

# 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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**BHARATMALA**  
ROAD TO PROSPERITY



**NHIDCL**  
BUILDING INFRASTRUCTURE - BUILDING THE NATION

CIN: U45400DL2014GOI269062

(भारत सरकार का उद्यम)

(A Government of India Enterprise)

NHIDCL/Assam/NH-29/Dab-Man/Pkg-/2020/387

Date: 06.08.2020

**Sub:** Widening/Improvement to 4 (Four) Lane with Paved Shoulder from km 66+000 to km 81+000 (Design Chainage 65+923 to 80+930) of Dokmoka - Loring Thepi Section (Section 3) of NH-29 in the state of Assam under Bharatmala Pariyojna on EPC mode- **reg- Result of Technical evaluation of Bids reg:**

**Tender ID: 2020\_NHIDC\_557863\_1**

Based on the evaluation of bids, the status of Technically Responsiveness of the Participated Bidders is as under:

Sr. No.	Name of the Bidder	'Technically Responsive' with respect to opening of Financial Bids in pursuant to Clause 3.1.9 & 3.2 of RFP
1	M/s BKSONS INFRASTRUCTURE PVT. LTD.	Non Responsive
2	M/s S S BUILDERS	Responsive
3	M/s LEKCON INFRASTRUCTURE PRIVATE LIMITED	Responsive
4	M/s NARENDRA SHARMA	Responsive
5	M/s Skylark Infra Engineering Pvt. Ltd.	Responsive
6	M/s JKM INFRA WORKS LLP	Non Responsive
7	M/s Ganpati Builders	Non Responsive
8	M/S R and C INFRAENGINEERS PVT. LTD	Responsive

2. However, opening of the financial bids of the Technically Responsive bidders will be subjected to the condition 2.1.15 (section 2) of RFP.

3. Financial Bids will be open on 07.08.2020 at 1630 Hrs.

*U. K. Bhatt*  
06/8/2020

(K. C. Bhatt)

Dy. General Manager (Tech)

**Sub: 3<sup>rd</sup> Minutes of Meeting** of Empowered Technical Bid Evaluation Committee (ETEC) for Widening/Improvement to 4 (Four) Lane with Paved Shoulder from km 66+000 to km 81+000 (Design Chainage 65+923 to 80+930) of Dokmoka - Loring Thepi Section (Section 3) of NH-29 in the state of Assam under Bharatmala Pariyojana on EPC mode - held at NHIDCL, New Delhi on 04.08.2020 - reg.

Empowered Technical Evaluation Committee (ETEC) in its minutes of meeting dated 27.07.2020 & 30.07.2020 based on the technical evaluation recommended opening of the financial bid on 31.07.2020 at 11.30Hrs of the following technically responsive bidders as detailed below;

Sr. No.	Name of the Bidder	Technical Responsiveness
1	M/s BKSONS INFRASTRUCTURE PVT. LTD.	Non-Responsive
2	M/s SS BUILDERS	Responsive
3	M/s LEKCON Infrastructure Private Limited	Responsive
4	M/s NARENDRA SHARMA	Responsive
5	M/s Skylark Infra Engineering Pvt. Ltd.	Non-Responsive
6	M/s JKM INFRA WORKS LLP	Non-Responsive
7	M/s Ganpati Builders	Non-Responsive
8	M/S R and C INFRAENGINEERS PVT. LTD	Responsive

2. Based on the declaration of the technical evaluation result, the authorised representative of the bidder M/s Skylark Infra Engineering Pvt. Ltd. personally interacted with the ED(V) & Division Officials on 29.07.2020 at NHIDCL HQ. He was informed of the requisite documents. However, he expressed his inability to provide the same and insisted to consider his proposal based on earlier considerations made by NHIDCL in case of Nagaland.

3. In the meantime, the Bidder M/s Skylark Infra Engineering Pvt. Ltd vide letter No. SIEPL/NHIDCL/20-21/07/002 dated 31.07.2020, submitted through e-mail on 31.07.2020, a representation requesting for re-evaluation of his technical Bid submitted on 06.07.2020 for the subject project. Further, the bidder vide letter no. SIEPL/NHIDCL/20-21/07/003 dated 01.08.2020, submitted through e-mail dated 01.08.2020, brought forward the matter in respect irregularities in the evaluation of the bidder M/s S S Builders.

4. ETEC examined the representation submitted by the bidder M/s Skylark Infra Engineering Pvt. Ltd. w.r.t. to provision of RFP and also took cognizance of the bidders submission regarding the technical qualification considered earlier in case of project in the state of Nagaland and Jammu & Kashmir and some other relevant cases pertaining to qualification of the bidders on the same instance by NHIDCL.

5. Committee examined the qualification of M/s Skylark Infra Engineering PVT. Ltd. in the Nagaland project, where in the bidder had participated as a JV with M/s GHV (India) Pvt. Ltd. - Skylark Infra Engineering Pvt. Ltd. (JV) with equity share of Lead member M/s GHV (India) Pvt. Ltd. 51% and JV partner M/s Skylark Infra Engineering



PVT. Ltd. 49%. The details of evaluation of M/s Skylark Infra Engineering Pvt. Ltd. for project in Nagaland is given below:

Project Code	Project Name	Category	Amount Received
A	Earthwork in Formation, Construction of Bridges from downside of off Meja Road Station to Rail Over Rail Bridge (KM 6/450) or at any other location in connection with construction of Railway Side for MUNPL.	3	22.23Cr.
B	Construction of High Level Bridge Over Banne River for Approach to Barethi STPP in Chhatarpur.	3	22.10Cr.
C	Construction of Fly Over Bridge at Semariya Chowk on Nowgaon Satna - Rewa Road in Km 163/10 Distt. Satna.	3	29.39Cr.
Total Threshold			73.72Cr.

