

**പതിമൂന്നാം കേരള നിയമസഭ**  
**ഒൻപതാം സമ്മേളനം**

നക്ഷത്രചിഹ്നമിടാത്ത  
ചോദ്യം നമ്പർ : 3366

24-06-2013 ൽ മറുപടിക്ക്

**എക്സൈസ് ഉദ്യോഗസ്ഥർക്ക് നൽകുന്ന പാരിതോഷികം**

ചോദ്യം

ശ്രീ. എ.എ. അസീസ് :

ഉത്തരം

ശ്രീ. കെ. ബാബു  
(മന്ത്രിസഭാസമരം, തുറമുഖവും, എക്സൈസും  
വകുപ്പ് മന്ത്രി)

എ) സ്പെഷ്യൽ ഫിസിയോട്ടെറപ്പിസ്റ്റ് ഉദ്യോഗസ്ഥർക്ക് പാരിതോഷികം നൽകാൻ തീരുമാനം കൈക്കൊണ്ടിട്ടുണ്ടോ ; ഉണ്ടെങ്കിൽ വിശദമാക്കുമോ ; ഉത്തരവിന്റെ പകർപ്പ് ലഭ്യമാക്കുമോ ;

എ) The Kerala Abkari (Grant of Rewards) Rules, 1975 പ്രകാരം, സ്പെഷ്യൽ ഫിസിയോട്ടെറപ്പിസ്റ്റ് ഉദ്യോഗസ്ഥർക്ക് പാരിതോഷികം നൽകാൻ വ്യവസ്ഥയുണ്ട്. പ്രസ്തുത നിയമത്തിൽ, 17-09-2012 തീയതിയിലെ G.O.(P). No. 163/2012/TD നമ്പർ ഉത്തരവിലൂടെ ഭേദഗതി വരുത്തിയിട്ടുണ്ട്. ; ഉത്തരവിന്റെ പകർപ്പ് അടക്കം ചെയ്യുന്നു.

ബി) ഫിസിയോട്ടെറപ്പിസ്റ്റ് ഉദ്യോഗസ്ഥരുടെയും വാഹനത്തിന്റെയും വില കണക്കാക്കുന്നതെങ്ങനെയെന്ന് വ്യക്തമാക്കുമോ ; വിലയുടെ എത്ര ശതമാനമാണ് പാരിതോഷികം നൽകുന്നത് ;

ബി) ഫിസിയോട്ടെറപ്പിസ്റ്റ് ഉദ്യോഗസ്ഥരുടെയും വാഹനത്തിന്റെയും വില കണക്കാക്കുന്നതെങ്ങനെയെന്ന് വ്യക്തമാക്കുമോ ; വിലയുടെ എത്ര ശതമാനമാണ് പാരിതോഷികം നൽകുന്നത് ;

(മറുപടിയ്ക്ക)

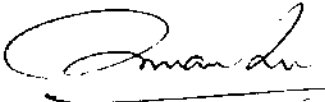
നിശ്ചയിക്കുന്ന മാർക്കറ്റ് വിലയുടെ നാലിലൊന്ന് തുക, വില്പന നടപടികൾ പൂർത്തിയാക്കി, ബന്ധപ്പെട്ട ഉദ്യോഗസ്ഥർക്ക് പാരിതോഷികമായി നൽകാൻ വ്യവസ്ഥയുണ്ട്.

സി) പാരിതോഷികം നൽകുന്നതിനുള്ള തുക കണ്ടെത്തുന്നതെങ്ങനെയാണ് ;

സി) പിടികൂടുന്ന സ്പ്രിന്റ് സർക്കാർ നിശ്ചയിച്ചിട്ടുള്ള വിലയ്ക്ക് നിയമാനുസരണമുള്ള സ്ഥാപനങ്ങൾക്ക് കൈമാറുമ്പോൾ ലഭിക്കുന്ന തുകയുടെ 25% പാരിതോഷികം നൽകുന്നതിനായി കണ്ടെത്തും. അതുപോലെ, സ്പ്രിന്റ് പിടികൂടിയ വാഹനം കണ്ടുകെട്ടി ലേലനടപടികൾക്ക് വിധേയമാക്കി, ലേലംകൊള്ളുന്ന തുകയുടെ നാലിലൊന്ന് തുക, അഥവാ മെക്കാനിക്കൽ എഞ്ചിനീയർ നിശ്ചയിക്കുന്ന മാർക്കറ്റ് വിലയുടെ നാലിലൊന്ന് തുക, വില്പന നടപടികൾ പൂർത്തിയാക്കി, പാരിതോഷികം നൽകുന്നതിനായി കണ്ടെത്തും.

