

MILITARY ENGINEER SERVICES
NOTICE INVITING TENDER

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. In case, where the tender amount is in excess of the financial limit of the contractor and the Accepting officer decides to accept the tender/bid, in which event the tenderer/bidder would be required to lodge additional security deposit as notified by the Accepting Officer in term of conditions of contract. Contractors whose names are on the MES approved list of any MES Formation and who have deposited standing security and have executed standing security bond may also tender/bid without depositing Earnest money along with the tender/bid and if the tender/bid submitted by such a tenderer/bidder is accepted, the contractor will be required to lodge with the Controller of Defence Accounts concerned the amount of 'Individual Security Deposit' within thirty days of the receipt by him of notification of acceptance of his tender/bid, failing which this sum will be recovered from 1st RAR payment or from the first final bill in the case of term/running contracts, remaining sum shall be recovered from subsequent bill(s) of the contractor. 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 the parties liable for rejection.

5. The Office of **CWE (AF) Gurgaon C/o CWE (AF) Palam Complex, Delhi Cantt-10** 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>** 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 of concerned GE (see Appendix 'A') by a scheduled Bank or in receipted treasury Challan the amount being credited to the revenue deposit of the concerned GE (see Appendix 'A').

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 lodge with the Controller of Defence Accounts concerned the amount of 'individual security deposit' within thirty days of the receipt by him of notification of acceptance of his tender/bid, failing which this sum will be recovered from 1st RAR payment or from the first final bill. In this case of terms/running contracts, remaining sum shall be recovered from subsequent bill(s) of the contractor.

NOTICE OF TENDER (Contd.)

6.4 A Contractor who has executed standing security Bond but not corresponding to the appropriate class as mentioned above, shall lodge with the Accepting Officer, Additional Security Deposit as notified by the Accepting Officer within thirty days of the receipt of his notification of acceptance of his tender/bid, failing which this sum will be recovered from the first RAR payment or from the first final bill. In case of term/running contracts, remaining sum shall be recovered from subsequent bill(s) of the contractor. However, in case where any payment is made to the contractor within thirty days of the receipt by him of notification of acceptance of tender/bid, the amount of additional security deposit shall be recovered from such payment.

6.5 The 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.

6.6 The GE will either return the Earnest Money to the successful tenderer/bidder by endorsing an authority on the deposit-at-call 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 documents pertaining to the work signed for the purpose of identifications 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 tender/bidder at the office of Accepting Officer and concerned GE during working hours.

7. The tenderer/bidders are advised to visit the site of work by making prior appointment with GE who is also the 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 works to be done and to 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 defproc website. The applicant contractor/bidder if he so desires may appeal to the next higher Engineer authority viz **Chief Engineer (AF) WAC Palam, Delhi Cantt-10** 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 contractors/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 purchase 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' with its annexure shall form part of the contract.

(Signature of the Contractor)

Dated: _____

SSW

For Accepting Officer

APPENDIX 'A' TO NOTICE INVITING e - TENDER

1	Name of work	:	REPAIRS TO CERTAIN ROADS AND ROAD FURNITURE AT AF STN GURGAON AND 2003 STN UNDER GE (AF) GURGAON
2	Estimated Cost of Work	:	Rs 48.25 Lakhs
3	Period of completion	:	06 (SIX) months
4	Cost of tender documents	:	Rs 500/- in the shape of DD / Bankers cheque from any Scheduled bank in favour of GE (AF) Gurgaon . (Copy shall be uploaded online and original to be submitted offline before due date of opening of cover No 1) payable at Gurgaon
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) (i) 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 Other contractors		(a) The firms not listed with MES shall meet enlistment criteria of Class 'D' and category (a) (i) i.e. with regard to having satisfactorily completed requisite value works, annual turnover, solvency, working capital, immovable property/ fixed assets, T&P, Engineering establishment, no recovery outstanding in any Govt Department, Police verification/Passport etc. As per enlistment criteria given in Para 1.4 & 1.5 of section I of Part I of MES Manual of Contracts-2007 (Reprint-2012) as available in all MES formations (b) These firms shall also submit copy of police verification from police authorities of the area where the registered office of the firm is located/notarized copy of valid Passport of proprietor/each partner/each director. (c) Firm should not carry any adverse remarks in WLR or any other similar report of any authority.
	(c) For all contractors		Contractors will not be allowed to execute the work by subletting or through power of attorney holder on his behalf to a third party/another firm except sons/daughters/spouse of proprietor /partner /director and firm's own employees, Director, Project Manager. This shall be subject to certain conditions which will be prescribed in the NIT forming part of tender documents
9	Tender Issuing and Accepting Officer		HQ CWE (AF) Gurgaon C/o CWE (AF) Palam Complex, Delhi Cantt-10
10	Executing Agency		GE (AF) Gurgaon
11	Earnest Money		Rs 96,500.00 in form of DD/ Banker's cheque from any Scheduled/Nationalized bank in favour of GE (AF) Gurgaon .