Summary of Technical Evaluation					
Sr. No.	Bidder Name	Minimum threshold capacity (Clause 2.2.2.2 (i)= Rs. 327.99 Cr.	Minimum threshold technical capability from category 1 & 3 in a single complete projects (Clause- 2.2.2.2-(ii) = Rs.54.67 Cr.	Lead Member share (at least 60 % of total threshold technical capacity) i.e. Rs. 196.79 Cr.	Other Member Share (at least 20% of total threshold capacity) i.e. Rs. 65.60 Cr.
1.	M/s GHV (India) Pvt. Ltd. - Skylark Infra Engineering Pvt. Ltd. (JV)	NA	205.36Cr	3325.16Cr	73.72

Sr. No.	Bidder Name	Role Details	Equity Holding	Minimum Net Worth (10.93.)	Average Annual Turnover (43.73Cr)	Bid Capacity 218.66Cr (L 131.96Cr) (Other-43.732cr)	Whether meeting the Financial Threshold Requirement
1.	M/s GHV (India) Pvt. Ltd. - Skylark Infra Engineering Pvt. Ltd. (JV)	As JV	51% 49%	Lead-237.05 Other-92.13	Lead-1005.19 Other-35.85	Lead 4141.11Cr Other 352.31Cr = 4493.42C	Y

6. Committee observed that, the bidder in the above case participated as a JV partner, as per the RFP, the JV Lead Partner is required to fulfill the minimum criteria of 60% and the other partner of 20%. In the instant case, the lead partner was found to be technically responsive. Further, the project claimed by the bidder under Project Code A, under category 3, same was considered by the Nagaland Div. It is observed that, JV partner M/s Skylark Infra Engineering PVT. Ltd. fulfilled the eligibility criteria even under category 4 for the Project Code A. Further, in the case of J & K Div. the bidder M/s E5 Infrastructure Pvt. Ltd. has participated as a Sole member and fulfilled the requisite criteria even excluding the Project Code A & D. Though, during the evaluation, all the projects have been considered.

7. Committee during the evaluation and as stated in 1<sup>st</sup> & 2<sup>nd</sup> Minutes had sought clarification from bidders' w.r.t to their submitted documents for further clarity.

8. The bidder M/s Skylark Infra Engineering Pvt. Ltd taking reference of MoM dated 27.07.2020 & 30.07.2020 submitted representation requesting to consider the Project Code A & B, under Category 3 as Eligible Project under Cl. 2.2.2.2 (i) Threshold Capacity & Cl. 2.2.2.5 (ii) Category and Cl. 2.2.2.2 (ii) similar work under category 1 & 3 as stated below:

Sr. No	RFP Clause	Claim made by the bidder			
1.	Cl. 2.2.2.2 (ii) similar work under category 1 & 3,	The bidder has claimed based on the work experience certificate placed at Pg. 51 to 53 –“Construction of Fly Over Bridge at Semariya Chowk on Nowgaon Satna -Rewa Road in Km 163/10 Distt. Satna”.			
2.	Cl. 2.2.2.2 (i) Threshold Capacity & Cl. 2.2.2.5 - Category	Project Code	Project Name	Category	Amount Received
		A	Earthwork in Formation, Construction of Bridges from downside of unchdih Station to Meeting t. of Mejaeg&Unchdihleg (KM 3/600) or at any other location in connection with construction of Railway Side for MUNPL,	3	19.70Cr.
		B	Earthwork in Formation, Construction of Bridges from downside of of Meja Road Station to Rail Over Rail Bridge (KM 6/450) or at any other location in connection with construction of Railway Side for MUNPL,	3	22.23Cr.
		C	Construction of High Level Bridge Over Banne River for Approach to Barethi STPP in Chhatarpur	3	22.10Cr.
		D	Construction of Fly Over Bridge at Semariya Chowk on Nowgaon Satna -Rewa Road in Km 163/10 Distt. Satna	3	29.39Cr.
		Total Threshold			93.42Cr.

9. Based on the details submitted by the bidder to consider the Cl. 2.2.2.2 (ii) similar work under category 3, the same was agreed by the Committee though it was found that there is variation in financial figures certified by the Statutory Auditor and the Clients Certificate, yet the committee considered the certificate of the Client. Further, the Committee taking note of the precedence being adopted by NHIDCL in other division, has observed that, the Project Claimed by the bidder under Cl. 2.2.2.2 (i) Threshold Capacity & Cl. 2.2.2.5 & 2.2.2.6(ii) Category needs to be an Eligible Project (*Project awarded by the client to the bidder or sub-contracted legally not clear from the RFP*) and payments to be received against the said work from the Client whereas in the instant case the bidder has not submitted any supporting document of the client but has furnished copy of MoU with the Contractor and statutory auditor certificate for the amount received in this regard. Also, the work claimed under the category 3 is not as per the RFP, since the bidder informed it was not the bridge work but only earthen embankment approach to bridge along with some concrete work.

10. The Committee after going through the details observed that the bidder earlier participated in a joint venture and qualified previously due the lead partner criteria. In the instant case, the bidder M/s Skylark Infra Engineering Pvt Ltd. has participated as a Sole bidder and has claimed 4 projects out of which Project Code A & B have been executed on 100% back to back sub-contract and claimed under Category 3 which makes him technically responsive, but the same was not considered in the light of provisions under Cl. 2.2.2.2 (i) Threshold Capacity & Cl. 2.2.2.5 & 2.2.2.6(ii) Category



of the RFP. A comparison on the threshold capacity claimed by the bidder and consider for the Nagaland and Assam Project is given below:

Project Code	Project Name	Claimed by Bidder (Sole Bidder)		Nagaland (As JV other member)		Assam (Sole bidder)	
		Category	Amount Received	Category	Amount Received	Category	Amount Received
A	Earthwork in Formation, Construction of Bridges from downside of unchdih Station to Meeting t. of Mejaeg&Unchdihleg (KM 3/600) or at any other location in connection with construction of Railway Side for MUNPL,	3	19.70Cr.	Not claimed	Not claimed	Nil	Nil
B	Earthwork in Formation, Construction of Bridges from downside of ofMeja Road Station to Rail Over Rail Bridge (KM 6/450) or at any other location in connection with construction of Railway Side for MUNPL,	3	22.23Cr.	3	22.23	Nil	Nil
C	Construction of High Level Bridge Over Banne River for Approach to Barethi STPP in Chhatarpur	3	22.10Cr.	3	22.10	3	22.12Cr.
D	Construction of Fly Over Bridge at SemariyaChowk on NowgaonSatna -Rewa Road in Km 163/10 Distt. Satna	3	29.39Cr.	3	29.39	3	29.39Cr.
			93.42Cr.		73.72Cr.		51.51Cr.

