

**APPENDIX 'A' TO NOTICE INVITING TENDER (NIT)
E-TENDER**

1.	Name of work	<u>PROVN OF SMART METER WITH PRE-PAYMENT MODE FOR OFFRS AND ORS MD ACCN AT MISA CAMP UNDER GE (S) TEZPUR</u>												
2.	Estimated Cost	₹ 43.03 LAKHS (At par market)												
3.	Period Of Completion	06 Months												
4.	Cost of Tender Documents	NIL												
5.	Website /Portal Address	www.defproc.gov.in and www.mes.gov.in												
6.	Type of Contract	The tender shall be based on specification and GCC (IAFW-2249) for Measurement contracts (IAFW-1779-A) with Schedule 'A' (List of items of Work) to be priced by the tenderer. The Tenderers are required to quote their rate against items of Schedule 'A'.												
7.	Information & Details													
	(a) Bid Submission start Date	} - Refer critical dates on the website.												
	(b) Last date of Bid Submission													
	(c) Date of Bid Opening													
8.	Eligibility Criteria													
	(a) For MES enlisted Contractors	All Contractors enlisted with MES in Class 'D' and Category (b)(i) [Low Tension Electric Works (upto 1100 Volts)] subject to satisfactory remarks w.r.t. 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 Other Contractors	<p>(i) Contractor not enlisted with MES should meet the enlistment criteria of 'D' Class and '(b)(i) [Low Tension Electric Works (upto 1100 Volts)]' Category contractor with regard to satisfactorily completion of requisite value works with Central / State Government / 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-1 of MES Manual on Contracts-2020 as available in all MES formation as well as MES website (www.mes.gov.in).</p> <p>(ii) Not carrying adverse remarks in Work Load Return (WLR) or any other similar report circulated by any competent authority, if already working in MES.</p> <p>(iii) Not suspended/ debarred / blacklisted (either permanently or temporarily) from participating in any bid or business dealings by any Central / State Government Department or any Central / State Government PSU or any Autonomous Body under Central / State Government or any Local Body as on the bid submission end date.</p> <p>(iv) The firm shall submit EMD as stated below.</p> <p>(v) Details of works completed and under progress in MES be submitted in the following format:-</p> <table border="1" data-bbox="613 1865 1474 2053"> <thead> <tr> <th>Srl No.</th> <th>CA No. & Name of Work</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> <p>(vi) 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.</p>	Srl No.	CA No. & Name of Work	Value of CA	Date of Commencement	Date of Completion	Extended date of Completion						
Srl No.	CA No. & Name of Work	Value of CA	Date of Commencement	Date of Completion	Extended date of Completion									
9.	Tender Issuing and Accepting Officer	CE SILIGURI ZONE												
10.	Executing Agency	GE (S) TEZPUR												

Contd/.....

**APPENDIX 'A' TO NOTICE INVITING TENDER (NIT)Contd/.....
E-TENDER**

11	Earnest Money	₹ 86,060.00 in favour of GE (S) TEZPUR and payable at TEZPUR in the form of INSURANCE SURETY BONDS, ACCOUNT PAYEE DEMAND DRAFT, FIXED DEPOSIT RECEIPT, BANKER'S CHEQUE OR BANK GUARANTEE FROM ANY OF THE COMMERCIAL BANKS OR PAYMENT ONLINE IN AN ACCEPTABLE FORM. (Scanned copy to be uploaded on-line and original to be forwarded off-line so as to reach this HQ before due date.)
12	Performance Security	In case the tender submitted is accepted, the contractor will be required to lodge PERFORMANCE SECURITY DEPOSIT for an amount equivalent to 5% of the contract sum/Lumpsum in favour of the accepting officer within 28 (Twenty Eight) days of receipt of notification of acceptance by the contractor with reference his tender/bid in the form of INSURANCE SURETY BONDS, ACCOUNT PAYEE DEMAND DRAFT, FIXED DEPOSIT RECEIPT FROM A COMMERCIAL BANK, BANK GUARANTEE FROM A COMMERCIAL BANK OR ONLINE PAYMENT IN AN ACCEPTABLE FORM. Failure of the contractor to comply with the requirements of Performance Security shall constitute sufficient grounds for cancellation of the award of work and forfeiture of the Earnest Money. In case of MES enlisted contractor, amount equal to the Earnest Money stipulated in the Notice of Tender, shall be notified to the tenderers for depositing the amount through MRO. Issue of tender to such tenderers shall remain suspended till the aforesaid amount equal to the Earnest Money is deposited in Government Treasury (See condition 19 of General Condition of Contract IAFW 2249).