CRITICAL DATES

Para 7	Publishing date and time of tender documents	:	06 Dec 2018 at 1700 hrs
	Starting date& time of tender documents downloading	:	06 Dec 2018 at 1800 hrs
	Clarification start date & time	:	06 Dec 2018 at 1800 hrs
	Clarification end date & time	:	31 Dec 2018 at 1800 hrs
	Starting date and time of bid submission(Cover No 1 & 2)	:	21 Dec 2018 at 1500 hrs
	Bid documents download end date & time	:	31 Dec 2018 at 1800 hrs
	Closing date and time of bid submission(Cover No 1 & 2)	:	31 Dec 2018 at 1800 hrs
	Date and time of bid opening (Cover No 1)	:	01 Jan 2019 at 1500 hrs or subsequent days
	Date and time of bid opening (Cover No 2)	:	Will be intimated online after completion of evaluation of tech bid/application (Cover No 01)

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

(a) Contractor one class below (two class below in case of remote and difficult area) may also bid this tender. Their application shall be considered subject to fulfillment of other eligibility criteria given in NIT when number of applicants of eligible class qualifying for the tender are less than 7(seven).

(b) In case number of eligible class contractors satisfying the eligibility criteria given in NIT are 7 or more than 7, application of one class below the eligible class shall not be considered except those who have previously completed similar works satisfactorily and are meeting the criteria of upgradation in respect of past experience and / or average annual turnover as applicable and financial soundness (solvency/financial soundness and working capital) provided the value of work is less than twice the tendering limit of such contractors. Contractors one class below the eligible class may upload necessary documents wrt works experience and financial soundness in cover 1 of tender (T bid).

(c) (i) Application/bid not accompanied by scanned copies of requisite value DD/Bankers cheque towards cost of tender and earnest money (as applicable) shall not be considered for validation of T bid and their finance bids will not be opened.

(ii) Contractors should ensure that their original DDs and earnest money (as applicable) are received within 5 days of bid submission end date.

(iii) In case of applications/bids from enlisted contractors of MES, where scanned copies of requisite DD/Bankers Cheque towards cost of tender has been uploaded but physical copies are not received by the stipulated date, their finance bids will be opened. However non-submission of physical copies of cost of tender shall be considered as willful negligence of the bidder with ulterior motives and such bidder shall be banned from bidding for a six months commencing from the date of opening of finance bid(cover 2).

(iv) In case of applications/bids from un-enlisted contractors, where scanned copies of requisite DD/bankers Cheque towards cost of tender has been uploaded but physical copies are not received by the stipulated date, finance bids will not be opened. Name of such contractor alongwith 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 2).

(v) In case of applications/bids (enlisted contractor as well as un-enlisted contractor) where scanned copies of requisite earnest money (as applicable) were uploaded but the same are not received in physical form within stipulated time, such bids shall not qualify for opening of finance bid (cover 2).

(vi) Contractor shall upload copy of Goods and Service Tax (GST) no of their company. In case of failure to submit GST no, the firm shall be disqualified in technical bid evaluation.

(vii) In case tenderers upload quotation in pre-revised BOQ, the same shall be considered as a willful negligence by the bidder and their quotation shall be considered Non-bonafide.

(d) Contractors may note that they shall not be loaded beyond their tendering limit as under :-

(aa) In case contractors of eligible class are selected for issues of tender : 4 to 5 times the tendering limit.

(bb) In case of one class (two class in case of remote and difficult area as the case may be) contractors are selected for issue of tender : 6 to 7 times.

(cc) In case of unenlisted contractors : 2 times the upper tendering limit of class for which contractor meets the criteria for enlistment.

(e) In case any deficiency is noticed, in the documents required to be uploaded by the tenderers as per NIT, after opening of cover 1 (T bid) and during technical evaluation, a communication in the form of e-mail/whatsapp/sms/speed post etc. shall be sent to the contractor to rectify the deficiency within a period of 7 days from date of communication failing which financial bid (cover 2) shall not be opened and contractor shall not have any claim on the same.

