintendent” by G.O.Ms.No. 125, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 11.10.2016].

[Subs. for “Rs.1000/-” by G.O.Ms.No.100, Rev. (Ex.II) dept., dt. 8-11-2021]

[The Italic words at the end Added by G.O.Ms.No.100, Rev. (Ex.II) dept., dt. 8-11-2021]

(2) No nowkarnama shall be granted to the following persons:

- (i) Persons below twenty one years of age,
- (ii) Women,
- (iii) Persons suffering from any infectious or contagious diseases,
- (iv) Persons of unsound mind,
- (v) Persons who in the opinion of the “*District Prohibition and Excise Officer*” is of a bad character,

- (vi) Persons whose Nowkarnama or licences has previously been cancelled within the preceding three years,
- (vii) Persons convicted of any offence under the Telangana Excise Act, (Act of 17 of 1968) or the Narcotics Drugs and Psychotropic Substances Act, 1985 (Central Act 61 of 1985) within the preceding three years,
- (viii) Persons convicted under Section 482 to 489 of the Indian Penal Code, 1860 (Central Act 45 of 1860),
- (ix) Defaulters in payment of an amount due to the State Government under the Telangana Excise Act or the Rules made thereunder.

(3) All illegal things done in connection with the transport, possession or sale of IMFL and FL or known to have been done in contravention of the provisions of the Act or the rules made thereunder by the servants of the Licensee shall forthwith be reported to the “*District Prohibition and Excise Officer*”, by the Licensee, and such orders regarding continuance or otherwise of such servants in service as may be issued by the “*District Prohibition and Excise Officer*” shall be carried out by Licensee.

[The words “District Prohibition and Excise Officer” subs. for “Prohibition and Excise Superintendent” by G.O.Ms.No. 125, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 11.10.2016].

(4) Every act of the authorized agent or servant shall be deemed to be an act of the Licensee.

45. Intimation to Excise Officer:- The Excise officer of [*Depot of TGBCL / Agency depot*] shall mark a copy of the transport permit to the Prohibition and Excise Station officer concerned and the Station officer shall inspect and verify the consignment within 3 days of the dispatch of the stocks from the *TGBCL / Agency Depot*. If the consignment is not verified within the stipulated time mentioned in the rule the Licensee can take the stocks into account and sell them.

[The words “Depot of TGBCL / Agency depot” subs. for “Andhra Pradesh Beverages Corporation Limited depot” by G.O.Ms.No. 163, Rev (Ex- II) Dept., dt. 11-9-2015, w.e.f. 11-9-2015]

[The words “TGBCL / Agency” subs. for “APBCL” by G.O.Ms.No. 163, Rev (Ex-II) Dept., dt. 11-9-2015, w.e.f. 11-9-2015]

46. Consignments to be opened only in the presence of the Excise Officer:- The Licensee shall open the boxes or packages of all IMFL and FL received in the licensed premises only in the presence of and after inspection by the local Excise Officer or in his absence by any other Excise Officer duly

authorized in this behalf. If any box, packet, package or bottle is found doubtfully, carelessly or insufficiently sealed, the Licensee shall produce it forthwith before the Excise Officer for noting down such damages. The articles insecurely sealed or fastened may be returned by the Licensee to the consigner with the prior approval of the Commissioner of Prohibition and Excise. The Commissioner may allow in such an event, replenishment of stock without fresh payment of duty. The Commissioner shall be competent to relax the application of this rule in special circumstances.

47. No breakages or losses in transit allowed:- The Licensee shall not be entitled as against the Government, to any compensation or refund or reduction of duty for any loss in breakage while stocks are in transit.

48. Licensee to maintain accounts:- The Licensee shall maintain full and day to day accounts of IMFL and FL received and disposed of in Form R-1 the pages of which are machine numbered serially. He shall also maintain such other returns as may be required by the Commissioner of Prohibition and Excise, and he shall, for each month, send monthly statements and returns before the 5th of the following months in the forms as may be fixed by the Commissioner to the “*District Prohibition and Excise Officer*” and local Prohibition and Excise Inspector. All registers should be got authenticated before use by the “*District Prohibition and Excise Officer*”. Progressive usage of information technology shall be done as directed by the Commissioner of Prohibition and Excise.

[The words “District Prohibition and Excise Officer” subs. for “Prohibition and Excise Superintendent” by G.O.Ms.No. 125, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 11.10.2016]

49. Licensee to maintain brand-wise accounts:- The Licensee shall also maintain in the Daily Brand-wise account in Form R-2 and furnish a statement before the 5th of each month to the “*District Prohibition and Excise Officer*” and local Excise Inspector. The register shall be got authenticated by the “*District Prohibition and Excise Officer*” before use and the pages machine numbered serially. Progressive usage of information technology shall be done as directed by the Commissioner of Prohibition and Excise.

[The words “District Prohibition and Excise Officer” subs. for “Prohibition and Excise Superintendent” by G.O.Ms.No. 125, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 11.10.2016]

50. Entries in the Daily Accounts Register:- The Licensee shall enter in the register in Form R-1 the full particulars of transport permit of passes and documents or trip sheets, pertaining to the stocks received by him.

Progressive usage of information technology shall be done as directed by the Commissioner of Prohibition and Excise.

51. Statements of accounts to be furnished:- The Licensee shall furnish on requisition any statement of accounts, statistics or other particulars to the “District Prohibition and Excise Officer” or to any other Officer of the Prohibition & Excise Department not below the rank of a Sub-Inspector.

[The words “District Prohibition and Excise Officer” subs. for “Prohibition and Excise Superintendent” by G.O.Ms.No. 125, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 11.10.2016].

52. Monetary transactions with officers prohibited:- Any kind of monetary transactions unconnected with the official purpose between the Licensee and the personnel of the Prohibition & Excise, Police, Revenue Department and the personnel of the TGBCL/Agency is strictly prohibited.

[The word “TGBCL/Agency” subs. for “A.P.B.C.L” by G.O.Ms.No. 163, Rev (Ex-II) Dept., dt. 11-9-2015, w.e.f. 11-9-2015.]

53. Officers authorised to inspect premises:- Any officer not below the rank of a Prohibition & Excise Sub-Inspector may enter and inspect the licensed premises during the working hours and inspect and verify all the accounts, registers and stocks. It shall be competent for such inspecting officer to take such samples as might be necessary, or to take charge of such records and registers as might be necessary, and it shall be incumbent on the Licensee to offer reasonable assistance for such inspecting officers to inspect, verify and to take samples. For any records removed from the premises, the Prohibition & Excise Officer should give a receipt or in the alternative make an entry in the inspection book in this regard.

54. Inspection book to be maintained:- An inspection book in form I-1 with machine numbered pages shall be kept in the shop for the use of the inspecting officers, and the Licensee shall be responsible for the safe custody of it. The inspection book shall be the property of the Government and shall be handed over to the Prohibition & Excise officer concerned on expiry of the licence period.

55. Licence to be surrendered to the “District Prohibition and Excise Officer” on expiry:- Every licence issued under these rules, either jointly or severally, to the Licensee (s) named therein shall, on its expiry, be deemed to have been surrendered by the Licensees to the “District Prohibition and Excise Officer”.

[The words “District Prohibition and Excise Officer” subs. for “Prohibition and Excise Superintendent” by G.O.Ms.No. 125, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 11.10.2016].

56. Licensees to abide by the provisions of the Act etc:- Every holder of the licence under these rules shall comply promptly with all orders or directions issued from time to time under the Act, and the rules and orders made thereunder and shall abide by all the conditions of the licence /permit.

57. Suspension, withdrawal or cancellation of a, licence or permit:- A, licence or permit may be suspended, cancelled or withdrawn in accordance with the provisions of Sections 31 or 32 of the Act. The shop may be re-allotted on cancellation or withdrawal by conducting fresh selection process.

58. Stocks on cancellation of licence:- If a licence is cancelled on account of a criminal case during the currency of the licence period the whole stock of the IMFL/FL seized from the shop shall be confiscated.

59. Stocks on withdrawal of licence:- If a licence is withdrawn during the currency of period under sub-section (1) of Section 32 or clause (e) of sub-section (1) of Section 31 of the Act, the whole stock of the IMFL/ FL found in the shop shall be seized and seized stock shall be sold by the “*District Prohibition and Excise Officer*” to any other Licensee and the proceeds of the sale shall after deduction of the expenses and any other sum due to the Government be refunded to the Licensee”.

[The words “District Prohibition and Excise Officer” subs. for “Prohibition and Excise Superintendent” by G.O.Ms.No. 125, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 11.10.2016].

60. No Remission for closure:- The Licensee shall not be entitled to remission of “*Retail Shop Excise Tax*” or compensation on account of closure of the licensed premises when the same is ordered to close under Section 20 of the Act.

[The words “Retail Shop Excise Tax” subs. for “Licence Fee” by G.O.Ms. No. 144, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 2-6-2014].

61. Removal of difficulties:- If there is any doubt or dispute regarding the application or interpretation of any of these rules, the decision of the Commissioner of Prohibition and Excise thereon shall be final.

Form A-1

(See Rule 6(i))

Declaration

I/We, ____s/o _____ age ____ () Years ____ R/o _____ village/
Town/ Mandal _____ District _____ do hereby agree
that if the licence for sale of Indian Made Foreign Liquor and Foreign Liquor
by shop for the **licence period 20 ____ to 20 ____** is granted in my/our favour,
I/We shall remit the “Retail Shop Excise Tax” as required under Rule-16
of the Telangana Excise (Grant of licence of selling by shop and conditions
of licence) Rules, 2012 (Telangana Adaptation Order 2015).

*[The words “Retail Shop Excise Tax” subs. for “Licence Fee” by G.O.Ms.
No. 144, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 2-6-2014].*

1. I/We shall abide by the decision of the Selection Authority in all matters
connected with my/our application(s)

2. I/We shall abide by the terms and conditions of the Telangana Excise
(Grant of licence of selling by shop and conditions of licence) Rules, 2012
(Telangana Adaptation Order 2015). In particular I/We shall abide by the
provisions of Rule-42 relating to selling of IMFL and FL at a price not exceeding
the Maximum Retail Price.

3. Hence this declaration is duly executed by me/us today the ____day
of ____20 .

Signature

The declaration is executed before me by Sri _____ S/o.
_____ R/o _____ who is/are personally known to me who
is/are identified by Sri _____

Signature of the Attesting Officer

Form A-2

(See Rule 6 (ii))

Affidavit

(To be filled by the applicant)

1. I/We, _____ S/o _____ age _____ (all the
names of the persons) Occupation _____ R/o _____ Village/
Town of _____ Mandal and _____ District do hereby
solemnly and sincerely affirm and state as follows:

1. All Forms subs. by G.O.Ms.No. 163, Rev (Ex-II) Dept., dt. 11-9-2015, w.e.f. 11-9-2015.

2. I/We _____ intend to submit an application under Telangana Excise (Grant of licence of selling by Shop and conditions of licence) Rules, 2012 for the licence period 20__ to 20_____.

3. I/We hereby declare that I am/We are the absolute owner/ joint owner having share to an extent indicated below of the immovable properties mentioned below and I am/We are in sole / joint possession and enjoyment of these properties in my/our right and there are no encumbrances or liabilities on those properties.

Description of immovable property	Extent of property	Location	Sole or joint, If joint the extent of share	Value of share of the Property owned by him in Column No.2 & 4.
1	2	3	4	5
(1) Lands (a) Agricultural lands, (b) Non-Agricultural lands. (2) Buildings (a) Residential houses etc., (b) Commercial (c) Other categories (3) Industries				

4. I/We hereby undertake not to alienate or otherwise encumber the properties listed above in para (3) until I/We pay the dues if any accrued during the period.

Signature(s)

Solemnly and sincerely affirmed this ___ day of ___20___ the contents of this affidavit having been read over audibly and explained to the deponent who having understood the same put his/their signature/ thumb-impression in my presence at _____(time) on (date)_____.

Before me

Attestor

(NOTARY)

Form A-2(S)

(See Rule 16 (ii))

Surity Bond Cum Affidavit

(To be filled by a surety)

1. I/We, _____ S/o _____ aged _____ (all the names of the persons) Occ: _____ R/o _____ Village/ Town of _____ Mandal and _____ District do hereby solemnly and sincerely affirm and state as follows:

2. I/We _____ do hereby declare myself/our self as surety for an amount of Rs _____ (Rupees _____) for the successful applicant/ group/firm/company for the licence period 20____ to 20____ of _____ A-4 shop, Sri. _____ S/o _____ Aged _____ (all the names of the persons) R/o _____ Village/ town of _____ Mandal and _____ district for fulfilment of his obligations under Rule 16 of Telangana Excise (Grant of licence of selling by Shop and conditions of licence) Rules, 2012 in payment of instalments of "Retail Shop Excise Tax".

[The words "Retail Shop Excise Tax" subs. for "Licence Fee" by G.O.Ms. No. 144, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 2-6-2014].

3. I/We hereby declare that I am/We are the absolute owner/ joint owner having share to an extent indicated below of the immovable properties mentioned below and I am/We are in sole / joint possession and enjoyment of these properties in my/our right and there are no encumbrances or liabilities on those properties.

Description of immovable property	Extent of property	Location	Sole or joint, If joint the extent of share	Value of share of the Property owned by him in Column No.2 & 4.
1	2	3	4	5
(1) Lands (a) Agricultural lands, (b) Non-Agricultural lands.				
(2) Buildings (a) Residential houses etc., (b) Commercial (c) Other categories				
(3) Industries				

4. I/We hereby undertake not to alienate or otherwise encumber the properties listed above in para (3) until the said Licensee pays the dues if any accrued during the licence period.

5. I/We hereby undertake that in case the Licensee making default in payment of the “Retail Shop Excise Tax” under Rule 19 of the said rules I/We bind myself/ourselves to forfeit the property shown in column No.4 of Para 3 above to the Government the value of which is a sum of Rs. _____.

[The word “Retail Shop Excise Tax” subs. for “Licence Fee” by G.O.Ms. No. 144, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 2-6-2014].

Signature of the Surety

Witnesses:

- 1.
- 2.

Solemnly and sincerely affirmed this ____ day of ____ 20____ the contents of this affidavit having been read over audibly and explained to the deponent (s) who having understood the same put his signature/ thumb-impression in my presence at _____(time) on (date)_____.

Before me

Attestor

(NOTARY)

Form A-3

(See Rule 6(iii))

Declaration

1. I/We _____ S/o _____ aged _____ Occ: _____
R/o _____ Village/ Town of _____ Mandal and
_____ District do hereby solemnly and sincerely affirm and state as follows:

2. I/We _____ intend to submit an application under Telangana Excise (Grant of licence of selling by Shop and conditions of licence) Rules, 2012.

3. I/We _____ S/o _____ Age _____ years,
R/o _____ village/ Town/ Mandal _____ District _____ do hereby declare that I am/We are not disqualified under Rule 8 of Telangana Excise (Grant of licence of selling by Shop and conditions of licence) Rules, 2012.

Signature

Solemnly and sincerely affirmed this _____ day of ____ 20
the contents of this affidavit having been read over audibly and explained to
the deponent who having understood the same put his signature/ thumbimpression
in my presence at _____

Attesting officer

ENTRY PASS _____ DISTRICT

(See Rule 7)

**GOVERNMENT OF TELANGANA
PROHIBITION AND EXCISE DEPARTMENT**

Serial No. () Date:

Issued by the office of the “*District Prohibition and Excise Officer*”
to Sri _____ S/o _____ R/o _____ H.No. _____
Age () Years, Mandal _____ District _____

“*DISTRICT PROHIBITION AND EXCISE OFFICER*”

DISTRICT

[*The words “District Prohibition and Excise Officer” subs. for “Prohibition and Excise Superintendent” by G.O.Ms.No. 125, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 11.10.2016*].

Specimen signature of the entry pass Holder

**[GRANT OF RETAIL LIQUOR (A4)
SHOP LICENSE FOR EXCISE YEAR 2025-2027**

Application Form - A3 (A)

(See Rule 12)

A4 Shop Application Serial No.

