

Minutes of Meeting of Empowered Technical Bid Evaluation Committee
(ETEC)

Date: 30.01.2019 at NHIDCL (HQ).

Name of work: Up-gradation to 4-lane with Paved Shoulder of Jammu-Akhnoor road section of NH-144A from Ganesh Vihar (Km 6.000) to Khati Chowk (Km 26.350) of 20.35 Km length in the state of Jammu and Kashmir to be executed on EPC basis. (Pkg. -III)

Having opened the technical Bids on 16.01.2019 at 1730 Hrs, the technical proposals of the following firms, whose technical bids were opened after the approval of the Competent Authority, were handed over to the financial consultant to evaluate and assess the general responsiveness of the bids:

SI No.	Name of the firm
1	M/s Tarmat Limited
2	M/s Ceigall India Limited
3	M/s SRK Construction & Projects Pvt. Limited
4	M/s Dineshchandra R Agrawal Infracon Pvt. Limited
5	M/s S.P. Singla Construction Pvt. Limited
6	M/s CPPL-HEWPL-GICL JV with Cognition Projects Pvt. Limited
7	M/s Beigh Construction Company Pvt. Ltd.
8	M/s NKG Infrastructure Limited

2. The Financial consultant, M/s Almondz Global Securities Ltd. Submitted their report vide letter no. AGSL/2018-19/Jammu-Akhnoor/01 dated 21.01.2019 proposing clarifications to be sought from the bidders in line with clause 3.1.4 Section 3 of RFP.

3. ETEC met on 22.01.2019 to evaluate the Technical Bids vis-a-vis the report submitted by the financial consultant and after approval of competent authority, clarifications were sent to bidder to respond in time bound manner by 26.01.2019.

4. The clarifications were received from 7 bidders in email as well as hard copies on 28/01/2019 within the stipulated period. However, M/s. CCPL JV with HEWPL-GICL submitted the soft copy at 19:30 Hrs on 29.01.2019 which was though received after the due time and date, was forwarded to the Financial consultant. The Committee met on 30.01.2019 at 16:00 Hrs and deliberated on the clarifications as submitted by all the bidders.

5. The financial consultant vide his report dated 30.01.2019 submitted his remarks/observations to the received clarifications from different bidders. (Detail at Annexure I).

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6. The committee observed following with regard to the report submitted by financial consultant.

6.1 M/s. Beigh Construction Company Private Limited:

6.1.1 It was noted by ETEC that to the clarification regarding furnishing standalone financial statements for the respective financial years instead of consolidated financial statements, the bidder clarified that the consolidated results/figures of ht audited annual statements pertain to Beigh Construction Company Private Limited only on standalone basis and does not include the share of JV partner/subsidiaries etc. the bidder has thus neither submitted any certificate from Statutory Auditor nor submitted any standalone financial statements. It was noted by the Committee that to calculate the net worth of the company, the same are required.

6.1.2 The next clarification was regarding details of the eligible projects namely the works having project codes 2b and 2c which it has claimed as eligible projects under category 3. Bidder was requested to clarify his claim by way of furnishing some substantial document proof duly issued by the Engineer-In-Charge with respect to the work executed by the bidder in the projects in the last five financial years. The bidder had claimed two projects having project codes 2b and 2c pertain to the project namely '**4-laning of Chenani-Nashri section of NH-1A from km 89.00 to km 130.00 (new alignment) of NH-1A including 9 km long tunnel (2-lane) with parallel escape tunnel on design and built contract in the state of Jammu & Kashmir** which was awarded to ITNL by NHAI. On the same project, the bidder has claimed experience and received payments for project code 2b for execution of '**Chenani-Nashri tunnel project - Tunnel lining (all lining, drainage and pavement related works) North portal side in the State of J&K (the project)**'.

6.1.3 Similarly, under project code 2c, the same nomenclature as was used for project code 2b was noticed except that the work now involved tunnel benching excavation work. The project was mentioned as **Chenani-Nashri tunnel project- North portal Tunnel benching excavation work in the State of J&K (the project)**.

6.1.4 The financial consultant has submitted that on the basis of the description of the work mentioned in the certificates, it cannot be ascertained that the bidder has undertaken construction work of tunnels and that the Authority needs to take a view in this regard as it does not seem to be covered under clause 2.2.2.5 (iii) which mentions that highway sector would be deemed to include highways, expressways, bridges , tunnels and airfield; railways (construction/re-construction of railways tracks, yards for keeping containers etc.), metro rail and ports (including construction/re-construction cost of Jetties, any other linear infrastructure including bridges etc.). The Committee is of the view that further clarifications are needed in this regard.

