

MILITARY ENGINEER SERVICES
NOTICE INVITING TENDER

1. A tender is invited for the works 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. If the work costs more or less, the tenderer will have no claim on this account. The tender shall be based on as mentioned in aforesaid Appendix –‘A’.
3. The work is to be completed as per the period as indicated in aforesaid Appendix 'A' in accordance with phasing, if any, indicated in the tender from the date of handing over the site, which will be on or about two weeks after 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 in category ‘SS’ to ‘E’ may tender/bid. In case where the tender amount is in excess of the financial category of the contractor and the accepting officer decides to accept the tender/bid, in which event the tenderer/bidder would be required to lodge **“Performance Security” for amount equivalent to 5% of contract sum in any of the forms prescribed in clause 19.1 of IAFW 2249 within 28 days of receipt of the letter of Acceptance. Failure of the successful contractor to comply with the requirements of sub-clause 19.1 of IAFW 2249 shall constitute sufficient grounds for cancellation of the award of work and forfeiture of the Earnest Money. In case MES enlisted contractor, amount equal to the Earnest Money stipulated in the Notice Inviting Tender shall be notified to the tenderer for depositing the amount through MRO. Issue of tender to such tenderer shall remain suspended till the aforesaid amount equal to the Earnest Money is deposited in Government Treasury.** Not more than one tender shall be submitted 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 for the same contract as separate competitors. A breach of this condition will render the tenders/bids of both parties liable to rejection
5. The CWE (AF) Gurgaon will be the Accepting Officer here-in-after referred to as such for the purpose of this contract.
 - 5.1. Submission of the tender/ bid by the tenderer/ bidder does not constitute any guarantee for his eligibility for financial parts of the tender/ bid, even of enlisted contractors of appropriate class. The tenderer/ bidder shall not become automatically entitled for his eligibility for financial parts of the tender/ bid by virtue of enclosing copy of demand draft along with the tender/ bid. The Accepting officer shall reserve the right to deny eligibility of any tenderer/ bidder for financial part of the tender/ bid. Firms to be considered eligible for the financial parts of the tender/ bid will be decided by the Accepting officer based inter alia on past track record, financial position and experience of similar works executed by the tenderer/ bidder and eligibility criteria as mentioned in the tender/ bid. The Accepting officer shall consider tenders/ bids received up to date of submission/ uploading or extended date of submission/ uploading of the tenders/ bids. The tenderer/ bidder, if so desires, may appeal to the next higher engineer authority [Chief Engineer, (AF) WAC Palam] with copy to the Accepting officer prior to the date of opening of Cover-2 of the tender/ bid. The decision of the next higher engineer authority shall be final and binding. No tenderer/ bidder shall be entitled for any compensation whatsoever on rejection of his financial bid.
6. The Technical Bid and Financial Bid (Cover -1 & Cover-2) shall be uploaded by tenderer/bidder on or before the date & time mentioned in NIT. A Scanned copy of DD with enlistment details/documents shall be uploaded as packet1/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 www.defproc.gov.in/eprocure.gov.in for download and shall form part of contract agreement in case tender/bid is accepted.
 - 6.2 In case of a contractor who has not executed the Standing Security Bond, the cover -1 shall be accompanied with by Earnest money of amount as mentioned in Appendix ‘A’ in the form of deposit at call receipt/FDR in favour of concerned GE (See Appendix A) by a scheduled bank or in receipted treasury Challan the amount being deposited to the revenue deposit of the concerned GE (See Appendix A).

NOTICE OF TENDER (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.
- 6.4 GE 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.
- 6.5 GE 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 Performance security deposit.
- 6.6 Copies of the drawings and the 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 the inspection by tenderer/bidder at the office of Accepting Officer and concerned GE during working hours.
7. The tenderers/bidders are advised to visit site of work by making prior appointment with GE who is also the Executing Agency of the work (see Appendix A). 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 specifications of work to be done and of the conditions and the 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. The tenderers/bidders must be in possession of MES standard schedule of rates (see Appendix A) including amendments and errata thereto.
11. Invitation of 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. The Accepting officer reserves the right to reject the 'T' Bid and not open finance bid of any applicant/bidder. T Bid validation shall be decided by the Accepting officer based on, inter alia, capability of their 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 www.defproc.gov.in website. The applicant contractor/bidder if he so desires may appeal to the next higher engineer authority viz [Chief Engineer, (AF) WAC Palam] 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 shall be final and binding. The contractor tenderer/ bidder shall not be entitled for any compensation whatsoever on rejection of his bid.
12. The Accepting Officer reserves his 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. The Accepting Officer does not bind himself to accept the lowest or any tender/bid or to give any reason for not doing so.
14. Integrity Agreement is also enclosed herewith as Appendix 'B' Notice Inviting Tender (NIT).
15. This Notice Inviting Tender (NIT) including Appendix 'A' shall form part of the contract.

