



**COVID-19 URGENT**

OFFICE OF THE DISTRICT MAGISTRATE & COLLECTOR, JHARSUGUDA

**ORDER**

No. 6418 /Emg.

Dated : 26<sup>th</sup> May 2020

**Whereas** all IMFL/FL ON & OFF Shops in the district were closed vide this office order No. 471/Ex. Dated 26.04.2020 in view of lockdown to contain the spread of COVID-19 pandemic.

**Whereas** MHA, Govt. of India vide order No.40-3/2020 DM-I(A) Dtd.17.5.2020 extended lockdown till midnight of 31.5.2020 and imposed no restriction on opening of Excise Shops except in containment zones and in shopping malls; And

**Whereas** after opening of OFF shops in different states, huge crowd was seen in front of liquor shops violating the social distancing guidelines of Govt. issued for containment of COVID-19 virus.

**Whereas** Govt. in Excise Department in exercise of the powers conferred by section 93 of the Odisha Excise Act, 2008 hereby allows home delivery of liquor by the existing F.L. OFF shop / F.L. ON shop licensees (except those situated in containment zones and in shopping malls).

**Whereas** Home delivery of liquor can be taken up by retailers directly and also through their authorised agents and authorised agents for this purpose would mean food aggregators, standard technology platforms/delivery service providers acting as retail aggregators etc. having NOC from the Excise Commissioner for this purpose.

**Whereas** the Collector & District Magistrate as the head of the District Disaster Management Authority is empowered vide order No. 158/SRC Dtd 28.01.2013 and under the Disaster Management Act-2005 to take district specific decision.

Now therefore the FL OFF & ON shops listed at the Annexure are allowed to conduct Home delivery as per the options received from them and mentioned correspondingly in the attested list as attached. As the retailers in the district do opt direct delivery, they will have to strictly adhere to the following :

**Direct delivery by retailers**

1. ON/OFF shop licensees will prominently display their phone/mobile/whatsapp No./e-mail Id /UPI details for receiving the orders and facilitating digital payments outside their shop.
2. The orders for home delivery of liquor can be received by the retailers verbally over phone or through SMS, whatsapp, e-mail etc. The same shall be recorded by the retailer.
3. The retailer shall maintain an order register detailing therein the Date-wise SL. No., Name and Address of the persons placing orders, description of quantity and category of liquor ordered, status of delivery etc. Once delivery for the same is successfully done, the date and time of delivery should be updated in the register.
4. The retailers can engage additional staff for the purpose of carrying out home delivery.
5. Retailers should insist on payment from the consumers through one of the digital modes which will facilitate contactless transaction and ensure social distancing.

They need to identify staff for home delivery and designate the vehicles. The list of such staff and vehicles is to be made available to the District Administration before the operation is started. Besides, ID cards are to be issued by the respective shop owners to these Carriers. Liquor will be made available to the designated staff for home delivery only at notified premises of the licensed retailers. The Name, MRP and all other relevant information relating to the product / brand displayed by the retailer will be exactly as per approved list available in the OSBC website (osbc.co.in).

The staffs to carry the stuff for home delivery need to observe the norms of COVID-19 i.e. wearing of mask, maintenance of 6 feet distance while accepting and delivery the consignment and frequent use of sanitizer. No person showing any symptom of COVID-19 or if sick should be engaged for home delivery.

The retailer will have to submit a daily report giving the detailed account of home delivery order received and executed, the volume and value, type of liquor etc. in the format prescribed by the Excise Commissioner to the Superintendent of Excise, Jharsuguda at the end of every day, who will in turn put up the same to the Collector & District Magistrate for perusal.



The maximum quantity of liquor to be transported and delivered to an individual against an order will stand limited to the quantity prescribed under the Odisha Excise Rules, 2017.

The restrictions regarding age and other restrictions as specified U/R 37 of Odisha Excise Rule, 2017 will also apply to sale of liquor through home delivery. The retailers have to develop appropriate mechanism to ensure this.

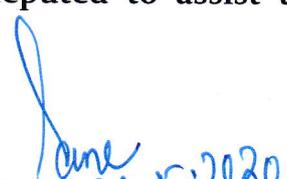
Home delivery will be done between 7.00 AM to 1.00 PM. There will be no delivery after 1.00 PM. Orders received in the afternoon hours will be acted upon next day in the appointed hours.

The retailers shall abide by the MRP notification of OSBC in force, failing which appropriate legal action will be initiated. No extra charge beyond notified MRP plus delivery charges as decided by the Excise Commissioner shall be demanded / collected from customers.

The invoice of the purchase to be dispatched to the purchaser should reflect the name & address of the customer, the description and quantity of the liquor dispatched with MRP, the time & date of dispatch, the price if paid or to be paid, delivery charges and the bank charges if any, particularly in regard to electronic payment.

The provisions contained in Order No.2373/Ex. Dt.23.5.2020 of Govt of Odisha, Excise Department not specifically discussed in this order but relevant to retailers opting direct delivery will apply.

**As there were complaints of breach in the norms of COVID and illegal flow of liquor despite sealing, the shops were re-sealed in the presence of Executive Magistrates. Hence home delivery will start only after the shops are un-sealed by the Sealing Officers and the stock as available now is properly accounted for by these Magistrates, persons deputed to assist them and the concerned Excise Staff.**

  
COLLECTOR & DISTRICT  
MAGISTRATE, JHARSUGUDA

Memo No. 6419 /Emg. Dated : 26<sup>th</sup> May 2020

Copy submitted to the Principal Secretary to Government, Excise Department, Odisha, Bhubaneswar for kind information.

COLLECTOR & DISTRICT  
MAGISTRATE, JHARSUGUDA

Memo No. 6420 /Emg. Dated : 26<sup>th</sup> May 2020

Copy forwarded to the Superintendent of Police, Jharsuguda / Superintendent of Excise, Jharsuguda for information and necessary action.

COLLECTOR & DISTRICT  
MAGISTRATE, JHARSUGUDA

Memo No. 6421 /Emg. Dated : 26<sup>th</sup> May 2020

Copy to the Sub-Collector-cum-SDM, Jharsuguda for information and necessary action.

COLLECTOR & DISTRICT  
MAGISTRATE, JHARSUGUDA

Memo No. 6422 /Emg. Dated : 26<sup>th</sup> May 2020

Copy to all Executive Magistrates for information and necessary action.

COLLECTOR & DISTRICT  
MAGISTRATE, JHARSUGUDA

Memo No. 6423 /Emg. Dated : 26<sup>th</sup> May 2020

Copy to the DI&PRO / DIO, NIC, Jharsuguda for necessary publicity.

COLLECTOR & DISTRICT  
MAGISTRATE, JHARSUGUDA