

MILITARY ENGINEER SERVICES
NOTICE INVITING TENDER (NIT)

1. A tender is invited for the work as mentioned in Appendix 'A' to this Notice inviting Tender (NIT).
2. The work is estimated to cost as indicated in aforesaid Appendix 'A'. This estimate however is not a guarantee and it is merely given as rough guide and if the work costs more or less, a tenderer / bidder will have no claim on that account. The tender shall be based on as mentioned in aforesaid Appendix 'A'.
3. The work is to be completed within the period as indicated in aforesaid Appendix 'A' in accordance with the phasing, if any, indicated in the tender from the date of handing over site, which shall be handed over to successful bidder only after receipt of performance security.
4. Normally Contractors whose names are on the MES approved list for the area in which the work lies and within whose financial category the estimated amount would fall, may tender / bid in case of term contracts, contractors of categories 'SS' to 'E' may tender/bid. Contractor one class below the eligible class may also bid for this tender. Their application shall be considered subject to other eligibility criteria given in NIT when number of applicants of eligible class qualifying for the tender is less than 7 (seven). However, in either of the above cases, whenever the Accepting Officer decides to accept the tender/bid in respect of the successful contractor, the said contractor needs to deliver to the Accepting Officer "Performance Security" for an amount equivalent to 5% of the contract sum within 28 days of receipt of the letter of Acceptance. Failure of the successful contractor to comply with the requirements as stipulated above shall constitute sufficient grounds for cancellation of award of work and the contractor needs to deposit an amount equal to Earnest Money as stipulated in NIT through MRO. In case of unenlisted contractor, amount submitted by him as Earnest Money shall be forfeited. Issue of tender to such tenders shall remain suspended till aforesaid amount equal to earnest money is deposited in Government Treasury. Not more than one tender/bid shall be submitted/ uploaded by one contractor or one firm of contractors. Under no circumstances will a father and his son(s) or other close relations who have business dealing with one another be allowed to tender/bid for the same contract as separate competitors. A breach of this condition will render the tenders/bids of both parties liable for rejection.
5. The office of Garrison Engineer RANGIA, Military Engineer Service, P.O - RANGIA, Dist- Kamrup, Assam - 781365 will be the accepting officer here in after referred to as such for Purpose of the contract.
6. The technical bid and financial bid (Cover 1 and Cover 2) shall be uploaded by the tenderer/bidder on or before the date & time mentioned in NIT. A scanned copy of DD with enlistment details / documents shall be uploaded as packet 1/ cover 1('T' bid) of the tender/bid on e-tendering portal. DD is refundable in case bid is not accepted resulting in non-opening of 'Q' bid. The applicant contractor shall bear the cost of bank charges for procuring and encashing the DD and shall not have any claim from Government whatsoever on this account.
- 6.1 Tender forms and conditions of contract and other necessary documents shall be available on defproc.gov.in site for download and shall form part of contract agreement in case the tender / bid is accepted.
- 6.2 In the case of a contractor who has not executed the 'Standing Security Bond', the Cover-1 shall be accompanied with by 'Earnest Money' (except in case exempted vide E-in-C's branch letter No. 66546/P-2/ 44 /E8 dt. 16 Feb 2021) of amount mentioned in Appendix 'A' in the form of deposit at call receipt in favour of GE RANGIA (See Appendix 'A') by a Scheduled Bank or in receipted treasury Challan, the amount being credited to the revenue deposit of the GE RANGIA (See Appendix 'A').

NOTICE INVITING TENDER (NIT) (Contd..)