(as per office register for office use)

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Details of A4 Shop Applied for

1. Gazette Serial No. of A4 shop
2. Shop allotted to SC ST Goud Open
3. Location
4. Excise Station
5. Excise District
6. Retail Excise Tax Slab per year (Rs.in lakhs)

Recent Passport size Photograph of the Applicant
--

Applicant's Details

7. Name: Mr/Mrs/Ms.: _____
8. Father/Husband Name: _____
- 9a. Date of Birth: _____
- 9b. Age on 01/09/2025: _____
- 9c. Caste _____

Applicant Address

- 10a. House No.: _____
- 10b. Road/Street/Locality: _____
- 10c. City/Town/Village: _____
- 10d. Mandal/Municipality: _____
- 10e. District: _____
- 10f. PIN Code: _____
- 11a. Mobile 1: _____
- 11b. Mobile 2: _____
- 11c. Email ID: _____

Identification Details

12. PAN No. _____ (or) Aadhar
No: _____

Only for Partnership Firm/ Company

- 13a. Name of the firm/company: _____
- 13b. Registration No: _____
- 13c. Registration Date: _____
- 13d. GSTIN of firm / company (if any): _____
- 13e. PAN of firm / company: _____

Details of Person Attending Drawl of Lots

- 14a. Whether Applicant will attend drawl of lots in person: Yes/No

If no, details of Authorized Representative

- 14b. Name: _____
- 14c. Father/Husband Name _____
- 14d. Date of Birth: _____

14e. Mobile No: _____

Enclosures

15a. Self-certified copy of Pan Card (Yes/ No): _____ (or)

Aadhar Card (Yes / No): _____

15b. Original Non-Refundable Application Fee (Rs.3 lakhs) DD/Challan No.: _____ Dated: _____

15c. Self-certified copy of Local Tribe Certificate (only in case Agency Area A4 shops) (Yes / No): _____

15d. Community certificate of Goud/SC/ST (Yes / No): _____

Declaration

16. I/We hereby declare/ undertake that:

- a. Particulars given above are true, if found false at later stage, I/We are liable for prosecution.
- b. To be available at the place of selection. In case, on selection, I/we withdraw or refuse to take A4 shop licensee and making default of terms and conditions, agree to bind myself/ourselves to pay to the Government the sum of Rs.5 Lakhs.
- c. To abide by the provisions of the Telangana Excise Act, 1968 and Rules made there under.

Date:

Place:

Applicant Signature:

*In case an authorized person is attending the drawl of lots, his photo shall be pasted on the receipt & entry pass.

**Department of Prohibition & Excise: Government of Telangana
Grant of Retail Liquor (A4) Shop Licence for
Excise Year 2025-2027**

Office copy: Receipt & Entry Pass _____

Person attending drawl of lots: Applicant Authorised Representative

To be filled by Applicant

1. Gazette Serial No.: _____

2. Location: _____

3. Excise Station: _____

4. Excise District: _____

5. Retail Shop Excise Tax: _____

<p>Recent Passport size Photograph of the Applicant/ Authorized Representative (Attested by officer)</p>
--

6. Name of person attending drawl of lots: _____
7. DD / Challan for Rs.: _____ (No.): _____
Date: _____
8. Mobile 1: _____
Mobile 2: _____

A4 shop Application Serial No.
(as per office register)

Office Use only

1. Application is certified to be in order and details are correct (✓/ X):
2. Enclosures are attached including original DD/ Challan for Rs.3 Lakhs _____
Authorized Officer _____
Date: _____
Officer Designation _____ Time: _____ Officer
Signature: _____
Received copy of Receipt & Entry Pass Date: _____
Time: _____
Applicant Signature: _____



**Department of Prohibition & Excise: Government of Telangana
Grant of Liquor Retail (A4) Shop License for Excise Year 2025-
2027 Applicants Copy: Receipt & Entry Pass**

Person attending drawl of lots: Applicant Authorised Representative
To be filled by Applicant

1. Gazette Serial No. _____
2. Location: _____
3. Excise Station: _____
4. Excise District _____
5. Retail Shop Excise Tax: _____
6. Name of person attending drawl of lots: _____
7. DD / Challan for Rs.: _____ (No.): _____ Date: _____
8. Mobile 1: _____ Mobile 2: _____

<p>Recent Passport size Photograph of the Applicant/ Authorized Representative (Attested by officer)</p>
--

A4 shop Application Serial No.

--	--	--	--

(as per office register)

Office Use only

1. Application is certified to be in order and details are correct (✓ /X):
2. Enclosures are attached including original DD/ Challan for Rs.3 Lakhs
 _____ Authorized Officer _____
 Date: _____ Time: _____ Officer
 Designation: _____ Officer Signature: _____]

[From A-3(A) Subs. by G.O.Ms.No. 92, Rev. (Ex.-II) dt. 14-8-2025]

Form A-4

(See Rule 15)

Licence for the sale of Indian Made Foreign Liquor and Foreign Liquor by Shop

Licence No. _____ **date:** _____

Whereas Sri _____ s/o _____ r/o _____
 is the selected applicant in respect of the privilege of sale of Indian Made
 Foreign Liquor and Foreign Liquor by shop at Gazette Sl. No. _____ for the
 licence period from _____ to _____, I _____ "*District
 Prohibition and Excise Officer*" _____ hereby issue Licence to the
 applicant to sell Indian Made Foreign Liquor and Foreign Liquor on the premises
 bearing No. _____ the details of which are as follows:-

*[The words "District Prohibition and Excise Officer" subs. for
 "Prohibition and Excise Superintendent" by G.O.Ms.No. 125, Rev. (Excise-
 II), dt. 30-6-2017, w.r.e.f. 11.10.2016].*

BOUNDARIES

Locality _____ village/ town within the marginally noted
 boundaries during the period commencing from the _____ and
 ending with the 30th June, 20 _____

East:

West:

North:

South:

1. The privilege extends to the sale of all kinds of Indian Made Foreign
 Liquor and Foreign Liquor which can be sold for removal from the licensed
 premises in sealed receptacles in quantities not exceeding 6 Quarts in respect

of Indian Made Foreign Liquor and Foreign liquor other than Beer and 12 bottles in respect of Beer in one transaction to an unlicensed person. The Licensee can also sell stocks of IMFL/ FL to the holder of licence in Form EP-1 without any restriction on the quantity.

2. The Licensee is prohibited from purifying, colouring and flavouring the Indian Made Foreign Liquor or mixing any material therewith and from blending another kind of Indian Made Foreign Liquor with it or to keep to his possession other than liquor authorised under this licence.

3. The Licensee is prohibited from bottling Indian Made Foreign Liquor and Foreign Liquor.

4. The possession or sale of diluted Indian Made Foreign Liquor and Foreign Liquor by the Licensee is prohibited.

5. All Indian Made Foreign Liquor and Foreign Liquor sold under this licence shall be duty paid and obtained from the IML Depot of the TGBCL/ Agency as allotted by the Licensing Authority.

6. The Licensee shall sell only duty paid Indian Made Foreign Liquor in sealed, capsule bottles affixed with Excise Adhesive Labels/ Holographic Excise Adhesive Label and manufacturers labels duly approved by the commissioner of Prohibition & Excise as required, under these rules.

7. The Licensee shall maintain and furnish to the Prohibition & Excise Superintendent statistics showing the consumption of all kinds of Indian Made Foreign Liquor and Foreign Liquor separately.

8. This licence is not transferable, 9. The Licensee shall be subject to cancellation or suspension at will by the Commissioner of Prohibition & Excise

10. The Licensee shall not act in any manner prejudicial to the interests of the revenues of the Government.

11. The Licensee shall sell Indian Made Foreign Liquor and Foreign Liquor at prices not exceeding the Maximum Retail Price printed on the liquor bottles and issue bills accordingly.

12. The Licensee shall abide by the Rules and instructions issued by the Government /Commissioner Prohibition & Excise from time to time.

Dated: day of 20

“District Prohibition and Excise Officer”

_____ District

[The words “District Prohibition and Excise Officer” subs. for “Prohibition and Excise Superintendent” by G.O.Ms.No. 125, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 11.10.2016]

Form A-4 (A)

(See Rule 24)

Application for grant of privilege in Form A-4(B) for Permit Room for consumption of Indian Made Foreign Liquor/Foreign Liquor**[Affix requisite value as per the provisions of the Indian Stamp Act, 1889, as amended from time to time]**

1. Name of the applicant:
2. Full residential address:
3. Details of A-4 Licence
 - a) Name of the Licence
 - b) Licence No. etc.,
 - c) Period for which the licence is valid
4. Details of premises to be licensed (boundaries of the premises are to be specified and building plan of the proposed premises in triplicate shall be enclosed.)
5. Details of other licences held by him
6. Date on which he can commence business
7. The amount of "*Retail Shop Excise Tax*" paid
(Treasury challan to be enclosed)

[The words "Retail Shop Excise Tax" subs. for "Licence Fee" by G.O.Ms. No. 144, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 2-6-2014].

I/We hereby declare that the particulars given above are true to the best of my/our knowledge and belief. If at a later stage any of the facts are found to be false, the licence may be cancelled and I/We may be prosecuted as per provisions of the Telangana Excise Act, 1968 or the rules thereunder.

I/We, hereby, undertake to abide by the rules and licence conditions prescribed under the Telangana Excise Act, 1968.

Signature of the applicant

Form A-4 (B)

(See rule 24)

Number of licence:

Date:

District :

Licence for Permit Room attached to A-4 shop for permitting consumption of Indian Made Foreign Liquor / Foreign Liquor.

I, Prohibition. & Excise Superintendent, District, in consideration of the payment of fee of Rs. (Rupees Only), the receipt of which is hereby acknowledged, hereby issue licence to Sri(name and address), Licensee of A-4 shop M/s.,bearing licence no.....) permitting the premises bearing no., the details of which are shown below, for the purpose of consumption of Indian Made Foreign Liquor / Foreign Liquor purchased from his A-4 shop.

BOUNDARIES

LocalityVillage/Town during the licence period commencing from the.....and ending with *30th November, 20__, subject to following conditions, and stipulations to be observed:

East

West

North

South

Conditions:

1. The Licensee shall be bound by the provision of the A P Excise (Grant of licence of selling by Shop and conditions of licence) Rules, 2012 (Telangana Adaptation Order 2015) and as amended from time to time and also by the following special conditions.

2. The privilege conferred herein extends only for allowing consumption of Indian Made Foreign Liquor/Foreign Liquor supplied by TGBCL/AGENCY and sold by the A-4 Licensee.

3. The licence is not transferable

4. The licence shall be subject to cancellation or suspension at will by the Commissioner

5. The Licensee shall not act in any manner prejudicial to the interests of the revenues of the Government.

Dated: _____ day of 20

“District Prohibition and Excise Officer”

_____Excise District

[The words “District Prohibition and Excise Officer” subs. for “Prohibition and Excise Superintendent” by G.O.Ms.No. 125, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 2-6-2014].

*[Source: Vide Memo No. 20941/Ex.II(I)/2021-1, dt. 21-9-2021.]

Form A-4 (G)

(See Rule 29)

Application form for licence to store IML/BEER

(Affix requisite value as per the provisions of the Indian Stamp Act, 1889 as amended from time to time).

1. Name of the applicant(s) :
2. Full residential address :
3. Details of company or partnership
With registration particulars.
4. Details of A-4 Licence held
5. Details of premises to be licensed
for storage of IML/Beer D.No.
Street No.
Boundaries
East
West
North
South

1. Details of other licenses held by him/her
2. Date on which he can commence to store IML/Beer

I/We hereby declare that the particulars given above are true to the best of my/our knowledge and belief. If at a later stage any of the facts are found to be false the licence may be cancelled and I may be prosecuted as per provisions of the Telangana Excise Act, 1968 or the rules thereunder.

I/We, hereby, undertake to abide by the rules and licence conditions prescribed under the Telangana Excise Act, 1968.

Signature of the applicant

Form A-4(AG)

(See Rule 29)

Number of Licence:

Date:

District:

Licence for Godown attached to A-4 shop for permitting storage of IMFL/Beer.

I, _____ "*District Prohibition and Excise Officer*", _____ District in consideration of the payment of Rs. _____ (Rupees _____ only), the receipt

of which is hereby acknowledged, hereby licence Sri _____ (Name and address) _____ to permit the premises bearing No. _____, the details of which are shown below, for the purpose of storage of IMFL/Beer purchased on his/ her A-4 shop licence i.e., ____ (name of A-4 shop/unit) _____ and licence No. ____

[The words “District Prohibition and Excise Officer” subs. for “Prohibition and Excise Superintendent” by G.O.Ms.No. 125, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 2-6-2014].

Boundaries

1. East localityVillage/Town.....
2. West during the period commencing from
3. North ending with *30th November, ____20
4. South

subject to following conditions and stipulations to be observed.

Conditions:

- i. The Licensee shall be bound by the provision of the A P Excise (Grant of licence of selling by shop and conditions of licence) Rules, 2012 (Telangana Adaptation Order 2015) and as amended from time to time and also by the following special conditions.
- ii. The privilege conferred herein extends only for allowing storage of Indian Made Foreign Liquor/Foreign Liquor supplied by TGBCL/ AGENCY and sold by the A-4 shop.
- iii. The licence is not transferable.
- iv. The licence shall be subject to cancellation or suspension at will by the Commissioner of Prohibition. & Excise.
- v. The Licensee shall not act in any manner prejudicial to the interests of the revenues of the Government.

Dated: _____ day of 20

“DISTRICT PROHIBITION AND EXCISE OFFICER”
_____ EXCISE DISTRICT

[The words “District Prohibition and Excise Officer” subs. for “Prohibition and Excise Superintendent” by G.O.Ms.No. 125, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 2-6-2014].

**[Source: Vide Memo No. 20941/Ex.II(I)/2021-1, dt. 21-9-2021.]*

Form A-5

(See Rule 16)

Bank Guarantee

In consideration of the Governor of Telangana hereinafter called “The Government” having agreed to exempt Sri _____ hereinafter

called “said Licensee” from the demand under the relevant rules of Telangana Excise (Grant of licence of selling by Shop and conditions of licence) Rules 2012 (Telangana Adaptation Order 2015) and as agreed under the terms and conditions agreed dated____ made between “*District Prohibition and Excise Officer*” and said Licensee for the fulfilment by the said Licensee of the terms and conditions contained in the said rules and said agreement on production of a Bank Guarantee for Rs.____(In words)(Rupees_____)

[The words “District Prohibition and Excise Officer” subs. for “Prohibition and Excise Superintendent” by G.O.Ms.No. 125, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 2-6-2014].

We _____(hereafter) (Indicate the name of the Bank)_____ referred to as “the Bank” at the request of the Licensee do hereby undertake to pay the Government an amount not exceeding Rs_____ against any liability of the said Licensee to the Government arising by reason of any breach of the said contract of the said rules and the agreement.

- (1) We _____ do hereby undertake to (indicate the name of the Bank)_____pay amounts due and payable under this guarantee without any demur, merely on a demand from the Government. Any such demand made on the Bank shall be conclusive both as regards breach of the terms and conditions and the amount due under the rules and the contract. However our liability under this guarantee shall be restricted to an amount not exceeding Rs._____.
- (2) We also undertake to pay interest at the rate of 18% for the period over and above 15 days from the date of receipt of demand of claim for payment in writing from you to the date of actual payment made by us.
- (3) We undertake to pay to the Government any money so demanded or notwithstanding any dispute or disputes raised by the Licensee(s) in any suit or proceeding pending before any court or Tribunal relating thereto in the absence of jurisdiction or prohibitory order, our liability under this present being absolute and unequivocal.
- (4) The Government is free to demand the amount guaranteed either completely or in parts as it may suit them. The payment so made by us under this bond shall be a valid discharge of our liability for payment thereunder and the Licensee (s) shall have no claim against us for making such payment.
- (5) We _____ (indicate the name of the Bank) _____ further agree that the guarantee herein contained shall

remaining in full force and effect during the period that would be taken for the performance of the said agreement and that it shall continue to be enforceable till all the dues of the Government under or its claims satisfied or charged to till _____office/Department Minister of _____certify that the terms and conditions of the said agreement have been fully and properly carried out by the said Licensee(s) and accordingly discharge this guarantee.