(Signature of the Contractor)

Dated: _____

For Accepting Officer

APPENDIX 'A' TO NOTICE INVITING e - TENDER

1	Name of work	:	REPAIR TO ROAD AT AF STN DADRI AND FARIDABAD UNDER GE (AF) FARIDABAD												
2	Estimated Cost of Work	:	Rs 40.00 Lakhs												
3	Period of completion	:	04 (Four) months												
4	Cost of tender documents	:	Rs 500/- in the shape of DD / Bankers cheque from any Scheduled bank in favour of GE (AF) Faridabad . (Copy shall be uploaded online and original to be submitted offline before due date of opening of cover No 1) payable at Gugaon												
5	Website/Portal Address		https://defproc.gov.in												
6	Type of Contract		Item rate based on (IAFW-2249) and (IAFW-1779A). Rates to be quoted by the tenderers.												
7	Information & Details														
	(a) Bid Submission start date (b) Last date of bid submission (c) Date of bid opening	:	Refer critical dates shown below												
8	Eligibility Criteria (a) For MES enlisted contractors Class in MES, Category of enlistment	:	All contractors enlisted with MES in Class 'D' and above and category (a) (v) subject to remarks with reference to performance in r/o works in hand reflected in Workload return (WLR) circulated by competent engineer authority. Refer Note - below.												
	(b) For contractors not enlisted with MES		(i) Contractor not listed with MES should meet the enlistment criteria of Class 'D' and category (a) (v) with regard to satisfactorily completion of requisite value works with Central/ State PSUs/ AWHO/ AFNHB/ CGEWHO/ DGMAP, annual turnover, bank solvency, working capital and other requirements given in Para 1.4 & 1.5 of section I of MES Manual of Contracts-2020 as available in all MES formations (relevant para given as Annexure to NIT) (ii) Not carrying adverse remarks in Work Load Report (WLR) or any other report 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 dealing by / State PSUs or any Autonomous body under Central/ State Government or any local body as on the bid submission end date. (iii) Firm should not carry any adverse remarks in WLR or any other similar report of any authority. (iv) Details of Wks completed and under progress in MES be submitted in the following format : <table border="1" data-bbox="678 1763 1422 1843"> <thead> <tr> <th>Sr No</th> <th>CA No & Name of Wk</th> <th>Value of CA</th> <th>Date of commencement</th> <th>Date of completion</th> <th>Extended date of completion</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table> (v) Un-enlisted Contractor who have secured two works in MES should get themselves registered in the appropriate designated Class with any Registering Authority, else the firm will not be eligible for participation in the tender unless until the firm is enlisted with the MES.	Sr No	CA No & Name of Wk	Value of CA	Date of commencement	Date of completion	Extended date of completion						
Sr No	CA No & Name of Wk	Value of CA	Date of commencement	Date of completion	Extended date of completion										
	(c) Technical PQC criteria		NIL												
9	Tender Issuing and Accepting Officer		Name : Col Laxmisha Suvarna Address : HQ CWE (AF) Gurgaon, Old Palam Road, Delhi Cantt-10 Contact detail : 011-20892499 E mail id - rganaf3-mes@nic.in												
10	Executing Agency		GE (AF) Faridabad												
11	Earnest Money		Rs 80,000/- in favour of GE (AF) Faridabad in form of Deposit at call receipt, FDR not acceptable.												

APPENDIX 'A' TO NOTICE INVITING e – TENDER (Contd/--)**Notes:-**

1. After opening of Cover 1. If the number of MES enlisted contractors of eligible class as well as un-listed contractors. If Any, fulfilling the other eligibility criteria given in NIT are less than 7 (seven), applications in respect of contractors one class or two class (in case of remote and difficult area to be decided as per list circulated by CE Command/ ADG) below the eligible class shall also be considered subject to fulfilment of other class below in case of remote and difficult areas) may also bid for this tender. However contractors of one/two class below the eligible class shall not be considered in case their present residual work in hand is more than five times their present tendering limit. Such bidders shall upload in their Cover-1 bid details of works in hand showing name of works, name of Accepting Officers, Contract amount, date of commencement and completion (stipulated) and progress as on bid submission date. These details shall be verified by the Tender issuing Authority from concern 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 unlisted contractors, if any, fulfilling the other eligibility criteria given in NIT, are 7 (seven) or more, applications 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 up gradation in respect of past experience of completed works (individual work experience and/ or average annual turnover as applicable) as per details given in Manual of Contracts. Therefore such contractors shall upload the requisite information/ documents in the cover-1.
3. Unlisted contractor shall be considered provided he meets the criteria. Foreign firm shall not be eligible for this tender. However Indian Firms 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 for checking eligibility:
 - (a) Application for tender in Firm's letter head
 - (b) Enlistment letter issued by the Registering Authority duly renewed for the cycle period in vogue.
 - (c) Scanned copy of DD / Banker Cheque toward cost of tender and EMD instrument in case of SSD bond is not signed at the time of registration.
 - (d) Scanned copy of GST Registration
 - (e) Scanned copy of EPF Registration.
 - (f) Scanned copy of details of works in hand and past experience as per Note 1 & 2 above for one/ two class below the eligible class.
 - (g) **Blank.**
5. Contractors not enlisted with MES will be required to upload following documents in cover 1 for checking eligibility .
 - (a) Application for tender in Firm's letter head
 - (b) Scanned copy of DD / Banker Cheque toward 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/ notarized copy of the 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 1.5 of section 1 of MES Manual of Contract 2020.
 - (e) Details of works being executed in MES, if any.
 - (d) Scanned copy of GST Registration
 - (e) Scanned copy of EPF Registration.
 - (f) **Blank.**