- 6.3. A contractor who is not enlisted for the area in which the work lies but whose name is in the MES approved list of any MES formation and who has deposited standing security and executed standing security Bond may bid without depositing earnest money along with the tender, but if the accepting officer accepts the tender/bid, the contractor will be required to deliver to Accepting Officer "Performance Security" having conditions same as stipulated elsewhere in the tender documents.
- 6.4. The GE RANGIA will return the Earnest Money (if submitted by the bidder) wherever applicable to all unsuccessful tenders/bidders by endorsing an authority on the deposit-at-call receipt for its refund, on production by the tenderer/ bidder a certificate of the Accepting Officer that a bonafide tender/bid was received and all documents were returned.
- 6.5. The GE RANGIA will either return the Earnest Money to the successful tender/bidder by endorsing an authority on the deposit-at-call receipt for its refund, on receipt of an appropriate amount of Performance Security or will retain the same in part or full on account of Performance Security such a transaction is feasible.
- 6.6. Copies of the drawings and other documents pertaining to the work signed for the purpose of identification by the Accepting Officer or his accredited representative, sample of materials and stores to be supplied by the contractor will also be available for inspection by the tenderer/bidder at the office of Accepting Officer.
7. The tenderers/ bidders are advised to visit the site of work by making prior appointment with GE RANGIA who is also executing agency of the work (see appendix A). The tenderers/ bidders are deemed to have full knowledge of all relevant documents, samples, site etc., whether they have inspected them or not.
8. Any tender/bid which proposes any alteration to any of the conditions, laid down or which proposes any other condition or prescription whatsoever is liable to be rejected.
9. The uploading of bid implies that bidder has read this notice and the conditions of contract and has made himself aware of the scope and specification of work to be done and of the conditions and rates at which stores, tools and plants etc. will be issued to him and local conditions and other factors have been bearing on the execution of the work.
10. Tenderers/ bidders must be in possession of a copy of the MES Standard Schedule of Rates (see appendix 'A') including amendments and errata thereto.
11. Invitation for e-tender does not constitute any guarantee for validation of 'T' bid and subsequent opening of finance bid of any applicant/ bidder, even of enlisted contractors of appropriate class, merely by virtue of enclosing DD. Accepting Officer reserves the right to reject the 'T' bid and not open the finance bid of any applicant/ bidder. 'T' bid validation shall be decided by the Accepting Officer based on, inter alia, capacity of the firm as per criteria given in Appendix 'A' to this NIT. The applicant contractor/ bidder will be informed regarding non-validation of his 'T' bid assigning reasons thereof through the defproc website. The applicant contractor/ bidder if he so desires may appeal to the next higher engineer authority viz. HQ CWE Tezpur on email ID cwetez-ec-army@nic.in with copy to the Accepting Officer on email before the scheduled date of opening of finance Bid. The decision of the Next Higher Engineer Authority (NHEA) shall be final and binding. The contractor/bidder shall not be entitled for any compensation whatsoever for rejection of his bid.
12. The Accepting Officer reserves the right to accept a tender submitted by a public undertaking, giving a price preference over other tender(s)/ bids which may be lower as are admissible under the Govt policy. No claim for any compensation or otherwise shall be admissible from such tenderer/ bidder whose tender/ bid is rejected.
13. Accepting Officer does not bind himself to accept the lowest or any tender/ bid or to give any reason for not doing so.

NOTICE INVITING TENDER (NIT) (Contd..)

14. Court of place from where tender has been issued shall alone have jurisdiction to decide any dispute out of or in respect of this tender. After acceptance of tender, Condition 72 – Jurisdiction of Courts of IAFW 2249 shall be applicable.

15. This **Notice Inviting Tender (NIT)** including Appendix 'A' shall form part of the contract.

Signature of Contractor

Dated _____

Accepting Officer

APPENDIX 'A' TO NOTICE INVITING TENDER (NIT)

| | | |
|-----|---|---|
| 1. | Name of work | : REPAIR MAINTENANCE OF B&R WORKS IN E&M INSTLNS AT CHANGSARI MIL STN UNDER GE RANGIA |
| 2. | Estimated Cost of Work | : Rs 40.00 Lakhs (At Par Market) |
| 3. | Period of completion | : 150 Days |
| 4. | Cost of tender documents | : Rs. 500.00 in the form of DD/Bankers cheque from any Schedule bank in favour of GE RANGIA, payable at RANGIA, Assam. (Note: In case of retendering, the contractor who had quoted in the previous call is not required to submit the cost of tender.) |
| 5. | Website/ portal address | : www.defproc.gov.in |
| 6. | Type of Contract | : The tender shall be based on IAFW-1779A and GCC (IAFW-2249) with Schedule 'A' (list of items of works) to be priced by the contractor. The contractor is required to quote rate against items of Sch. 'A'. |
| 7. | Timeline Details: | |
| | (a) Bid submission start date | As per Tender Documents |
| | (b) Last date of bid submission | As per Tender Documents |
| | (c) Date of bid opening | As per Tender Documents |
| 8. | Eligibility Criteria | |
| | (A) For MES enlisted contractors | Contractor shall be enlisted with MES in Class 'D' and above and category "a(i)" subject to satisfactory remarks wrt performance in respect of works in hand as reflected in Work Load Return (WLR) or any other report circulated by competent engineer authority. |
| | (B) For contractors not enlisted with MES | (a) Contractor not enlisted with MES should meet the enlistment criteria of 'D' Class & "a(i)" category contractor with regard to satisfactorily compleion of requisite value works with Cebtral/State Government/Central/State PSUs/AWHO/AFNHB/CGEWHO/DG MAP, annual turnover, bank solvency, working capital and other requirements given in para 1.4 and 1.5 of section 1 part of I of MES Manual on Contracts 2020 as available in all MES formations as well as MES website(www.mes.gov.in) (b) Not carrying adverse remarks in WLR or any other similar report of any competent authority, if already working in MES. (c) Not suspended/debarred/blacklisted (either permanently or temporarily) from participating in any bid or business by any Central/State Governemtn Department or any Central/State PSU or any Autonomous Bosity under Cetral/State Governemnt or any Local Body as on the bid submission end date. |
| 9. | Tender issuing and Accepting Officer. | Name: GE Rangia Address: Office of GE Rangia, Post-Rangia, Distt-Kamrup, Assam-781365 Contact Detail: Ph No. 03621-242658 E-mail – rangsez4-mes@gov.in |
| 10. | Executive agency | GE RANGIA |
| 11. | Earnest Money | Rs. 80,000.00 in favour of GE RANGIA in the form of Deposit at call receipt. FDR not acceptable. |
| 12. | Performance Security | 5% of CA amount to be delivered to Accepting Officers by the successful contractor within 28 days of receipt of letter of Acceptance alongwith performa as given in notes above failing which shall constitute sufficient grounds for cancellation of award. Please also read condition 19 of IAFW-2249 (Print 1989) |

