

राष्ट्रीय राजमार्ग एवं अवसंरचना विकास निगम लिमिटेड

सड़क परिवहन और राजमार्ग मंत्रालय, भारत सरकार
तीसरी मंजिल, पीटीआई बिल्डिंग, 4-संसद मार्ग, नई दिल्ली-110 001

National Highways & Infrastructure Development Corporation Limited

Ministry of Road Transport & Highways, Govt. of India

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सार्वजनिक क्षेत्र का उपक्रम

A PUBLIC SECTOR UNDERTAKING

No. -NHIDCL/Civil Work/Hunli-Anini(120.00-130.300)/Ar.Pr./2017

Date: 06.03.2018

To,

M/s Engineering Projects Limited (India)	M/s Madhucon Projects Limited	M/s Sushee Infra & Mining Limited	M/s TTC Infra India
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Subject:- Two laning of existing Hunli-Anini from design km 120.000 to km 130.300 (Total Length=10.300 kms) in the State of Arunachal Pradesh on EPC basis under SARDP-NE"- Opening of Financial bid regarding

Sir,

Please refer to your bid dated 01.02.2018 for the subject project. The following is the list of technically responsive Bidders whose financial bids shall be opened on 13.03.2018 at 1100 hrs in NHIDCL HQ, 3rd Floor PTI Building, 4-Parliament Street, New Delhi-110001.

1. Engineering Projects (India) Ltd.
2. Madhucon Projects Limited
3. Sushee Infra and Mining Limited
4. T.T.C. INFRA INDIA

2. All the Authorized representatives are requested to attend the opening of Financial Bids at the Scheduled date and Time. In case of any representation, the same shall be addressed to the undersigned by 12.03.2018 at 1100 hrs.


Y.C. Srivastava
GM (Tech)

Enclosure: Minutes of Meeting of ETEC dated 13.02.2018.

National Highways & Infrastructure Development Corporation

Minutes of 2nd Meetings of Empowered Technical Bid Evaluation Committee (ETEC) for "Two laning of existing Hunli-Anini from design km 120.000 to km 130.300 (Total Length=10.300 kms) in the State of Arunachal Pradesh on EPC basis under SARDP-NE" held at NHIDCL, New Delhi on 13.02.2018

1. In Continuation to 1st Meeting of Empowered Technical Bid Evaluation Committee (ETEC) held on 06.02.2018, and replies received from the bidders, the Evaluation report submitted by the Financial Consultant vide letter no. CMC/NHIDCL/2018/1901 dated 12.02.2018 were deliberated by the ETEC. The remarks of ETEC w.r.t the observations, reply received and the submissions of Financial Consultant are tabulated below.

(a) Engineering Projects (India) Ltd.

S. No	Clause No./ Reference	Clarification Required	Reply Received	Submissions of the Financial Consultant	Remarks
1.	Clause 2.14.1.1	<p>As per Appendix-III, Mr. Binay Nath is authorised to sign & submit the bid, however the Bid is digitally signed by Mr. JADAB KUMAR MONDAL.</p> <p>As it mentioned in the clause 2.14.1.1 "DSC should be in the name of the authorized signatory as authorized in Appendix III of this RFP."</p> <p>Please clarify.</p>	<p>The bid was invited and uploaded online in the Central Public Procurement Portal (CPPP). We have been participating in tenders in this portal for different organisations like MoRTH, NHIDCL, Departments of Govt. of India and State Governments. The Digital Signature Certificate (DSC) mapped with CPPP to the account of EPI is in the name of Mr. Jadav Kumar Mondal who is appointed in EPI as a Manager. However, all ongoing bids submitted by us are signed by different Power of Attorney Holders. The matter has also been discussed with the CPPP personal and they have stated that it is not recommended to change the DSC mapping for every bid submitted in the portal.</p>	<p>As per Clause of the RFP Document, the 2.14.1.1 "DSC should be in the name of the authorized signatory as authorized in Appendix III of this RFP. Hence, the same may not be considered as per the provisions of the RFP Document. However, Authority may take a considerate view on the same taking due cognizance of the reply given by the Bidder.</p>	<p>EPIL is a PSU and their clarification may be considered for further evaluation.</p>

