

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 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 alongwith 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 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 rejections.
5. The Chief Engineer (AF) Allahabad will be the Accepting Officer herein 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 and time mentioned in NIT. A scanned copy of DD with enlistment details / documents and Integrity Pact duly signed on each page by the bidder(s), 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 defproc.gov.in / eprocure.gov.in site for download and shall form part of contract agreement in case the tender / bid is accepted.
- 6.2. In case the 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 in favour of concerned CCE / GE / GE(I) / AGE (I) (see Appendix 'A') by a scheduled Bank or in receipted treasury Challan the amount being credited to the revenue deposit of the concerned CCE / GE / GE(I) / AGE(I) (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 alongwith 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 case of term / running contracts, remaining sum shall be recovered from subsequent bill (s) of the contractor.
- 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 the 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.

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- 6.5 The CCE / GE/ GE(l) / AGE(l) 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 CCE / GE / GE(l) / AGE(l) 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 Security Deposit or will retain the same in part or full on account of security deposit if such a transition 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 representatives, 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 and concerned GE / GE(l) / AGE(l) during working hours.
7. The tenderers / bidders are advised to visit the site of work by making prior appointment with GE / GE(l) / AGE(l) / Project Manager 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 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 no open the finance bid of any applicant / bidder. 'T' bid validation shall be decided by the Accepting Office 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 Central Command, Lucknow on email id ceengrll-mes@nic.in with a copy to the Accepting Officer on email before the scheduled date of opening of Financial 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 Under taking, 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



For Accepting Officer

APPENDIX 'A' TO NOTICE INVITING TENDER

1.	Name of work	REPLACEMENT OF EXISTING LOW SECURITY WALL IN TECH AND DOMESTIC AREA WITH RCC HIGH SECURITY WALL AND CONCERTINA COIL OVER IT ALONGWITH 06 WATCH TOWERS AND CERTAIN OTHER SECURITY RELATED WORKS AT AF STN MEMAURA
2.	Estimated Cost	Rs. 2470.00 Lakhs (At par Market)
3.	Period of completion	18 (Eighteen) months
4.	Cost of tender documents	Rs. 3000.00 in the shape of DD / Bankers cheque from any schedule Bank in favour of GE (AF) BKT, Lucknow and payable at Lucknow
5.	Website / portal address	www.defproc.gov.in and www.mes.gov.in
6.	Type of Contract	The tender shall be Lump sum based on Drawing and specifications IAFW – 2159 and GCC (IAFW-2249) with Sch 'A' (list of items of work) to be priced by tenderers. The tenderers are required to quote their lump sum amounts for prepriced parts of schedule 'A' and quote rates against items of other parts of schedule 'A'.
7.	Information Details	
	(a) Bid submission start date	12Dec 2018
	(b) Bid submission end date	18 Dec 2018
	(c) Date / time for opening of bid (Cover-1)	24 Dec 2018
8.	Eligibility Criteria	
	(A) For MES enlisted Contractors	They shall satisfy the following:- (a) Residual capacity requirement as in Para 8 (C) (a) below. (b) They should have enlistment in class "SS" Category a (i) (c) They should not carry adverse remarks in WLR of competent engineer authorities
	(B) For other contractors	The firms not enlisted with MES shall satisfy the following:- (a) Residual capacity requirements as in Para 8 (C) (a) below. (b) They should meet enlistment criteria of 'SS' class MES contractors & category a (i) i.e. with regard to having satisfactorily completed requisite value of 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. Enlistment criteria may be seen in Para 1.4 of Section 1 of Part- I of MES Manual on Contracts – 2007 (Reprint- 2012) as available in all MES formations. (c) These firms shall also submit copy of Police verification from 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. (d) They should not carry adverse remarks in WLR/ or any other similar report of any authority.
	(C) For all contractors	(a) Applicants' residual capacity as worked out by following formula should be more than estimated cost of the work :- Residual capacity = (2 x A x N) – B Where; A = Maximum turnover in last 5 financial years. N = Period of Completion of Contracted (Tendered) work (in years calculated till 2 decimal places). B = Value of balance work in all Govt. & Private Works. (b) Contractor 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/ daughter/ 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 NOT forming part of the tender documents.
9.	Tender issuing and Accepting Officer	Chief Engineer (AF) Allahabad
10.	Executing agency	GE (AF) BKT, Lucknow
11.	Earnest Money	Rs.15,00,000.00 in favour of GE (AF) BKT, Lucknow