APPENDIX 'A' TO NOTICE INVITING TENDER (NIT)(Contd..)**Notes :-**

1. After opening of Cover-1, if the number of MES enlisted contractors of eligible class as well as unenlisted contractors, if any, fulfilling the other eligibility criteria given in NIT are less than 07(seven), applications in respect of contractors one class or two classes (in case of remote or difficult areas to be decided as per list circulated by CE Command/ADG) below the eligible class shall also be considered subject to fulfillment of other eligibility criteria given in the NIT. Therefore, MES contractors one class below (two class below in case of remote and difficult areas) may also bid for this tender. However, contractors of one/two classes below the eligible class shall not be considered in case their present residual work in hand is more than five times of their present tendering limit. Such bidders shall upload in their Cover-1 bid detail of works in hand showing name of work, name of Accepting Officers, CA amount, dates of commencement and completion (stipulated) and progress as on bid submission date. These details shall be verified by the Tender issuing Authority from concerned formations in case bids of such contractors are considered for evaluation.
2. In case after opening of Cover-1, the number of MES enlisted contractors of eligible class as well as unenlisted contractors, if any, fulfilling the other eligibility criteria given in NIT 07(seven) or more, application of only those one class below the eligible class bidders shall be considered, who have previously completed similar works satisfactorily and are meeting the criteria of upgradation in respect of past experience of completed works (individual works experience and/or average annual turnover as applicable) and financial soundness (solvency/financial soundness and working capital) as per details given in Manual of Contracts. Therefore, such contractors shall upload the requisite information/documents in the Cover-1.
3. Unenlisted contractor shall be considered provided he meets the criteria. Foreign firms shall not be eligible for this tender. However, Indian firm having foreign national / Indian national staying abroad / Indian national having taken foreign citizenship, as director(s) shall be considered subject to security clearance from the concerned authorities.
4. Contractors enlisted with MES will upload following documents in Cover-1 for checking eligibility:-
 - (a) Application for tender on Firm's letterhead
 - (b) Enlistment letter issued by the Registering Authority duly renewed for the cycle period in vogue.
 - (c) Scanned copy of DD/Banker Cheque towards cost of tender and EMD instrument in case SSD Bond is not signed at the time of registration.
 - (d) Bid Security Declaration (Performa given in the NIT).
 - (e) GST Registration Number.
 - (f) Any other documents/details required as described in this Appendix and table 1.
5. Contractors not enlisted with MES will be required to upload following documents in Cover-1 for checking eligibility:-
 - (a) Application for tender on Firm's letterhead
 - (b) Scanned copy of DD/Banker Cheque towards cost of tender and EMD instrument.
 - (c) Copy of Police Verification Report / Police Clearance Certificate / Character Certificate from the Police Authority of the area where the registered office of the firm is located / notarised copy of valid passport of Proprietor / each Partner / each Director.
 - (d) All documents required for enlistment in MES for the class mentioned in para 8(B) above as per para 1.5 of section 1 of MES Manual on Contracts 2020.
 - (e) Details of works being executed in MES, if any.
 - (f) Bid Security Declaration (Performa given in the NIT).
 - (g) GST Registration Number.
 - (h) Any other documents required as described in this Appendix.
6. Tenders not accompanied by scanned copies of requisite DD/ Bankers Cheque towards cost of tender and earnest money (as applicable) in Cover 1 shall not be considered for validation of 'T' bid and their finance bids will not be opened.
7. Contractor should ensure that their original physical DDs and Earnest Money Deposit(EMD) instrument (as applicable) reach the office of Accepting Officer within 05(five) days of the bid submission end date failing which following action shall be taken.

APPENDIX 'A' TO NOTICE INVITING TENDER (NIT)(Contd..)

