

**CIGARETTES AND OTHER TOBACCO PRODUCTS (PROHIBITION OF
ADVERTISEMENT AND REGULATION OF TRADE AND COMMERCE, PRODUCTION,
SUPPLY AND DISTRIBUTION)(CHHATTISGARH AMENDMENT) ACT, 2021**

4. (qvT\$T) 12 (1) 13 (2003 34) "13% (2003 34) (2003 34) 7.zog.— 21u. Gg 27 OITI" Products (Prohibition of Advertisement and Regulation of Trade and Commerce, Production, Supply and Distribution) Act, 2003 (No. 34 of 2003) in its application to the State of Chhattisgarh. Be it enacted by the Chhattisgarh Legislature in the Sixty- second Year of the Republic of India, as follows:- 1, (1) This Act may be called the Cigarettes and Other Tobacco Products (Prohibition of advertisement and Regulation of Trade and Commerce, Production, Supply and Distribution) (Chhattisgarh Amendment) Act, 2021. (2) It shall come into force from the date' of its publication in the Official Gazette. Short title and c0mmeneement. Amendment of Section 3. Insertion of new Section 4A and 4B in Act 34 of 2003. 2

3. After clause (e) of Section 3 of the Cigarettes and Other Tobacco Products (Prohibition of Advertisement and Regulation of Trade and Supply and Commerce, Production, Distribution) Act, 2003 (No.34 of 2003), (hereinafter referred to as the Principal Act), the following shall be inserted, namely:- bar" "(ee)"hookah means establishment where people gather to smoke with tobacco and/ or any other flavour from a community hookah or narghile which is provided individually and/ or group;" After Section 4 of the Principal Act, the following shall be added, namely:- "4A. Prohibition Of hookah bar.- anything Notwithstanding contained in this Act, no person shall, either on his own or on behalf of any other person, open or run any hookah bar or serve hookah to customers in any place, including eating house. Explanation. -The term "eating house" means äny place where ' food or refreshment Of any kjnd are provided and sold for for visitors, consumption. 4. 5. 4B. Prohibition of smoking through hookah in höökah bar.-No person shall smoke through hookah or narghile in any community hookah bar." In sub-section (1) of Section 12 of the Principal Act,- (i) in clause (b), for the punctuation full stop a." , the punctuation semi colon and word g;or" shall be substituted. (ii) after clause (b), the following shall be added, namely:- " (c) Where any hookah bar is being After Section 13 of the Principal Act, the following shall be added, namely:- " 13A. Power to seize in case of hookah bar.- If any Police officer/ Excise officer, not below the rank of a Sub- Inspector, authorized by the State Government, has reason to belieVe that the provisions of Section 4A have been, or are being, Contravenéd, he may seize any material or article used as a subject or means of hookah bar. i' After Section pf the Principal Act, the 6. following shall be added, namely:" Amendment of Section 12. Insertion of new Section 13A in Act 34 of 2003. Insertion of neW Section 2iA in Act 34 of 2003. Insertion of new Section 27A in Act 34 of 2003. 7. "2 IA. Punishment for running hookah bar.-Whoever Contravenes . the provisions of Section 4A shall be punishable with imprisonment which may extend to three years but which shall not be less than one year and with fine which may extend to fifty thousand rupees but which shall not be less than ten thousand rupees. 21B. Punishment for smoking through hookah in hookah bar.- Whoever Contravenes the provisions of Section 4B shall be punishable with a fine which may be upto five thousand rupees but which shall not be less than one thousand rupees." After Section 27 of the Principal Act, the following shall be added, namely:- "27A. Offence under Section 4A to be and non-baiiable.- cognizable Notwithstanding anything contained in this Act, an offence under Section 4A shall be cognizable and non- bajlable."