- (6) We ____ (indicate the name of the Bank) ____ further agree with the Government that the Government shall have the fullest liberty without our consent and without affecting in any manner our obligation hereunder to vary any of the terms and conditions of the said agreement or to extend time of performance by the said Licensee(s) from time to time any of the powers exercisable by the Government against the said Licensee (s) and to forbear or enforce any of the terms and conditions relating to the said agreement and shall not be relieved from our liability by reason of any such variation, or extension being granted to the said Licensee(s) or by any such matter or thing whatsoever which under the law relating to sureties would, but for this provision, have effect of so relieving us.
- (7) This guarantee will not be discharged due to the change in the constitution of the Bank or the Licensees.
- (8) We _____ (indicate the name of the Bank) _____ undertake not to revoke this guarantee during its currency except with the previous consent of the Government in writing.
- (9) We _____ (indicate the name of the Bank) _____ lastly state that this guarantee will remain in force for a period of [25] months from the date of execution or clearance certificate obtained from the government whichever is later.

Date the _____ day of _____ 20

For _____ (indicate the name of the Bank)

[The letter "25" subs. for "24" by G.O. Ms. No. 100, Rev. (Ex.II) Dept., dt. 8-11-2021]

Form A-6

(See Rule 19)

Counterpart Agreement for grant of Licence for selling by Shops

I/We _____ S/o _____ R/o _____ Age (____) years severally/ jointly are the Licensees in respect of the privilege of shop pertaining

to village____ Mandal____ District on a yearly “Retail Shop Excise Tax” of Rs.____ (In words____) for the period from *[1st December 20__ to end of 30th November 20__] in accordance with the provisions of the Telangana Excise Act and the Rules framed thereunder and subject to terms and conditions of licence and also subject to the terms and conditions as agreed to by me/ us in this counterpart agreement_____.

I/ We____ hereby affirm that I/ We shall be severally and jointly responsible to abide by the terms and conditions issued in respect of the said shop for the period as laid down in the Licence No.____ dt.____ and I/We shall pay promptly and in time the [2nd to 12th] instalments of “Retail Shop Excise Tax”, amounts towards penalties or any other charges or other liabilities if imposed and any other dues if accrued in respect of my/ our shop.

**[Source: Vide Memo No. 20941/Ex.II(I)/2021-1, dt. 21-9-2021.]*

[The figures “2nd to 12th instalments” mentioned as per G.O. Ms, No. 100, Rev. (Ex. II) Dept., dt. 8-11-2021]

I/ We____ shall abide by all the provisions of the Telangana Excise (Grant of licence of selling by Shop and conditions of licence) Rules, 2012 and other conditions relating to sale of Indian Made Foreign Liquor and Foreign Liquor by shop that are existing and as may be amended from time to time, I/ We____ shall be bound to pay any enhanced duty and the like as may be levied from time to time. If I/ We____ fail to pay in time “Retail Shop Excise Tax”, excise duty, penalties, if imposed, and any other dues or make any efforts to evade payment of these amounts, the District Collector reserves the right to re-allot the shop obtained by me/ us and to realise the entire amounts so due by way of forfeiting the deposits and by way of distraining my/our movable and immovable properties whatsoever I/We/our sureties ____ possess and shown in Affidavit (Form A-2) and surety bond-cum-affidavit (Form A-2(S)) and selling the said properties under the Telangana Revenue Recovery Act, 1864.

This agreement is executed in favour of the District Collector that the authority may enforce the above terms and conditions agreed by me / us.

Place _____ Signature or Thumb-impression of

Date _____ Licensee/ Licensees.

Address:

[The words “Retail Shop Excise Tax” subs. for “Licence Fee” by G.O.Ms. No. 144, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 2-6-2014].

I certify that Sri/Sarvasri ____ son of ____ known to me/ identified by Sri/ Sarvasri ____ known to me executed the agreement and signed before me.

Date: _____ “District Prohibition and Excise Officer”

_____ District
for the District Collector

Form N-1
(See Rule-44)
Nowkarnama

Here affix
Photograph of
the agent or
the Authorized
Servant

Date: _____

- 1) District,
- 2) Mandal,
- 3) Village
- 4) (i) Name of the shop
(ii) Number of the licence & Date.
- 5) (i) Name of the Licensee
(ii) Address,
- 6) (i) Name of the Agent or the
authorised Servant
(ii) Date of Birth/Age,
(iii) Father's name,
(iv) Identification Marks of the Agent
or the authorised servant,
- 7) Signature or thumb impression of the
Agent or the authorised servant.
- 8) Signature or Thumb Impression
of the Licensee

Seal:

Place:

Date: *"District Prohibition and Excise Officer"*

Note:-

1. The agent or the authorised servant shall sign or affix his thumb impression before the *"District Prohibition and Excise Officer"*

2. *"District Prohibition and Excise Officer"* shall attest the signature or thumb impression and also sign across the Photograph of the agent/ authorised servant under his official seal in token of its correctness,

3. The Nowkarnama shall be issued induplicate and the duplicate retained in the Office of the *"District Prohibition and Excise Officer"*.

[The words "District Prohibition and Excise Officer" subs. for "Prohibition and Excise Superintendent" by G.O.Ms.No. 125, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 2-6-2014].

Form R-1

(See Rule- 48)

Daily Account Register

(Separate page should be set apart for each type of liquor with an index in the front page of the Register)

Name of the Licensee

Licence No. and Date

Sl.No	Date, Month And year	Opening Stock		Receipts		Issues	
		No. of Bottles	Quarts, Pints, Nips, Dips	No. of Bottles	Quarts, Pints, Nips, Dips	No. of Bottles	Quarts, Pints, Nips, Dips
1	2	3	4	5	6	7	8
Balance							
No.of Bottles	Quarts, Pints, Nips, Dips	No. of date of T.P. In respect of receipts Shown in col. 5, 6		Signature of the Licensee		Remarks	
9	10	11		12		13	

Form R-2

(See Rule – 49)

Daily Brand-wise Account Register

(Separate page should be set apart for each type of liquor with an index in the front page of the Register)

Name of the Licensee

Licence No. and Date

Opening Stock

Receipts

Date	Item	Quarts	Pints	Nip	Dip	Quarts	Pints	Nip	Dip
1	2	3	4	5	6	7	8	9	10
Issues Balance									
Quarts	Pints	Nip	Dip	Quarts	Pints	Nips	Dips	Signature of the licensee	
11	12	13	14	15	16	17	18	19	

Form I-1
Inspection Book

(See Rule - 54)

- 1) Date of Inspection,
- 2) Time of Inspection,
- 3) Name of the Officer Inspecting with his designation,
- 4) Quantity of liquor as per stock book(s),
- 5) Actual Quantity found in stock,
- 6) Difference if any, and the reasons given by the Licensee
- 7) General conditions of the licensed premises,
- 8) Other remarks or directions, if any,

Signature of the Officer inspecting

NOTIFICATION

Allotment of retail liquor (A4) shops in the State for licence period 2025-27 (01.12.2025 to 30.11.2027)

¹[G.O.Ms.No.93, Revenue (Ex.II) Dept., dt. 14.08.2025]

Read the following:

1. G.O. Ms.No. 391, Revenue (Ex.II) Dept dt: 18.06.2012.
2. G.O. Ms.No. 109, Revenue (Ex.II) Dept dt: 01.10.2019.
3. G.O.Ms.87 Rev (Ex.II) Dept, dated. 20.09.2021.
4. G.O.Ms.84 Rev (Ex.II) Dept, dated: 31.07.2025.
5. From the Commissioner, Prohibition & Excise, Hyderabad, Cr.No.1686/2025/CPE/TG/F1, Dated: 04.08.2025.

ORDER:

The following notification will be published in an Extra-ordinary issue of the Telangana Gazette dated: 14.08.2025.

NOTIFICATION

ALLOTMENT OF RETAIL LIQUOR (A4) SHOPS FOR LICENCE PERIOD 2025-27

Government hereby formulates the following guidelines in relation to allotment of retail liquor (A4) shops for the licence period 2025-27:–

1. Period:– The privilege of selling liquor by shop for the licence period-2025-27, commencing from 01.12.2025 up to 30.11.2027, shall be granted through drawl of lots based on fixed shop excise tax.

Application Process:–

2. Application:– Interested applicants or their authorized representatives may make applications in the prescribed application form in [Form A-3(A)]. Partnership firms/companies are also eligible to apply. An applicant may submit more than one application for one A4 liquor shop. However, each such application shall be accompanied with prescribed application fee.

3. Schedule:– The schedule for the entire process starting from identification of A4 liquor shops for allotment to Goud/ SC/ST category; issuance of notification and all other activities up to the start of operation of A4 liquor shops shall be specified by Commissioner, Prohibition and Excise.

4. Application Fee:– Application fee for each application for each A4 liquor shop shall be fixed at Rs.3.00 lakhs (Three lakhs only), for the licence period 2025-27. This application fee is non-refundable.

1. Pub. in Telangana Gaz., Pt. I, Ext. No. 153-C, dt. 14-8-2025.

5. Reservation:– The following shall be the allotment of A4 liquor shops to Gouds, SC & ST communities:

Sl. No.	Category	Percentage
1	Gouds	15%
2	Scheduled Castes (SC)	10%
3	Scheduled Tribes (ST)	5%

6. Only persons belonging Goud/SC/ST community shall apply for allotment of A4 liquor shops notified for the category by making application in the prescribed form along with requisite fee.

7. The number of A4 liquor shops to be notified for each of the above category in a district shall be proportional to the population of that category in the district to the total population of the category in the State.

8. The A4 liquor shops to be allotted to each of the above category in a district shall be decided by drawl of lots to be conducted by the concerned District Collector in a transparent manner as per schedule specified and according to guidelines issued by Commissioner, Prohibition and Excise.

9. Selection Process:– After the due date for receipt of applications, the applications shall be scrutinized and District Collector shall conduct a drawl of lot to select the successful applicant for each A4 liquor shop, as per schedule specified by Commissioner, Prohibition & Excise.

10. The drawl of lot shall be conducted in the presence of applicants or their authorized representatives.

Taxation:–

11. Retail Shop Excise Tax (RSET):– Retail Shop Excise Tax for different population slabs in the license period 2025-27 are continued as such from license period 2023-25 and are as follows:

Retail Shop Excise Tax (RSET) Slabs

Sl. No.	Population (as per 2011 census)	Retail Shop Excise Tax per annum (in Rs. lakhs)
1.	Upto 5000	50.00
2.	Above 5000 upto 50,000	55.00
3.	Above 50,000 upto 1,00,000	60.00
4.	Above 1 lakh upto 5 lakhs	65.00
5.	Above 5 lakhs up to 20 lakhs	85.00
6.	Above 20 lakhs	110.00

12. RSET for A4 liquor shops within 5 KM periphery from the borders of GHMC shall be same as that of A4 liquor shops within GHMC.

13. RSET for A4 liquor shops within 5 KM periphery from the borders of Municipal Corporation other than GHMC shall be same as that of A4 liquor shops within the Municipal Corporation.

14. RSET for A4 liquor shops within 2 KM periphery from the borders Municipality/ smaller urban area shall be same as that of A4 liquor shops within the Municipality/Smaller Urban Area.

15. In case of any dispute regarding the slab rate of SET in any area, the decision of the Commissioner, Prohibition and Excise shall be final.

16. Special Retail Excise Tax:– Special Retail Excise Tax (SRET) shall be collected at the same rates as during license period 2023-25 i.e., @ Rs. 5.00 lakhs per A4 liquor shop per annum.

17. Instalments:– The A4 liquor shop licensees shall pay annual RSET in Six (6) equal instalments every year during the license period 2025-27.

18. Security:– The licensee shall submit a Bank Guarantee equal to 1/4th of annual RSET i.e., 25% of annual RSET for 25 months, from the date of beginning of the license period.

19. Rationalization of Turnover Tax:– The Shop Turnover Tax shall be collected when the cumulative value of licensees' annual purchases during each license year exceeds TEN (10) times of annual RSET.

20. The Shop Turnover Tax shall be collected @ 10% (inclusive of VAT), on the purchases thereon, on the sale price of IMFL and FL (including beer) purchased from TGBCL.

Operation of A4 Liquor Shops:–

21. Timings:– The business hours of A4 liquor shops shall remain the same as they were in the license period 2023-25 i.e.

- 10.00 A.M. to 11.00 P.M. in GHMC and its peripheral areas
- 10.00 A.M. to 10.00 P.M. in other areas

22. Retail Price:– The licensee shall sell IMFL and FL (including beer) at designated retail sale price indicated on the label of the bottle only. Any sale in deviation of the retail sale price, either above or below such price, shall be punishable under Sections 36(b) and 41 of Telangana Excise Act, 1968,

23. Margin:– The retailer's margin shall be same as during license period 2023-25 i.e., 27% on ordinary category of IMFL, 20% on medium and premium categories of IMFL and FL and 20% on beer.

24. Walk-in Store:– The provision for walk-in stores is continued from licensed period 2023-25. All A4 liquor shop licensees shall be permitted to convert their A4 liquor shop into walk-in store on payment of fee of Rs. 5.00 lakhs per annum for each shop.

25. Walk-in stores shall be permitted to stock and sell all liquor related accessories like ice buckets, ice tongs, wine corks screws, trays, glasses, goblets, etc. in the licensed premises.

Monitoring Systems and License Conditions:–

26. All A4 liquor shops in the State will be equipped with required systems and equipment as prescribed by Commissioner, Prohibition and Excise with full automation to update day to day transactions.

27. All A4 liquor shops will install three (03) CCTV Cameras in counters and inside the licensed premises as prescribed, with linkage facility to central control room of Prohibition & Excise Department / Integrated Command and Control Centre (ICCC).

28. The licensee shall maintain hygienic conditions and orderly parking of vehicles in front of or near the A4 liquor shop and permit room.

29. The provisions contained in Telangana Excise (Grant of license of selling by shop and conditions of license) Rules 2012, as amended from time to time shall govern the process of allotment and consequent operation of A4 liquor shops by the licensees.

Efforts to Contain ill-Effects of Drinking:–

30. Intensive campaign shall be taken up to educate public about the ill effects of drinking.

31. Steps shall be taken to initiate the establishment of de-addiction centers in consultation with Medical Health and Family Welfare Department.

Provision for Undisposed Shops:–

32. In case any A4 liquor shop remains undisposed after the completion of the allotment process, Commissioner, Prohibition and Excise is empowered to permit Prohibition and Excise Department/Telangana Beverages Corporation Limited to establish outlets or to re-notify such A4 liquor shop.

Adaptation of the Andhra Pradesh Excise (Grant of License of Selling by Bar and Conditions of License) Rules, 2005 in the State of Telangana

[G.O.MS.No. 9, Revenue (Ex-II) Department, Dated:27.01.2015]

Read the following:-

1. The Andhra Pradesh Reorganization Act, 2014 (Central Act No.6 of 2014)
2. Government Circular Memo.No.13665/SR/2014, GA (SR) Dept., dated 26.05.2014.
3. The Andhra Pradesh Excise (Grant of License of Selling by Bar and Conditions of License) Rules, 2005 issued in G.O.Ms. No.997, Revenue (Ex.II) Dept., dated 24.05.2005.

ORDER:

Whereas, by virtue of section 3 of the Andhra Pradesh Reorganization Act, 2014 (Central Act No.6 of 2014), the State of Telangana comprising the territories specified therein has been formed on and from the appointed day i.e., 02.06.2014;

2. And whereas, in Section 101 of the Andhra Pradesh Reorganization Act, 2014, a provision has been made for the purpose of facilitating the application of any law (as defined in Section 2 (f) of the Act), made before the appointed day, in relation to the State of Andhra Pradesh or the State of Telangana, the appropriate Government may before expiration of two years from 02.06.2014, by order, make such adaptations and modifications of the law, whether by way of repeal or amendment, as may be necessary or expedient, and thereupon every such law shall have effect subject to the adaptations and modifications so made until altered, repealed or amended by a competent Legislature or other competent authority;

3. And whereas, the Andhra Pradesh Excise (Grant of License of Selling by Bar and Conditions of License) Rules, 2005, made under the Andhra Pradesh Excise Act, 1968 (Andhra Pradesh Act No.17 of 1968) vide G.O. third read above and in force as on 01.06.2014;

4. And whereas, after careful examination, Government have decided to adapt the said the Andhra Pradesh Excise (Grant of License of Selling by Bar and Conditions of License) Rules, 2005 which are in force as on 01.06.2014 with some modifications/amendments;

5. Now therefore, in exercise of the powers conferred by Section 101 of the Andhra Pradesh Reorganization Act, 2014 (Central Act No.6 of 2014), the Government of Telangana hereby, order for adaptation of the Andhra Pradesh Excise (Grant of License of Selling by Bar and Conditions of License) Rules, 2005 in force as on 1.6.2014 to the State of Telangana, with modifications as set out in the Schedule annexed to this order.

