

Source: sooperkanoon.com/act/629084

The Odisha Excise Act, 2005

Section 53 - Presumption as to possession of intoxicant by the accused :— In an offence under, Section 52 of this Act, if it is

(a) intoxicant; or (b) still, utensil, implement or apparatus whatsoever for the manufacture of any intoxicant other than tari; or . (c) any material, which has undergone any process towards the manufacture of any intoxicant or from which an intoxicant has been manufactured; the Court shall presume that the seized liquid or materials or other things are recovered from the conscious possession of the accused unless and until the contrary is proved. Explanation : trained Excise Officer shall mean an officer who has undergone distillery training and obtained a certificate from the concerned Superintendent of Excise.