11. Committee taking the call on the precedence in the case cited by the bidder, wherein the JV, the other member has been qualified in the absence of the document for clarity of the category / eligible works to meet the criteria. Committee observed that the evaluations of the bids were done focusing on the lead member and other member minimum requirement. Technical Division considered the Statutory Auditor Certificates only. Though the Statutory Auditor Certificate, certifies the payment received against the work, but lack clarity on the category of eligible projects as specified in Cl.2.2.2.6 (i) & (ii) of RFP. Whereas, the clause 2.2.2.9 (i) & (ii) defines the payment received by the bidder but has no clarity on the eligible project.

12. According to Cl. 2.2.2.2 of RFP- Technical Threshold Capacity is to be evaluated based on the client certificate or from the statutory auditor certificate for each eligible projects (Annexure IV). But the RFP does not specify how to deal with such circumstances, when there is any variation in Auditor and Client Certificate. Further, RFP does not specify whether or not projects awarded by the client or legally sub-contracted to be considered for eligible project. Hence, the Committee feels that RFP document may be reviewed to bring more clarity.

13. Empowered Technical Evaluation Committee (ETEC) taking the precedence being followed in NHIDCL in other division and considering the ambiguity in the RFP, agreed to consider the project claimed by the bidder M/s Skylark Infra Engineers Pvt. Ltd. under Cl. 2.2.2.2 (i) Threshold Capacity & Cl. 2.2.2.5 & 2.2.2.6(ii) Category subject to post verification of Document from the clients.

14. Further, based on the representation received, the Committee re-examined the evaluation process of all the bidders and it was observed and noted that there were some inadvertent errors noted in the Excel sheet during entering the code and formulas in the format in the MoM dated 27.07.2020 & 31.07.2020. The same has been checked and accordingly the corrected details of the Technical Capacity, Financial Capacity and the Bid Capacity of the 8(Eight) bidders as per the report are as under:

Summary of Technical Evaluation					
Sr. No.	Bidder Name	Minimum threshold capacity (Clause 2.2.2.2 (i) = Rs. 82.79 Cr.	Minimum threshold technical capability from category 1 & 3 in a single complete projects (Clause- 2.2.2.2-(ii) = Rs.24.84 Cr.	Lead Member share (at least 60 % of total threshold technical capacity) i.e. Rs. 49.67 Cr.	Other Member Share (at least 20% of total threshold capacity) i.e. Rs. 16.56 Cr.
1.	M/s BKSONS INFRASTRUCTURE PVT. LTD.	102.74	32.36(C)	N/A	N/A
2.	M/s SS BUILDERS	212.13	34.76(A)	N/A	N/A
3.	M/s LEKCON INFRASTRUCTURE PRIVATE LIMITED	280.67	59.73(a)	N/A	N/A
4.	M/s NARENDRA SHARMA	122.77	38.82(c)	N/A	N/A
5.	M/s Skylark Infra Engineering Pvt. Ltd.	93.44	29.39(d)	N/A	N/A
6.	M/s JKM INFRA WORKS LLP	147.97	36.11(D)	N/A	N/A
7.	M/s Ganpati Builders	118.98	26.92(T)	N/A	N/A
8.	M/S R and C INFRAENGINEERS PVT. LTD	386.56	59.10 (E)	N/A	N/A

Sr. No.	Bidder Name	Role Details	Equity Holding	Minimum Net Worth (8.28 Crores)	Average Annual Turnover (33.11 Crores)	Bid Capacity (Rs. 82.79 Crore)	Whether meeting the Financial Threshold Requirement
1	M/s BKSONS INFRASTRUCTURE PVT. LTD.	SE	100%	31.50	24.48	43.0	N
2	M/s SS BUILDERS	SE	100%	14.58	74.76	349.07	Y
3	M/s LEKCON	SE	100%	64.91	135.46	504.82	Y
4	M/s NARENDRA SHARMA	SE	100%	9.87	84.18	625.33	Y
5	M/s Skylark Infra	SE	100%	92.14	37.57	297.97	Y
6	M/s JKM INFRA WORKS LLP	SE	100%	38.10	107.3	303.07	Y
7	M/s Ganpati Builders	SE	100%	5.22	30.74	176.33	N
8	M/S R and C INFRAENGINEERS PVT.	SE	100%	28.48	136.32	857.85	Y

Sr. No.	Name of the Bidder	No. of Projects held with NHIDCL	Whether meeting the criteria of max 2 no. project or Rs 500.Cr Clause 2.1.15 of the RFP
1	M/s BKSONS INFRASTRUCTURE PVT. LTD.	1	Y
2	M/s SS BUILDERS	0	Y
3	M/s Lekcon Infrastructure Pvt. Ltd.	0	Y
4	M/s NARENDRA SHARMA	0	Y
5	M/s Skylark Infra Engineering Pvt. Ltd.	0	Y
6	M/s JKM INFRA WORKS LLP	2	N
7	M/s Ganpati Builders	1	Y
8	M/S R and C Infraengineers Pvt. Ltd	0	Y

b

N

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15. Based on the representation and document submitted by the bidders and their Evaluation the Empowered Technical Evaluation Committee (ETEC) in its meeting has discussed and deliberated that the following bidders are found to be technically responsive:

