

NOTICE OF TENDER

1. A **e-tender** is invited for (See Appendix 'A')
2. The work is estimated to cost (See Appendix 'A')

The estimated cost however is not a guarantee and is merely given as rough guide and if the work costs more or less, the tenderer will not have any claim on that account. The tender shall be based on (See Appendix 'A').

3. The work is to be completed within (See Appendix 'A') from the date of handing over site.
4. The scanned copy of application for the tender document(s), DD/ banker cheque and other relevant documents should be uploaded on MES e-procurement site. But the original application along with DD/Banker cheque as cost of tender must be submitted to **GE Army Dhar Road Udhampur, PIN-901216 C/O 56 APO** so as to reach this office on or before opening of bid (first stage) failing which the application may be rejected and tenderer will not be allowed to participate in second stage (Priced bid).
5. Normally contractors whose names are on the MES approved list for the area in which the work lies and within whose financial limit the estimated amount would fall, may tender but in case of term contracts, contractors in the category S, A to D may tender. In cases where the tendered amount is in excess of his financial limit, whether or not the estimated amount is within the financial limit of the contractor, the Accepting Officer reserves the right to accept the tender, in which event the tenderer would be required to lodge additional security deposit as notified by the Accepting Officer in terms 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 participate in e-tendering process without depositing earnest money along with the tender and if Accepting Officer proposes to accept the tender, such tenderer would be required to deposit Individual Security Deposit as notified by the Accepting Officer before acceptance of tender.

In case, however, the Accepting Officer subsequent to deposition of security deposit, decides not to accept the tender for any reason what so ever the amount deposited will be refunded to the contractor.

Not more than one tender shall be submitted by one contractor or one firm of contractor(s). Under no circumstances will a father and his son (s) or their relation having business dealings with one another be allowed to tender for the same contract as separate competitors. A breach of this condition will render the tenders of both parties liable for rejection.

6. The **GE Army Dhar Road Udhampur, PIN-901216 C/O 56 APO** will be the Accepting Officer here in after referred to as such for the purpose of the contract.
7. **Application for the tender form along with requisite demand Draft (for the cost of tender) must be submitted addressed to GE Army Dhar Road Udhampur, PIN-901216, C/O 56 APO so as to reach this office on or before (See Appendix 'A'). Condition 3 of IAFW-2249 (General Conditions of Contacts) shall be deemed to have been amended accordingly.**

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8. Tender form and conditions of contract and other necessary documents can be downloaded on or after (See Appendix 'A'). The appropriate standing security amount for this work shall be deposited by contractor (See Appendix 'A').

In case of contractor who has not executed the standing security bond, the tenderer shall be upload scanned copy of paid earnest money amounting to (See Appendix 'A') in the form of deposit at call receipt drawn in favour of (See Appendix 'A') or on the receipted Treasury Challan, the amount being credited to the revenue deposit of the GE (See Appendix '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 tender without depositing earnest money along with the tender, but if the Accepting Officer decides to accept the tender, such tenderer shall lodge security deposit as notified by the Accepting Officer with the **Principal Controller of Defence Accounts, Northern Command, Jammu** in the prescribed form before acceptance of tender.

A contractor who has executed standing security bond but not for the appropriate category as mentioned above shall lodge with the Accepting Officer, additional security deposit as notified by the Accepting Officer within 30 days of the receipt by him of notification of Accepting officer failing which the same will be recovered from the first RAR payment.

However, in case where any payment is made to the contractor with in thirty days of the receipt by him of notification of acceptance of tender, the amount of additional security deposit shall be recovered from such payment.

The GE will return the earnest money wherever applicable to all the un successful tenderers by endorsing an authority on the deposit receipt for its refund on production of certificate by the tenderer of the Accepting Officer that a bonafide tender (vide condition 13 here-in-after) was received and all documents were returned.

9 The GE will return the earnest money, wherever applicable, to the contractor in whose favour contract has been accepted by endorsing authority on the deposit receipt for its refund on receipt of amount of security deposit or will retain the same as part of the security deposit, if such a transaction is feasible.

10 Copies of the drawings and other documents pertaining to this work signed for the purpose of identification by the Accepting Officer or his accredited representative and samples of materials and stores to be supplied by the contractor will be open for inspection of the tenderer at the office of **GE Army Dhar Road Udampur, PIN-901216, C/O 56 APO** during working hours.

11 The tenderers are advised to inspect/visit and examine the site and its surroundings by making prior appointment with the Garrison Engineer in sufficient times and satisfy themselves before submitting their tenders as to the nature of the ground and sub-soil (so far as is practicable), the form and nature of the site, the means of access to the site, the accommodation they may require and in general shall themselves obtain all necessary information as to risks, contingencies and other circumstances which may influence or affect their tender. A tenderer shall be deemed to have full knowledge of the site whether he inspects it or not and no extra charges consequent on any misunderstanding or otherwise shall be allowed. The tenderer shall be responsible for arranging and maintaining at his own cost all materials tools & plants, water, electricity, access facilities for workers and all other services

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Required for executing the work unless otherwise specifically provided for in the contract documents. The online submission of tender/Price bid by a tenderer implies that he has read this notice and all other contract documents and has made himself aware of the scope and specification of the work to be done and of the conditions and rates at which materials, tools and plants etc will be issued to him, local conditions and other factors having a bearing on the execution of the work.

12 The accepting authority on behalf of the President of India does not bind himself to accept the lowest or any other tender and reserves to himself the authority to reject any or all of the tenders received without the assignment of any reason. All tenders. In which any of prescribed condition is not fulfilled or any condition including that of conditional rebate/rebate is put forth by the tenderer, shall be summarily rejected.