ANNEXURE TO G.O.MS.No. 9, DATED 27-01-2015

SCHEDULE

(See para 5)

In the Andhra Pradesh Excise (Grant of License of Selling by Bar and Conditions of License) Rules, 2005

1. Throughout the Rules, except occurring in the citation of the Act viz., in rule 3(a), for the words “Andhra Pradesh” substitute the word “Telangana”.

2. In the said rules, in rule 4, the words and expression “Nagar Panchayats”, shall be inserted, before the words “Municipalities” wherever it occurs.

3. In the Schedule under Rule 10,-

(i) in the second proviso, before the word “Municipalities” where ever it occur, the word “Nagar Panchayats and” shall be inserted;

(ii) in the third proviso, after the word “Municipality” the word “Nagar Panchayat” shall be inserted

2. THE TELANGANA EXCISE (GRANT OF LICENCE OF SELLING BY BAR AND CONDITIONS OF LICENCE) RULES, 2005

[G.O.Ms.No. 997 Revenue (Ex.II) Dept., dt. 24.05.2005]

[Published in A.P. Gazette No.17 (Extraordinary) Rules Supplement to Part II dated 24-5-2005]

In exercise of the powers conferred by Section 72 read with Sections 17, 28 and 29 of the Telangana Excise Act, 1968 (Act 17 of 1968) and Ordinance 5 of 2005, the Governor of Telangana hereby makes the following Rules:

RULES

1. Short title, extent and commencement:— (1) These rules may be called The Telangana Excise (Grant of License of Selling by Bar and Conditions of Licence) Rules, 2005.

[The word “Telangana” subs. for “Andhra Pradesh” by G.O.Ms.No. 9, Rev (Ex-II) Dept., dt. 27-1-2015, w.e.f. 27-1-2015.]

(2) They shall extend to all the areas of the State

(3) They shall come into force at once.

CASELAW

Where from the report dated 02.04.2008 of the Prohibition and Excise Superintendent, addressed to the Assistant Commissioner of Prohibition & Excise, State Task Force, to which reference has been made by the learned counsel for the petitioners, it was clear that no liquor was found either in the licensed premises in Ward No. 17 or in the proposed premises in Ward No.10. What has been found was merely that the 4th Respondent has shifted his furniture from his licensed premises to the new premises, it was held that such a shifting of furniture was not shown to be prohibited by any law. There is no law prohibiting mere shifting of furniture relating to a Bar and Restaurant nor is there any law brought to the notice of the Court which prohibits any citizen from merely installing any furniture relevant to a Bar and Restaurant business. It is settled principle of jurisprudence that all human conduct is permissible unless prohibited by law. It is an equally settled principle that in the absence of any anti-competition regulation or legislation, a rival trader cannot maintain a *lis* to scotch competition. *Amrutha Wines and Others v. Commissioner of Prohibition and Excise, Government of A.P. and Others*, 2008 (6) ALT 485 = 2008 (5) ALD 707 = 2008 (3) APLJ 33 (SN).

2. Application:— These rules shall apply for the grant of Licence by bar conditions governing thereof and transport of Indian Made Foreign Liquor and Foreign Liquor by such licensees.

3. Definitions:— (1) In these rules unless the context, otherwise requires:-

- (a) “*Act*” means the Telangana Excise Act, 1968;
- (b) “*Bar*” means the privilege granted under this Act to an establishment where food is served, for sale of Indian Made Foreign Liquor and Foreign Liquor, in loose for consumption on the licensed premises;
- (c) “*Dry day*” means a day on which no liquor shall be served in the licensed premises;
- (d) “*Excise Adhesive Label*” means the label designed and approved by printed and supplied by under the supervision and control of the Commissioner of Prohibition and Excise, from time to time in different forms for the purpose of its affixture to sealed bottles of different varieties and sizes containing liquor;
- (e) “*Foreign liquor*” includes every liquor imported into India other than Indian Made Foreign Liquor;
- (f) “*Form*” means a form appended to these rules;
- (g) “*Highway*” means a National highway or a State highway as notified by the competent authority, excluding the stretches of the highways passing through Municipal areas;

[*Clause (g) subs. by G.O. Ms. No.221, Revenue (EX-II), Dept., dt. 27.9.2017*]

- (h) “*Indian Made Foreign Liquor*” means liquor produced, manufactured or compounded in India after the manner of Gin, Brandy, Whisky or Rum imported from Foreign Countries and includes, Wine, Beer, Milk punch and other liquors consisting of or containing any such spirits but does not include “Foreign liquor”;

[*The words “Indian Made Foreign Liquor” are substituted for the words “Indian Liquor” by G.O. Ms. No. 596, Revenue (EX-II), dated 26.5.2006. This is applicable wherever the word “Indian Liquor” occurs in these Rules*]

- (i) “*Licence*” means licence granted under these rules;
- (j) “*Licensee*” means holder of such licence;
- (k) “*Bar Excise Tax*” means annual “*Bar Excise Tax*” as notified by the Government from time to time and includes proportionate “*Bar Excise Tax*”;

[*Clause (k) substituted by G.O.Ms. No.868, Revenue dated 21.6.2007*]

[*The words “Bar Excise Tax” subs. for “Licence Fee” by G.O.Ms. No. 145, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 2-6-2014*]

- (l) “*Licence period*” means a period of 12 months beginning from the 1st October of the year and ending with 30th September of the succeeding year or part thereof;

[Subs. by G.O.Ms.No. 220, Rev. (Excise-II), dt. 5-10-2016.]

- (m) “*Population*” means the figure of population as officially published in the latest census;

- (n) ‘*Permit*’ means permit issued under these rules;]

[Clause (n) omitted by G.O. Ms. No.596, Rev. dt.26.5.2006]

- (o) “*Proportionate Bar Excise Tax*” for the purpose of collection of “*Bar Excise Tax*” means “*Bar Excise Tax*” calculated proportionately to one quarter of the License Fee;

Provided that a part of a quarter shall be reckoned as a whole quarter.

[Clause (o) substituted by G.O. Ms. No.596, Rev. dated 26.5.2006]

[The words “Bar Excise Tax” subs. for “Licence Fee” by G.O.Ms. No. 145, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 2-6-2014]

- (p) “*Transport Permit*” means a permit issued by the competent officer for transport of IMFL & FL from the T.G.B.C.L. depot to the licensed premises.

- (q) “*Telangana Core Urban Region (TCUR)*” means the area comprising of entire GHMC and all areas of urban local bodies and rural local bodies of Rangareddy, Medchal-Malkajgiri and Sangareddy Districts upto Outer Ring Road.

[Clause (q) inserted by G.O. Ms. No. 145, Rev. (Ex. II) Dept., dt. 14-11-2025]

(2) The words and expressions used but not defined in these rules shall have the meanings assigned to them in the Telangana Excise Act, 1968 and Telangana Excise (Import, Export and Transport of Indian Made Foreign Liquor and Foreign Liquor - Permits) Rules, 2005.

4. Licence:— [A licence in Form 2B, may be granted to an establishment licensed by the local authority to serve food such as a Hotel or a Restaurant, or the sale of Indian Made Foreign Liquor and Foreign Liquor in glasses or pegs for consumption within the licensed premises but not for sale of Indian Made Foreign Liquor and Foreign Liquor for removing it out of the licensed premises. Such licence may be granted in the establishment functioning in:-

- (1) Telangana Core Urban Region (TCUR).
- (2) Municipal Corporations and within a belt area of 5Kms Periphery.
- (3) Municipalities and within belt area of (2) Kms Periphery and

- (4) Tourism Centres (except places of religious tourism) as notified by the Department of Tourism of the State Government or Central Government (in the tourism policy 1998 vide G.O. Ms. No. 5 & 6, YAT&C(T) Dept, dated 18-12-1998 and the tourism resorts registered with Tourism Department in order to promote tourism in the State).]

[Rule 4 Subs. by G.O.Ms.No. 145, Rev (Ex- II) Dept., dt. 14-11-2025.]

5. Application for licence:— [(1) A person intending to establish a Bar may submit an application in Form-1A along with challan of Rs. 1,00,000 (Rupees one Lakh only) to get prior clearance as notified by the Commissioner of Prohibition & Excise from time to time.

Further, the applicant shall submit Trade licence issued by competent authority showing that he is running a restaurant / hotel along with the premises title i.e., ownership/registered lease deed of the premises, Goods and Services Tax Registration along with Form-1B at the time of grant of 2B-Bar licence. Further provided that, In case of Elite Bar, the applicant/s may enclose a challan of Rs. 3,00,000 (Rupees Three Lakhs only), including trade licence issued by competent authority showing that he is running a restaurant / hotel along with the premises title i.e., ownership/registered lease deed of the premises, Goods and Services Tax Registration along with the Form 1A to the Commissioner of Prohibition and Excise to get prior clearance.]

[Sub-rule (1) subs. by G.O.Ms. No. 125, Rev. (Exe-II), dt. 10-11-2020]

(2) The Commissioner having due regard to requirement and other factors as he deems fit, may grant a prior clearance in Form-2A to such of the applicants covered under sub-rule (1).

Provided that, the grant of prior clearance shall not confer any right on the applicant for grant of licence in Form-2B. The holder shall not claim for any compensation or loss in case licence in Form-2B is not granted.

(3) The holder of prior clearance in Form-2A may apply in Form-1B for grant of licence for a Bar to the concerned “*District Prohibition and Excise Officer*” where the applicant’s premises is to be licensed.

(4) Application in Form-1B shall be accompanied by challan of [Rs.2,00,000/- (Rupees two lakhs only)] towards non-refundable application fee.

[Subs. for “Rs. 1,00,000/-” by G.O.Ms. No. 134, Rev. (Ex-II), dt. 13-12-2019]

(5) The “*District Prohibition and Excise Officer*”, after making such enquiry as he may think necessary, to ascertain the bonafides of the applicant

and verifying the particulars furnished in the application should examine the suitability of the premises for granting Bar and forward the same to the Deputy Commissioner of Prohibition and Excise of the division along with his report.

[The words “District Prohibition and Excise Officer” subs. for “Prohibition and Excise Superintendent” by G.O.Ms.No. 127, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 11-10-2016].

(6) The Deputy Commissioner, after causing such enquiry as he may deem fit, may grant the licence.

(7) The applicant before issue of licence shall execute a counterpart agreement in Form-4B, on the stamp paper of requisite value as per the provisions of the Indian Stamp Act, 1899.

[Rule 5 substituted by G.O.Ms.No.596, Revenue dated 26.5.2006]

CASE LAW

Rules 5, 6:— On a reading of the above provision, it is clear that the mere grant of prior clearance does not confer any right on the applicant for grant of licence in Form-2B. In other words, even after a prior clearance is granted, it is open to the licensing authority to enquire into the compliance with the requirements under Rule 6 of the Rules and the Form-2B licence would be granted only after being satisfied that none of the restrictions are attracted. *S. Malleswara Reddy and another v. Commissioner of Prohibition & Excise, Andhra Pradesh, Hyderabad and others*, 2009 (2) ALT 456.

Proviso to Rule 5(2) itself made it clear that the grant of prior clearance shall not confer any right on the applicant for grant of licence in Form-2B. There is also no provision extending the restrictions under Rule 6 on the grant of prior clearance in Form-1B. Apparently, the restrictions under Rule 6 are only on the grant of a licence in Form-2B. Therefore, it is not open to the petitioners to challenge the prior clearance dated 18.10.2006 on the ground that the building for which the prior clearance was granted was hit by the distance prohibition under Rule 6 of the Rules. Therefore, in the instant case, it was held that the contention of the petitioners that the order dated 18.10.2006 amounts to revising the earlier order dated 26.6.2006 which is beyond the competence of the Commissioner is also without any substance. The prior clearance granted on 26.6.2006 was only in respect of a portion of the premises in which the 5th respondent was running the Bar and Restaurant. The subsequent order granting the prior clearance in respect of the other portion of the said premises does not amount to revising the earlier order and therefore cannot be held to be illegal. *S. Malleswara Reddy and another v. Commissioner of Prohibition & Excise, Andhra Pradesh, Hyderabad and others*, 2009 (2) ALT 456.

Rule 5, G.O. Ms. No. 223:— Admittedly, the underlying basis for granting Elite Bar licence in favour of the 6th respondent by the 1st respondent is the recommendation of the Commissioner, dated 24.7.2018 which was three days prior

to the application made by the 6th respondent This simple fact itself justifies the specific allegation of the petitioners that the official respondents have yielded to the influence of the Minister and granted licence, but not after fulfilment of the special circumstances as required to be satisfied in terms of G.O Ms. No.223.

The reports of the District Prohibition & Excise Officer, Suryapet, dated 6.4.2018, 24.5.2018 and 22.6.2018 clearly disclose that on account of the poor off-take of the existing bar licensees, and also the A4 licensees, there are no circumstances for permitting Elite Bar on the representation of the 6th respondent were totally ignored and the same is contrary to the Circular instructions of the Commissioner dated 28.3.2018 which require consideration of financial implications for establishment of Elite Bar. In other words, the specific parameters which are required to be considered before issuing Elite Bar licence by the Commissioner are not adhered to and more importantly, a careful reading of the Commissioner recommendation dated 24.7.2018 does not indicate any such satisfaction having been recorded by the Commissioner which was the basis for the 5th respondent issuing the impugned memo. The Commissioner did not express any opinion of his own. In this context, while G.O. Ms. No.223 had taken into consideration the census of 2011 as the basis, the Deputy Commissioner's report mentions about merger of two Gram Panchayats, Komaraband and Tamara in Kodad Municipality. Admittedly, such merger was only after the formation of the State of Telangana in 2014. The Commissioner merely had referred to the report of the Deputy Commissioner dated 10.7.2018 in the recommendation dated 24.7.2018. Hence, it can safely be stated that the Commissioner while making recommendations, had failed to exercise due diligence required before making a recommendation which require as a special circumstance to deviate from Paras 1 to 5 of G.O. Ms. No.223. *Saketha Restaurant and Bar, Suryapeta District and Ors. v. Prohibition and Excise Superintendent, Suryapeta District and Ors.*, 2019 (3) ALD 344 (TS) = 2019 (3) ALT 253 (TS). See: 1998 (8) SCC 1; AIR 1996 SC 1627.

6. Restrictions on the grant of Licence:

- (1) A licence in Form-2B shall not be granted.
 - (i) Unless the premises has:-
 - [(a) a minimum plinth area of 150 Sq. meters, out of which a minimum of 100 Sq. Mts. shall be RCC Roof Structure.]

[Sub-clause (a) subs. by G.O.Ms.No. 596, Rev. dt. 26-5-2006.]

(b) *[Omitted by G.O.Ms. No.596, Revenue dated 26.5.2006].*

(c) Sanitary equipment like wash basin, water closet separately for ladies and gents.

[Sub-clause (c) subs. by G.O. Ms. No. 596, Rev. dt. 26.5.2006]

- (d) Facility for cooking and serving complete meals of good quality to the consumers as licensed by local authority.
- (e) Air conditioning or Air cooling facility in rooms and halls of licensed premises.

[Sub-clause (e) substituted by G.O. Ms. No.596, Revenue dated 26.5.2006]

- (f) Adequate vehicle parking arrangement.
- (ii) Within 100 meters from educational institution recognized by the Government, places for public worship such as Temples registered by the Endowments Department, Mosques registered with the Wakf Board, Churches and Hospitals.

[Proviso under clause (ii) omitted by G.O. Ms. No.1509, Revenue (EX-II) dated 13.10.2006]

- (iii) Within 500 meters of predominantly residential area but licenses may however be sanctioned if the proposed premises is located on a main road used for shopping purposes.

Provided that the restrictions in clauses (i) to (iii) shall not be applicable to Star Hotels (3 Star and above) certified by the Tourism Department of the State or Central Government.

- (iv) [a] Within a distance of 500 Meters of the outer edge of the National or State highway or of a service lane along the highway.
- b) Within a distance of 220 meters in case of local bodies with a population of 20,000 people or less.
- c) The premises shall not be Visible from a National or State highway.
- d) It shall not be directly accessible from a National or State highway.
- e) No signages and advertisements of the availability of liquors shall be permitted both on National and State highways.]

[Subs. for "Within 50 meters of a Highway" by G.O. Ms. No. 221, Rev. (Ex-II) Dept., dt. 27-9-2017]

- (v) Unless the applicant produces Trade licence from the local authority concerned for grant of 2-B licence.

