

NATIONAL HIGHWAYS & INFRASTRUCTURE DEVELOPMENT CORPORATION LTD.

Ministry of Road Transport & Highways, Government of India

Office of The Executive Director (Projects), Regional Office - Itanagar
GD Apartment, Senki Park, Division-IV, Near Govt. Middle school.
Itanagar, Arunachal Pradesh- 791111

E-mail: roitanagarnhidcl@gmail.com



A GOVT. OF INDIA UNDERTAKING

NHIDCL/RO-ITA/02/Z/M&R/J-K(0-20)/2023-24/ 10271

Dated: 24.02.2025

To,

M/s Mercy Engineering

Sector-E Abotani Colony

Itanagar, Papum Pare

Arunachal Pradesh-791111

Email: engineering.mercy@yahoo.com , rameshsahubeni2002@gmail.com

Sub:- Annual Repair & Restoration (Maintenance) Works of "New Entrusted project from Joram to Koloriang (NH-713) Road From 0+000 Km to 20+000 Km (Design Length 17.155 Km) in the State of Arunachal Pradesh"- Notice for Debarment -Req.

Ref:

- (i) M/s Mercy Engineering Letter No. - ME/REPLY-S/NOTICE - 02/2025 dated 21.02.2025 – Regarding Reply of Show Cause Notice.
- (ii) NHIDCL, RO-Itanagar Letter No. – NHIDCL/RO-ITA/02/Z/M&R/J-K(0-20)/2023-24/10233 dated 19.02.2025 – Show Cause Notice for Debarment.
- (iii) Tender ID : 2025_NHIDC_844696_1 uploaded on 16th January 2025 on CPP Portal for subject project
- (iv) Bids Invited on 16.01.2025 , Bid Due Date : 13.02.2025 at 1500 Hrs.

Sir,

1. With reference to **Show Cause Notice** issued by this office vide their letter under ref.(ii) above, regarding the **Submission of Fake / Forged Documents i.e. Fake / Forged Demand Draft for Bid Security/ EMD** for participating in Tendering process for the subject project with Tender ID : 2025_NHIDC_844696_1.
2. The reply received from your firm is hereby scrutinized by this office and following deliberations are made :

- (i) Any misrepresentation whatsoever (in any manner) during Bidding proceeding will be Obligation of the Bidder only.



Head Office: - 1st & 2nd Floor, Tower-A, World Trade Centre, Nauroji Nagar, New-Delhi-110029

Sumit
24/02/25

NATIONAL HIGHWAYS & INFRASTRUCTURE DEVELOPMENT CORPORATION LTD.

Ministry of Road Transport & Highways, Government of India

Office of The Executive Director (Projects), Regional Office - Itanagar
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NHIDCL/RO-ITA/02/Z/M&R/J-K(0-20)/2023-24/ 10271

Dated: 24.02.2025

- (ii) After considering all facts and representation's made by your firm i.e. **M/s Mercy Engineering**, the **Authority is not satisfied with the reply submitted** by your firm as it misleads the bidding process due to submission of Fake /Forged documents therefore Authority decided to debar the firm from participating in Future/ upcoming bids of NHIDCL as per Terms and condition of RFP and applicable laws as per Govt. of India.
3. Further, In view of above **For the submission of Fake/ Forged EMD through Demand Draft** in the subject project, your firm i.e. M/s Mercy Engineering having Registered Address :- Sector-E Abotani Colony, Itanagar Arunachal Pradesh-791111 is hereby Debarred from participating in the future projects of NHIDCL for a period of (01) One Year reckoned from the issuance of this letter.
4. This Notice is issued without prejudice to any other right or remedy available with the Authority under RFP or Applicable laws.




(Sunil Kumar)
Executive Director (Projects),
NHIDCL, RO-Itanagar.

NATIONAL HIGHWAYS & INFRASTRUCTURE DEVELOPMENT CORPORATION LTD.