(f) Contractors enlisted with MES will upload following documents for checking eligibility:

(i) Application for bid in Firm's letter head

(ii) Enlistment letter

(iii) Scanned copy of DD of cost of tender

(iv) Scanned copy of GST Registration

(v) Scanned copy of EPF Registration.

(g) Contractors not enlisted with MES will be required to upload necessary documents to prove their eligibility for enlistment in eligible class & category of work, including Affidavit for no recovery outstanding. List of documents required for enlistment in MES has been given in para 1.5 of section 1 of Part I of MES Manual on contracts 2007 (Reprint 2012). Following documents shall also be uploaded amongst others:

(i) Details of three highest valued similar nature of works executed during last five years, financial year-wise in tabular form giving name of work. Accepting Officer's details, viz Address, Telephone < Fax No., E-Mail ID etc, date of acceptance of tender and actual date of completion. This shall be duly signed by proprietor/all partners/authorized Director of Pvt/Public Ltd as applicable. It should indicate whether extension was granted or compensation was levied. Attested copy of acceptance letter and completion certificate shall be enclosed of each work. In case performance report has been given by the client same shall also be submitted duly attested.

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APPENDIX 'A' TO NOTICE INVITING e – TENDER

- (ii) Solvency certificate and working capital certificate issued by scheduled bank.
 (iii) Annual turnover certificate for last 2 years issued by Chartered Accountant along with relevant pages of audited balance sheets in support thereof.
 (iv) Affidavits for possession of movable & immovable properties by proprietor/partner owning the immovable property along with Valuation certificate from regd Valuer in support of movable & immovable properties. In case of Limited Company, the immovable property is required to be in the name of the company.
 (v) In addition, the un-enlisted contractors shall also furnish affidavit on non Judicial stamp paper in the form of hard copy declaring their turnover for last 2(Two) years.
 (vi) Scanned copy of DD of cost of tender and earnest money.
 (vii) Scanned copy of GST Registration
 (viii) Scanned copy of EPF Registration.

(h) In case of rejection of technical/prequalification bid, contractor may appeal to next higher Engineer authority i.e. CE (AF) WAC Palam on email against rejection, whose decision shall be final and binding. However contractor/bidder shall not be entitled to any compensation whatsoever for rejection of technical/prequalification bid.

(f) Court of the 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.

8287/G-32/ /E8
 Headquarter
 Commander Works Engineers Gurgaon
 C/o CWE (AF) Palam Complex
 Delhi Cantt-110010

(Niranjan Singh)
 Lt Col
 SSW
 for Accepting Officer

Dated: Dec 2018

- | | | |
|---|--|---|
| 1. Hony General Secretary, MES Builders Association of India (Regd) Flat No 807(8 th Floor) Sahyog, 53 Nehru Place, New Delhi – <u>REGD AD</u> | 2. The Hony Secretary, MES Builders Association of India, Delhi Branch, 106 Kirti Deep, Nangal Raya, New Delhi – 46– <u>REGD AD</u> | 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 | | |

Annexure 'I'
Of Appendix "A"**FORM OF SOLVENCY CERTIFICATE FROM**
NATIONALISED/SCHEDULED BANK

This is certified that to the best of our knowledge and information M/s / Shri / Smt _____ having address _____, a customer of our bank are/ is respectable and can be considered solvent up to Rs _____ (Rupees _____)/ Financially sound for any engagement up to Rs _____ (Rupees _____). This certificate is issued without any guarantee or responsibility on the bank or any of the officers.

(Signature)

Name, Designation and Personal Code No
of Signatory & Seal of bank with bank address and Code no.

Note: In case of partnership firm, certificate to include names of all partners as recorded with the bank

FORM OF WORKING CAPITAL CERTIFICATE FROM
NATIONALISED/ SCHEDULED BANK

This is certified that M/s / Shri / Smt _____ having address _____ have/has been maintaining a saving bank account/ current account/ fixed deposit account with this branch of bank since _____ and the firm is having working capital of approximately Rs _____ and/ or the firm is enjoying overdraft/ credit facilities up to limit of Rs _____. This certificate is issued without any guarantee or responsibility on the bank of any or the officers.

(Signature)

Name, Designation and Personal Code No of
Signatory & Seal of bank with bank address and Code no

DETAILS OF WORKS EXECUTED DURING LAST 05 YEARS

Ser No	CA No and Name of Work	Address of Accepting Officer	Amount of CA	Final amount of Work	Date of Completion	Extension granted if any	Remarks
1	2	3	4	5	6	7	8