[Clause (v) subs. by G.O.Ms.No.122, Rev. Ex-II, dt. 6-2-2009, Prior to its Substitution it read as:

“Unless the applicant produces the permission or the no objection certificate from the local authority concerned for sale of liquor at the premises by the applicant.”

[(vi) Unless the applicant produces Goods and Services Tax registration from the competent authority.]

[Ins. by G.O.Ms. No. 125, Rev. (Exe-II), dt. 10-11-2020, which was earlier deleted by G.O.Ms. No. 214, Rev. (Ex.II) Dept., dt. 1-10-2016]

Explanation:- For the purpose of this rule:

- a) *“Place of public worship”* means a temple registered with the Endowment Department, Mosque registered with Wakf Board and Church and includes such other religious institutions, as the State Government may by order specify in this behalf;
- b) *“Educational Institutions”* means any Primary school, Middle School and High School recognized by the State Government or Central Government, Junior College or any College affiliated to any University established by law;
- c) *“Highway”* means a national highway or a state highway as notified by the competent authority, excluding the stretches of the highways passing through Municipal area.

[Clause (c) subs. by G.O. Ms. No. 221, Rev. (Ex.-II) Dept., dt. 27-9-2017]

- d) *“Hospital”* means any hospital which is managed or owned by a local authority, State Government or Central Government or any private hospital having a provision of at least thirty (30) beds.

The distances referred above shall be measured from the mid-point of the entrance of the proposed Bar premises along with the nearest path by which pedestrian ordinarily reaches to the mid-point of the nearest gate of the institution or a place of public worship, if there is a compound wall and if there is no compound wall to the mid-point of the nearest entrance of the Institution/ place of public worship or to the entrance of the first house of the predominantly residential area.

CASELAW

Rule 6(1)(ii):— Excluding the stairs while measuring the distance between the proposed bar of the petitioner and the Temple is contrary to the practice. Therefore, there is no justification on the part of the respondents in ignoring the report submitted by the Deputy Commissioner of Prohibition and Excise dated 31.7.2006 to the Commissioner of the Prohibition and Excise, based on which prior clearance dated 7.8.2006 was granted in favour of the petitioner and cancelling prior

clearance by order dated 7.9.2006. *Saptagiri Bar and Restaurant, Venkateswarapuram, Nellore v. Commissioner of Prohibition and Excise, Hyderabad and Others*, 2007 (3) ALD 479 = 2007 (3) ALT 685.

A close examination of the requirements envisaged in Rule 6 reveals that these conditions are stipulated in public interest. In prescribing these conditions, the rule making authority wanted to ensure that the public shall have proper facilities such as spacious premises, good sanitary conditions, air-conditioning or air cooling, adequate vehicle parking space etc. The conditions such as maintenance of minimum distance from the educational institutions, places of public worship, churches and hospitals and predominantly residential areas, are conceived in public interest. Similarly, production of lease deed in respect of the licensed premises is obviously envisaged to ensure that the customers, who visit the premises, are not put to inconvenience on account of any dispute between the owner and the lessee. Therefore, it is obligatory for a person, who seeks to establish a bar and restaurant, to fulfil all the conditions contained in Rule 6. A *fortiori* it is equally obligatory for a licensee to satisfy the licensing authority that he continues to comply with all those conditions, which are envisaged in Rule 6, if his licence is renewed and so long as he continued to run the Bar and Restaurant. *Mandakini Restaurant and Bar, Gandhi Nagar, Vijayawada, Krishna District v. Deputy Commissioner of Prohibition and Excise, Vijayawada, Krishna District and Others*, 2008 (4) ALD 188 = 2008 (4) ALT 359.

Rule 6:— The law is thus well settled that a statutory functionary shall not exercise the discretion beyond his statutory powers. In the instant case, while Respondent No. 1 went by his personal opinion he ignored the statutory provisions, which placed no restrictions on the grant of licence during the middle of the year and on the distance between the two licensees. Even while seeking to impose his personal views he failed to take into consideration the facts on record. It is interesting to notice that though he made a reference to report dated 7.1.2008 of Respondent No. 3 in the reference part of his order, respondent No.1 failed to discuss the contents of the said report, a copy of which was filed by the Petitioner, the authenticity of which is not in dispute. *Gayatri Bar and Restaurant, rep. by its Proprietor-B.Narasimha Reddy, Warangal v. Deputy Commissioner of Prohibition and Excise, Warangal Division, Warangal and Others*, 2008 (3) ALT 637 = 2008 (3) ALD 570.

7. Persons not eligible for grant of licence:— The following persons are not eligible for grant of licenses:-

- (i) persons below the age of twenty one years,
- (ii) persons who are undercharged insolvents or who have been convicted of offences under the provisions of the Act or the Customs Act, 1962 or Narcotics Drugs and Psychotropic Substances Act, 1985 (Central Act 61 of 1985) or convicted under *[Telangana

Intoxicating Liquors (Prohibition of Advertisements) Act, 1978] or convicted of non-bailable offences or are habitual offenders.

- (iii) Persons suffering from leprosy or other contagious disease only in cases where such persons have to handle the stocks of liquor or beer in premises or elsewhere personally,
 - (iv) Defaulters in the payment of excise revenue to the Government.
- *[Subs. by G.O. Ms. No. 214, Rev. (Ex. II) Dept., dt. 1-10-2016].*

8. Failure to comply with directions entails rejection of application:-

Failure to remit fees or to rectify the defects or to comply with other directions relating to the premises, within the time allowed shall entail rejection of an application.

9. Period of the Licence and commencement of business:— Every Bar shall be valid for one year commencing from "*1st October*", ending with "*30th September*", of the succeeding year, subject to payment of "Bar Excise Tax" as prescribed.

Provided that the licence issued on or after the "*1st October*" shall be valid up to the "*30th September*", of the succeeding year:

Provided that a licence granted for a part of the licence period shall be valid for such period as may be specified by the licensing authority.

Provided further that every licensee shall commence his business from "*1st October*", or such other date as may be specified in the licence and shall keep the Bar open every day during the hours fixed till the expiry of the licence period with sufficient stock of liquor unless the closure of the Bar is ordered by the competent authority for the period specified. Before issue of a licence the licensee shall execute a counterpart agreement in Form-4B on the stamp paper of requisite value as per the provisions of the Indian Stamp Act, 1899.

[The words "1st October" and "30th September" subs. for "1st July and 30th June" respectively by G.O.Ms.No. 220, Rev. (Excise-II), dt. 5-10-2016.]

[The words "Bar Excise Tax" subs. for "licence fee" by G. O. Ms. No.145, Rev. (Ex. II) Dept., dt. 30-6-2017, w.r.e.f. 2-6-2014]

[9-A. Renewal of 2B Licence:— (1) After grant of license under rule 4 the annual renewal of 2B license shall be DEEMED subject to certain conditions as specified.

(2) Before 15 days of expiry of license the licensee shall submit an application for auto renewal of license, duly bearing a court fee stamp of requisite value as per the provision of Indian Stamp Act, 1899, to the Deputy Commissioner of Prohibition & Excise or any other officer authorized by

Commissioner of Proh. & Excise, Telangana Hyderabad, duty attaching the following documents,

- (i) Proof of payment of requisite renewal fee.
- (ii) Proof of payment of first instalment of BET.
- (iii) B.G. as prescribed.
- (iv) Proof of payment of Trade License fee for the current year.
- (v) An affidavit in Form 4B on Stamp Paper of requisite value as per the provisions of Indian Stamp Act, 1899]

[Rule 9A subs. by G.O.Ms.No.46, Rev. (Ex.II) dept., dt. 10-5-2023]

CASELAW

Rules 9-A, 6:— Rule 9-A is introduced for the purpose of providing for renewal instead of granting fresh licence every time and laying down the procedure in applying for renewal, the conclusion is inescapable that to claim renewal of the existing licence, it is incumbent on the applicant to satisfy all the conditions which are envisaged in Rule 6 for grant of licence. Any contra view would lead to an anomalous situation where after grant of licence a licensee may violate any or all of the conditions stipulated in Rule 6 and still claims his right for renewal on the ground that Rule 9-A does not envisage any such conditions. The conditions contained in Rule 6 shall be read into Rule 9-A. Otherwise, Rule 6 will be rendered nugatory with the expiry of the initial period for which the licence is granted. *Mandakini Restaurant and Bar, Gandhi Nagar, Vijayawada, Krishna District v. Deputy Commissioner of Prohibition and Excise, Vijayawada, Krishna District and others*, 2008 (4) ALD 188 = 2008 (4) ALT 359.

It is legally well settled that renewal is nothing but continuation of the previous licence. It therefore necessarily follows that what is required for granting a fresh licence is equally required for granting renewal, unless such a requirement is specifically excluded by the provision dealing with the renewals. Rule 9-A, which deals with renewal, does not specifically exclude any of the requirements contained in Rule 6. *Mandakini Restaurant and Bar, Gandhi Nagar, Vijayawada, Krishna District v. Deputy Commissioner of Prohibition and Excise, Vijayawada, Krishna District and Others*, 2008 (4) ALD 188 = 2008 (4) ALT 359.

An applicant seeking renewal of Form-2B licence shall necessarily comply with all the conditions envisaged in Rule 6 and existence of lease deed being one of the conditions so stipulated by the said rule, the petitioner's failure to produce such a lease deed from the owner of the premises disentitles him to the renewal of Form 2-B licence. I do not therefore find any illegality in the order of respondent No.2 in rejecting the petitioner's application for renewal. *Mandakini Restaurant and Bar, Gandhi Nagar, Vijayawada, Krishna District v. Deputy Commissioner of Prohibition and Excise, Vijayawada, Krishna District and Others*, 2008 (4) ALD 188 = 2008 (4) ALT 359.

10. "Bar Excise Tax", Mode of levying and method of payment:—

(1) The annual "Bar Excise Tax" for the 2-B licence shall be at the rates as notified by the Government from time to time.

[Sub-rule (1) Subs. by G.O. Ms. No. 868, Revenue dated 21.6.2007]

(2) The mode of levying "Bar Excise Tax" is on the basis of population as notified by the Government from time to time. The rates as notified by the Government from time to time are applicable at the time of issue of 2-B licence:

Provided that an additional "Bar Excise Tax" at the rate mentioned basing on the plinth area of the licenced premises as notified by the Government from time to time:

Provided further that self certification of plinth area shall be submitted by the licensee or applicant supported by certificate issued by any licenced surveyor. In case of writing declaration, a penalty of 25% of "Bar Excise Tax" will be charged or actual "Bar Excise Tax" beside the levy of "Bar Excise Tax" as applicable for plinth area and necessary action will be initiated against the licenced surveyor as per law.

"Explanation: Licensed premises includes, consumption hall, kitchen, Liquor serving area, Liquor Storage room, water closet area and toilets for men and women as permitted by the licensing authority."

[Sub-rule (2) with provisos subs. by G.O. Ms. No. 214, Rev. (Ex.II) Dept., dt. 1-10-2016.]

[Explanation subs. by G.O.Ms.No. 219, Rev. (Excise-II), dt. 5-10-2016, w.r.e.f. 1-10-2016.]

[The words "Bar Excise Tax" subs. for "Licence Fee" by G.O.Ms. No. 145, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 2-6-2014].

(3) [(a) The annual "Bar Excise Tax" shall be paid before commencement of the licence period in one lump sum or in "four" equal Instalments or in a manner as notified from time to time. When the licence is issued before 1st October the 1st instalment, i.e., 1/4 of the annual "Bar Excise Tax" shall be paid into Government Treasury through a challan before the issue of licence along with a Bank Guarantee from a Scheduled Bank situated in Telangana in Form -3B for an amount equal to 1/4 of annual Bar Excise Tax. The Bank Guarantee shall be valid for a period of "twelve" months. The 2nd,3rd and 4th Instalments of annual "Bar Excise Tax" of value equal to 1/4th of annual Bar Excise Tax each shall be remitted on or before 20th December of the same year, 20th March and 20th of June of succeeding year" respectively:

Provided that in addition to the instalments, licensee shall pay Special Bar Excise Tax at the rate of Rs.2.00 lakhs along with the 2nd instalment of annual Bar Excise Tax as a one time collection without accounting it for 7 times.]

[Sub-rule (3)(a) subs. by G.O.Ms.No.46, Rev. (Ex.II) dept., dt. 10-5-2023]

(b) The annual “Bar Excise Tax” in respect of the licences granted during the currency of the licence period, shall be on the following scales:-

- (i) Licence granted between 1st October and 31st December: Full annual “Bar Excise Tax”.
- (ii) Licence granted between 1st January and 31st March: 3/4th of annual “Bar Excise Tax”.
- (iii) Licence granted between 1st April and 30th June: 1/2 of the annual “Bar Excise Tax”.
- (iv) Licence granted between 1st July and 30th September: 1/4th of annual “Bar Excise Tax”.

Provided that if the licence is granted between 1st October and 31st December the annual "Bar Excise Tax" shall be paid in accordance with the provisions of sub-rule 3(a):

Provided further that if the licence is granted between 1st December and 31st March 50% of the “Bar Excise Tax” shall be remitted before the issue of licence together with a Fixed Deposit Receipt or a Bank Guarantee issued by a Scheduled Bank situated in Telangana in Form-3B for the remaining 50% of the “Bar Excise Tax”. If the licence is granted between 1st April to 30th September the prescribed “Bar Excise Tax” shall be paid in one lump sum before the issue of licence.

[Clauses (a) and (b) subs. by G.O.Ms.No. 220, Rev. (Excise-II), dt. 5-10-2016. w.r.e.f. 1-10-2016]

(4) In the event of failure to remit the instalment on due date, the licence shall stand cancelled automatically and all the deposits / Bank guarantees shall stand forfeited to the Government.

(5) If a licence is surrendered in the middle of the licence period, the deposits and the “Bar Excise Tax” paid shall be forfeited to the Government.

(6) In case a licence is refused, the fee paid shall be refunded.

(7) The “Bar Excise Tax” shall be paid into the concerned Government Treasury in the District in which the licensed premises is located.

[The words “Bar Excise Tax” subs. for “Licence Fee” by G.O.Ms. No. 145, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 2-6-2014].

(8) Where a licence stands cancelled or suspended for any violation of the rules and the conditions of licence, the Deputy Commissioner may order forfeiture of the deposit/Bank Guarantee furnished by the licensee either in full or in part depending upon the nature of violation and such forfeited deposit/Bank Guarantee shall be made good by the licensee within the time fixed by the Deputy Commissioner. In case the licensee fails to make good to the extent of forfeited deposit/Bank Guarantee within the time fixed the licence automatically stands cancelled.

[Rule 10 subs. by G.O. Ms. No. 596, Revenue (EX-II), Dept. dt. 26.5.2006]

CASELAW

Rule 10(3)(b)(ii):— When a specific mode of computation of the [licence fee](#) is contemplated under Rule 10(3)(b)(ii) of the Rules, basing on the month during which the licence is granted, the respondents were held not to act contrary to the said Rule. A lease cannot be said to be commenced unless and until licence is granted and any commencement of such business prior to issuance of licence, is liable to be penalized under the provisions of A.P. Excise Act and Rules. *Sri Venkata Sai Restaurant and Bar, Vemagiri, East Godavari District v. Government of A.P. and others*, 2007 (5) ALD 147.

[10-A. The licensee shall pay a Turnover Tax @ 10% including Value Added Tax (VAT) on the sale price of Indian Made Foreign Liquor and Foreign Liquor purchased from Telangana Beverages Corporation Limited when the cumulative value of his / her purchases during license year exceeds (Seven) times of the annual Bar Excise Tax including additional Bar Excise Tax.]

[Rule 10A subs. by G.O. Ms. No.46, Rev. (Ex.II) Dept. dt.10.5.2023]

11. Licensing authority:— The Commissioner shall be competent to grant prior clearance and the Deputy Commissioner shall be competent to grant the privilege of Bar. The “District Prohibition and Excise Officer” shall issue the License in the prescribed form -2B.

[The words “District Prohibition and Excise Officer” subs. for “Prohibition and Excise Superintendent” by G.O.Ms.No. 127, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 11-10-2016].

[Rule 11 subs. by G.O. Ms. No. 596, Revenue (EX-II), Dept. dt. 26.5.2006]

12. Transport permit:—The transport permit may be issued authorizing movement of Indian Made Foreign Liquor and Foreign Liquor within the State from the units of the Telangana Beverages Corporation Ltd., to the licensed premises. Such transport shall be governed by Telangana Excise (Import, Export and Transport of Indian liquor and Foreign Liquor – Permits) Rules, 2005.