ഡി) പാരിതോഷിക ഇനത്തിൽ നാളിതുവരെ എത്ര തുക ചെലവഴിച്ചു എന്ന് വ്യക്തമാക്കുമോ ?

ഡി) 5,17,448 /- രൂപ ചെലവഴിച്ചിട്ടുണ്ട്.

  
സെക്ഷൻ ഓഫീസർ



**GOVERNMENT OF KERALA**

**Abstract**

**TAXES DEPARTMENT—EXCISE—THE KERALA ABKARI (GRANT OF REWARDS)  
RULES, 1975—AMENDMENTS—ORDERS ISSUED**

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**TAXES (G) DEPARTMENT**

**G. O. (P) No. 163/2012/ID. Dated, Thiruvananthapuram, 17th September, 2012.**

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- Read:*
1. G. O. (P) No. 58/83/ID dated 12-9-1983.
  2. G. O. (P) No. 119/86/ID dated 11-9-1986.
  3. G. O. (P) No. 37/2007/ID dated 5-3-2007.
  4. Letter No. XA3-22570/06 dated 30-6-2011, 6-1-2012 from the Excise Commissioner, Thiruvananthapuram.

**ORDER**

The Commissioner of Excise submitted a proposal for amending the Kerala Abkari (Grant of Rewards) Rules, 1975 vide letter 4th paper read above. Government have examined the matter in detail and order to make the following amendments to the Kerala Abkari (Grant of Rewards) Rules, 1975.

In rule 3—

(2) for sub rule (ii), the following sub-rule shall be substituted, namely:—  
the amount of cash reward that may be granted shall not exceed the following amount in each case;

- |   |   |
|---|---|
| 1. Assistant Commissioner of Excise or Officers of equivalent category in other Departments.        | ₹ 1,500 (Rupees One Thousand and Five Hundred only) |
| 2. Circle Inspector of Excise or Officers of equivalent category in other Departments.              | ₹ 1,000 (Rupees One Thousand only)                  |
| 3. Excise Inspectors/ Assistant Inspectors or Officers of equivalent category in other Departments. | ₹ 750 (Rupees Seven Hundred and Fifty only)         |
| 4. Excise Preventive Officers or of Officers equivalent category in other Departments.              | ₹ 500 (Rupees Five Hundred only)                    |
| 5. Excise Guards and Drivers and Officers of equivalent category in other Departments.              | ₹ 300 (Rupees Three Hundred only)                   |

(b) Provided that notwithstanding anything contained in the above sub-rule, if the contraband liquor seized is potable spirit, it shall be lawful to grant a reward not exceeding 25% of the value of such spirit to the Excise Officers who effected the seizure. If such spirit is seized from any vehicle, the Excise Officers are eligible for an additional reward of 1/4th of the auction price of the confiscated vehicle or 1/4th of the market value of the seized vehicle in other cases.

(c) In Explanation (2) thereof, towards the end, the words, "after final disposal of the case" the word "case" shall be modified as "vehicle".

(3) In rule 8, the word, "Circle Inspector of Excise", wherever it appears, shall be omitted and the word "Assistant Commissioner of Excise" shall be substituted

The amendment shall have prospective effect only.

By order of the Governor,

A. AJITHKUMAR,  
Secretary to Government.

To

1. The Excise Commissioner, Thiruvananthapuram.
2. All Deputy Excise Commissioners.
3. All Assistant Excise Commissioners.
4. All District Collectors.
5. The Director, I&PRD, Thiruvananthapuram.
6. Stock File /Office Copy.

# THE KERALA ABKARI (GRANT OF REWARDS) RULES 1975\*

Government hereby make the following rules viz; The Kerala Abkari (Grant of Rewards) Rules, 1975.

**1. Title, extent and commencement.**— These rules may be called the Kerala Abkari (Grant of Rewards) Rules, 1975.

(2) They shall extend to the whole of the State of Kerala.

(3) They shall come into force at once

**2. Eligibility for rewards.**— Rewards may be granted to:

(i) persons who effect or co-operate in the:-

(a) seizure of articles liable to confiscation under the Abkari Act, or the Medicinal and Toilet Preparations (Excise Duties) Act, or

(b) detection or prosecution of offences against the provisions of those Acts.

**Explanation:**— (i) The following persons shall be deemed as persons who co-operate in the seizure or in the detection of offences.

(a) persons who do any physical act assisting the seizure of articles from the offenders or their associates.

