

Chapter

MISCELLANEOUS

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75. Exception of medicated articles-Nothing in the foregoing provisions of this Act applies to the import, manufacture, possession, sale or supply of any bona fide medicated article for medicinal purposes by medical practitioners, chemists, druggists, apothecaries or keepers of dispensaries, except in so far as the ²[State Government] may by notification so direct.

76. Power of State Government to exempt persons and intoxicants from the provisions of this Act- the ²[State Government] may, by notification and subject to such conditions as it may think fit to prescribe³, exempt any person or class of persons, or any ⁴[intoxicant] wholly or partly, from the operation of all or any of the provisions of this Act or of all or any of the rules made under this Act, either throughout ⁵[Uttar Pradesh] or in any specified area comprised therein or for any specified period, or occasion.

77. Publication of rules and notifications- All rules made and notifications issued under the Act shall be published in the ⁶[Official Gazette], and shall, have effect as if enacted in this Act from the date of such publication or from such other date as may be specified in that behalf ;

¹[Provided that notwithstanding anything to the contrary contained in this section or in any judgment, decree or order, the Notification Nos. 3514-E/XIII-331-78 and 1227-E/XIII-332-78, both dated April 17, 1978, made by the State Government in exercise of the powers under section 28 and 29 and the amendments made by the aforesaid notifications shall have effect and be deemed always to have effect on and from April 1,1978] ;

²[Provided further that notwithstanding anything to the contrary contained in this section, or in any contract, judgment, a decree or order, the Notification No. 3842-E/XIII-512-83, dated May 25, 1983, made by the State Government in exercise of the powers under section 30 shall have effect and be deemed always to have effect on and from April 1,1983.]

78. Bar of certain suits- (1) No suit shall lie in any Civil Court against the [Government]³ or any officer or person for damages for any act in good faith done, or ordered to be done, in pursuance of this Act, or of any other law for the time being in force relating to the excise revenue.

(2) *Limitation of suits-*No Civil Court shall try any suit which may lawfully be brought against the [Government]³ in respect of anything done, or alleged to have been done, in pursuance of this Act , unless the suit is instituted within six months after the date of the act complained of.

79. Power of Excise Commissioner, exercisable from time to time- Any power conferred by this Act on the [Excise Commissioner]⁴ may be exercised from time to time as occasion requires.