Sr. No.	Name of the Bidder	Responsiveness
1	M/s BKSONS INFRASTRUCTURE Pv. Ltd	Non- Responsive
2	M/s S S BUILDERS	Responsive
3	M/s LEKCON INFRASTRUCTURE PRIVATE LIMITED	Responsive
4	M/s NARENDRA SHARMA	Responsive
5	M/s Skylark Infra Engineering Pvt. Ltd.	Responsive
6	M/s JKM INFRA WORKS LLP	Non- Responsive
7	M/s Ganpati builders	Non- Responsive
8	M/S R and C INFRAENGINEERS PVT. LTD	Responsive

16. Empowered Technical Evaluation Committee (ETEC) recommended to open the financial bid of the following 5(Five) technically responsive bidders after approval of competent Authority.

Sr. No.	Name of the Bidder	Responsiveness
1	M/s S S BUILDERS	Responsive
2	M/s LEKCON INFRASTRUCTURE PRIVATE LIMITED	Responsive
3	M/s Skylark Infra Engineering Pvt. Ltd.	Responsive
4	M/s NARENDRA SHARMA	Responsive
5	M/S R and C INFRAENGINEERS PVT. LTD	Responsive

17. Finance has evaluated net worth, turn-over and the associated works.

Meeting ended with vote of thanks to chair.



**W. Blah**  
(ED-V)  
Convener



**K C Bhatt,**  
DGM(T)  
Member Secretary/  
Presenting Officer



**A. K. Jha**  
GM (T)  
Member



**Mahesh Gupta,**  
DGM(Finance)  
Member

# राष्ट्रीय राजमार्ग एवं अवसंरचना विकास निगम लिमिटेड

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BUILDING INFRASTRUCTURE - BUILDING THE NATION

CIN: U45400DL2014GOI269062

(भारत सरकार का उद्यम)

(A Government of India Enterprise)

NHIDCL/Assam/NH-29/Dab-Man/Pkg-/2020

Date: 30.07.2020

**Subject:** Widening/Improvement to 4 (Four) Lane with Paved Shoulder from km 66+000 to km 81+000 (Design Chainage 65+923 to 80+930) of Dokmoka - Loring Thepi Section (Section 3) of NH-29 in the state of Assam under Bharatmala Pariyojna on EPC mode- reg- 2<sup>nd</sup> ETEC Result of Technical evaluation - reg.

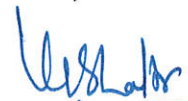
**Reference:** 2020\_NHIDC\_557863\_1

**Bid due date:** 06.07.2020

Based on the evaluation of bids, the status of Technically Responsiveness of the Participated Bidders is as under:

Sr. No.	Name of the Bidder	'Technically Responsive' with respect to opening of Financial Bids in pursuant to Clause 3.1.9 & 3.2 of RFP
1	M/s BKSONS INFRASTRUCTURE PVT. LTD.	Non Responsive
2	M/s S S BUILDERS	Responsive
3	M/s LEKCON INFRASTRUCTURE PRIVATE LIMITED	Responsive
4	M/s NARENDRA SHARMA	Responsive
5	M/s Skylark Infra Engineering Pvt. Ltd.	Non Responsive
6	M/s JKM INFRA WORKS LLP	Non Responsive
7	M/s Ganpati Builders	Non Responsive
8	M/S R and C INFRAENGINEERS PVT. LTD	Responsive

2. Financial Bids is scheduled to be opened on 31.07.2020 at 1130Hrs. at Conference Hall of NHIDCL, HQ, 3<sup>rd</sup> floor, PTI Building, 4-Parliament Street, New Delhi.

  
30/7/2020

(K. C. Bhatt)

Dy. General Manager  
(Tech)



**Sub:** Minutes of Meeting of Empowered Technical Bid Evaluation Committee (ETEC) for Widening/Improvement to 4 (Four) Lane with Paved Shoulder from km 66+000 to km 81+000 (Design Chainage 65+923 to 80+930) of Dokmoka - Loring Thepi Section (Section 3) of NH-29 in the state of Assam under Bharatmala Pariyojna on EPC mode - held at NHIDCL, New Delhi on 30.07.2020- reg.

Empowered Technical Evaluation Committee (ETEC) in its minutes of meeting dated 27.07.2020, based on the technical evaluation recommended opening the financial bid of the following technically responsive bidders as detailed below;

Sr. No.	Name of the Bidder	Technical Responsiveness
1	M/s BKSONS INFRASTRUCTURE PVT. LTD.	Non-Responsive
2	M/s S S BUILDERS	Responsive
3	M/s LEKCON Infrastructure Private Limited	Responsive
4	M/s NARENDRA SHARMA	Responsive
5	M/s Skylark Infra Engineering Pvt. Ltd.	Non-Responsive
6	M/s JKM INFRA WORKS LLP	Non-Responsive
7	M/s Ganpati Builders	Non-Responsive
8	M/S R and C INFRAENGINEERS PVT. LTD	Responsive

2. Two Bidders viz. (i) M/s Skylark Infra Engineering Pvt. Ltd and (ii) M/s Ganpati Builders vide their letter no. SIEPL/NHIDCL/20-21/07/001 dated 28.07.2020 and GANPATI/NHIDCL/2020-20/07-001 dated 28.07.2020 respectively have submitted representation over the technical results uploaded vide letter dated 28.07.2020 by NHIDCL.

