

राष्ट्रीय राजमार्ग एवं अवसंरचना विकास निगम लिमिटेड

सड़क परिवहन और राजमार्ग मंत्रालय, भारत सरकार  
तीसरी मंजिल, पीटीआई बिल्डिंग, 4-संसद मार्ग, नई दिल्ली-110001

**National Highways & Infrastructure Development Corporation Limited**

Ministry of Road Transport & Highways, Govt. of India  
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(भारत सरकार का उद्यम)

(A Government of India Enterprise)

NHIDCL/NH-54Bypasses-Miz-2019-20/Package-1/

14.09.2020

To,

The bidder,

M/s. Kram Infracon Pvt. Ltd. - Vijay Kumar Mishra Construction Pvt. Ltd.  
[KIPL-VKMCPL (JV)]

**Sub:** Construction of Chhiahtlang and Serchhip bypass (Package-1) on Aizawl-Tuipang section of NH-54 in the State of Mizoram on Engineering, Procurement and Construction (EPC) mode, with Japan International Cooperation Agency (JICA) loan assistance- **Opening of Financial Bid -reg.**

Based on the Technical Evaluation, your firm has found **technically qualified** for the subject project. A copy of the Minutes of Meeting of the Technical Evaluation Committee (TEC) is enclosed herewith for information.

2. Authority shall open online the Financial Proposal on **15.09.2020 at 11:00 AM** at NHIDCL, HQ, 3<sup>rd</sup> Floor, PTI Building, 4 Parliament Street, New Delhi-110001 in the presence of the authorised representative of the Bidder, if attend.

Encl.: As above.

  
(Ashok Kumar Singh)

General Manager (Technical)

Email: [gmt5@nhidcl.com](mailto:gmt5@nhidcl.com)

**National Highways & Infrastructure Development Corporation Limited**  
**(Ministry of Road Transport & Highways, Government of India)**

Minutes of Meeting of Technical Evaluation Committee (TEC) to open and evaluate technical bid for "Construction of Chhiahtlang and Serchhip bypass (Package-1) on Aizawl-Tuipang section of NH-54 in the State of Mizoram on Engineering, Procurement and Construction (EPC) mode, with Japan International Cooperation Agency (JICA) loan assistance".

Date: 27.08.2020 (04.30 PM)

Venue: NHIDCL HQ, New Delhi

The Member Secretary apprised the committee that Technical Evaluation Committee (TEC) opened the bid on 25.08.2020 at 11:30 AM and only 01 (One) firm i.e. **M/s. Kram Infracon Pvt. Ltd. - Vijay Kumar Mishra Construction Pvt. Ltd. [KIPL-VKMCPL (JV)]** have uploaded the bid online on the CPP Portal (<https://eprocure.gov.in/cppp/>) and submit the hard copy by due date and time.

2. Technical Bid has been evaluated by Technical Evaluation Committee (TEC) and accordingly, clarifications were asked from the bidder vide letter dated 26.08.2020. Bidder submitted the reply of clarifications on 27.08.2020 and the same has been evaluated by the TEC. Comments and Recommendations of TEC on the reply of clarifications by the bidder is attached as **Appendix-I**.

3. Based on the reply received from the bidder, TEC discussed and deliberated on the Technical proposals and noted that the bidder meet the eligibility criteria for technical qualification as below:

**Cost put to tender: Rs. 183.95 Cr (excluding GST)**

Name of the Bidder	Technical Capacity			Financial Capacity		Assessed Available Bid Capacity	Remarks
Experience Score Assessed (Required = Rs. 275.93 Cr) LM- Rs. 165.56 Cr. OM- Rs. 55.19 Cr. (Rs. in Cr)	Whether Bidder meets 25% of EPC (i.e. Rs. 45.99 Cr) required in category 1 & 3 project (Rs. in Cr)	Whether Bidder completed at least one similar Major Bridge having span equal to or greater than 33m.	Net Worth Assessed (Required = Rs. 9.20 Cr.) LM- Rs. 5.52 Cr. OM- Rs. 1.84 Cr. (Rs. in Cr)	Average Annual Turnover (Required = Rs. 36.79 Cr) LM- Rs. 22.07 Cr. OM- Rs. 7.36 Cr. (Rs. in Cr)	(Required = Rs. 183.95 Cr) LM- Rs. 110.37 Cr. OM- Rs. 36.79 Cr. (Rs. In Cr)		
M/s. KIPL-VKMCPL (JV)							
Kram Infracon Pvt. Ltd.	504.82	Refer Project Code "1a" (Rs. 102.89 Cr)	Yes, 45m (Refer Completion Certificate of Major Bridge at page no. 16 issued by client)	56.44	98.87	1092.23	Technically Eligible
Vijay Kumar Mishra Construction Pvt. Ltd.	242.45			22.06	70.58	306.14	
Total	747.27			78.50	169.45	1398.37	