(b) Persons who accompany the detecting party and do anything actively for successful detection of the cases.

(2) Persons though not present at the scene of the seizure or arrest but are actually engaged in watching the house or patrolling the adjoining locality to prevent escape of the offenders will also be treated as persons who co-operate in the detection of offences. But persons simply taking over persons or property seized by others and those who merely witness searches or mahazar cannot as a general rule be held to merit a reward.

(ii) Informers,-

**Explanation:**— Only the original informant and not any person who performs the unimportant function of simply passing on the information second hand, will be treated as informer.

(iii) Persons who have otherwise actively contributed to the detection of offences and the conviction of offenders under the Acts mentioned.

\* Published in K.G. No. 25 dt. 24-6-1975 and issued under G.O. (P) 6775/TD dt. 31-5-1975.

**3. Grant of rewards.**— The rewards shall be made in cash. The amount of reward that may be granted shall not exceed in each case:

(i) 25% of the compounding fee collected or 50% of the penalty realised plus 50% of the amount of sale proceeds of the liquor or drugs or medicinal and toilet preparations confiscated.

**Explanation:**— For the purpose of this rule the proceeds of the confiscated liquor or drug shall be taken to be the amount of duty leviable thereon irrespective of the fact whether the liquor or drug is actually sold for consumption or destroyed.

(ii) Rs.200 in cases in which a sentence of imprisonment alone is awarded and no fine is imposed or realised or no confiscation is ordered.

**4. Powers to grant the rewards.**— (i) The Commissioner of Excise shall be competent to grant rewards in each case up to Rs.1,000 (Rupees one thousand).

(ii) The Commissioner of Excise may also sanction at his discretion an expenditure not exceeding rupees one hundred in each case for the employment of informers or for any other purpose connected with the prevention or detection of any offence against the Laws relating to Excise Revenue.

(iii) the aggregate expenditure incurred in one financial year towards grant of rewards shall not exceed '[15,000 (Rupees fifteen thousand only)].

**5. Cases requiring government sanction.**— (i) In all case where the reward proposed and expenditure to be incurred exceeds the amounts mentioned in rule 3, previous sanction of the Government shall be obtained.

(ii) Rewards in special cases may with the previous sanction of the Government, be made in any form other than cash rewards.

**6. Adjustment of payments made to informants.**— If any reward is ultimately sanctioned to any informant, the amount advanced if any, under Rule 4(ii) shall be adjusted at the time of sanction of the reward.

**7. Restrictions for the grant of rewards in cases subject to appeal.**— (i) In cases subject to appeal no reward shall be granted unless the appeal if preferred has been disposed of or when no appeal has been preferred until the expiration of period fixed for appeal.

(ii) No reward shall be granted when a conviction has been quashed on appeal on the ground that the evidence for the prosecution is false.

(iii) No reward shall be given to any person who subsequent to his good work, has sided with the accused in his deposition before the court or who is remarked by the Court to have acted wrongly or maliciously in the detection or investigation of the case.

**8. Rewards to members of Excise and Prohibition Service.**— No reward shall ordinarily be granted to any officers of and above the rank of Circle Inspector of Excise. Rewards may, however, be granted to officers of and above the rank of Circle

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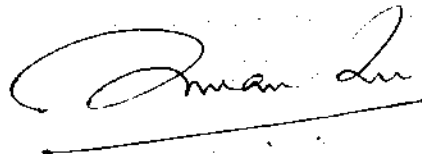
shall be

Inspector of Excise, in cases in which the Excise Commissioner is satisfied that a service of special merit or an act of commendable bravery has been performed by such officer in respect of the detection or prevention of an offence or that he has successfully conducted the prosecution in the case of exceptional difficulty. Previous sanction of Government shall be obtained for the payment of the reward to Gazetted officers belonging to the state services.

**9. Rewards to officers of departments other than Excise Department .-**  
Rewards to officers of other department shall be made through the heads of departments concerned.

**10. Procedure for grant of rewards.-** Whenever a reward is to be granted, the Officer-in-charge of the division concerned shall prepare and forward to the Dy. Commissioner of Excise a statement of the case as also a recommendation in respect of the reward to be granted. On receipt of such statement the Dy. Commissioner may make his own recommendation to the Commissioner Excise. On receipt of sanction, the Officer-in-charge of the division will draw and disburse the amount.

**11. Grant of rewards is always a matter of discretion and nothing in these rules shall be construed as conferring a legal right on any person to claim a reward.**



SECTION OFFICER