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- (a) Contractor one class below may also bid for 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 eligibility class shall not be considered except those who have previously completed similar works satisfactorily and are meeting the criteria of up-gradation in respect of past experience and/or average annual turnover as applicable and financial soundness (solveny/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 w.r.t. works experience and financial soundness in cover 1 of tender (T bid).
- (c) (i) Applications not accompanied by scanned copies of Integrity Pact duly signed on each page by the bidder(s), requisite 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) Tenderers/bidders to note that they should ensure that their original DDs and earnest money (as applicable) and Original Integrity Pact duly signed on each page by bidder(s) are received within 05 (Five) days of bid submission end date.
(iii) In case of applications from enlisted contractors of MES, where scanned copies of Integrity Pact duly signed on each page by the bidder(s), requisite DD / Bankers Cheque towards cost of tender has been uploaded but physical copies are not received by the stipulated date, 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 period of six months commencing from the date of opening of finance bid.
(iv) In case of applications from unenlisted 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 contactors 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.
(v) In case of applications / bids (enlisted contractor as well as unenlisted 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.
(vi) In case of applications / bids (enlisted contractor as well as unenlisted contractor) where bid of all the bidder(s) who do not upload the signed copy of Integrity Pact duly signed on each page by bidder(s) along with technical bid (cover-1) shall be rejected.
(vii) In case of applications / bids (enlisted contractor as well as unenlisted contractor) where scanned copies of Integrity Pact duly signed on each page by the bidder(s) were uploaded but the Original Integrity Pact duly signed on each page by bidder(s) are not received in physical form within stipulated time, such bids shall not qualify for opening of finance bid.
- (d) Contractor may note that they shall not be loaded beyond their tendering limit as under :-
(aa) In case contractor of eligible class are selected for issue of tender : 4 to 5 times the tendering limit.
(bb) In case of one class below 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 the date of communication failing which financial bis (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 (scanned copy in pdf format) for checking eligibility:-
(i) Application for the tender on Tenderer's Letter Head. In this, the contractor should explain with calculation details supported with documentary evidence as to how he is qualifying for this tender in terms of conditions given in Para 8 (A) (a) and 8(A)(b) above.
Tenderer /bidder to note that if they do not submit their calculation details and/ or supporting documents correctly, Department will make calculation. If the firm does not qualify as a result of Department calculation, then bidder only will be responsible for the same. This is notwithstanding the fact that Department will check the details and calculations also in respect of the contractors who have given the calculations.
(ii) Enlistment letter
(iii) DD toward cost of tender
(iv) Goods & Service tax registration number
(v) Scanned copy of EPF code No
(vi) Scanned copy of Integrity Pact duly signed on each page by the bidder(s).

APPENDIX 'A' TO NOTICE INVITING TENDER ...Contd

- (vii) Documents in support of residual capacity which shall include:-
 (aa) Copy of turn over certificate from CA for last 5 (five) years (FY), notarized copy of relevant pages of balance sheet of those FYs showing the turnover (gross receipts).
 (ab) List of works in hand for contracts with Government department & private works, completed value thereof and residual work to be completed during completion period of subject work in a self-explanatory tabular form. This shall be submitted duly signed by proprietor / all partners / authorised Director of Pvt. / Public Ltd as applicable.
 (ac) Affidavit on non-judicial stamp paper of Rs. 100/- (minimum) in the form of hard copy declaring their turnover for last 5 (Five) Years and value of contracts in hand in Government department & private and details of works completed and residual work to be completed.
 Hard copy of these documents will be submitted within Five days of the last date & time of opening of "T" bid.
- (g) Contractors not enlisted with MES will be required to upload the following:-
 (i) Application for the tender on Tenderer's Letter Head : In this, the contractor should explain with calculation details supported with documentary evidence as to how he is qualifying for this tender in terms of conditions given in Para 8 (B) (a) and 8(B)(b) above.
 Tenderer/bidder to note that if they do not submit their calculation details and / or supporting documents correctly, Deptt will make calculation. If the firm does not qualify as a result of Deptt calculation, then bidder only will be responsible for the same. This is notwithstanding the fact that Deptt will check the details and calculations also in respect of the contractors who have given the calculations.
 (ii) Necessary documents to prove their eligibility for enlistment in required 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). The work experience shall include details of similar nature of works executed during last five year, 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 date of actual completion. This shall be duly signed by proprietor/ all partners/ authorised director of Pvt./ Public Ltd. As applicable. It should indicate whether extension was granted for 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 client same shall also be submitted duly attested.

The documents will also include the following amongst others:-

- (aa) Solvency certificate and working Capital Certificate issued by scheduled bank.
 (ab) Affidavits for possession of movable and immovable properties by proprietor / partner owning the immovable property alongwith Valuation Certificate from Regd Valuer in support of movable & immovable properties. In case of Limited company, the immovable property is required to be in name of company.
 (iii) Scanned copy of DD toward cost of tender.
 (iv) Goods & Service tax registration number
 (v) Scanned copy of EPF code No
 (vi) Scanned copy of Integrity Pact duly signed on each page by the bidder(s).
 (vii) Documents in support of residual capacity shall include:-
 (aa) Copy of turnover certificate from CA for last 5 (five) years (FY), notarized copy of relevant pages of balance sheet of those FYs showing the turnover (gross receipts).
 (ab) List of works in hand for contracts with Government department & private works, completed value thereof and residual work to be completed during completion period of subject work in a self-explanatory tabular form. This shall be submitted duly signed by proprietor / all partners / authorized Director of Pvt. / Public Ltd as applicable.
 (ac) Affidavit on non judicial stamp paper of Rs. 100/- (minimum) in the form of hard copy declaring their turnover for last 5 (Five) Years and value of contracts in hand in Government department & private and details of works completed and residual work to be completed.
 Hard copy of these documents will be submitted within Five days of the last date & time of opening of "T" bid.
- (h) Contractors (enlisted/unenlisted with MES) shall have Provident Fund Code Number before getting the work order released after finalization of the tender. Contractor shall also ensure compliance of the EPF & MP Act, 1952 by the subcontractor if any engaged by the contractor.
- (i) In case of rejection of technical / prequalification bid, contractor may appeal to next higher Engineer authority i.e. Chief Engineer Central Command on email id ceengr1-mes@nic.in with a copy to Accepting officer on email id gezafa2-mes@nic.in against rejection within 5 days of uploading of 'Technical evaluation summary'. The decision of Chief Engineer Central Command shall be final and binding. However, contractor / bidder shall not be entitled to any compensation whatsoever for rejection of technical / prequalification bid.

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(k) 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."

Signature of Contractor

Dated :

Case file: 958788/ /E8
Chief Engineer (AF)
Allahabad-211012

13 Nov 2018


(Anuj Yadav)
AEE (QS&C)
Asst Dir (Contracts)
for Chief Engineer (AF)