

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 is merely given as a rough guide and if the work cost 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 will be on or about two weeks after the date of Acceptance of tender.
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 but in case of term contracts, contractors of categories SS to E may tender/bid. 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 the parties liable for rejection.
5. The Office of GE (I) (CG&N) Kolkata 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 T 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 form and conditions of contract and other necessary documents shall be available on <https://defproc.gov.in/>/www.eprocure.gov.in site for download and shall form part of contract agreement in case the tender/bid is accepted.
 - 6.2. In Case of contractor who has not executed the Standing Security Bond, the Cover-I shall be accompanied with by Earnest Money of amount as mentioned in Appendix 'A' in the form of deposit at call receipt in favour GE (I) (CG&N) Kolkata by a scheduled Bank or in receipted treasury Challan the amount being credited to the revenue deposit of the GE.
 - 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.
 - 6.4 BLANK
 - 6.5. The GE (I) (CG&N) Kolkata will return the Earnest Money wherever applicable to all unsuccessful tenderers/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.
 - 6.6. The GE (I) (CG&N) Kolkata will either return the Earnest Money to the successful tenderer/bidder by endorsing an authority on the deposit-at-call Receipt for its refund on receipt of an appropriate amount of Security Deposit or will retain the same in part or full on account of security deposit if such a transaction is feasible.
 - 6.7. Copies of the drawings and other document 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

MILITARY ENGINEER SERVICES
NOTICE INVITING TENDER (NIT)

supplied by the contractor will also be available for inspection by the tenderer/bidder at the office of Accepting Officer and concerned GE during working hours.

7. The tenderers/bidders are advised to visit the site of work by making prior appointment with GE (I) (CG&N) Kolkata. 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 having 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, capability of the firm as per criteria given in Appx 'A' to this NIT. The applicant contractor/bidder will be informed regarding non- validation of his 'T' bid assigning reasons thereof through the <https://defproc.gov.in/> website. The applicant contractor/bidder if he so desires may appeal to the next higher Engineer authority viz. HQ CE (CG) Vishakhapatnam on email id cgviz2-mes@gov.in with copy to the Accepting Officer on email id pncgkolk4-mes@nic.in 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 Government 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.

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

SIGNATURE OF CONTRACTOR
DATE:

AGE (CONTRACTS)
for ACCEPTING OFFICER

APPENDIX 'A' TO NOTICE INVITING TENDER

1. Name of Work : **REPAIR TO ROAD AT MEGHNATH & DUMAYUNE AVENUE (KOLKATA) AND DIAMOND HARBOUR UNDER GE (I) (CG&N) KOLKATA**
2. Estimated cost : ₹ 10.00 Lakhs at par market.
3. Period of completion : 270 days
4. Cost of tender documents : Rs 500/- in the shape of DD/Bankers Cheque from any schedule Bank in favour of GE (I) (CG&N) Kolkata payable at Kolkata.
(Note- In case of retendering, the contractor quoted in the previous call is not required to submit the cost of tender)
5. Website/portal address : <https://defproc.gov.in/> and www.mes.gov.in
6. Type of contract : The tender shall be based on IAFW-1779 (A), specification and General Conditions of Contracts (IAFW-2249) with Schedule 'A' (list of items of work) to be priced by tenderer. The tenderer is required to quote his rates in the bills of quantities.
7. Information and details :
- (a) Bid submission start date : As per the website.
- (b) Last date of bid submission : As per the website.
- (c) Date of bid opening : As per the website.
8. Eligibility Criteria :
- (A) For MES enlisted contractors : Contractors shall be enlisted with MES in **Class 'E'** and above **and a(v) category** subject to satisfactory remarks wrt performance in respect of works as reflected in WLR or other report circulated by competent engineer authority.
- (B) For other contractors :
- (i) Contractor not enlisted with MES should meet the enlistment criteria of **'E'** Class MES contractors & **a(v) category** i.e. with regard to having satisfactorily completed requisite value works with Central/State Govts/Central/State PSUs/AWHO/AFNHB/CGEWHO/DGMAP, Annual turnover, Bank Solvency, working capital, and other requirement as given in Para 1.4 and 1.5 of Section 1 of MES Manual on Contracts – 2020 as available in all MES formations as well as on MES Website (www.mes.gov.in).
- (ii) Not carrying adverse remarks in Work Load Return (WLR) or any other similar report of any circulated by competent engineer authority, if already working in MES.
- (iii) Not suspended/debarred/blacklisted (either permanently or temporarily) from participating in any bid or for business dealings by any Central/State Govt departments or any Central/State Govt PSU or any Autonomous Body under Central/State Govt or any local Body as on the bid submission end date.
- (iv) Details of works completed and under progress in MES be submitted in the following format:-
- | SI No. | CA NO. and Name of work | Value of CA | Date of commencement | Date of completion | Extended date of completion |
|--------|-------------------------|-------------|----------------------|--------------------|-----------------------------|
|--------|-------------------------|-------------|----------------------|--------------------|-----------------------------|
- (v) Un-enlisted contractor who have secured two works in MES should get themselves registered in appropriate designated class with any registering authority, else the firm will not be eligible for participating in the tender unless until the firm is enlisted with MES.
9. Tender Issuing and Accepting officer : Military Engineer Services
GE (I) (Coast Guard & Navy)
P-7, Damodar Complex

