

## **Bengal Excise Act, 1909**

### **Section 43 - Power to withdraw license, etc 5050. Words ins. by Ben. Act 7 of 1914**

section 85, sub-section (2), clause (i)], the authority who granted any license, permit or pass under this Act may cancel or suspend it (a) if it is transferred or sublet by the holder thereof without the permission of the said authority ; or (b) if any duty 4545. Words subs. for the words "any document, which throws or is likely to throw any light on the alleged offence." by W.B. Act 34 of 1965. [, tax] or fee payable by the holder thereof be not duly paid ; or (c) in the event of any breach by the holder thereof, or by any of his servants, or by any one acting on his behalf with his express or implied permission, of any of the terms or conditions thereof ; or (d) if the holder thereof is convicted of any offence punishable under this Act or any other law for the time being in force relating to revenue, or of any cognizable and non-bailable offence, or of any offence punishable 4646. Sec. 69A ins. by Ben. Act 7 of 1914. [under the Dangerous Drugs Act, 1930, {or under the Trade and Merchandise Marks Act, 1958 or under any of sections 479 to 489 of the Indian Penal Code, or under the Medicinal and Toilet Preparations (Excise Duties) Act, 1955}]; or 4747. Words "a Collector or" om. by Ben. Act 7 of 1914. (e) if the holder thereof is subjected to any penalty under Chapter XIV of the Customs Act, 1962; or (f) where a license, permit or pass has been granted on the application of the holder of an exclusive privilege granted under section 22, on the requisition in writing of such holder, or (g) if the conditions of the license, permit or pass provide such cancellation or suspension at will. (2) When a license, permit or pass held by any person is cancelled under clause (a), clause (b), clause (c), clause (d) or clause (e) of subsection (1) the authority aforesaid may cancel any other license, permit or pass granted to such person 4848. Words subs. by the Government of India (Adaptation of Indian Laws) Order, 1937 and the Adaptation of Laws Order, 1950. [by, or by the authority of, the 49(State) Government] under this Act, or under any other law for the time being in force relating to excise, or under the Opium Act, 1878. (3) The holder of a license, permit or pass shall not be entitled to any compensation for its cancellation or suspension under this section, or to the refund of any fee paid or deposit made in respect thereof. 1) Whenever the authority which granted any license, permit or pass under this Act considers that the license, permit or pass should be withdrawn for any cause other than those specified in