


**GOVERNMENT OF JAMMU AND KASHMIR**  
**OFFICE OF THE EXCISE COMMISSIONER**  
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**Order No. 56/EC of 2020**  
**Dated: - 22.07.2020**

**Sub: - Strengthening of Excise Enforcement Wing.**

1. Whereas, it has been observed that the Enforcement Wing entrusted with the job of enforcement and vigilance generally restricts itself to the field duties like laying nakas and carrying out raids in the premises suspected to be utilized for committing offences under the Excise Act/Rules particularly under section 48, 50 and 50-A.
2. Whereas, there are reports that excise offences and allied malpractices are also resorted in Distilleries/Bottling Plants/Breweries, wherein, in addition to the staff deployed by Deputy Excise Commissioner, Distilleries, there is need of second tier of surveillance. The other outlets of retail and trade like Wine shops, Bars, Canteens and the Army depots also require constant monitoring and surprise checks.
3. Whereas, the Excise Act Svt., 1954 empowers all Inspectors, Sub-Inspectors, Head Armed Guards and Head Guards of the Excise and Taxation Department for the purpose of enforcement of section 48, 50 and 50-A by way of arrest without warrant and the officials may seize and detain any liquor, drug and other article which is believed to be liable to confiscation under the Act.
4. Whereas, such Head Armed Guards and Excise Guards alongwith Sub-Inspectors and Inspectors are already empowered vide Order No. 159-F of 1958 dated 07.04.1958 and in exercise of such powers, the Excise officials are expected to discharge their legitimate duties.

Therefore, in order to strengthen and streamline the functioning of enforcement wing, and in view of the above, it is ordered as under;

  
22.7.20

- A) The Excise and Taxation Officer (Enforcement) shall report directly to the Commissioner and all the enforcement staff viz Excise Guards, Excise Head Armed Guards as the case may be, shall report to him/her all the cases of Excise offences noticed by them. The Excise Guards shall be equally competent to make search, seizure and arrest as applicable to the Sub-Inspectors and in case of any arrest, the procedure contained under section 30 of the Act shall be followed in strict sense.
- B) The inspection of Retail outlets, Bars, Unit Canteens etc shall be carried out in parallel at random by the Enforcement Wing under the command and control of Excise and Taxation Officer (Enforcement) and the team shall also inspect and verify the manufacturing/bottling process to curb/detect any violation of the terms and conditions of licence.
- C) The Excise and Taxation Officer (Enforcement) shall have all the powers of internal vigilance of the Department for bringing transparency and accountability in the organization and shall recommend appropriate action on case to case basis to the Commissioner.

(Rajesh Kumar Shavan) KAS  
Excise Commissioners, J&K

22. 7. 20

Dated:- 22-7-2020

No: - EC/2020/250/1074-81

Copy to the:-

1. Financial Commissioner, Finance Department, J&K, Srinagar for information.
2. Deputy Excise Commissioner, Accounts, Jammu for information.
3. Deputy Excise Commissioner, Executive, Jammu/Kashmir for information.
4. Deputy Excise Commissioner, Distilleries, Jammu for information.
5. Principal, Training Institute, Nagrota for information.
6. All Excise and Taxation Officers for information and necessary action.
7. Excise and Taxation Officer, Enforcement for compliance.