APPENDIX 'A' TO NOTICE INVITING TENDER

Naval Transit Accommodation
Hastings, Kolkata – 700 023

Phone No. 033-2489-2227
Email- pncgkolk4-mes@nic.in
GE (I) (CG&N) Kolkata

10. Executing agency : GE (I) (CG&N) Kolkata
11. Earnest Money : ₹ 50,000.00/-in favour of GE (I) (CG&N) Kolkata payable at Kolkata any form of Deposit at call receipt, FDR not acceptable.
12. EMD Exception All bidders shall be required to sign the Bid Securing Declaration in Cover-I (Technical Bid) as below: -
(i) I/We hereby understand and accept that if I/We withdraw or modify my/our bids during the period of validity, or if I/We are awarded the contracts and on being called upon to submit the Performance Security/Security Deposit, fail to submit the Performance Security/Security Deposit before the deadline defined in the request for bid documents/Notice Inviting Tender, I/We shall be debarred from exemption of submitting Bid Security/Earnest Money Deposit for a period of 6(six) months, from the date I/We are declared disqualified from exemption from submission of Earnest Money Deposit/Security Deposit, for all tenders issued by MES during this period.

NOTES: -

- (a) After opening of Cover-I, if the number of MES enlisted contractors of eligible class as well as un-enlisted contractors, if any, fulfilling the other eligibility criteria given in NIT are less than **7 (Seven)**, applications in respect of contractors TWO class below the eligible class (in case of remote and difficult areas to be decided as per list circulated by CE command/ ADG) may also be considered subject to fulfilling the other eligibility criteria given in NIT. Therefore, MES contractors TWO class below eligible class may also bid for this tender. However, contractors of ONE/TWO class eligible class shall not be considered in case their present residual work in hand is more than **five** their present tendering limit. Such bidders shall upload in their Cover-I bid details of works in hand showing name of work, names of accepting officer, contact amounts, date of commencement and completion (stipulated) and progress as on bid submission end date. These details shall be verified by the Tender Issuing Authority from concerned formations in case bid of such contractors are considered for evaluation.
- (b) In case after opening of Cover-I, if the number of MES enlisted contractors of eligible class contractors as well as un-enlisted contractors, if any, fulfilling the other eligibility criteria given in NIT are **7 (Seven) or more**, applications of those ONE class below the eligible class bidders shall be considered, who have previously completed similar works satisfactorily & are meeting the criteria of up-gradation in respect of past experience of completed work (individual work experience and /or average annual turnover as applicable)& financial soundness (solvency/financial soundness & working capital) as per details given in Manual on Contracts. Therefore, such contractors shall upload the requisite information/documents in the Cover-I.
- (c) Un-enlisted contractor shall be considered provided he meets the criteria. Foreign firms shall not be eligible for this tender. However Indian firms having foreign national/Indian Nationals staying abroad/ Indian national having taken foreign citizenship, as director(s) shall be considered subject to security clearance from the concerned authorities.
- (d) Contractors enlisted with MES will upload following documents in Cover-I for checking eligibility: -
(i) Application for tender on Firm's letter head
(ii) Enlistment letter issued by the Registering Authority duly renewed for the cycle period in vogue.
(iii) Scanned copy of DD/Banker Cheque towards cost of tender and EMD instrument in case SSD bond not signed at the time of registration.
(vi) Any other documents required as described in this Appendix.
- (e) Contractors not enlisted with MES will be required to upload necessary documents to prove their eligibility for enlistment in eligible class & category of work: -
(i) Application for tender on Firm's letter head
(ii) Scanned copy of DD/Banker Cheque towards cost of tender and EMD instrument (or EMD exemption Self declaration)