- (a) In case of tenders from an enlisted contractor of MES, where scanned copies of requisite DD/BANKERS Cheque towards cost of tender have been uploaded in Cover 1 but physical copies are not received within the stipulated period, their financial bids (Cover 2) will be uploaded. However non-submission of physical copies of cost of tender shall be considered as willful negligence of the tenderer with ulterior motives and such tenderer shall be banned from bidding for a period of six months commencing from the date of opening of Financial Bid (Cover 2)
- (b) In case of tenders from unenlisted contractor. Where scanned copies of requisite DD/Bankers Cheque towards cost of tender have been uploaded in Cover 1 but physical copies are not received within the stipulated period, their financial bids (Cover 2) will not be opened. Names of such contractors along with complete address shall be circulated for not opening of their bids for a period of six months commencing from the date of opening of financial bid (Cover 2).
- (c) In case of tenders from enlisted and unlisted contractors, where scanned copies of instruments for Earnest Money Deposit (as applicable) have been uploaded in Cover 1 but same are not received in physical form within stipulated period. Such tenders shall not qualify for opening of financial bid (Cover 2).

8. Contractor will not be allowed to execute the work by subletting or through power of attorney to a third party/ another firm on his behalf. However, a contractor can execute the work through power of attorney to sons/daughters/spouse of Proprietor/Partner/Director and firm's own employees, director, project manager **provided they are not having a separate enlisted firm in MES in their name as Proprietor/Partner/Director.**

9. After opening of Cover 1 and during its technical evaluation, in case any deficiency is noticed in the documents required to be uploaded by the tenderers as per NIT, a communication in the form of e-mail/SMS/Speed Post etc shall be sent to the contractor to rectify the deficiency within a period of seven days from date of communication failing which their financial bid (Cover 2) shall not be opened and contractor shall not have any claim on the same.

10. Invitation for e-tender does not constitute any guarantee for validation of Technical bid and subsequent opening of financial bid of any applicant/bidder merely by virtue of enclosing DD. Accepting Officer reserves the right to reject the Technical bid and not to open the financial bid of any applicant/bidder. Technical bid validation shall be decided by the Accepting Officer based on eligibility of the firm as per criteria given in this Appendix. Tenderer/bidder will be informed regarding non-validation of his Technical bid assigning reasons therefore through tender evaluation report which shall be uploaded on the website. Such tenderer, if desires, may appeal to the next higher Engineer Authority (NHEA) viz HQ CWE Tezpur on email cwetez-ec-army@nic.in with copy to the Accepting Officer on email before the scheduled date of opening of Cover 2. NHEA shall decide the matter within a period of seven working days from the date of receipt of appeal. The decision of the NHEA shall be final and binding. The tenderer/bidder shall not be entitled for any compensation whatsoever for rejection of his bid.

11. In case an unenlisted contractor is already executing works in MES, he shall not be considered eligible for the subject tender if the total value of such works is more than twice the tendering limit of the MES Class of contractor for which it is eligible. For this purpose, details of the work to be checked/verified by the Accepting Officer.

12. In case the BOQ is revised through the corrigendum and the bidder has failed to quote on revised BOQ (ie he has quoted on pre revised BOQ), such bid shall be treated as willful negligence by the bidder and his quotation shall be considered non-bonafide. In such cases the lowest tender shall be determined from amongst the valid / bonafide bids only. Accepting Officer may decide whether to re-tender or consider the lowest bonafide tender for acceptance.

APPENDIX 'A' TO NOTICE INVITING TENDER (NIT)(Contd..)

13. Revoking the offer or revising the rates upward or offering voluntary reduction by the lowest tenderer after opening of Cover 2 shall be considered as a willful default. For this default a penalty of an amount equal to Earnest Money shall be levied. In case of an unenlisted tenderer, Earnest Money deposited by him shall be forfeited. In case of MES enlisted tenderer having deposited the Standing Security Bond, an amount equal to the earnest money stipulated in the NIT shall be notified to the tenderer for depositing through MRO and consideration of such tenderer in tender evaluation for future works shall remain suspended till the aforementioned amount is deposited in the Government Treasury. No other disciplinary/ administrative action shall be taken against such tenderers. In such a situation, the next lowest offer shall not be considered for acceptance. Instead, retendering shall be resorted to in a transparent and fair manner and the defaulting tenderer and his related firm if any, shall not be eligible for this tender in second call or subsequent calls.

14. Tender to related firms shall not be issued simultaneously. Firms shall be termed as related if Proprietor/one or more Partner/Directors are common. Decision of Accepting Officer on issue/deny the tender to any one of the related firm shall be final and binding.

Signature of Contractor

Dated _____

Accepting Officer

8691/ /E8
Garrison Engineer RANGIA
RANGIA – Post, Kamrup – Dist
Assam-781365

Contact Details of the Concerned Officer

Ph No. 03621-242658

E-mail – rangsez4-mes@gov.in