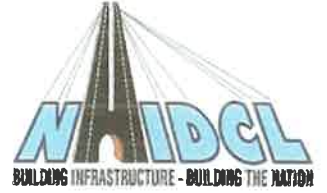
Ministry of Road Transport & Highways, Government of India

Office of The Executive Director (Projects), Regional Office - Itanagar

GD Apartment, Senki Park, Division-IV, Near Govt. Middle school

Itanagar, Arunachal Pradesh- 791111

E-mail: roitanagarnhidcl@gmail.com



A GOVT. OF INDIA UNDERTAKING

NHIDCL/RO-ITA/02/Z/M&R/J-K(0-20)/2023-24/10271

Dated: 24.02.2025

Copy To:

(I) The Executive Director-II

Email ID :- ed2@nhidcl.com

(ii) GM(T), HQ, NHIDCL

Email :- arpr.hq@nhidcl.com

for information, please.

(iii) GM (IT), HQ, NHIDCL

Email :- abhijitkulka.385n@gov.in

(iv) Manager(IT), HQ, NHIDCL

Email:- saini.amit4@nhidcl.com

For updating the information
related to Debarment of the firm
on NHIDCL website, please.

Internal :

Finance Section ,RO-Itanagar, NHIDCL - for kind information and record
please.



Sunit
24/02/25



M/S MERCY ENGINEERING

E - Sector, Abotani Colony, Itanagar,
Arunachal Pradesh - 791111

☎ +91 8258013903 +91 8837421507
✉ engineering.mercy@yahoo.com

Ref.No. ME/REPLY-S/NOTICE - 02/2025

Date: 21.02.2025

To

Executive Director (Project)
NHIDCL, Regional Office
Itanagar, Arunachal Pradesh

Subject: Reply to show cause notice – request for exemption from debarment

Reference:

1. Show Cause Notice No. NHIDCL/RO-ITA/02/Z/M&R/J-K(0-202)/2023-24/0233 dated 19.02.2025

Sir,

With reference to the **Show Cause Notice** cited above, I would like to respectfully submit that our firm, **M/S Mercy Engineering**, participated in the tender for: **“Annual Repair & Restoration (Maintenance) Works of New Entrusted Project from Joram to Koloriang (NH-713) Road from 0+000 Km to 20+000 Km (Design Length 17.155 Km) in the State of Arunachal Pradesh”** Tender ID: 2025_NHIDC_844696_1.

In compliance with the tender requirements, we received a **Demand Draft** amounting to **₹36,70,800/- (Rupees Thirty-Six Lakh Seventy Thousand Eight Hundred Only)** from **Shri Rahul Das**, issued by **ICICI Bank, R N Mukherjee Road, Kolkata**, with **DD No. 000923** on **06.02.2025**. The same was submitted to your esteemed office as **earnest money deposit** for the tender.

To my **utter shock and dismay**, on **19.02.2025**, we received the Show Cause Notice stating that the submitted Demand Draft was found to be **forged**. This revelation has **severely impacted our firm**, both financially and reputationally.

Clarification & Request for Relief:

1. **Our firm had no prior knowledge of the fraudulent nature of the Demand Draft** and acted in **good faith**, relying on the authenticity of the instrument provided by Shri Rahul Das.
2. We are **victims of fraud** and have **already initiated legal action** by filing an **FIR** against **Shri Rahul Das** for **forgery, cheating, and financial misappropriation**.
3. We **never intended to submit a fraudulent document** and had **no involvement in the creation or alteration of the Demand Draft**.
4. We are **fully cooperating** with the authorities and are **committed to maintaining transparency and integrity** in all our dealings.

Prayer:

In view of the above, I earnestly request you to **consider our firm as an innocent party** in this unfortunate incident and **not impose debarment or any punitive action** against us. We sincerely seek your kind consideration and request an opportunity to continue our professional engagements with NHIDCL.

We are available to provide any further clarifications or supporting documents as required.

Thanking you for your understanding and kind consideration.