6.1.5 Financial consultant in his report has submitted bidder has furnished revised Appendix-I - Annex-VI- Bid Capacity, which has been certified by the Authorised Signatory of Bidder. However, the same has not been signed by the Statutory Auditor. Financial consultant has recommended that the Authority may take a view to seek further clarifications from the bidder.

6.1.6 The Committee deliberated on the aforementioned issues and was of the view that the additional information as to the nature and scope of the works claimed

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under category 2b and 2c is required. In order to ensure the competition, the Committee decided that the bid submitted by M/s. Beigh Construction Company Private Limited may be considered for the next stage subject to the further clarifications as required for assessment of technical qualification of the bidder.

6.2 M/s. Ceigall India Limited:

6.2.1 The clarifications submitted by the bidder were found to be satisfactory and the bid was evaluated further.

6.3 M/s Cognition Projects Private Limited (CPPL) - M/s Harji Engineering Works Private Limited (HEWPL) - M/s Grnaco Industries & Constructions Limited

6.3.1 The bidder was a consortium and the members namely HEWPL and GICL inter-alia had not submitted Annexure-IV and certificates for the eligible projects respectively. The bidder though has submitted clarifications and documents for its other members like Annex-II-Technical Capacity, Annex-III - Financial Capacity of the Bidder, Annex-VI-Bid Capacity and supporting documents but has still not submitted Annexure-IV pertaining to details of eligible projects and certificates for eligible projects.

6.3.2 Financial consultant has submitted that the submissions of additional documents by the bidder cannot be considered in terms of clause 2.14.3.1 of RFP which reads as "The Bidder may modify, substitute or withdraw its e- BID after submission prior to the BID Due Date. No BID can be modified, substituted or withdrawn by the Bidder on or after the BID Due Date & Time."

6.3.3 Further, the bidder is technically disqualified in terms of clause 2.2.2.4 (i) of RFP as in the absence of Annex-II and Annex-IV of Other Members in the bid submitted by the Bidder, Technical Capability of the members of Other Members cannot be ascertained.

6.3.4 The Committee agreed with the recommendations of the financial consultant in respect of the above JV.

6.4 M/s Dineshchandra R Agrawal Infracon Pvt. Limited:

6.4.1 The clarifications given by the bidder have been submitted to be in order by the financial consultant and the same has been agreed to by the ETEC, the bidder is technically qualified.

6.5. M/s NKG Infrastructure Limited:

6.5.1 The bidder has replied to the clarification how the projects claimed by him are eligible under category 3 as per clause 2.2.2.5 of RFP by way of furnishing substantial documentation/proof. The bidder has clarified his claim and he is technically qualified as recommended by the financial consultant. The same has also been agreed to by ETEC.

6.6. M/s S.P. Singla Construction Pvt. Limited

6.6.1 The clarifications submitted by the bidder was found in order and the bidder is technically qualified.

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6.7 M/s SRK Construction & Projects Pvt. Limited

6.7.1 The clarifications submitted by the bidder was found in order and the bidder is technically qualified.

6.8 Tarmet Limited

6.8.1 The bidder was inter-alia asked to clarify in respect of Project code a to c, f, i, j and Bidder was asked to clarify how the project was covered under category 3 as per Clause 2.2.2.5, by way of furnishing some substantial documentation/ proof and how they were meeting the criteria of Threshold Technical Capacity, as per Clause 2.2.2.2 (i) of RFP documents i.e. 332.91. Further, they were required to clarify how they were meeting the criteria of "at least one similar work of 25% of Estimated Project Cost Rs. 55.48 crore (Rupees Eight crore and Sixteen lakh only) shall have been completed from the Eligible Projects in Category 1 and/or Category 3" as per Clause 2.2.2.2 (ii) of RFP document.

6.8.2 Bidder has submitted client certificates/ LOA/Stagewise payment schedule/ details of contract price. On the basis of certificates for eligible projects and supporting documents provided by the Bidder, it is ascertained that the projects having project code a, b, f and i, as claimed by Bidder are related to resurfacing of runway at Air Force Station, Future Apron Extension at Bangalore International Airport, Extension of Runway Expansion of Apron and Resurfacing of Runway at Raipur Airport. As per Clause 2.2.2.5(iii), it is mentioned that highways sector would be deemed to include highways, expressways, bridges, tunnels and airfields; railways (construction/re-construction of railway tracks, yards for keeping containers etc.), metro rail and ports (including construction/re-construction cost of Jetties, any other linear infrastructure including bridges etc.).