			Otherwise, it will affect the bids which are already submitted and not closed yet.		
2.	Annex I (Details of the Bidder)	The Memorandum of Association and Certificate of Incorporation have not been found in the bid submitted by the bidder. Please clarify.	As per Annex I of Appendix I of the RFP, it was not mentioned to furnish Memorandum of Association and Certificate of Incorporation of EPI. (Copy enclosed).	The Memorandum of Association is required to verify the Annex I details. The bidder has now submitted the Memorandum of Association and Certificate of Incorporation. Both the documents are being public domain documents may not be treated as fresh documents. Hence, the same may be considered in our opinion.	Agreed, EPIL has provided the copy of resolution in favor of Sh N Sivanand Chairman & Managing director (A/C) executing the POA.
3.	Annex I (Details of the Bidder)	The bidder has submitted the Annex I (Details of the Bidder), wherein information regarding point no. 5(d) and 6 is not provided. Please clarify.	We are furnishing the details for Point 5(d) and 6 of Annex I of Appendix –I (Details of the Bidder) in a separate sheet enclosed.	The bidder has now submitted the details w.r.t. to clause 5(d) and 6 of Annex I. Since, Annex I was already submitted, the details now submitted may be considered.	Agreed
4.	Annex IV	Project Code C: The bidder has claimed only one project with code c which seems to belong to category 4. The title and nature of the project is not clear. Please clarify how the project has been claimed under category 3.	As documents submitted in support of Annex IV of Appendix IA EPI has executed construction of roads of 180 Km of State highway standard and as per cl. No. 2.2.2.6(ii) EPI has received payments from its client for construction works executed during the 5(five) financial years immediately preceding the Bid Due Date and the details of payment received have been furnished in Annexure IV which is supported by the certificate issued by	The bidder has now clarified that the bidder has executed construction of roads of 180 Km of State highway standard. The said details are not found in the Statutory Auditors/ Client Certificate submitted the by the Bidder. As per RFP, the details should be duly certified by the Statutory Auditors/ Client. Hence, the same may not be considered.	EPIL has self-certified that the 180 kms work done is of State Highway standard. Since, EPIL is a responsible Govt. PSU, self-certification may be considered for a competitive bidding.

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			Statutory Auditors. Therefore, the project has been claimed under category -3.	However, Authority may take a considerate view on the same taking due cognizance of the reply given by the Bidder.	
5.	Annexure VIA of Appendix 1A	<p>The bidder has submitted the details in Annex VI for the calculation of Bid Capacity.</p> <p>Kindly revalidate the details submitted for Bid Capacity in the form of Annexure VI A of Appendix 1A of the RFP Document.</p> <p>Please Clarify.</p>	<p>The details submitted in Annex VI of Appendix IA for the calculation of Bid Capacity remains unaltered as EPI have not secured any new project as on Bid Submission Date. Duly filled in format for information to be furnished by technically responsive bidders regarding updated Bid Capacity as on Bid Submission Date (Annexure- VIA of Appendix IA) is enclosed.</p>	<p>The bidder has now informed that there is no change in their Bid Capacity due to Award/ declared to be the lowest bidder in any other project as on Bid Submission Date. Hence, there will no change in the bid capacity of the bidder.</p>	Agreed
6.	Appendix-III Power of Attorney	<p>As per RFP Appendix-III Power of Attorney Notes 2 "Wherever required, the Bidder should submit for verification the extract of the charter documents and documents such as a board or shareholders' resolution/ power of attorney in favour of the person executing this Power of Attorney for the delegation of power hereunder on behalf of the Bidder.", the same document has not been found in the submission made by the bidder.</p> <p>Please confirm if Mr. N Sivanand, Chairman & Managing Director (A/C) has the requisite powers to execute Power of Attorney as on 5th January 2018.</p>	<p>EPI is a Central Public Sector Enterprise under the Department of Heavy Industries (Ministry of Public Enterprises of Heavy Industry). Shri N. Sivanand, Joint Secretary, DHI has been entrusted the additional charge of the post of Chairman & Managing Director w.e.f. 15th June 2017 by the Ministry. At present, he has the requisite powers to execute Power of Attorney for the delegation of power. Board or shareholders' resolution/ power of attorney is not applicable for EPI.</p>	<p>As confirmed by the Bidder, Board or shareholders' resolution/ power of attorney is not applicable for EPI.</p> <p>However, the Articles of Association of the Bidder, now submitted, has given general powers to directors through clause 71 of Articles of Association. Since, POA has been executed by Mr. N Sivanand, Chairman & Managing Director (A/C). The same may be considered in our opinion.</p>	Agreed.

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(b) Madhucon Projects Limited

S. No	Clause No./Reference	Clarification Required	Reply Received	Submissions of the Financial Consultant	Remarks
1.	Annexure VI A of Appendix 1A	<p>The bidder has submitted the details in Annex VI for the calculation of Bid Capacity.</p> <p>Kindly revalidate the details submitted for Bid Capacity in the form of Annexure VI A of Appendix 1A of the RFP Document.</p> <p>Please Clarify.</p>	Please find enclosed Annexure-VIA of Appendix-1A of RFP of Subject bid.	The bidder has now informed that there is no change in their Bid Capacity due to Award/ declared to be the lowest bidder in any other project as on Bid Submission Date. Hence, there will no change in the bid capacity of the bidder.	Agreed.

