



The Gujarat Government Gazette EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. V]

WEDNESDAY, MAY 13, 1964/VAISAKHA 23, 1886

Separate paging is given to this Part in order that it may be
filed as a separate compilation

PART IV

Acts of the Gujarat Legislature and Ordinances promulgated and
Regulations made by the Governor.

The following Act of the Gujarat Legislature having been assented to by the President on the 26th April 1964, is hereby published for general information.

SUMANT M. VIDYARTHI,
Secretary to the Government of Gujarat,
Legal Department.

GUJARAT ACT NO. 16 OF 1964.

(First published, after having received the assent of the President in the *Gujarat Government Gazette* on the 13th May 1964).

An Act further to amend the Bombay Prohibition Act, 1949.

It is hereby enacted in the Fourteenth Year of the Republic of India as follows :—

1. This Act may be called the Bombay Prohibition (Gujarat Amendment) Act, 1963. Short title.

Bom. XXV of 1949. 2. In clause (10a) of section 2 of the Bombay Prohibition Act, 1949 (hereinafter referred to as "the principal Act") for the words "any preparation made with denatured spirit" the words "any liquid preparation made with and containing denatured spirit" shall be substituted. Amendment of section 2 of Bom. XXV of 1949.

Insertion of
section 115A
in Bombay
XXV of 1949.

3. After section 115 of the principal Act, the following section shall be inserted, namely :—

Venue of trial
of offence of
consumption
of intoxicant
or hemp.

“115. A. Notwithstanding anything contained in the Code of Criminal Procedure, 1898, an offence of consumption of any intoxicant or hemp specified in clause (b) of sub-section (1) of section 66, may be tried by a Magistrate having jurisdiction either at the place in which the offence was actually committed or at any place in the State in which the offender may be found.”.

Amendment
of section 120
of Bom. XXV
of 1949.

4. In section 120 of the principal Act,—

(1) in clause (c), the word “and” occurring at the end shall be omitted;

(2) after clause (c), the following clause shall be inserted, namely :—

“(cc) destroy any earthen pot or other receptacle found hanging on a toddy producing tree, if he is satisfied that the person by whom or on whose behalf the pot or receptacle is so hung is not known or cannot be found and he has reason to believe that an offence specified in clause (c) or (d) of sub-section (1) of section 66 is committed; and”