ENCLOSED : FIR COPY

Yours faithfully,

MERCY ENGINEERING



PROPRIETOR

M/S Mercy Engineering

Prop: Khyoda Daniel



M/S MERCY ENGINEERING

E - Sector, Abotani Colony, Itanagar,
Arunachal Pradesh - 791111

+91 8258013903 +91 8837421507
engineering.mercy@yahoo.com

RefNo. ME/RAHUL-D/FIR-01/2025

Date: 21.02.2025

To

The Officer-in-Charge
Itanagar Police Station
Itanagar, Arunachal Pradesh

Sub: Filing of FIR against Shri Rahul Das for Forgery and Cheating M/S Mercy Engineering of Demand Draft Amounting to ₹36,70,800/-

Sir,

With reference to the subject cited above, I wish to bring to your notice that on **06.02.2025**, our firm, **M/S Mercy Engineering**, received a Demand Draft amounting to **₹36,70,800/-** (Rupees Thirty-Six Lakh Seventy Thousand Eight Hundred Only) from **Shri Rahul Das**, issued from **ICICI Bank, R N Mukherjee Road, Kolkata**, with **DD No. 000923**. This Demand Draft was provided as earnest money for the tender titled: **"Annual Repair & Restoration (Maintenance) Works of New Entrusted Project from Joram to Koloriang (NH-713) Road from 0+000 Km to 20+000 Km (Design Length 17.155 Km) in the State of Arunachal Pradesh"**
Tender ID: 2025_NHIDC_844696_1

Based on this, we participated in the tender and submitted the **original Demand Draft** to the **Office of the Executive Director (Project), Regional Office, NHIDCL, Itanagar**.

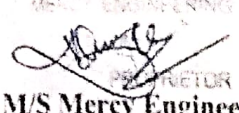
However, on **19.02.2025**, our firm received a **show-cause notice** regarding the Demand Draft, and to my utter shock, I discovered that the **Demand Draft was forged**. This has caused **serious financial and reputational damage** to our firm.

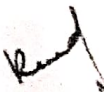
In light of the above facts, I **request you to immediately register an FIR** against **Shri Rahul Das** for **forgery, cheating, and financial misappropriation**. Necessary legal action should be taken against him under the relevant provisions of law. Additionally, I **urge your department to help us recover our money** and ensure justice is served.

I sincerely request you to take this matter seriously and initiate appropriate legal proceedings at the earliest.

Thanking you in anticipation of your prompt action.

Yours faithfully,


M/S Mercy Engineering
Prop: Khyoda Daniel


Officer Incharge
Police Station Itanagar
Arunachal Pradesh

NHIDCL/RO-ITA/02/Z/M&R/J-K(0-20)/2023-24/10233

Dated: 19.02.2025

To,

M/s Mercy Engineering

Sector-E Abotani Colony

Itanagar, Papum Pare

Arunachal Pradesh-791111

Email: engineering.mercy@yahoo.com , rameshsahubeni2002@gmail.com

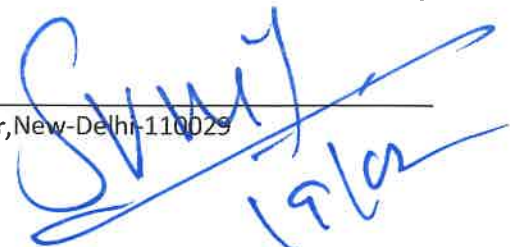
Sub:- Annual Repair & Restoration (Maintenance) Works of "New Entrusted project from Joram to Koloriang (NH-713) Road From 0+000 Km to 20+000 Km (Design Length 17.155 Km) in the State of Arunachal Pradesh"- Show Cause Notice for Debarment -Reg.

Ref:

- Tender ID : 2025_NHIDC_844696_1 uploaded on 16th January 2025 on CPP Portal for subject project.
- Bids Invited on 16.01.2025 , Bid Due Date : 13.02.2025 at 1500 Hrs.

Sir,

1. WHEREAS, Bids for the work of "Annual Repair & Restoration (Maintenance) Works of New Entrusted project from Joram to Koloriang (NH-713) Road From 0+000 Km to 20+000 Km (Design Length 17.155 Km) in the State of Arunachal Pradesh" was invited by NHIDCL through CPP portal on 16.01.2025 with due date on 13.02.2025 till 1500 Hrs.
2. Whereas the Bidder , M/s Mercy Engineering has submitted the bid document for the subject project online / physical form on 13.02.2025 (by 1500 Hrs). The submitted bid was evaluated based on the document submitted by the bidder and in accordance with the provisions of the RFP.
3. WHEREAS, as per Terms and Condition of Request for Proposal, all the prospective bidders were asked to deposit an amount of ₹ 11,800 /- towards the tender Document Fee and an amount of ₹ 36,70,800/- towards Earnest Money Deposit (EMD) towards bid security.