13. Tenders will be submitted on line to the **GE Army Dhar Road Udhampur, PIN-901216, C/O 56 APO** (See Appendix 'A'). Any tenderer which proposes any alterations to any of the conditions laid down or which proposes any other condition of any description what so ever is liable to be rejected.

14 The submission of a tender by the tenderer implies that he has read this notice and conditions of contracts and he has made himself aware of the scope and specifications of the work to be done and of conditions and rates on which stores, tools and plants etc will be issued to him and local conditions and other factors bearing on the execution of work.

15. Tenderer must be in possession of a copy of the MES schedule of Rates including amendments thereof.

16. Tenderer must be very careful to upload a bonafide tender complete with all documents forming part of the tender. A bonafide tender must satisfy each and every condition laid down in the notice of tender.

17. This Notice of Tender shall form part of the Contract Agreement.

Signature of Contractor

**AGE (Contracts)
For Accepting officer**

APPENDIX 'A' TO NOTICE INVITING TENDER (NIT)

1.	Name of Work	REPAIR / MAINTENANCE OF DG SETS & MISC PLANT & MACHINERY ITEM INCLUDING OTHER CONNECTED WORKS AT JINDRAH UNDER GE (ARMY) DHAR ROAD UDHAMPUR
2.	Estimated cost	Rs 14.91 Lakhs (At Par market)
3.	Period of completion	270 DAYS (The contract will run for a period of 09 Months)
4.	Cost of tender documents	Rs 500.00 in the shape of DD/Bankers cheque from any scheduled Bank in favour of GE (Army) Dhar Road Udhampur payable at Udhampur.
5.	Website/portal address	www.defproc.gov.in
6.	Type of contract	The tender shall be item rate contract based on IAFW-2249 & IAFW-1779A (Revised 1955) with Schedule 'A' list of items of works to be priced by the tenderers electronically (BOQ).
7.	Information and 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	Contractor shall be enlisted with MES in class 'E' and above and category b(i) subjected to satisfactory remarks wrt 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 contractors not enlisted with MES	(i) Contractor not enlisted with MES should meet the enlistment criteria of 'E' Class & 'b(i) category contractor with regard to satisfactory 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 of Contracts 2020 as available in all MES formations as well as MES website (www.mes.gov.in) (ii) Not carrying adverse remarks in Work Load Report (WLR) or any other similar report circulated by any competent 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 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.
	(C) Technical PQC criteria	In case of solar Power works and Runway/ Pavements, Technical PQC criteria as stipulated in Manual on Contracts and as per policy letters issued by E in C's Branch from time to time shall be included suitably.
9.	Tender issuing and Accepting Officer	Name : Maj Vishal G Address: GE (Army) Dhar Road Udhampur. Contact Detail : 8875002699 Email Id: iadhrd-4mes@nic.in
10.	Executing agency	GE (Army) Dhar Road Udhampur
11.	Earnest Money	Rs 29,800.00 in favour of GE (Army) Dhar Road Udhampur

Notes

1. After opening of cover 1, 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), application in respect of contractors one class or two class (in 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 fulfillment of other eligibility criteria given in the NIT. Therefore MES contractor's one class below (Two class below in case of remote and difficult areas) may also bid for this tender. However contractor of one/two class below the eligible class shall not be considered in case their present residual work in hand is more than twice their present tendering limit. Such bidder shall upload in their Cover-1 bid detail of work in hand showing name of work. Names of accepting officer, Contract amount, date of commencement and completion (stipulated) and progress as on bid submission date. This detail shall be verified by tender issuing authority form concerned formations in case bids of such contractor are considered for evaluation.

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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 upgradation 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. Therefore such contractors shall upload the requisite information/documents in the Cover-1
3. Unenlisted 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 national staying abroad / Indian national having taken foreign citizenship, as director(s) shall be considered subjected to security clearance from the concerned authorities
4. Contractors enlisted with MES will upload following documents in Cover 1 for checking eligibility:-
- Application for tender on Firm's letterhead.
 - Enlistment letter issued by the Registering Authority duly renewed for the cycle period in vogue.
 - Scanned copy of DD /Bankers Cheque toward cost of tender and EMD instrument in case SSD bond is not signed at the time of registration.
 - Any other document required as described in this Appendix.
5. Contractors not enlisted with MISS will be required to upload following documents in Cover 1 for checking eligibility:-
- Application for tender on Firm's letterhead.
 - Scanned copy of DD/bankers cheque toward cost of tender and Earnest Money Deposit (EMD) instrument.
 - 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
 - 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
 - Details of works being executed in MES, if any
 - Any other document required as described in this Appendix
6. Tenders not accompanied by 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
7. Contractors 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.
- In case of tenders from an enlisted contractor of MES, where scanned copies of requisite DD/ Bankers 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 willful 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).
 - In case of tenders from unenlisted contractor, where scanned copies of requisite DD/Bankers 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 contractor 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).
 - In case of tender from enlisted and unenlisted 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 for 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.

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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 (cover 2) 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 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 this Appendix. Tenderer /bidder will be informed regarding non-validation of his technical bid assigning reasons thereof through tender evaluation report which shall be uploaded on the website. Such tenderer, if desire, may appeal to the next higher Engineer Authority (NHEA) viz HQ CWE Dhar Road Udampur C/o 56 APO on email id dhrd3-mes@gov.in with copy to the Accepting Officer on email before the schedule 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 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 these 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.

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/bonafide 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 willful default. For this default a penalty of an amount equal to Earnest Money shall be levied. In case of an 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 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 of 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 **Court of the place from where tender has been issued/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.**

16 INTEGRITY PACT-Not applicable

17 JOINT VENTURE –Not applicable

Signature of Contractor

AGE (Contracts)
For Accepting officer