4. At present, BIMS Portal is evaluating the Bids with inadequate results which may be due to some technical reasons/errors and hence, the evaluation of Bids has been carried out manually based on the documents uploaded by bidders on e-procure portal.

5. As per clause 5.6.7 (Consideration of Lack of Competition) of Manual for Procurement of Works 2019, Department of Expenditure, Ministry of Finance, "Sometimes, against advertised/ limited tender cases, the procuring entity may not receive a sufficient number of bids and/ or after analysing the bids, ends up with only one responsive bid - a situation referred to as 'Single Offer'. As per Rule 21 of DFPR (explanation sub-para), such situation of 'Single Offer' is to be treated as Single Tender. The contract may be placed on the 'Single Offer' bidder provided the quoted price is reasonable. However restricted powers of Single tender mode of procurement would apply. Before retendering, the procuring entity is first to check whether, while floating/ issuing the enquiry, all necessary requirements and formalities such as standard conditions, industry friendly specification, wide publicity, sufficient time for bidding, and so on, were fulfilled. If not, a fresh enquiry is to be issued after rectifying the deficiencies. Even when only one bid is submitted, the process may be considered valid provided following conditions are satisfied:

- i) The procurement was satisfactorily advertised and sufficient time was given for submission of bids;
- ii) The qualification criteria were not unduly restrictive; and
- iii) Prices are reasonable in comparison to market values."

However, the above conditions mentioned at (i) & (ii) have been fulfilled and condition at (iii) will be checked after financial opening.

6. MoRT&H letter dated 27.06.2008 on 'Acceptance of single tenders for National Highways works' mentioned that "as per the existing CVC guidelines, single tenders can be accepted only with detailed justification in support of the acceptance with the approval of Competent Authority including Associated Finance. In general, single tenders are not acceptable in the first instance." It is also mentioned that if single tender is received, even after re-tendering, the work may be awarded after the detailed justification in support of the single tender indicating the importance of the work and after obtaining approval of the Competent Authority and consulting the internal finance. However this project is funded by JICA, hence JICA guidelines for procurement will prevail which is as under:

"As per Note (03) of Section 5.10 of JICA guidelines for procurement, the fact that only one bidder submits a bid does not necessarily mean lack of competition. The so called "single bid" is only the result of bidding and is different from direct contracting in nature. Since the bidder did not know that it is a single bid, its bid is deemed to have been prepared in a competitive manner, and in such a situation the Borrower may award the contract to the bidder."

7. In the 1<sup>st</sup> call (bid due date 23.04.2020), 03 bids were received but none of the bidder was technically qualified mainly due to the requirement of additional experience for construction of Major Bridge having span of 55m (i.e. 50% of the span

length of the Bridge to be constructed). This criteria was relaxed to 33m (i.e. 30% of the span length of the Bridge to be constructed) to increase participation after obtaining approval from Competent Authority and concurred by JICA.

8. Since this is 2<sup>nd</sup> call of tender wherein only one bid is received, hence it can be accepted considering the guidelines mentioned above at para 5 & 6. This is a JICA funded project under Phase-2 (ID: P-265) for which loan has already been sanctioned and the effectuation of Loan Agreement is being extended due to non award of civil work.

9. In view of above and after due deliberations, TEC agreed and recommended for opening of financial proposal of the technically eligible bidder as per para 3 i.e. M/s. Kram Infracon Pvt. Ltd. - Vijay Kumar Mishra Construction Pvt. Ltd. [KIPL-VKMCPL (JV)] after obtaining approval from the Competent Authority.

Meeting ended with vote of thanks to the Chair.



Sh. Bhaskar Mallick  
Manager (Fin.)  
(Member)



Sh. Ashok Kumar Jha  
GM (Tech.)  
(Member)



Sh. Ashok Kumar Singh  
GM (Tech.)  
(Member Secretary)



Sh. Sanjeev Malik  
Executive Director-III  
(Convener)