13. Sale permitted at the licensed premises only:— (1) The licensee shall sell the liquor only at the premises specified in the licence.

(2)(a) No change or alternation of the licensed premises shall be made during the license period without the prior approval of the Deputy Commissioner and such change shall be permitted for valid reasons only on payment of alteration tax of Rs. 1,00,000/-

[Clause (a) Subs. by G.O. Ms. No. 221, Rev. (Ex.-II) Dept., dt. 27-9-2017]

(b) [xxx]

(c) [xxx]

[Clauses (b) & (c) omitted by G.O. Ms. No. 221, Rev. (Ex.-II) Dept., dt. 27-9-2017]

[(3) No shifting of the licensed premises shall ordinarily be permitted during the license period from one location to another. However, the shifting of the licensed premises under Form-2B may be considered by the Commissioner within the same local area jurisdiction of Smaller Urban Area / Municipality / Municipal Corporation where the bar is located subject to payment of 25% of Bar Excise Tax or **Rs.10,00,000/- (Rupees Ten lakhs only)** whichever is higher as shifting Bar Excise Tax. In case of shifting in Telangana Core Urban Region (TCUR), subject to payment of 40% of Bar Excise Tax or **Rs.16,00,000/- (Rupees Sixteen lakhs only)** whichever is higher, if the shifting of the premises of Hotel and Restaurant is permitted by such local authority of smaller urban area/Municipality / Municipal Corporation/Telangana Core Urban Region (TCUR).]

[Sub-rule (3) subs. by G.O. Ms. No. 145, Rev. (Ex.-II) Dept., dt. 14-11-2025]

CASELAW

A perusal of Rule 13 goes to show that the Deputy Commissioner of Prohibition and Excise is the competent authority to change or alter the licensed premises during the licence period and also permitted extension of the licensed premises. Insofar as the shifting is concerned, the Commissioner of Prohibition and Excise is the competent authority to permit such shifting. The rule does not specify recording any reasons, but only says that ordinarily shifting of the licensed premises shall not be permitted. However, the Commissioner of Prohibition and Excise is competent to consider such shifting on payment of Rs.10,000/-. Merely because the word “ordinarily” is mentioned under Rule 13(3) of the Rules, it cannot be said that reasons to be recorded for permitting such shifting. *Siva Priya Bar and Restaurant, Guntur District v. Commissioner of Prohibition and Excise, Hyderabad and others*, 2007 (6) ALD 485.

The licence period has been divided into four quarters consisting of three months of each quarter. If the licence is granted after completion of two quarters, licence fee has to be paid for six months i.e., for the last two quarters. There is no restriction for grant of licence even in the middle of the Excise Year and at any time.

Therefore, it cannot be said that the petitioner has got any legal right to raise any objection for shifting of the licensed premises as ordered by the Excise authorities on the application of the 4th respondent. *Siva Priya Bar and Restaurant, Guntur District v. Commissioner of Prohibition and Excise, Hyderabad and others*, 2007 (6) ALD 485.

14. License and plan of the licensed premises to be exhibited:—

The proforma licence shall be exhibited in a conspicuous place in the licensed premises. The Licensee shall also exhibit the approved drawings/ plan of the licensed premises for verification by the Inspecting authorities.

15. Hours of Business:— The licensee shall transact business from 10.00 AM to 12.00 midnight or as notified by the Government from time to time.

Provided that the 2B Licensee in respect of Four Star and above hotels in the "*Telangana Core Urban Region (TCUR)*" the bars located in the terminal building of Rajiv Gandhi International Airport, Shamshabad and also bars located in Four Star and above hotels in the Rajiv Gandhi International Airport area at Shamshabad may transact business 24 hours of a day on payment of 25% additional "*Bar Excise Tax*" for grant of such licence.

Provided further that the Commissioner of Prohibition and Excise with the approval of the Government may bring about any change during the course of licence period in the hours of business and the licensee shall observe such changed timings accordingly.

[Rule 15 Subs. by G.O. Ms. No. 240, Rev. (Ex.-II) Dept., dt. 19-12-2015]

[The words "Bar Excise Tax" subs. for "Licence Fee" by G.O.Ms. No. 145, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 2-6-2014].

[The Italic words subs. for "Greater Hyderabad Municipal Corporation area" by G.O. Ms. No. 145, Rev. (Ex.-II) Dept., dt. 14-11-2025].

16. Dry Days:— The Licensed premises shall be closed and no business transacted on the following days declared as dry days:-

- (i) 26th January - Republic day
- (ii) 15th August - Independence day
- (iii) 2nd October - Gandhi Jayanthi.

Provided that the licensee shall not be entitled to any compensation whatsoever for the closure of the licensed premises.

17. Licensee not to transfer the licence without authority:— (1) No licensee shall except with the sanction of the Commissioner of Prohibition and Excise transfer his licence to any other person. The Commissioner of

Prohibition and Excise may allow such transfer of licence on payment of the prescribed fee and on production of a certificate to the effect that no cases involving contravention of Excise Act and Rules framed thereunder are pending against him and also on production of Sales Tax/VAT Clearance Certificates and Income Tax Returns:

Provided that instead of permitting a licence to be transferred, the Commissioner may require the transferee to take out a fresh licence on payment of fees.

(2) The Bar Excise Tax payable by any licence for the privilege of having the transfer of his licence to any other person shall be [25%] of the Bar Excise Tax or [Rs.10,00,000/- (Rupees Ten lakhs only)] whichever is higher chargeable for transfer of such licence.

[Sub-rule (2) subs. by G.O.Ms. No. 134, Rev. (Ex.-II), dt. 13-12-2019]

[The figures and words subs. for “15%” and “Rs.6,00,000/- (Rupees six lakhs only)” respectively by G.O. Ms. No. 145, Rev. (Ex.-II) Dept., dt. 14-11-2025]

(3) Mere change in the name by keeping the entity intact does not amount to transfer of licence. In such cases the Commissioner of Prohibition & Excise may allow change in the trade name subject to payment of fee of [Rs. 1,00,000/- (Rupees One lakhs only)] and on production of certificates referred to in sub-rule (1) above along with the trade licence issued by the competent authority.

[The expression subs. for “Rupees Twenty-five thousand only” by G.O. Ms. No. 145, Rev. (Ex.-II) Dept., dt. 14-11-2025]

(4) When there only two partners in the firm holding the licence and one of them withdraws or expires, the entity of the firm is changed from partnership to proprietary and amounts to transfer of licence.

(5) Conversion of proprietary concern into a partnership or a company and *vice versa* shall amount to transfer of licence.

(6) In case the licence was issued to authorised representative/person of private or public limited company registered under Companies Act, the change of the authorised representative/person does not amount to transfer of licence. But for changing the authorised representative/person the prescribed fee is Rs. 50,000/-

[Rule 17 subs. by G.O. Ms. No. 214, Rev. (Ex.II) Dept., dt. 1-10-2016.]

18. Licensee not to declare any person to be or not to be his partner:— No licensee shall, except the prior permission of the Commissioner of Prohibition & Excise get any other person included as partner to his business,

or get an existing partner included so long as the partnership nature of the business does not change:

Provided that the Commissioner of Prohibition & Excise may, after such enquiry as he may deem fit, permit the licensee at the request, to get any person(s) included as partner(s), so long as the partnership nature of business does not change [on payment of a fee of 7.5% of the Bar Excise Tax or Rs. 3,00,000/- (Rupees three lakhs only) whichever is higher for inclusion or exclusion].

Provided [further] that in case of dissolution of partnership it shall notified to the Commissioner of Prohibition & Excise."

[The words "Commissioner of Prohibition & Excise" subs. for "Prohibition and Excise Superintendent" by G.O.Ms. No. 673, Rev. (Ex.II) Dept., dt. 23-6-2011]

[The first proviso and the word "further" in second proviso ins. by G.O. Ms. No.673, Rev. (Ex.II) Dept., dt. 23-6-2011]

[Subs. for "on payment of a fee of 5% of the Bar Excise Tax" by G.O. Ms. No. 134, Rev. (Ex. II), dt. 13-12-2019]

19. On death of a licensee:— A licence issued under these rules shall be only to the person named therein and on his death the heir or legal representative may apply for continuance of the licence for the leftover licence period in his name to the Commissioner of Prohibition and Excise within thirty days of the death of the licensee. The Commissioner of Prohibition and Excise may, at his discretion, continue the licence in the name of the heir or legal representative of the deceased licensee.

20. Licensee not to stock unauthorized Indian Made Foreign Liquor and Foreign Liquor:— The Licensee shall not stock or sell in the licensed premises Indian Made Foreign Liquor and Foreign Liquor of any kind which he is not authorized to buy, stock or sell under the provisions of Act or Rules, Regulations or Orders made thereunder.

21. The licensee not to stock Indian Made Foreign Liquor or Foreign Liquor at unauthorized place:— The licensee shall not stock Indian Made Foreign Liquor and Foreign Liquor in any place other than the licensed premises. The licensee shall be held responsible for any Indian Made Foreign Liquor and Foreign Liquor unauthorizedly kept outside or nearby the licensed premises.

22. Licensee to sell Indian Made Foreign Liquor and Foreign Liquor of specified Strength:— The Commissioner may, authorize the sale of any special brands of Indian Made Foreign liquor of weaker strength in a particular area, in a particular category of liquor, if he is satisfied with the wholesomeness or purity of such liquor.

23. Indian Made Foreign Liquor or Foreign Liquor not to be adulterated:— The Indian Made Foreign Liquor and Foreign Liquor offered for sale or stored in the licensed premises shall not be of substandard, deteriorated, spurious or adulterated and the licensee shall not tamper with the Indian Made Foreign Liquor and Foreign Liquor in any manner so as to alter their quality, strength, nature or quantity.

24. Adulterated Indian Made Foreign Liquor or Foreign Liquor to be seized:— It shall be competent for the inspecting officer, on finding any Indian Made Foreign Liquor and Foreign Liquor unfit for use, substandard, adulterated or spurious or in respect of which it is believed that some substance has been admixed so as to make it unfit for consumption by any process or manner, to stop it from being sold and to seize the same forthwith and take necessary further action as per the provisions of the Act.

25. Indian Made Foreign Liquor and Foreign Liquor shall not be given or sold to certain persons:— No Indian Made Foreign liquor or Foreign Liquor shall be sold or given to the following persons namely:-

- (i) Lunatics;
- (ii) Persons known or believed to be in a state of drunkenness;
- (iii) Persons about whom it is known or suspected that they are likely to participate in the commission of sedition, insurrection, breach of peace or any other similar offence threatening public peace and tranquillity;
- (iv) Employees of the Police, Prohibition and Excise and Railway Departments or Chauffeurs of motor vehicles while engaged in discharging their duties;
- (v) Soldiers in uniform and the camp servants of military officers in their uniform;
- (vi) Persons below (21) years of age.

26. Restrictions on customers in the Bar:— The customer intending to avail the service facility shall not ask for or be served Indian Made Foreign Liquor or Foreign Liquor in sealed bottles and he/she shall be served liquor only in pegs or glasses.

27. Bottles for sale to carry labels:— Every bottle of Indian Made Foreign liquor or Foreign Liquor in a Bar shall carry Excise Adhesive label on the cap of the bottle in addition to the manufacturer's label as approved by the Commissioner of Prohibition and Excise.

- (a) all the bar licences in the State shall be equipped with required systems and equipment as prescribed by Commissioner of Prohibition and Excise with full automation and shall update day to day transaction with reading of Holographic Excise Adhesive Label (HEAL);
- (b) all the bar licences in the State shall be installed minimum (04) CCTV Cameras in the entrance, liquor counters and liquor store room of the licensed premises with linkage facility to Control Rooms of Prohibition and Excise Department and instructions issued by the Commissioner of Prohibition and Excise from time to time.]

[Added by G.O.Ms. No. 134, Revenue (Excise-II), 13th December, 2019]

27-A. The licensee shall procure and install machinery with software for reading Holographic Excise Adhesive Labels, affixed on the bottles.

[Rule 27-A ins. by G.O. Ms. No. 221, Rev. (Ex.-II) Dept., dt. 27-9-2017]

28. Sale of only duty paid Indian Made Foreign Liquor or Foreign Liquor:— (1) The licensee shall sell only duty paid Indian Made Foreign Liquor and Foreign liquor.

(2) The Licensee shall purchase Indian Made Foreign Liquor and Foreign Liquor from the allotted depot of the TGBCL only on such terms as may be prescribed. However, the Commissioner of Prohibition & Excise may permit the licensee to purchase the requirement of Indian Made Foreign Liquor and Foreign Liquor from any other Depot of the TGBCL.

29. Standard measures to be kept:— The licensee shall use only standard measures, as may be prescribed by the Commissioner of Prohibition and Excise from time to time. The measures should be got duly stamped by the Weights and Measures Department.

30. Certain acts prohibited in the licensed premises:— Notwithstanding any permit/licence granted by any authority, Gambling, dancing, any other acts of disorderliness or obscenity within the licensed premises shall be strictly prohibited.

31. Harboursing of certain persons prohibited:— Persons, who are known or believed to have been convicted of any non-bailable offences, who are [xxx] prostitutes and habitual offenders, shall not be employed nor shall they be allowed to assemble or remain in the licensed premises, and if such persons visit licensed premises the matter shall be forthwith reported to the nearest Police Station by the licensee.

[xxx The word "reputed" omitted by G.O. Ms. No. 596, Revenue (EXII), Dept. dated 26.5.2006]

32. Provision for a night watchman:— No person other than a watchman shall be allowed to stay in the licensed premises during night time beyond the hours specified for closure of business.

33. Employment of servants:— (1) No women shall be employed for sale of Indian Made Foreign Liquor and Foreign liquor without the special permission of the Commissioner of Prohibition and Excise. No male person shall be appointed for such a purpose without the prior permission of the “District Prohibition and Excise Officer” and every such person whether male or female before being employed shall obtain from the “*District Prohibition and Excise Officer*”, a Nowkarnama in Form-5B, on payment of a fee of [Rs.5000/-] Per annum.

[The words “District Prohibition and Excise Officer” subs. for “Prohibition and Excise Superintendent” by G.O.Ms.No. 127, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 11-10-2016].

[For the expression “Rs.1000/-” the expression “Rs.5000/- per annum” substituted by G.O.Ms.No.46, Rev. (EX-II), Dept., dt. 10.5.2023]

(2) No Nowkarnama shall be granted to the following persons:

- i) Persons below twenty one years of age.
- ii) [xxx]

[Clause (ii) omitted by G.O.Ms.No.46, Rev. (EX-II), Dept., dt. 10.5.2023]

- iii) Persons suffering from any infectious or contagious diseases.
- iv) Persons of unsound mind.
- v) Persons who in the opinion of the “*District Prohibition and Excise Officer*” is of a bad character.
- vi) Persons whose Nowkarnama or licenses have previously been cancelled within the preceding three years.
- vii) Persons convicted of any offence under the Telangana Excise Act, (Act of 17 of 1968) or the Narcotics Drugs and Psychotropic Substances Act, 1985 (Central Act 61 of 1985) within the preceding three years.
- viii) Persons convicted under Sections 482 to 489 of the Indian Penal Code, 1860 (Central Act 45 of 1860).
- ix) Defaulters in payment of an amount due to the State Government under the Telangana Excise Act or the Rules made thereunder.

(3) All illegal things done in connection with the transport, possession or sale of Indian Made Foreign Liquor and Foreign Liquor or known to have been

done in contravention of the provisions of the Act or the rules made thereunder by the servants of the licensee shall forthwith be reported to the “*District Prohibition and Excise Officer*”, by the licensee, and such orders regarding continuance or otherwise of such servants in service as may be issued by the “*District Prohibition and Excise Officer*” shall be carried out by licensee.

[The words “District Prohibition and Excise Officer” subs. for “Prohibition and Excise Superintendent” by G.O.Ms.No. 127, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 11-10-2016].

(4) Every act of the authorized agent or servant shall be deemed to be an act of the licensee.

34. Intimation to Prohibition and Excise Officer:— The Excise Officer of the “*Telangana*” Beverages Corporation Limited depot shall mark a copy of the Transport permit to the Prohibition and Excise Station Officer concerned and the Station Officer shall inspect and verify the consignment within 3 days of the dispatch of the stocks from the “*Telangana*” Beverages Corporation Limited depot.