NHIDCL/RO-ITA/02/Z/M&R/J-K(0-20)/2023-24/10233

Dated: 19.02.2025

4. **WHEREAS**, After opening of Technical bid, initial responsiveness of all the bidder were ascertained by NHIDCL as per Clause-4 of Section-II of RFP.
5. **WHEREAS**, As per Notice Inviting Tender of RFP the bidder, **M/s Mercy Engineering** has submitted the requisite fee against **Bid Security/ EMD** in the form of **Demand Draft**, the details of the same is as under:

S.No.	Type of Fee	Document No. (Demand Draft)	Issuing Bank	Amount
1.	Bid Security / EMD	000923	ICICI	₹ 36,70,800/-

6. **WHEREAS**, As per Prevailing practice / policies of NHIDCL , the tender fee and bid security was forwarded to the bank for depositing the amount in the account of Tender Inviting Authority (i.e. NHIDCL). The Authority's Bankers has declined and the request was raised with the issuing bank for depositing the requisite amount of EMD (in form of DD) in the account of NHIDCL. Further , it was intimated by the banker that the Demand Draft submitted for remittance is forged and no such documents issued by the ICICI Bank , RN Mukherjee Road Calcutta which means " Bidder has intentionally submitted Fake / Forged Demand Draft for EMD".

7. **WHEREAS**, As per Clause 34 (Instructions to Bidders), Section -II of RFP , reiterated as under:

" The Employer will reject a proposal for award if it determines that the Bidder recommended for award has engaged in corrupt or fraudulent practices in competing for the Contract in question and will declare the firm ineligible, either indefinitely or for a stated for a period of time, to be awarded a contract with NHIDCL and any other agencies, if it at any time determines that the firm has engaged in corrupt or fraudulent practices in competing for the contractors or in execution .



[Handwritten signature]
19/02



NHIDCL/RO-ITA/02/Z/M&R/J-K(0-20)/2023-24/10233

Dated: 19.02.2025

The Employer requires the bidders / Contractors to strictly observe the laws against fraud and corruption enforced in India, namely “**Prevention of Corruption Act, 1988**”.

Further the bidder has signed the “**Letter of Application**” stating that all the information, document is true and correct. Thus the bidder has violated the terms and conditions of RFP and had malafide intention towards the bid.

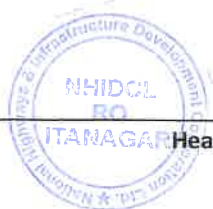
8. **WHEREAS**, as per Section-III of RFP Undertakings must be submitted on Original Affidavit Paper along with the Physical Documents but you have not submitted Copy of Original Affidavit which consider as the Incomplete submission of Physical Documents and bidder is ineligible for the Financial Evaluation.

9. **WHEREAS**, As per Article-4 (“**Compensation for Damages**”) of INTEGRITY PACT signed by the bidder during the Tendering Process , reiterated as under :

- (i) If the Principal has Disqualified the bidder(s) from the Tender process prior to the Award according to Article-3, the **Principal shall be entitled to forfeit the Earnest Money Deposit / Bid Security/ Tender Fee or demand and recover the damages equivalent to Earnest Money Deposit / Bid Security/ Tender Fee apart from any other legal right that may have accrued to the Principal.**
- (ii) In addition to 1 above , the Principal shall be entitled to take recourse to the relevant provisions of the Contract / Concessionaire/ Consultant's Default. In such cases the **principal shall be entitled to forfeit the Performance Bank Guarantee of the Contractor / Concessionaire/ Consultant and / or Demand and recover liquidated.**

Also reference of Article-2 & 3 may also be taken which stipulates the various reasons for debarment and malafide practice's of the bidder during tendering and execution of the awarded works.

10. The Bidder has intentionally submitted the forged Earnest Money Deposit against the Bid Security and breached the Contractual Obligation's on the



[Handwritten signature]
19/02

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Dated: 19.02.2025

ongoing Tendering Process by the NHIDCL. NHIDCL has considered that the bidder has committed serious crimes by submitting the forged documents.