(c) Sushee Infra and Mining Limited

S. No	Clause No./Reference	Clarification Required	Reply Received	Submissions of the Financial Consultant	Remarks
1.	Annexure VI A of Appendix 1A	<p>The bidder has submitted the details in Annex VI for the calculation of Bid Capacity.</p> <p>Kindly revalidate the details submitted for Bid Capacity in the form of Annexure VI A of Appendix 1A of the RFP Document.</p> <p>Please Clarify.</p>	We herewith revalidate that the details submitted for bid capacity at the time of bid submission is same as on date, Annexure VIA of Appendix-1A Statement enclosed for your perusal.	The bidder has now informed that there is no change in their Bid Capacity due to Award/ declared to be the lowest bidder in any other project as on Bid Submission Date. Hence, there will no change in the bid capacity of the bidder.	Agreed

(d) T.T.C. INFRA INDIA

S. No	Clause No./Reference	Clarification Required	Reply received	Submissions of the Financial Consultant	Remarks
1.	Annex-III Financial Capacity	The bidder has submitted the Annex III along with the Statutory Auditor's Certificate as per the requirement of the RFP Documents. However, as per note 1 of Annex III, the Bidder shall attach copies of the balance sheets, financial statements and Annual Reports for 5 (five) years preceding the Bid Due Date.	Please find attached 5 years audited Balance sheets, Financial statements of the proprietorship concern TTC Infra India	The Bidder has now submitted the complete financial statements for F.Y. 2012-13 to 2016-17. Financial statements being public domain documents may not be considered as fresh document.	Agreed.

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Arjun

Nil

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		<p>The financial statements shall:</p> <p>(a) reflect the financial situation of the Bidder;</p> <p>(b) be audited by a statutory auditor;</p> <p>(c) be complete, including all notes to the financial statements;</p> <p>The said documents to supplement the details submitted in Annex III has not been found in the submission made by the bidder.</p> <p>The same may be obtained from the Bidder.</p>		Hence the same may be accepted.	
2.	Annexure VI A of Appendix 1A	<p>The bidder has submitted the details in Annex VI for the calculation of Bid Capacity.</p> <p>Kindly revalidate the details submitted for Bid Capacity in the form of Annexure VI A of Appendix 1A of the RFP Document.</p> <p>Please Clarify.</p>	Enclosed here is Annexure VI A of Appendix IA	The bidder has now informed that there is no change in their Bid Capacity due to Award/ declared to be the lowest bidder in any other project as on Bid Submission Date. Hence, there will no change in the bid capacity of the bidder.	Agreed
3.	Appendix III Power of Attorney for signing of Bid	<p>The bid is digitally signed by Mr. Tashi Doma who is the proprietor of TTC Infra India whereas Appendix I (Letter comprising the Technical bid) is signed by Mr. Tenzing Wangdi, i.e., the person who is the Authorised Signatory as per POA received requisite powers from Mr. Tashi Doma, the Prop.</p> <p>Please clarify the mismatch.</p>	The bidder TTC Infra India is proprietorship concern of Tashi Doma. Though the POA has been executed by Tashi Doma in favour of Mr. Tenzing Wngdi still all documents including Appendix I (Letter comprising the Technical bid) is signed by both Tashi Doma and Tenzing Wangdi. Tashi Doma being the proprietor/ owner has absolute and superior power that Mr. Tenxing Wangdi to commit the bid. Hence the same is in order and may kindly be accepted.	As clarified by the bidder, Tashi Doma and Mr. Tenzing Wngdi both has signed the complete set of documents, the clarification given by the bidder may be considered.	Agreed

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2. The details of Technical and Financial Capacity and the Bid Capacity of the ~~four~~ bidders as per the report are as under:

Sno	Name of Applicant	Technical Capacity		Financial Capacity		Bid capacity
		Cat 1,2,3 & 4	Cat 1& 3	Net Worth	Turnover	
Required		Rs 177.29 Cr	Rs 29.55 Cr	Rs 5.91 Cr	Rs 23.64 Cr	Rs 118.19 Cr
1	Engineering Projects (India) Limited	443.68	1635.07	230.51	1219.68	5739.47
2	Madhucon Projects Limited	790.62	619.36	783.16	965.22	1791.54
3	Sushee Infra & Mining Limited	1133.10	105.60	352.08	541.47	2504.37
4	TTC infra India	220.71	35.98	61.32	88.86	772.27

3. The **Empowered Technical Evaluation Committee (ETEC)** is of the view that the submissions made by the Bidders with reference to the observations raised is acceptable, therefore, the Financial bids of all the four bidders may be opened by giving 7 days' time for representation, if any with the approval of the Competent Authority.

1. Engineering Projects (India) Ltd.
2. Madhucon Projects Limited
3. Sushee Infra and Mining Limited
4. T.T.C. INFRA INDIA

Meeting ended with vote of thanks to chair.


Ajay Ahluwalia
(ED-I): Chairman


Y.C. Srivastava
(GM-Tech)
Member
Secretary


Adil Singh
(GM-Tech)
Member


A.K. Jha
DGM (Tech)
Member


Uttam Chatterjee
DGM -Fin.
Member