(A) The bidder M/s Skylark Infra Engineering Pvt. Ltd taking reference of RFP Clauses has submitted the following;

Sr. No.	RFP Clause	Claim made by the bidder				Response of NHIDCL			
1.	Cl. 2.2.2.2 (ii) similar work under category 1 & 3,	The bidder has claimed based on the work experience certificate placed at Pg. 51 to 53 –“Construction of Fly Over Bridge at Semariya Chowk on Nowgaon Satna - Rewa Road in Km 163/10 Distt. Satna”.				The single work experience was evaluated earlier from the audited statement. However, the amount differs w.r.t. the experience certificate issued by the Client. The Client financial figures has been now considered.			
2.	Cl. 2.2.2.2 (i) Threshold Capacity & Cl. 2.2.2.5 (ii) Category	Project Code	Project Name	Category	Amount Received	Project Code	Project Name	Category	Amount Received
		A	Earthwork in Formation, Construction of Bridges from downside of unchdih Station to Meeting t. of Meja eg & Unchdihleg (KM 3/600) or at any other location in connection with construction of Railway Side for MUNPL,	3	19.70Cr.	A	Earthwork in Formation, Construction of Bridges from downside of unchdih Station to Meeting t. of Meja eg & Unchdihleg (KM 3/600) or at any other location in connection with construction of Railway Side for MUNPL,	0	Nil
		B	Earthwork in Formation, Construction of Bridges from downside of of Meja Road Station to Rail Over Rail Bridge (KM 6/450) or at any other location in connection with construction of Railway	3	22.23Cr.	B	Earthwork in Formation, Construction of Bridges from downside of of Meja Road Station to Rail Over Rail Bridge (KM 6/450) or at any other location in connection with construction of Railway	0	Nil.

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Sr. No.	RFP Clause	Claim made by the bidder				Response of NHIDCL			
			Side for MUNPL,				Side for MUNPL,		
		C	Construction of High Level Bridge Over Banne River for Approach to Barethi STPP in Chhatarpur	3	22.10Cr.	C	Construction of High Level Bridge Over Banne River for Approach to Barethi STPP in Chhatarpur	3	22.10Cr.
		D	Construction of Fly Over Bridge at Semariya Chowk on Nowgaon Satna -Rewa Road in Km 163/10 Distt. Satna	3	29.39Cr.	D	Construction of Fly Over Bridge at Semariya Chowk on Nowgaon Satna -Rewa Road in Km 163/10 Distt. Satna	3	29.39Cr.
		Total Threshold			93.42Cr.	Total Threshold			51.49Cr.

\*Minimum Threshold required: 82.79Cr.

(B) The bidder M/s Ganpati Builders taking reference of RFP Clause has submitted the following;

Sr. No.	RFP Clause	Claim made by the bidder	Response of NHIDCL
1.	Cl. 2.2.2.2 (ii) similar work under category 1 & 3,	The bidder has claimed based on the maintenance work on EPC basis –“One Time Improvement of Digboi to Ledo Town section (via Powai and Margherita) of NH-38 from Km 20.000 to Km 53.00 in the state of Assam”.	The single work experience was evaluated earlier as maintenance work. However, the on clarification from the bidder that the work done on the EPC mode. Therefore, the same has now been considered.
2.	Cl. 2.2.2.2 (i) Threshold Capacity & Cl. 2.2.2.5 (ii) Category	The bidder has claimed that the works submitted fulfil the threshold capacity.	The minimum threshold criteria as per the RFP worked out to Rs. 41.44Cr. whereas the required Minimum technical Capacity is 82.79 Cr.
3	Cl. 2.2.2.3: Financial Capacity (i)Net worth and (ii)Average annual turnover	Requested to consider the provisional financial statement for the FY 2019-20 signed by the statutory auditor.	Audited financial statement considered as per the RFP

3. The Committee deliberated on the claim made by the bidder M/s Skylark Infra Engineering Pvt. Ltd and deliberated that the projects claim under category 3 w.r.t. RFP Cl. 2.2.2(i) do not qualify the criteria under eligible project as RFP Cl. 2.2.2.6 (ii) and the technical evaluation status remains as non-responsive. Further, the Committee deliberated on the claims made by M/s Ganpati Builders and observed that the score works out 41.44 Cr against the required Minimum Threshold Technical Capacity is Rs. 82.79Cr as specified in RFP documents and declared as Technically Non-Responsive.







4. Based on the above, the Empowered Technical Evaluation Committee (ETEC) recommended to open the financial bid of the following 4 (Four) technically responsive bidders after the approval of Competent Authority.

Sr. No.	Name of the Bidder	Responsiveness
1	M/s S S BUILDERS	Responsive
2	M/s LEKCON INFRASTRUCTURE PRIVATE LIMITED	Responsive
3	M/s NARENDRA SHARMA	Responsive
4	M/S R and C INFRAENGINEERS PVT. LTD	Responsive

Meeting ended with vote of thanks to chair.

  
W. Blah  
(ED-V)

Convener

  
K C Bhatt,  
DGM(T)

Member Secretary/ Presenting  
Officer

  
A. K. Jha  
GM (T)

Member

  
Mahesh Gupta,  
Manager  
(Finance)  
Member

# 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  
3rd Floor, PTI Building, 4-Parliament Street, New Delhi-110001, +91 11 23461600, www.nhidcl.com



(भारत सरकार का उद्यम)

(A Government of India Enterprise)

NHIDCL/Assam/NH-29/Dab-Man/Pkg-/2020/375

Date: 28.07.2020

**Subject:** Widening/Improvement to 4 (Four) Lane with Paved Shoulder from km 66+000 to km 81+000 (Design Chainage 65+923 to 80+930) of Dokmoka - Loring Thepi Section (Section 3) of NH-29 in the state of Assam under Bharatmala Pariyojna on EPC mode- **reg- Result of Technical evaluation of Bids reg:**

**Reference: 2020\_NHIDCL\_557863\_1**

Based on the evaluation of bids, the status of Technically Responsiveness of the Participated Bidders is as under:

Sr. No.	Name of the Bidder	'Technically Responsive' with respect to opening of Financial Bids in pursuant to Clause 3.1.9 & 3.2 of RFP
1	M/s BKSONS INFRASTRUCTURE PVT. LTD.	Non Responsive
2	M/s S S BUILDERS	Responsive
3	M/s LEKCON INFRASTRUCTURE PRIVATE LIMITED	Responsive
4	M/s NARENDRA SHARMA	Responsive
5	M/s Skylark Infra Engineering Pvt. Ltd.	Non Responsive
6	M/s JKM INFRA WORKS LLP	Non Responsive
7	M/s Ganpati Builders	Non Responsive
8	M/S R and C INFRAENGINEERS PVT. LTD	Responsive

2. However, opening of the financial bids of the Technically Responsive bidders will be subjected to the condition 2.1.15 (section 2) of RFP.