APPENDIX 'A' TO NOTICE INVITING TENDER

- (iii) Copy of Police verification/Police clearance Certificate/Character Certificate from the Police authority of the area where registered office of the firm is located/notarized copy of valid passport of Proprietor/each partner/each director.
- (iv) All documents required for enlistment in MES for the class mentioned in Para 8(b) above as per Para 1.5 of section 1.5 of Section 1 of MES Manual on Contracts 2020.
- (v) Details of works being executed in MES, if any.
- (vi) Any other documents required as described in this Appendix
- (f) Tenders not accompanied by scanned copies of requisite DD/banker's cheque towards cost of tender and earnest money (as applicable) in Cover-I shall not be considered for validation of T bid and their financial Bids will not be opened.
- (g) Contractor should ensure that their original Physical DDs and earnest money deposit (EMD) instruments (as applicable) shall reach this office within **7 (Seven) days** of bid submission end date, failing which following actions shall be taken.
- (a) In case of tender from enlisted contractors of MES, where scanned copies of requisite DD/Bankers Cheque towards cost of tender has been uploaded in Cover-I but physical copies are not received within the stipulated period, their finance bids (Cover-II) will be opened. However non-submission of physical copies of cost of tender shall be considered as willful negligence of the tenderer with ulterior motives and such bidder shall be banned from bidding for a period of six months commencing from the date of opening of finance bid (Cover-II).
- (b) In case of tender from un-enlisted contractor, where scanned copies of requisite DD/Bankers Cheque towards cost of tender has been uploaded in Cover-I but physical copies are not received within the stipulated period, their finance bids (Cover-II) will not be opened. Name 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 finance bid (Cover-II).
- (c) In case of tender enlisted and un-enlisted contractor, where scanned copies of instrument for Earnest money Deposit (as applicable) have been uploaded in Cover-I, but the same are not received in physical form within stipulated time, such bids shall not qualify for opening of finance bid (Cover-II).
- (h) Contractor will not be allowed to execute the work by subletting or through power of attorney holder on his behalf to a third party. 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.
- (i) After opening of Cover-I and during its technical evaluation, in case of any deficiency is noticed in the documents required to be uploaded by the tenderers as per NIT, a communication in the form of email/SMS/Speed Post etc shall be sent to the contractor to rectify the deficiency within a period of seven days from the date of communication failing which their financial bid (Cover-II) shall not be opened and contractor shall not have any claim on the same.
- (j) 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, capability of the firm as per criteria given in Appx 'A' to this NIT. The applicant contractor/bidder will be informed regarding non- validation of his 'T' bid assigning reasons thereof through the <https://defproc.gov.in/> website. The applicant contractor/bidder if he so desires may appeal to the next higher Engineer authority viz. HQ CE (CG) Vishakhapatnam on email id cgviz2-mes@gov.in with copy to the Accepting Officer on email id pncgkolk4-mes@nic.in 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.
- (k) In case of un-enlisted contractors is already executing work in MES, he shall not be considered eligible for the subject tender if the total value of such work is more than twice the tendering limit of the MES class of contractor for which it is eligible. For the purpose, details of the works being executed by such a contractor shall be uploaded in the Cover-I of the bid and shall be checked/verified by the Accepting Officer.

- (l) In case the BOQ is revised through the corrigendum and the bidder has failed to quote on the revised BOQ (i.e. he has quoted on pre revised BOQ), such bid shall be treated as wilful negligence by the bidder and his quotation shall be considered non-bonafide. In such case 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.
- (m) Revoking the offer or revising the rates upwards or offering voluntary reduction by the lowest tenderer after opening of Cover-II 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 un-enlisted tenderer, Earnest money 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 work shall remain suspended till the aforementioned amount is deposited in the Govt 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.
- (n) Tender to related firms shall not be issued simultaneously. Firms shall be termed as related if Proprietor/one or more Partners/Directors are common. Decision of Accepting Officer on issue/deny the tender to any one of the related firms shall be final and binding.
- (o) The tenderer shall upload copy of GST Registration Certificate in addition to other mandatory documents as already mentioned.
- (p) The tenderer shall upload proof of possession of Provident fund code number in addition to other mandatory documents as already mentioned. All workers employed directly or indirectly by the contractor shall be enrolled as members of provident fund and should be given the Universal Account Number (UAN).
- (q) Court of the place from where tender has been published 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.

SIGNATURE OF CONTRACTOR
DATE

GE (I) (CG&N) Kolkata
ACCEPTING OFFICER

File No: 8701/40/2023-2024/03/E8

Dated: 06 OCT 2023

Military Engineer Services
GE (I) (Coast Guard & Navy)
P-7, Damodar Complex
Naval Transit Accommodation
Hastings, Kolkata – 700 023