NOTES:-

1. In case after opening of cover 1, the number of MES enlisted contractors of eligible class as well as eligible un-enlisted contractors, if any, fulfilling the other eligibility criteria given in NIT is less than 7 (Seven), application in respect of MES contractors of **one class or two classes (being remote & difficult area)** below the eligible class shall also be considered subject to fulfilment of other eligibility criteria given in the NIT. Therefore MES contractor's **one class or two classes** below may also bid for this tender. Such contractors (contractors of **one class or two classes** 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. However in case such contractors fulfil the criteria of up-gradation to the stipulated eligible class based on past experience of completed works (individual work experience and / or average annual turnover, as applicable) and financial soundness (solvency / financial soundness and working capital), the ceiling of present residual work will not apply and they will be considered for issue of tender. Such bidders shall upload in their Cover-1 bid details related to residual work in hand like details of works in hand showing names of work, names of Accepting Officer, Contract amounts, dates of commencement and completion (stipulated) and progress as on bid submission date. Such contractors, if claim to fulfil the criteria of up-gradation shall also upload the requisite information / documents in support of up-gradation. 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 un-enlisted 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) and financial soundness (solvency/financial soundness and working capital) as per details given in Manual on Contracts - 2020. Therefore such contractors shall upload the requisite information/documents in the Cover-1.
3. 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.
4. Contractors enlisted with MES will upload following documents in Cover 1 for checking eligibility:-
 - (a) Application for tender on Firm's letterhead duly signed.
 - (b) Enlistment letter issued by the Registering Authority duly renewed for the cycle period in vogue.
 - (c) Scanned copy of insurance surety bonds, account payee demand draft, fixed deposit receipt, banker's cheque or bank guarantee from any of the commercial banks or details of online payment toward cost of EMD instrument in case SSD bond is not signed at the time of registration.
 - (d) Any other document required as described in this Appendix.

Contd.....

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

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 duly signed.
- (b) 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 valid passport of Proprietor/each Partner/each Director.
- (c) 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.
- (d) Details of works being executed in MES, if any.
- (e) Scanned copy of Earnest Money.
- (f) Any other document required as described in this Appendix.

6. Tenders not accompanied by scanned copies of requisite insurance surety bonds, account payee demand draft, fixed deposit receipt, banker's cheque or bank guarantee from any of the commercial banks or details of online payment towards cost of earnest money in Cover I shall not be considered for validation of 'T' bid and their Financial bids will not be opened.

7. Contractors should ensure that their original physical Earnest Money Deposit (EMD) instrument reach the office of Accepting Officer within 07 days of bid submission end date failing which following action shall be taken:-

- (a) In case of tenders from enlisted contractors, where scanned copies of instruments 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 tenders shall not qualify the opening of financial bid (Cover 2).
- (b) In case of tenders from unenlisted contractors, where scanned copies of instruments for Earnest Money Deposit have been uploaded in Cover 1 but the same are not received in physical form within stipulated period, their financial bids (Cover 2) 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 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 (Cover2) 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. 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) i.e. **Chief Engineer Eastern Command Kolkata** on email dircontceengrkl-mes@nic.in with copy to the Accepting Office 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 works being executed by such a contractor shall be uploaded in the Cover-1 of the bid and shall be checked/verified by the Accepting Officer.

Contd....

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

12. 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 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/butted bids only. Accepting Officer may decide whether to re-tender or consider the lowest bonafide tender for acceptance.

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 wilful default. For this default a penalty of an amount equal to Earnest Money shall be levied. 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 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.

15. **JURISDICTION OF COURTS:** 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, jurisdiction of court shall be governed as per condition 72 of IAFW-2249.

16. **After acceptance of contract, prior to placing Work Order, GE shall ensure that the contractor has EPF Registration Code No., if applicable, and keep documentary proof on record. The contractor shall ensure compliance of the EPF & MP Act 1952 as amended till Bid Submission end date.**

HQ Chief Engineer Siliguri Zone
Military Engineer Services
Sevoke Road, PO: Salugara
Siliguri- 734008 (WB)

(Atul Kumar)
AEE (QS&C)
AD (Contracts)
for Chief Engineer

98784/TEZ(S)/SZ/12/E8

Dated : 26 Jun 2024