3. Financial Bids will be open on 31.07.2020 at 11.30Hr.

  
28/7/2020.  
(K. C. Bhatt)

Dy. General Manager (Tech)



**National Highways & Infrastructure Development Corporation**

Minutes of Meeting of Empowered Technical Bid Evaluation Committee (ETEC) for "Widening/Improvement to 4 (Four) Lane with Paved Shoulder from km 66+000 to km 81+000 (Design Chainage 65+923 to 80+930) of Dokmoka - Loring Thepi Section (Section 3) of NH-29 in the state of Assam under Bharatmala Pariyojna on EPC mode" held at NHIDCL, New Delhi on XX.07.2020.

The bids for the subject work were invited on 05.05.2020 and physically received on/before the scheduled bid due date (online or physical submission) 06.07.2020

2. Having opened the technical bids on 07.07.2020, ETBC sought clarification from M/s BKSONS INFRASTRUCTURE PVT. LTD. for submitting online payment which was deposited in wrong bank Account. The same bidder has submitted the document fee in the right account number, receipt of which is attached as **Annexure-I**

3. ETBC met to open the Technical bid on 07.07.2020 at 1500 Hrs. The following bidders have submitted their bids physically or online -

S. No.	Name of Bidders
<b>A. Bids Received on CPP Portal</b>	
1.	M/s BKSONS INFRASTRUCTURE PVT. LTD.
2.	M/s S S BUILDERS
3.	M/s LEKCON INFRASTRUCTURE PRIVATE LIMITED
4.	M/s NARENDRA SHARMA
5.	M/s Skylark Infra Engineering Pvt. Ltd.
6.	M/s JKM INFRA WORKS LLP
7.	M/s Ganpati Builders
8.	M/S R and C INFRAENGINEERS PVT. LTD

4. The technical evaluation of bids submitted by bidders may be carried out through existing mechanism and the Committee observed that as per NHIDCL circular modified RFP & DCA vide Circular no. NHIDCL/Legal/Amendment/RFP-EPC/2020/656 dated 10.06.2020 were circulated which does not require the bidder to upload their proposal on BIMS portal.

5. The Committee in reference to RFP has considered the following Evaluation Criteria for estimated project cost of **Rs 165.57 Crore**.

Sr. No.	Particulars	Amount in Rs. Cr.
1	Estimated Project Cost	165.57
2	Minimum Threshold Technical Capacity required (For Category 1, 2, 3 & 4) as per clause 2.2.2.2 (i)	82.79
3	Minimum Threshold Technical Capacity required (For Category 1, 2, 3 & 4) for Lead Member to fulfill as per clause 2.2.2.4 (i)	49.671

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Sr. No.	Particulars	Amount in Rs. Cr.
4	Minimum Threshold Technical Capacity required (For Category 1, 2, 3 & 4) for Other Member to fulfill as per clause 2.2.2.4 (i)	16.56
5	Minimum required amount of COMPLETED Eligible Projects in Category 1 and/or Category 3 from at least one similar work as per clause 2.2.2.2 (ii)	24.84
6	For a project to qualify as a Eligible Project under Category 1&2 , the Capital Cost of the project should be more than (as per clause 2.2.2.6 (i) (c) )	16.56
7	Minimum required amount of self constructed project by the Bidder for a project to qualify as a Eligible Project under Category 1&2 (as per clause 2.2.2.6 (i) (d))	One half of the Project Cost of eligible projects as defined in clause 2.2.2.6 (i) (d).
8	For a project to qualify as a Eligible Project under Category 3&4 , the receipt / payments of the project should be more than (as per clause 2.2.2.6 (ii) )	16.56
9	Minimum Financial capacity required as per clause 2.2.2.3	8.28
10	Minimum Financial Capacity required for Lead Member to fulfill as per clause 2.2.2.4 (i)	4.97
11	Minimum Financial Capacity required for Other Member to fulfill as per clause 2.2.2.4 (i)	1.66
12	Minimum Average Annual Turnover required as per clause 2.2.2.3 (ii)	33.11
13	Minimum Average Annual Turnover required (For Lead Member) as per clause 2.2.2.4 (i)	19.87
14	Minimum Average Annual Turnover required (For Other Member) as per clause 2.2.2.4 (i)	6.62
15	Minimum Required Bid Capacity (For each Bidder) as per clause 2.2.2.1	82.79
16	Minimum Required Bid Capacity (For Lead Member) as per clause 2.2.2.4 (i)	49.674
17	Minimum Required Bid Capacity (For Other Member) as per clause 2.2.2.4 (i)	16.558

6. The details of Technical Capacity, Financial Capacity and the Bid Capacity of the 8(Eight) bidders as per the report are as under:

