

Bengal Excise Act, 1909

Section 90 - Power of State Government to exempt intoxicants from provisions of Act The 2121. Words subs. by the Government of India

section 45, and (c) all amounts due to the 2121. Words subs. by the Government of India (Adaptation of Indian Laws) Order, 1937 and the Adaptation of Laws Order, 1950. [State Government] by any person on account of any contract relating to the excise-revenue, may be recovered from the person primarily liable to pay the same, or from his surety (if any), by distress and sale of his movable property, 2222. Words subs. for the words "or by the process prescribed" by W.B. Act 34 of 1965. [and shall also be recoverable by the process authorised] for the recovery of arrears of revenue. (2) When a grant has been taken under management by the Collector, or has been transferred by him, under section 45, the Collector may recover, in any manner authorized by sub-section (1), any money due to the grantee by any lessee or assignee. (3) When any money is due, in respect of an exclusive privilege to a grantee referred to in section 23, from any person holding under him, such grantee may apply to the Collector, and the Collector may recover such money on his behalf in either of the ways provided by sub-section (1) : Provided that nothing in this sub-section shall affect the right of any such grantee to recover any such money by civil suit. Adaptation of Indian Laws) Order, 1937 and the Adaptation of Laws Order, 1950. [State Government] may, by notification, either wholly or partially, and subject to such condition (if any) as it may think fit to prescribe, exempt any 23[intoxicant] from all or any of the provisions of this Act, either throughout 2424. Words subs. for the word "Bengal" by the Indian Independence (Adaptation of Bengal and Punjab Acts) Order, 1948. [West Bengal] or in any specified local area, or for any specified period or occasion or as regards any specified class of persons.