

# OFFICE OF THE EXCISE COMMISSIONER,

EXCISE AND TAXATION COMPLEX,  
RAILHEAD COMPLEX, JAMMU.

**Subject:- Excise Policy 2022-23 -Relaxation thereof.**

**Order No. 39 EC of 2022**

**Dated 09-05-2022**

1. Whereas, as per Excise Policy 2022-23 issued vide notification No. SO 71 dated 22-02-2022 Finance Department, various locations for grant of Type-C (JKEL-2) were put on e-auction in UT of Jammu and Kashmir;
2. Whereas, the last date for submission of bid amount and submission of documents by the H1 bidders for e-auction 2022-23 was notified vide this office Order No. 329 EC of 2022 dated 10-03-2022
3. Whereas, this office received representations from H1 bidders regarding extension of timeline for submission of property certificates.
4. Whereas a formal communication was forwarded to Finance Department vide this office letter No. EC/Exc/JKEL-2/e-auction 2022-23/9227 dated 29-03-2022 to seek direction from the higher authority, as recommended by the Committee constituted vide Government Order No 43 FD of 2022 dated 28-02-2022.
5. Whereas Finance Department vide letter No. FD-ET/27/2022-09/FD dated 04-04-2022 advised this department to settle the issue as per the Excise Policy 2022-23.
6. Whereas, as per clause 29 of the Excise Policy 2022-23,  
*“the Excise Commissioner may relax the requirement of the time line for submission of formalities required for grant of license (JKEL-2) in exceptional circumstances considering the undue hardship caused to the successful bidders and the reason thereof shall be recorded in writing. However, the Excise Commissioner shall ensure that there is no court direction or order to the contrary before granting such relaxation.”*
7. Whereas, this office extended the time line for submission of documents two times vide order number & dates mentioned below:-

8.

| S.No | Order No & date                   | Time line extension for submission of documents upto | Remarks                                                                                              |
|------|-----------------------------------|------------------------------------------------------|------------------------------------------------------------------------------------------------------|
| 1    | 09 EC of 2022<br>Dated 05-04-2022 | 20-04-2022                                           | Extended due to strike of Revenue officials.                                                         |
| 2    | 25EC of 2022<br>Dated 21-04-2022  | 07-05-2022                                           | Extended due to deployment of officers/officials at National Panchayat Day at Palli, District Samba. |

Whereas, as per the information received from field functionaries of this department, the status position of requisite documents is indicated as under:-

| S.No | No. of JKEL-2 Vends put to e-auction | Vends cleared for allotment | Applied for premises clearance (To be issued by DM) | Premises clearance issued | Applied for property certificates (To be issued by Revenue Deptt) | Property certificates issued | Character certificates issued (To be issued by District SPs) |
|------|--------------------------------------|-----------------------------|-----------------------------------------------------|---------------------------|-------------------------------------------------------------------|------------------------------|--------------------------------------------------------------|
| 1    | 279                                  | 251                         | 249                                                 | 224                       | 250                                                               | 238                          | 246                                                          |

Now therefore, in view of above and in the interest of Government revenue the timeline for submission of below mentioned documents is hereby extended upto 21-05-2022 till 04:00 PM.

- I. Immovable Property Certificate. (As per clause 2.4.3 (3) of Excise Policy 2022-23 and clause VI (c) of Bid Document)
- II. Premises Clearance Certificate. (As per clause 2.4.8 of Excise Policy 2022-23 and clause IX of Bid Document 2022-23)
- III. Character Certificate. (As per clause 2.4.3 (5) of Excise Policy 2022-23 and clause VI (e) of Bid Document 2022-23)

This relaxation is however, subject to Hon'ble Court directions/order, contrary to it, if any.

  
 Excise Commissioner, J&K  
 Dated 07-05-2022

No. EC/Exc/e-auction-II/2021-22/1256-62

Copy to the:

1. Financial Commissioner (Additional Chief Secretary), Finance Department, J&K, Civil Secretariat, Jammu
2. Deputy Excise Commissioner, Executive Jammu/Kashmir.
3. Excise & Taxation Officers concerned.
4. Programmer / I/C website.
5. All concerned for information.
6. Concerned file