If the consignment is not verified within the stipulated time mentioned in the rule the licensee can take the stocks into account and sell them.

(Rule 34 subs. by G.O.Ms. No.1879, Revenue (Ex.II) dated 8.11.2005)

[The word “Telangana” subs. for “Andhra Pradesh” by G.O. Ms. No. 9, Rev (Ex.II), Dept., dt. 27-1-2015]

35. Consignments to be opened only in the presence of the Prohibition & Excise Officer:— The licence shall open the boxes or packages of all Indian Made Foreign liquor and Foreign liquors received in the licensed premises only in the presence of and after inspection by the local Prohibition and Excise Officer or in his absence by any other Prohibition and Excise Officer duly authorized in this behalf. If any box, packet, package or bottle is found doubtfully, carelessly or insufficiently sealed, the licensee shall produce it forthwith before the Prohibition and Excise Officer for noting down such damages. The articles insecurely sealed or fastened may be returned by the licensee to the consigner with the prior approval of the Commissioner of Prohibition and Excise. The Commissioner of Prohibition and Excise may allow in such an event, replenishment of stock without fresh payment of duty. The Commissioner of Prohibition and Excise shall be competent to relax the application of this rule in special circumstances.

36. No breakages or losses in transit allowed:— The Licensee is not entitled as against the Government, of any compensation or refund or reduction of duty for any loss in breakage while stocks are in transit.

37. Licensee to maintain accounts:— The licensee shall maintain full and day to day accounts of Indian Made Foreign liquor and Foreign Liquor received and disposed of in Form-6B, the pages of which are machine numbered serially. He shall also maintain such other returns as may be required by the Commissioner of Prohibition and Excise, and he shall, for each month, send monthly statements and returns before the 5th of the following months in the forms as may be fixed by the Commissioner to the “*District Prohibition and Excise Officer*” and local Prohibition and Excise Inspector. All registers should be got authenticated before use by the “*District Prohibition and Excise Officer*”.

38. Licensee to maintain brand-wise accounts:— The licensee shall also maintain in the Daily Brand-wise account in Form-7B, and furnish a statement before the 5th of each month to the “*District Prohibition and Excise Officer*” and local Prohibition and Excise Inspector. The register shall be got authenticated by the “*District Prohibition and Excise Officer*” before use and the pages machine numbered serially.

[The words “District Prohibition and Excise Officer” subs. for “Prohibition and Excise Superintendent” by G.O.Ms.No. 127, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 11-10-2016].

39. Entries in the daily accounts register:— (1) The licensee shall enter in the register in Form-6B, the full particulars of transport permit of passes and documents or trip sheets, pertaining to the stocks received by him.

(2) The moment a bottle is opened; the licensee shall make an entry in the Daily sales register and record the loose balance in each bottle at the end of the day.

40. Statements of accounts to be furnished:— The licensee shall furnish on requisition any statement of accounts, statistics or any other particulars to the licensing authority or to any other officer of the Prohibition and Excise Department not below the rank of a Prohibition and Excise Sub-Inspector.

41. Monetary transactions with officers prohibited:— Any kind of monetary transactions unconnected with the official purpose between the licensee and the personnel of the Prohibition and Excise, Police, Revenue Department and the personnel of the T.G.B.C.L is strictly prohibited.

42. Officers authorized to inspect premises:— Any officer not below the rank of a Prohibition and Excise Sub-Inspector may enter and inspect the licensed premises during the working hours and inspect and verify all the accounts, registers and stocks. It shall be competent for such inspecting officer to take such samples as might be necessary, or to take charge of such records and registers as might be necessary, and it shall be incumbent on the licensee to

offer reasonable assistance for such inspecting officers to inspect, verify and to take samples. For any records removed from the premises, the Prohibition and Excise Officer should give a receipt or in the alternative make an entry in the inspection book in this regard.

43. Inspection book to be maintained:— An inspection book in Form -8B, with machine numbered pages shall be kept in the shop for the use of the inspecting officers, and the licensee shall be responsible for the safe custody of it. The inspection book shall be the property of the Government and shall be handed over to the Prohibition and Excise Officer concerned on expiry of the period of license.

44. License to be surrendered to the licensing authority on expiry:- Every license granted under these rules, either jointly or severally to the licensee (s) named therein shall on its expiry be deemed to have been surrendered by the licensee to the licensing authority.

45. License to be cancelled under certain circumstances:— If any licence or permit has been obtained by misrepresentation or by any other fraudulent means, the licence or permit so obtained is liable to be cancelled and the licensee or the permit holder is also liable for prosecution.

46. Person holding more than one licence liable jointly and severally for all licenses:— If any licensee holds more than one licence and if any one of them is suspended or cancelled under the provisions of the Act or the rules made thereunder, the Commissioner may, for reasons to be recorded in writing order that all or any of the remaining licences or permits be cancelled.

47. Licensee to abide by the provisions of the Act etc:— Every holder of the license under these rules shall comply promptly with all orders or directions issued from time to time under the Act and the rules and orders made thereunder and shall abide by all the conditions of the licence.

48. Suspension, withdrawal or cancellation of a licence:— A licence may be suspended, cancelled or withdrawn in accordance with the provisions of Section 31 or 32 of the Act.

49. Stocks on cancellation or withdrawal of licence:— If a licence is cancelled or withdrawn during the currency of the Licence period the whole stock of IMFL and FL found in the shop shall be seized. The stock so seized shall be sold by the "*District Prohibition and Excise Officer*" to any other licensee(s) and the proceeds of the sale shall after deduction of the expenses and any other sum due to the Government shall be refunded to the licensee provided that the licence is not cancelled on account of a Criminal case.

[The words “District Prohibition and Excise Officer” subs. for “Prohibition and Excise Superintendent” by G.O.Ms.No. 127, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 11-10-2016].

50. Removal of difficulties:— If there is any doubt or dispute regarding the application or interpretation of any of these rules, the decision of the Commissioner thereon shall be final.

[Schedule under Rule 10 omitted by G.O. Ms. No. 868, Revenue dated 21.6.2007]

[FORM-1A

[See Rule-5]

Application for Grant of 2B-Bar Prior Clearance

2B-Bar Application Serial No.

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(as per office register for office use)

Details of 2B-Bar Applied for:

1. Name of Municipality/Corporation

2. Excise Station:

3. Excise District:

4. Bar Excise Tax Slab per year

(Rs.in Lakhs)

RECENT COLOR
PASS PORT SIZE
PHOTOGRAPH OF
THE APPLICANT

APPLICANT'S DETAILS:

5. Name: Mr/Mrs/Ms.: _____

6. Father/Husband Name: _____

7a. Date of Birth: _____ 7b. Age on ___ / ___ 2020 _____

ADDRESS :

8a. House No.: _____ 8b. Road/Street/Locality: _____

8c. City/Town/Village: _____ 8d. Mandal/Municipality: _____

8e. District: _____ 8f. PIN Code: _____

9a. Mobile 1: _____ 9b. Mobile 2: _____

9c. Email ID: _____

ENCLOSURE WITH APPLICATION:

12a. Self certified copy of (1) Pan Card (/X) : ___ / ___ (2) Aadhar Card
(✓/ X : ___ / ___

12 b. Original Non-Refundable Application Fee (Rs.1 Lakh) DD/Challan No. : __Dated : __

DECLARATION:

13. I/We hereby declare / Undertake that :

(a) Particulars given above are true, If found false at later stage, I/We are liable for prosecution.

(b) To be available at the place of selection. In case on selection, if/We withdraw or refuse to take Bar licence and making default of terms and conditions agree to bind myself/ourselves to pay to the Government that sum of Rs. 5 Lakhs.

(c) To abide by the provisions of the Telangana Excise Act, 1968 and Rules made there under.

Date: _____ Place: _____ Applicant Signature:]

[Form-1A subs. by G.O.Ms. No. 125, Revenue (Excise-II), 10-11-2020]

FORM-1B

(See Rule-5)

(Affix Court fee stamp of Rs.2/-)

Application for Licence by Bar

1. Name of the Applicant:
2. Full Residential address:
3. Details of prior clearance:
4. Details of Company or Partnership firm with registration particulars:
5. Details of Hotel / Restaurant etc., licence issued by competent local authority:
6. Details of Premises to be licensed:
7. His capacity to invest annually:
8. Solvency of the applicant:
9. His experience in this business, if any:
10. Details of any other licence held by him:
11. Date on which he can commence business:
12. Details of Challan:

I hereby declare that the particulars given above are true to the best of my knowledge and belief. If at a later stage any of the facts are found

to be false the licence may be cancelled and I may be prosecuted as per the Telangana Excise Act, 1968 or the Rules thereunder.

I hereby, undertake to abide by the rules and licence conditions prescribed under the Telangana Excise Act, 1968.

Signature of the Applicant

[Form -1B subs. by G.O. Ms. No. 596, Rev. (EX-II), Dept. dt. 26.5.2006]

FORM-2A

[See Rule – 5]

[Prior Clearance for Grant of Licence by Bar]

CR. No.

date:.....

Sri S/o..... R/o. Holder of a trade licence for the year issued by ... local authority / Municipality / Municipal Corporation in the name and style of M/s..... Area / Locality At D. No. Town / City is granted prior clearance for grant of licence for selling by Bar. [The Prior Clearance is valid for 90 days from the date of issue, and extendable by 60 days subject to payment of 1st Installment of Bar Excise Tax. In case of Elite bar the Prior Clearance is valid for 45 days from the date of Issue.]

[The words subs. for “The prior clearance is valid for 45 days from the date of issue” by G.O.Ms. No. 125, Revenue (Excise-II), dt. 10-11-2020]

The grant of prior clearance shall not confer any right on the applicant for grant of licence in Form-2B. The holder shall apply separately for grant of privilege to the “*District Prohibition and Excise Officer*” concerned, fulfilling all the requirements under the rules. The holder shall not claim for any compensation or loss in the event of not granting licence.

Commissioner of Prohibition and Excise.

To

Sri

Copy to the Deputy Commissioner of Prohibition and Excise.

Copy to the “*District Prohibition and Excise Officer*”

[Form -2A added by G.O.Ms. No. 596, Rev. (EX-II), Dept. dt 26.5.2006]

[The words “District Prohibition and Excise Officer” subs. for “Prohibition and Excise Superintendent” by G.O.Ms.No. 127, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 11-10-2016].

FORM-2B

(See Rule -4)

Licence for the Sale of Indian Liquor/Foreign Liquor by Bar to be Consumed on the Premises

I,... "*District Prohibition and Excise Officer*".. in consideration of the payment of a fee of Rs.....(Rs.....only), the receipt of which is hereby acknowledged and hereby licence youto sell all kinds of Indian Liquor and Foreign Liquor on the premisesbearing Nothe details of which area as follows:-

BOUNDARIES

1. East:
2. West:
3. North:
4. South:

Locality Village/Town within the marginally noted boundaries during the licence period commencing from 1st July 20... and ending with 30th June 20.... subject to the following conditions and stipulations to be observed by you the said Viz.,

1. No liquor shall be sold for removal from the licensed premises.
2. [xxx]

[Omitted by G.O.Ms.No.46, Rev (Ex.II) Dept., dt. 10.05.2023]

3. The licensee is prohibited from purifying colouring and flavouring the liquor or making any material therewith and from blending another kind of liquor with it or to keep in his possession other than authorized under this licence.
4. The Licensee is prohibited from bottling liquors,
5. The possession or sale of diluted [Indian Made Foreign Liquor and Foreign Liquor] by the licensee is prohibited,

[Subs. for "beer" by G.O.Ms.No.46, Rev (Ex.II) Dept., dt. 10.05.2023]

6. All Indian Made Foreign Liquor and Foreign Liquor sold under this licence shall be duty paid and obtained from the Telangana State Beverages Corporation Limited,
7. The licensee shall maintain and furnish to the "*District Prohibition and Excise Officer*" statistics showing the consumption of all kinds of liquors separately,

8. The Licence is not transferable,

[The words “District Prohibition and Excise Officer” subs. for “Prohibition and Excise Superintendent” by G.O.Ms.No. 127, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 11-10-2016].

9. The licence shall be subject to cancellation or suspension at will by the Commissioner of Prohibition and Excise.

10. The Licensee shall not act in any manner prejudicial to the interest of the revenues of the Government.

Date: Day of _____20_____

“District Prohibition and Excise Officer”

[Condition No.2 substituted by G.O. Ms. No. 596, Revenue (EX-II), Dept. dated 26.5.2006] [The words “Wine and Ready to Drink varieties” added by G.O. Ms. No.1070, Revenue (Ex.II) Dept., dated 15.10.2009]

[FORM 3-B

(See Rule -10)

Format of Bank Guarantee

To

The District Prohibition and
Excise Officer.....

Dear Sir,

Whereas Sri/Sarvasri.....S/o..... r/o..... occupationis/ are the licensees of Bar.....situated in..... village/ Mandal..... District.....known as and is/ are liable to pay 1st “Bar Excise Tax” instalment of Rs.payable on or before 1st October of the licence year as required under proviso to Rule 10(3)(a) of The Telangana Excise (Grant of License of Selling by Bar and Conditions of Licence) Rules, 2005 and Sri/ Sarvasri is/ are liable to furnish Bank Guarantee for the 2nd, 3rd and 4th instalments payable on or before 20th December, 20th March and 20th June of succeeding year 20— respectively according to proviso to sub-rule (3)(a) of Rule 10 of the Telangana Excise (Grant of License of Selling by Bar and Conditions of Licence) Rules, 2005.

We hereby guarantee for Rs..... (Rupeesonly) being towards second, third and fourth instalment of “Bar Excise Tax” for the licence year..... to the Government along with such interest and late fee on the above amount which may accrue.

Further we.....Bank undertake to pay the said amount guaranteed on demand from the licensing authority in case this Bank Guarantee stands

forfeited under sub-rule (4) of Rule 10 of The Telangana Excise (Grant of License of Selling by Bar and Conditions of Licence) Rules, 2005.

This guarantee shall be in force for a period of 12 (Twelve) months from the date of execution or till clearance certificate is obtained from the “District Prohibition and Excise Officer” whichever is earlier.

We undertake not to revoke this guarantee under any circumstances till clearance certificate is obtained from the “District Prohibition and Excise Officer”

Yours faithfully,

For.....Bank.]

[Form 3-B subs. for Forms 3B and 3B1 by G.O.Ms.No.46, Rev (Ex.II) Dept., dt. 10.05.2023]

[FORM-4B

(See Rule -5)

Affidavit

I /We hereby solemnly affirms and state on oath as follows:

- i) That, I/We have paid Rs. 1.00 lakh towards bar renewal fee vide Challan No. _____, dated _____
- ii) That, I/We have paid ` _____ lakhs towards first instalment of Bar Excise Tax (BET) vide challan No. _____, dt: _____, Challan No. _____, dt: _____.
- iii) That, I/We have submitted a bank guarantee for 25% of annual Bar Excise Tax. The Bank Guarantee details are as follows:-
 Bank Guarantee No.: _____
 Name of bank : _____
 Name of branch : _____
 Date of issuance of Bank Guarantee: _____
 Valid upto: _____
- iv) That I/We have paid the fee for renewal of trade license for the current financial year.[Copy attached].
- v) That I/We own the property/ possess a valid lease deed for the property, where the bar is located. [Copy of lease deed / possession documents is attached].
- vi) That, I/We shall be severally/jointly responsible to abide by the terms and conditions of the license as laid down in the license in Form

2B, dated ____ and the Telangana Excise (Grant of License of Selling by Bar and Conditions of License) Rules, 2005,

- vii) That, I/We shall abide by the provisions of Telangana Excise Act, 1968 and the rules and orders there under existing and also those that would be issued from time to time.
- viii) That, I/We shall abide by all general conditions applicable to the sale of intoxicants and also instructions issued by the Commissioner, Prohibition & Excise, in this regard from time to time.
- ix) That, I/We shall be bound to pay the “Bar Excise Tax”, excise duty and security deposit or any enhanced license fee, excise duty and security deposit and the like levied from time to time.
- x) That, I/We shall be bound to pay the penalties or “Bar Excise Turnover Tax” levied from time to time.
- xi) That, I/We hereby agree that the license is liable to be cancelled on the basis of any adverse report of investigation for any lapse which amounts to contravention of any Rule or any condition of license or any other provision of Law and also for any conviction in any criminal case at any time either in the past or in future.
- xii) If the license is surrendered in the middle of the lease period, I/ We shall not be eligible for refund of “Bar Excise Tax”
- xiii) That, if I/We fail to pay the gallonage fee, Excise Duty, Penalties or “Bar Excise Turnover Tax”, etc., if any, due to the Government on time, the license is liable to be cancelled and the entire amount so due, without prejudice to any other mode of recovery, may be recovered by way of distraining my/our movable and immovable property whatsoever I/We possess and selling the said properties under the Telangana Revenue Recovery Act, 1864 (Act No. II of 1864).