Tenderer not accompanied by the 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 Financial Bids will not be opened.
6. Contractor should ensure that their original Physical DDs and Earnest Money Deposit (EMD) instruments (as applicable) reach the office of Accepting Officer within 07 (seven) days of bid submission End date. Failing which following action shall be taken :-
 - (a) In case of tender form an enlisted contractor of MES, where scanned copies of requisite DD/ Banker 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 opened. However non submission of physical copies of cost of tender shall be considered as wilful 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 form un enlisted contractor, where scanned copies of requisite DD/ banker 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. Name of such contractors along with completer 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 form enlisted and un enlisted contractors, where scanned copies of instrument for Earnest Money Deposit (as applicable) have been uploaded in Cover 1 but the same are not received in physical form within stipulated period, such tenderers shall not qualify for opening of financial bid (Cover 2).
7. 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 employee, director, project manager provided they are not having a separate enlisted firm in MES in their name as Proprietor/ Partner/ Director.

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APPENDIX 'A' TO NOTICE INVITING e – TENDER (Contd/--)

8. After opening of cover 1 and during its the technical evaluation, in case any deficiency is noticed in the documents required to be uploaded by the tenderer as per NIT, a communication in the form of e-mail/SMS/Speed Post shall to the contractor to rectify the deficiency within the 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.

9. 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 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 Authority (NHEA) i.e. HQ CE (AF) WAC, Palam on email id ceafpalame8@nic.in with a copy to Accepting Officer on email before the scheduled date of opening of cover Cover 2. NHEA shall decide the matter within a period of seven working days from 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.

10. In case an unlisted contractor is already executing works in MES, he shall not be considered eligible for the subject tender if the total value of such work is more than five times the tendering limit of the MES Class of contractor shall be uploaded in the Cover 1 of the bid and shall be checked/ verified by the Accepting Officer.

11. In case the BOQ is revised through the corrigendum and the bidder has failed to quote on 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-bonafied. In such cases the lowest tender shall be determined from amongst the valid/ bonafied bids only. Accepting Officer may decide whether to re-tender or consider the lowest bonafied tender for acceptance.

12. 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 wilful default. For this default a penalty of an amount equal to earnest Money shall be levied. In case of 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 tenderer. 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 call.

13. Tender to related firms shall not be issued simultaneously. Firm 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.

(Signature of Contractor)
Date

8297/FT-19/ /E8

(Vaibhav Srivastava)
Lt Col
DCWE (Contracts)
For Accepting Officer

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|--|---|---|
| 1. Hony General Secretary, MES Builders Association of India (Regd) Flat No 807(8 th Floor) Sahyog, 53 Nehru Place, New Delhi – REGD AD | 2. The Hony Secretary, MES Builders Association of India, Delhi Branch, 106 Kirti Deep, Nangal Raya, New Delhi – 46– REGD AD | 3. CE Executive Office DDA, New Delhi |
| 4 HQ CE(R&D) Delhi -64 | 5 HQ CE(AF) WAC Palam | 6 HQ CE Delhi Zone |
| 7 HQ CWE (AF) Palam | 8 HQ CWE New Delhi | 9 HQ CWE Delhi Cantt-10 |
| 10 HQ CWE (U) Delhi Cantt-10 | 11 HQ CWE No-02 Delhi Cantt-10 | 12 GE(AF) Gurgaon |
| 13 GE (AF) Faridabad | 14 GE(AF) Subroto Park | 15 GE(P) West Delhi Cantt |
| 16 GE E/M Base Hospital, Delhi Cantt | 17 GE New Delhi | 18 GE E/M RR Hospital Delhi Cantt |
| 19 GE(P) East Delhi Cantt | 20 GE (E/M) Electric Delhi Cantt | 21 GE(W/S) Delhi Cantt |
| 22 GE (West) Delhi Cantt | 23 GE(U) Plant & Machinery Delhi Cantt | 24 GE Central Delhi Cantt |
| 25 Post Master Gopinath Bazar Delhi Cantt-10 | 26 CE CPWD, Nirman Bhawan, New Delhi | 27 SBI Delhi Cantt-10 |
| 28 Chief Executive Office, Cantt Board, Delhi Cantt-110 010 | 29 Station Master New Delhi Railway Station | 30 Station Master Delhi Cantt Railway Station |
| 31 GE(P) AF Palam Delhi Cantt - 10 | | |