6.8.3 Financial consultant has submitted that as per Clause 2.2.2.5(iii)(b)(II), it is mentioned that resurfacing work cannot be considered and the work claimed by the Bidder in project code a, b, and i, consists of resurfacing of runway work, hence the same may not be considered for calculation of technical capability. Accordingly, the Bidder is not meeting the requisite Threshold Technical Capacity. ETEC agreed with the recommendation of financial consultant.

7. The Committee was also appraised that BG confirmation through SFMS has been received for 07 nos of bidders and BG confirmation in respect of M/s. M/s Cognition Projects Private Limited (CPPL) - M/s Harji Engineering Works Private Limited (HEWPL) - M/s Grnaco Industries & Constructions Limited has not been received as yet.

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8. The following is the result of the technical evaluation:

S. N o.	Name of the Bidder	Claimed Technical Experience Score (INR in crores)	Claimed Net Worth (INR in crores)	Claimed Average Annual Turnover in last five financial years (INR in crores)	Evaluated Threshold Technical Capacity (Clause 2.2.2.2(ii)) (INR in crores)	Whether meeting the criteria of At least one completed Project from Category 1 or 3 of more than 25% of the EPC (Clause 2.2.2.2 (ii)) (Yes/No)	Evaluated Financial Capacity (Clause 2.2.2.3 (i)) (INR in crores)	Evaluated Financial Capacity (Clause 2.2.2.3 (ii)) (INR in crores)	Whether the Assessed Available Bid Capacity is more than the Bid Value (Clause 2.2.2.1)	Whether Responsive or Not (Clause 3.1.6) (Yes/No)
					Min. Threshold Technical Capacity req. = 332.91		Min. Financial Capacity req. = 11.09	Min. Average Annual Turnover req. = 44.38	Min. Bid Capacity req. = 221.94	
1.	M/s Beigh Construction Company Private Limited	334.48	12.11	506.55	Further information before opening of the financial bids is required.					
2.	M/s Ceigall India Limited	349.61	32.64	127.11	349.61	Project code- b 120.75	32.64	127.11	467.00	Yes
3.	M/s Cognition Projects Private Limited (CPPL) – M/s Harji Engineering Works Private Limited (HEWPL) - M/s Grnaco Industries & Constructions Limited (GICL) (51% : 24.5% : 24.5%)				Technically Disqualified					
4.	M/s Dineshchandra R.Agrawal Infracon Private Limited	3422.94	307.12	1455.57	1913.79	Project- c 328.54	307.13	1455.57	5060.69	Yes

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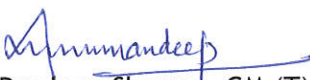
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5.	M/s NKG Infrastructure Limited	1421.43	687.30	1509.36	549.19	Project-a 154.58	687.29	1646.17	7863.24	Yes
6.	M/s SP Singla Constructions Private Limited	2743.35	330.59	1080.68	638.98	Project- d 739.50	330.59	1026.17	1160.42	Yes
7.	M/s SRK Constructions and Projects Private Limited	1732.45	173.59	500.48	859.75	Project- f 504.45	173.58	409.28	1287.67	Yes
8.	M/s Tarmat Limited	454.42	39.22	121.99	Technically Disqualified					

9. The Committee recommends that the 05 bidders as under are clearly qualified for the opening of their financial bids. However, the financial bid of Ms/s. Beigh Construction Company Private Limited shall be opened subject to the further clarification as per the paras 6.1.1, 6.1.4, 6.1.5 & 6.1.6. In this regard, clarifications from the bidder be sought on urgent basis.

S.No.	Name of Bidder	Status
1.	M/s Beigh Construction Company Private Limited	Subject to the further clarifications as per para 6.1.1, 6.1.4, 6.1.5 & 6.1.6,
2.	M/s Ceigall India Limited	Qualified
3.	M/s Dineshchandra R.Agrawal Infracon Private Limited	Qualified
4.	M/s NKG Infrastructure Limited	Qualified
5.	M/s SP Singla Constructions Private Limited	Qualified
6.	M/s SRK Constructions and Projects Private Limited	Qualified

Meeting ended with vote of thanks to the chair.


Pradeep Sharma, GM (T)
(Member Secretary)


Adil Singh, GM (Tech.)
(Member)


Uttam Chatterjee, DGM(Fin.)
(Member)


Sanjeev Malik, ED-III
(Convenor)