Summary of Technical Evaluation					
Sr. No.	Bidder Name	Minimum threshold capacity (Clause 2.2.2.2 (i)= Rs. 82.79 Cr.	Minimum threshold technical capability from category 1 & 3 in a single complete projects (Clause- 2.2.2.2-(ii) = Rs.24.84 Cr.	Lead Member share (at least 60 % of total threshold technical capacity) i.e. Rs. 49.67 Cr.	Other Member Share (at least 20% of total threshold capacity) i.e. Rs. 16.56 Cr.
1.	M/s BKSONS INFRASTRUCTURE PVT. LTD.	102.74	32.36(C)	N/A	N/A
2.	M/s S S BUILDERS	212.13	67.15(A)	N/A	N/A
3.	M/s LEKCON INFRASTRUCTURE PRIVATE LIMITED	278	95.05(1c)	N/A	N/A
4.	M/s NARENDRA SHARMA	123.76	38.82(c)	N/A	N/A
5.	M/s Skylark Infra Engineering Pvt. Ltd.	64.05	Nil	N/A	N/A
6.	M/s JKM INFRA WORKS LLP	165.24	105.87(B)	N/A	N/A

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Summary of Technical Evaluation					
Sr. No.	Bidder Name	Minimum threshold capacity (Clause 2.2.2.2 (i)= Rs. 82.79 Cr.	Minimum threshold technical capability from category 1 & 3 in a single complete projects (Clause- 2.2.2.2-(ii) = Rs.24.84 Cr.	Lead Member share (at least 60 % of total threshold technical capacity) i.e. Rs. 49.67 Cr.	Other Member Share (at least 20% of total threshold capacity) i.e. Rs. 16.56 Cr.
7.	M/s Ganpati Builders	41.44	Nil	N/A	N/A
8.	M/S R and C INFRAENGINEERS PVT. LTD	403.42	59.10 (E)	N/A	N/A

Sr. No.	Bidder Name	Role Details	Equity Holding	Minimum Net Worth (8.28 Crores)	Average Annual Turnover (33.11 Crores)	Bid Capacity (Rs. 82.79 Crore)	Whether meeting the Financial Threshold Requirement
1	M/s BKSONS INFRASTRUCTURE PVT. LTD.	SE	100%	31.50	24.48	43.0	N
2	M/s S S BUILDERS	SE	100%	14.58	74.76	458.28	Y
3	M/s LEKCON	SE	100%	83.29	135.56	504.82	Y
4	M/s NARENDRA SHARMA	SE	100%	9.87	84.18	625.33	Y
5	M/s Skylark Infra	SE	100%	92.14	37.57	269.90	Y
6	M/s JKM INFRA WORKS LLP	SE	100%	38.10	107.3	647.54	Y
7	M/s Ganpati Builders	SE	100%	5.22	30.74	224.75	N
8	M/S R and C INFRAENGINEERS PVT.	SE	100%	28.48	136.32	857.85	Y

Sr. No.	Name of the Bidder	No. of Projects held with NHIDCL	Whether meeting the criteria of max 2 no. project or Rs 500.Cr Clause 2.1.15 of the RFP
1	M/s BKSONS INFRASTRUCTURE PVT. LTD.	1	Y
2	M/s S S BUILDERS	0	Y
3	M/s Lekcon Infrastructure Pvt. Ltd.	0	Y
4	M/s NARENDRA SHARMA	0	Y
5	M/s Skylark Infra Engineering Pvt. Ltd.	0	Y
6	M/s JKM INFRA WORKS LLP	2	N
7	M/s Ganpati Builders	0	Y
8	M/S R and C Infraengineers Pvt. Ltd	0	Y

#### 07. Observations of the committee:

The Committee observed that the bidders if sl. No. 1,2,3,5,6,7 and 8 have submitted the financial capacity such as turnover and Net worth of FY 2018-19, FY 2017-18, FY 2016-17, FY 2015-16 & FY 2014-15. Accordingly, the Committee evaluated the financial capacity of the Bidders based on the credentials provided for the FY 2015-16 to 2018-19 for such bidders who have not submitted the Audited Financial account of 2019-20.

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During the evaluation the committee observed that, following bidders have failed to meet the required criteria. The name of the bidders and reasons of failing have been provided below:

S.No.	Name of Bidders failing criteria	Remarks
1	M/s BKSONS INFRASTRUCTURE PVT. LTD.	<p>The bidder has claimed turnover by combined turnover of the bidder and its director based on the judicial pronouncement and earlier decision in this regard. The committee proposed to seek legal opinion on the above mentioned matter, the legal division clarify that <b>"whether a company is a separate legal entity from its directors"</b> the following Section of Companies Act 2013 are discussed:</p> <p><b>"Section 366,</b> the word "company" includes any partnership firm, limited liability partnership, cooperative society, society or any other business entity formed under any other law for the time being in force which applies for registration under this Part.</p> <p><b>Section 9.</b> Effect of registration: From the date of incorporation mention in the certificate of incorporation, such subscribers to the memorandum and all other person. As may, from time to time, become members of the company, shall be a body corporate by the name contained in the memorandum, capable of exercising all the functions of an incorporated company under this Act and having perpetual succession 1 *** with power to acquired, hold and dispose of property, both movable and immovable, tangible, to contract and to sue and be sued, by the said name."</p> <p>In view of the above committee considered turnover of M/s B K Sons Infrastructure Pvt. Ltd. Only.</p> <p>Bidder has failed to achieve Annual Average turnover. The turnover of M/s B K Sons Infrastructure Pvt. Ltd. evaluated excluding the turnover of the firm M/s Bhagya Kalita being a separate entity, works out to as Rs. 24.48 Cr. which is less than required minimum Av. Annual Turnover of Rs. 33.11cr. Since the audited financial turnover for the year 2019-20 has not been furnished and the same has considered as Nil w.r.t. Appendix XI of RFP.</p> <p>Bidder has Failed to achieve Bid Capaacity.The Bid capacity for M/s B K Sons Infrastructure Pvt. Ltd. evaluated excluding the turnover of the firm M/s Bhagya Kalita being a separate entity, works out to as Rs. 43.0 Cr. which is less than required minimum Bid Capacity of Rs. 82.79 cr.</p> <p>The certificate of statutory Auditor gives turnover of B K</p>