I/We hereby declare that the above information is true to the best of my/our knowledge and in case of any false declaration, the license of the bar is liable for cancellation.

Signature of deponent	Name of the bar
Name of the deponent	License number of bar
Fathers Name	Address of bar
Aadhar Number	Excise Station
Whether licensee or Authorized representative?	Excise District

*In case of multiple partners the above table shall be repeated as many times as and the number of partners.]

[Form 4B subs. by G.O.Ms.No.46, Rev (Ex.II) Dept., dt. 10.5.2023]

FORM-5B

(See Rule-33)

Nowkarnama

Here affix Photograph, of the agent or the Authorized Servant

- 0) District:
- 1) Mandal:
- 2) Village:
- 3) (i) Name of the Bar:
(ii) Number of the licence & Date:
- 4) (i) Name of the licensee:
(ii) Address :
- 5) (i) Name of the Agent or the authorized Servant:
(ii) Date of Birth/ Age:
(iii) Father's name:
(iv) Identification Marks of the Agent or the authorized servant:
- 6) Signature or thumb impression of the Agent or the authorized servant:
- 7) Signature or thumb impression of the Licensee:

Seal:

Place:

Date: *"District Prohibition and Excise Officer"*.

Note:-

1. The agent or the authorized servant shall sign or affix his thumb impression before the *"District Prohibition and Excise Officer"*.
2. The *"District Prohibition and Excise Officer"* shall attest the signature or thumb impression and also sign across the Photograph of the agent/ authorized servant under his official seal in token of its correctness.
3. The Nowkarnama shall be issued induplicate and the duplicate retained in the Office of the *"District Prohibition and Excise Officer"*.

[The words "District Prohibition and Excise Officer" subs. for "Prohibition and Excise Superintendent" by G.O.Ms.No. 127, Rev. (Excise-II), dt. 30-6-2017, w.r.e.f. 11-10-2016].

FORM-6B

[See Rule 37]

Daily Account Register

(Separate page should be set apart for each type of liquor with an index in the front page of the Register)

Name of the Licensee :

License No. and Date :

Sl.No.	Date, Month and year	Opening Stock		Receipts		Issues	
		No. of Bottles	Quarts	No. of Bottles	Quarts	No. of Bottles	Quarts
1	2	3	4	5	6	7	8
Balance		No. of date of T.P.					
No. of Bottles	Quarts	In respect of receipts Shown in Col.5,6		Signature of the Licensee		Remarks	
9	10	11		12		13	

FORM-7B

(See Rule -38)

Daily Brand-wise Account Register

(Separate page should be set apart for each type of liquor with an index in the front page of the Register)

Name of the Licensee:

License No. and Date:

Date	Item	Opening Stock (Qts)	Receipts (Qts)	Issues (Qts)	Balance (Qts)	Signature of the Licensee
1	2	3	4	5	6	7

FORM-8B

[See Rule-43]

Inspection Book

- 1) Date of Inspection,
- 2) Time of Inspection,
- 3) Name of the Officer Inspecting with his designation,
- 4) Quantity of liquors as per stock books,
- 5) Quantity found actually in stock,
- 6) Difference if any, and the reasons given by the licensee,
- 7) General conditions of the licensed premises,
- 8) Other remarks or directions, if any.

Signature of the Officer inspecting

NOTIFICATIONS

1. Additional Licence Fee for the year 2016-17 under Rule 10 (2) -Notification - Certain Amendments

[G.O.MS.No.213 Revenue (Excise-II) Dept., dt. 01-10-2016]

Read the following :-

1. The Telangana Excise (Grant of License of Selling by Bar and Conditions of License) Rules, 2005, issued in G.O.Ms.No. 997, Revenue (Ex.II) Department, Dated.24.05.2005.
2. G.O.Ms.No.9, Revenue (Ex.II) Department, Dated.27.01.2015
3. From the Commissioner of Prohibition & Excise Telangana Lr.No.2121/2016/CPE/TS/F1-4, Dated:02.6.2016, 20.06.2016 12.07.2016 and 25.07.2016.

ORDER:

The following notification will be published in an Extra-ordinary Issue of the Telangana State Gazette, dated the 01-10-2016.

NOTIFICATION

In exercise of the powers conferred by sub-rule (2) of Rule 10 of the Telangana Excise (Grant of Licence of Selling by Bar and Conditions of Licence) Rules, 2005, the Government of Telangana hereby notify the additional Licence Fee of Bar (Form2-B) Licences for the year **2016-17**, with effect from 01.10.2016 to 30.09.2017, as indicated in the **Annexure II** to this order.

ANNEXURE-II

(Sub-rule (2) of Rule 10)

(1)	(2)
Privilege by Bar for Sale of Indian Made Foreign Liquor and Foreign Liquor to be consumed on the licensed premises	(1) Premises having plinth area of upto 500 Sq mtrs , licence fee as notified
	(2) Premises having plinth area of 501 Sq mtrs and upto 750 sq mtrs 10 % additional Licence Fee as notified
	(3) Premises having plinth area of 751 Sq mtrs and upto 1000 sq mtrs 20 % additional Licence Fee as notified
	(4) Premises having plinth area of 1001 Sq mtrs and upto 5000 sq mtrs 30 % additional Licence Fee as notified

(1)	(2)
	(5) Premises having plinth area above 5001 Sq mtrs 40% additional Licence Fee as notified
	[Explanation: Licensed premises Includes, consumption hall, kitchen, liquor serving area, liquor storage room, water closet area and toilets for men and women as permitted by the licensing authority.]

[Subs. by G.O. Ms. No. 219, Rev. (Ex. II) Dept., dt. 5-10-2016, w.r.e.f. 1-10-2016.]

2. Renewal of 2B Bar Licences and Annual Bar Excise Tax for the year 2017-18

[G.O.Ms.No. 222, Revenue (Excise-II) Dept., dt. 27-09-2017]

Read the following:-

1. G.O.Ms.No. 997, Rev. (Ex-II) Dept., dt. 24-5-2005.
2. G.O.Ms.No. 7, Rev. (Ex-II) Dept., dt. 28-6-2014.
3. G.O.Ms.No. 8, Rev. (Ex-II) Dept., dt. 28-6-2014.
4. G.O.Ms.No. 87, Rev. (Ex-II) Dept., dt. 29-6-2015.
5. G.O.Ms.No. 212, Rev. (Ex-II) Dept., dt. 1-10-2017.
6. Commissioner of Prohibition & Excise Telangana, Hyderabad, Lr.No. 3168/2017/CPE/F1, dated 23-09-2017.

ORDER:

The following notification shall be published in an Extra-ordinary issue of the Telangana State Gazette, dated 27th September, 2017.

Notification

In exercise of the powers conferred by sub-rule (1) of rule 10 of the Telangana Excise (Grant of Licence of Selling by Bar and Conditions of Licence) Rules, 2005, the Government of Telangana hereby notify the annual Bar Excise Tax for the year **2017-18** with effect from 01.10.2017 to 30.09.2018, as indicated in the **Annexure** to this order.

Annexure-II

G.O.Ms.No.222, Rev. (Ex-II), Dept., dt. 27-9-2017

- a. **Rs. 30,00,000 (Rupees Thirty lakhs only)** per year in places where the population of the Municipality/Nagarapanchayat does not exceeds 50,000

- b. **Rs. 42,00,000 (Rupees Forty two lakhs only)** per year in places where the population of the Municipal Corporation/Municipality/ Nagarapanchayat is above 50,000 and does not exceeds 5,00,000
- c. **Rs. 44,00,000 (Rupees forty four lakhs only)** per year in places where the population of the Municipal Corporation/Municipality/ Nagar Panchayat is above 5,00,000 and “Telangana Core Urban Region (TCUR)”.

[Subs. for “does not exceeds 20,00,000” by G.O. Ms. No. 145, Rev. (Ex.-II) Dept., dt. 14-11-2025]

- d. [xxx]

[Deleted by G.O. Ms. No. 145, Rev. (Ex.-II) Dept., dt. 14-11-2025. Prior to deletion, it read as below:

“d. Rs. 40,00,000 (Rupees forty lakhs only) per year in places where the population of the Municipal Corporation/Municipality/ Nagarapanchayat is above 20,00,000 (GHMC area)”]

Provided that the Bar Excise Tax in respect of a 2 B Bar situated in a village/town, or any part of which is within a belt of 5 KM from the periphery of a Municipal Corporation measured in a straight line on the horizontal plane shall also be at the rate of Bar Excise Tax of Bar situated within the limits of such Municipal Corporation.

Provided further that the Bar Excise Tax in respect of a Bar situated in a village/town, any part of which is within a belt of 2 KM from the periphery of Nagarapanchayat/Municipalities, measured in a straight line on the horizontal plane shall also be at the rate of Bar Excise Tax of Bar situated within the limits of such Nagarapanchayat/municipalities.

Provided also where the Bar falls within the Belt area of a Municipal Corporation as well as Nagarapanchayat/Municipality, the Bar Excise Tax, payable shall be the Tax applicable to the Bar situated in the belt area of the Municipal Corporation.

Provided also that the Bar Excise Tax in respect of 2 B Bars situated in Tourism Centers or established under heritage scheme or Tourism Project notified by the Tourism Department of State Government or Central Government situated beyond 5 KM and 2 KM from the peripheral area of Municipal Corporation/Municipalities/ Nagarapanchayat (measured in straight line on the horizontal plane) respectively shall be **Rs.30,00,000.**

3. Sanction of new Bar Licenses for 2017-18 (with effect from 01.10.2017 to 30.09.2018) - Revised Guidelines

[G.O.MS.No.223, Rev. (Ex.-II) Dept., dt. 27-09-2017]

Read the following:-

1. G.O.Ms.No.148, Rev (Ex.II) Dept., dated 26.8.2015
2. G.O.Ms.No.211, Rev (Ex.II) Dept., dated 01.10.2017
3. From the Commissioner of Prohibition & Excise, Telangana, Hyderabad, Letter CPE Cr.No.3168/2017/CPE/Fl, dated 23.9.2017

ORDER:

In the circumstances stated by the CPE, TG Hyd., in the references 3rd, read above, After careful consideration of the proposal submitted by the Commissioner of Prohibition & Excise, Telangana, Hyderabad and in supersession of the orders issued in the reference 2nd read above, Government hereby decided that the Bar Policy for the year 2017-18 (with effect from 01.10.2017 to 30.09.2018) would be to permit new bars very sparingly at places of requirement as determined based on the following objective criteria:

I. The population of Municipal Corporations/Municipalities/Nagara Panchayats as per 2011 census be taken as basis.

II. One Bar may be granted for every 25,000 population in all the Municipal Corporations (other 'than [TCUR]/Municipalities/Nagara Panchayats i.e., for population of 0-25,000 the eligibility would be One bar, for 25,001 -50,000 population eligibility would be Two bars and so on.

III. In GHMC for every 11,000 population One bar may be granted i.e., for population of 0-11,000, the eligibility would be one bar, for 11,001-22,000 population, the eligibility would be Two bars and so on.

IV. New Bar licences may be granted to the restaurants run by Star and above category hotels located in [TCUR]/Municipal Corporations/ Municipalities/ Tourism Centers/Nagara Panchayats, irrespective of population criteria.

[The letters "TCUR" subs. for "GHMC" by G.O. Ms. No. 145, Rev. (Ex-II) Dept., dt. 14-11-2025]

V. Commissioner of Prohibition & Excise Telangana, Hyd., to issue Notification in local news papers calling applications from the intending aspirants for issue of prior clearance for establishment of 2 B Bar duly fixing last date for receipt of application. In case the number of applications filed for grant of bar licence is more than the number of bars that can be newly opened the

selection shall be made on the basis of drawl of lots among all eligible applicants and in their presence duly stipulating a date/time etc.

VI. Further, Government also be vested with special powers for relaxation of the above requirements in special circumstances as may be recommended by the Commissioner of Prohibition & Excise in special case which are called as a Elite Bar with [an additional Bar Tax] of 25% to such Bars if the premises is having following facilities and conditions stipulated in the rules in relaxation of required notifications etc:

[Subs. for “an additional Bar Excise Tax licence fee” by G.O. Ms. No. 13, Rev. (Ex.II) Dept., dt. 11-1-2018]

- Having minimum plinth dining area of 500 Sq. mtrs with facility for Café/Restaurant & Bar in respect of [TCUR] area. For all the areas other than [TCUR] the minimum plinth area/dining area should be 250 Sq.mtrs. Fully centrally air conditioned with fine dining/ 5 Star Gourmet cuisine etc.,
- Equipped with nice decors, interior with private dining rooms etc.,
- The kitchen shall be modern, maintained in a hygienic condition with exhaust fans etc.,
- Sufficient parking area should be provided, in any case not less than 250 Sq.mtrs in respect of [TCUR] area and the areas other than [TCUR], the minimum parking area should be not less than 150 Sq.mtrs.

[The letters “TCUR” subs. for “GHMC” by G.O. Ms. No. 145, Rev. (Ex-II) Dept., dt. 14-11-2025]

VII. The Additional Bar Excise Tax shall be collected basing on the plinth area of licensed premises.

VIII. The 2B licensee shall pay Bar Excise Turnover Tax @9% and Value Added Tax (VAT) thereon, on the sale price of Indian Made Foreign Liquor and Foreign Liquor purchased from the Telangana State Beverages Corporation Limited, when the cumulative value of his/her purchases during license year exceeds (Five Times) of the Annual Bar Excise Tax. For the purpose of calculation of Bar Turnover Excise Tax, the Annual Bar Excise Tax shall include Bar Additional Excise Tax basing on plinth area.

IX. All the 2B Bars in the State shall procure and be equipped with required machineries for reading of Holographic Excise Adhesive Labels (HEAL).

X. The location of Bars on the National and State Highways, shall be as per the guidelines given by the Hon'ble Supreme Court of India in C.A. No. 12164-12166 of 2016, dt:15-12-2016 and subsequent order dated: 31-03-2017 and clarifications issued in SLP (Civil) No. 10243 of 2017, dt: 11-07-2017 shall be strictly adhered to.

3. The Commissioner of Prohibition & Excise, Telangana, Hyderabad, shall take necessary action in the matter accordingly.

4. Permission sell/serve liquor by 2B (Bar) 1 hour extra in [Telangana Core Urban Region (TCUR)] on all Fridays and Saturdays

[G.O.Rt.No.339, Rev. (Ex.-II) Dept., dt. 1-8-2018]

Read the following:

1. Representation from Hotels & Restaurants Association of Telangana State (Regd. No 444/2013), A Member of FHRAI, dated 19-2-2018
2. Minutes of the Meeting held on 2-5-2018
3. From the CPE, TG, Hyd., Letter No. 3168/2017/CPE/TG/F1, dated 26-6-2018.

In the circumstances reported by the Commissioner of Prohibition & Excise, Telangana, Hyderabad in the reference 3^d read above, Government after careful examination of the matter hereby permit him to extend the Business hours in respect of 2B Bars falling within [Telangana Core Urban Region (TCUR)] on the following days only, during the course of License period, under proviso of Rule 15 of Telangana State Excise (Grant of License of Selling by Bar and Conditions of License) Rules, 2005.

[The words "Telangana Core Urban Region (TCUR)" subs. for "GHMC and 5 KM periphery of GHMC" by G.O. Ms. No. 145, Rev. (Ex-II) Dept., dt. 14-11-2025]

S. No	Name of the day	Existing business hours	Now read as
1	Friday	10.00 AM to 12:00 Midnight	10.00 AM to 1.00 AM i.e., Saturday
2.	Saturday	10.00 AM to 12.00 Midnight	10.00 AM to 1.00 AM i.e., Sunday

2. The Commissioner of Prohibition & Excise, Telangana, Hyderabad, shall take necessary action in the matter accordingly.