11. In context of the above stated facts, **M/s Mercy Engineering** is hereby called upon to explain within **03 Days** (i.e. upto **22.02.2025** till **1500 Hrs**) from the issuance of this Notice why your firm i.e. **M/s Mercy Engineering** should not be debarred for a period of **01 Years** from Participating in future projects of **NHIDCL/MoRT&H/NHA** for violating the terms and condition's of tendering process. If reply will not submitted by your firm within the Stipulated time then appropriate action with the provision of RFP/ Applicable laws would be invoked on your firm i.e. **M/s Mercy Engineering**.

12. This Notice is issued without prejudice to any other right or remedy available with the Authority under RFP or Applicable laws.



(Sunil Kumar)
Executive Director (Projects),
NHIDCL, RO-Itanagar.

Copy To:

(i) **The Executive Director-II**

Email ID :- ed2@nhidcl.com

(ii) **GM(T), HQ, NHIDCL**

Email :- arpr.hq@nhidcl.com

for information, please.

(iii) **Internal :**

Finance Section ,RO-Itanagar, NHIDCL - for kind information and record please.

A/C PAYEE ONLY



Drawee Branch

(06) R N MUKHERJEE ROAD, CALCUTTA
DD No.

VALID FOR THREE MONTHS ONLY

DATE

0 6 0 8 2 1 0 2 5 Y Y

Validity: 120 days

OR ORDER

ON DEMAND PAY

000923

*****ED (P), RO, ITANAGAR, NHIDCL*****

RUPEES

THIRTY SIX LAKH SEVENTY THOUSAND EIGHT HUNDRED Only

₹

***** 36,70,800.00

FOR VALUE RECEIVED

Purchaser Name: MERCY ENGINEERING
TC/3/7 Not Above 36,70,800.00

0006DDCENPAY

Issuing Branch
ICICI BANK LIMITED

[Signature]
283594

Authorised Signatory

[Signature]
185469

Authorised Signatory

Please sign above

⑈000923⑈ 000229000⑈ 002542⑈ 16

SBF(M) / CTS - 2010

Outward Cheque Return Alert

canarabank@canarabank.com <canarabank@canarabank.com>
To: roitanagarnhidcl1@gmail.com

18 February 2025 at 15:47

Outward Cheque No 000000000923 for Rs INR 36,70,800.00 lodged on 17-FEB-25 returned in clearing for the reason
Fake forged stolen draft cheque cash- Canara Bank



Sm
19/2

RETURN MEMO

Presenting Bank Name : Canara Bank
Presenting Branch Name : 791015002
MICR Code : 000229000

Cheque date 17/02/2025

Batch no 002001

Return Date 18/02/2025

Dear Sir/Madam,

Being unable to obtain payment of the enclosed Cheque/Draft No. 000923

For Rs. 3,670,800.00 /- Drawn on 000229000 : ICICI BANKING CORPORATION LTD.

We return it to you herewith for the Reason Fake Forged Stolen Draft Cheque Cash Order Interest Warrant Dividend W

Return Comment

The amount has been debited to your Account 79401010003226 Account Name: NHIDCL PROJECT

Yours Faithfully,

Branch Manager

Page 1 of 1

AC PAYEE ONLY

ICICI Bank

Drawee Branch

VALID FOR THREE MONTHS ONLY

(06) R N MUKHERJEE ROAD, CALCUTTA
DD No.

DATE

0 16 0 0 21 01 21 51 Y Y

000923

Validity: 120 days

OR ORDER

ON DEMAND PAY

*****ED (P), RO, ITANAGAR, NHIDCL*****

RUPEES

THIRTY SIX LAKH SEVENTY THOUSAND EIGHT HUNDRED Only

***** 36,70,800.00
FOR VALUE RECEIVED

Purchaser Name: MERCY ENGINEERING
TC/3/7 Not Above 36,70,800.00

0006DDCENPAY
Issuing Branch
ICICI BANK LIMITED

Authorised Signatory

Authorised Signatory

Please sign above



000923 000229000: 002542 16