*[Handwritten signatures]*



S.No.	Name of Bidders failing criteria	Remarks
		Sons Infrastructure Pvt. Ltd in place of M/s Bhagya Kalita and vice versa.
2	M/s Skylark Infra Engineering Pvt. Ltd.	<p>Bidder has failed to achieve the minimum threshold criteria set in the RFP Document according to clause 2.2.2.2 (i). The Technical threshold capacity claimed by bidders is Rs. 64.05Cr whereas; the required Minimum technical Capacity is Rs. 82.79Cr.</p> <p>Further, the Bidder has failed to achieve Minimum threshold technical capability from category 1 &amp; 3 in single completed project set in the RFP Document according to clause 2.2.2.2 (ii). No similar work experience under category 1 and 3 as per clause 2.2.2.2 (ii) could be identified to meet the Minimum technical Capacity is 24.84 Cr.</p>
3	M/s JKM INFRA WORKS LLP	<p>As per Clause 2.1.15 of the RFP, the bidder M/s JKM Infra Works LLP vide Annex-IX of Appendix-IA of the RFP document has provided that following two no. of on-going works are presently with NHIDCL as given below;</p> <p>(i) 2 Laning of Existing Akajan-Likabali road from design Km 12.00 to Km 33.00 in Arunachal Pradesh on EPC mode under Arunachal Pradesh package of SARDP-NE.</p> <p>(ii) Construction of Dibrugarh Bypass/Realignment of NH-37 from Bogibeel junction at Km 581.700 to Km 597.147 on EPC basis in the state of Assam under SARDP-NE.</p>
4	M/s Ganpati Builders	<p>Bidder has failed to achieve the minimum threshold criteria set in the RFP Document according to clause 2.2.2.2 (i). The Technical threshold capacity claimed by bidders is Rs. 41.44Cr whereas the required Minimum technical Capacity is 82.79 Cr.</p> <p>Further, the Bidder has failed to achieve Minimum threshold technical capability from category 1 &amp; 3 in single completed project set in the RFP Document according to clause 2.2.2.2 (ii). No similar work experience under category 1 and 3 as per clause 2.2.2.2 (ii) could be identified to meet the Minimum technical Capacity is 24.84 Cr.</p> <p>Bidder has failed to achieve minimum Net worth set in the RFP Document according to point (i) of clause 2.2.2.3. Works out to as Rs. 5.22 Cr. which is less than required minimum Net worth of Rs. 8.28 cr.</p> <p>Bidder has failed to achieve Annual Average turnover. The turnover of M/s Ganpati Builders, works out to Rs. 30.74 Cr. which is less than required minimum Av. Annual Turnover of Rs. 33.11cr. Since the audited</p>

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S.No.	Name of Bidders failing criteria	Remarks
		financial turnover for the year 2019-20 has been provisionally submitted and considered as Nil w.r.t. Appendix 11 of RFP.

8. Further the committee had sought clarification from following bidders' w.r.t to their submitted documents. The bidders have furnished their comments as below:

S.No.	Name of Bidder	Clarification sought from Bidder	Bidder's Reply	Remarks
1	M/s LEKCON INFRASTRUCTURE PRIVATE LIMITED	Bidder was requested to clarify the Bid Securing declaration, Integrity Pact and undertaking of the person having POA that they agree and abide by the bid documents could not be located Bidder was requested to clarify the mismatch in the year wise Net Worth in Annex -III and Appendix-X and turnover in Annex -III and Appendix-XI given by Statutory Auditor's certificate for calculation of Net Worth and Turnover.	Document provided	Found satisfactory
2	M/s NARENDRA SHARMA	Bidder was requested to clarify the Net Worth and Turnover duly certified by Statutory Auditor's with UDIN No. the bid documents could not be located.	Document provided	Certificate of the Statutory Auditor's not strictly as per the format prescribed in RFP however Two no. of Document has been furnished in support of Annual Average Turnover and net Worth through the Statutory Auditor has certified the Turnover and Net Worth with UDIN but it is not strictly in the format prescribed as Appendix X and XI at RFP

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9. Based on the documents submitted by the bidders and their Evaluation the Empowered Technical Evaluation Committee (ETEC) in its meeting has discussed and deliberated that the following bidders are found to be technically responsive:

Sr. No.	Name of the Bidder	Responsiveness
1	M/s BKSONS INFRASTRUCTURE PVT. LTD.	Non-Responsive
2	M/s S S BUILDERS	Responsive
3	M/s LEKCON Infrastructure Private Limited	Responsive
4	M/s NARENDRA SHARMA	Responsive
5	M/s Skylark Infra Engineering Pvt. Ltd.	Non-Responsive
6	M/s JKM INFRA WORKS LLP	Non-Responsive
7	M/s Ganpati Builders	Non-Responsive
8	M/S R and C INFRAENGINEERS PVT. LTD	Responsive


10. The Empowered Technical Evaluation Committee (ETEC) recommended to open the financial bid of the following 4 technically responsive bidders after the approval of Competent Authority.

Sr. No.	Name of the Bidder	Responsiveness
1	M/s S S BUILDERS	Responsive
2	M/s LEKCON INFRASTRUCTURE PRIVATE LIMITED	Responsive
3	M/s NARENDRA SHARMA	Responsive
4	M/S R and C INFRAENGINEERS PVT. LTD	Responsive


Meeting ended with vote of thanks to chair.

  
W. Blah  
(ED-V)

Convener

  
K C Bhatt, 27/7/2020  
DGM(T)

Member Secretary/ Presenting  
Officer

  
A. K. Jha  
GM (T)

Member

  
Mahesh Gupta,  
Manager  
(Finance)  
Member

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