



भारतीय राष्ट्रीय राजमार्ग प्राधिकरण
(सड़क परिवहन और राजमार्ग मंत्रालय)
National Highways Authority of India
(Ministry of Road Transport and Highways)
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NHAI/UP-East/Raebareli-Prayagraj/Bypasses/NH-30/EPC/2021

Dated: 12.01.2022

To,
All Bidders/Applicants

Sub: Construction of Four Lane Bypasses for Jagatpur, Babuganj, Unchahar, Alapur Bypass, Link Road to Prayagraj bypass and Sai river bridge of Raebareli- Prayagraj section of NH-30 (Old NH-24B) in the State of Uttar Pradesh on EPC mode. **(Tender Id -86077) – Result of Technical Evaluation - reg.**

Ref. Your bid submission date 15.12.2021(online)

Sir,

Please refer to your bid submitted on 15.12.2021(online) for the above subject work.

In this regard it is to intimate that the technical bids have been evaluated and the result of technical evaluation is enclosed as **Annex-I**

It is requested to respond within 7 days from issue of this letter, in case you have any objection.

Yours faithfully,

(Harish Sharma)
GM (Tech) UP-East

Enclosure: As above

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S. No.	Name of the Bidder	Technical Capacity		Financial Capacity		Assessed Available Bid Capacity (Required = Rs. 620.50 Cr.) (Rs. in Cr)	Remarks
		Experience Score Assessed (Required = Rs. 620.50 Cr) (Rs. in Cr)	Whether Bidder meets 20% of EPC (i.e. Rs. 124.10 Cr) required in category 1 & 3 project (Rs. in Cr)	Net Worth Assessed (Required = Rs. 31.03 Cr.) (Rs. in Cr)	Average Annual Turnover (Required Rs. 93.08 Cr) (Rs. in Cr)		
1.	M/s JSP Projects Pvt. Limited	1,459.00	Yes, Refer project code 'a' Updated EPC: 341.12	147.37	498.94	1,018.33	Qualified
2.	M/s PNC Infratech Limited	13,323.62	Yes, Refer project code 'c' Updated EPC: 1799.35	2,908.47	3,509.90	4,866.78	Qualified
3.	M/s JKM Infra Projects Limited	970.36	Yes, Refer project code 'a' Updated EPC: 411.22	175.00	360.88	750.75	Qualified
4.	M/s GPT Infraprojects Limited	1,020.19	Yes, Refer project code 'b' Updated EPC: 136.37	207.73	483.11	915.17	Qualified
5.	M/s CDS Infra Projects Limited	2,281.14	Yes, Refer project code 'F' Updated EPC: 397.31	253.68	653.99	769.36	Qualified
6.	M/s Vijai Construction (India) Private Limited	943.91	Yes, Refer project code 'a' Updated EPC: 283.82	106.84	261.62	1,079.13	Qualified
7.	M/s SRSC Infra Private Limited & Rajinder Infrastructure Private Limited (JV)						Qualified
	SRSC Infra Private Limited	378.49	Yes, Refer project code 'a' of Other Member Updated EPC: 239.58	22.20	159.51	764.34	
	M/s Rajinder Infrastructure Private Limited	392.67		42.95	210.64	720.53	
	TOTAL	771.16		65.15	370.15	1484.87	

S. No.	Name of the Bidder	Technical Capacity		Financial Capacity		Assessed Available Bid Capacity (Required = Rs. 620.50 Cr.) (Rs. in Cr)	Remarks
		Experience Score Assessed (Required = Rs. 620.50 Cr) (Rs. in Cr)	Whether Bidder meets 20% of EPC (i.e. Rs. 124.10 Cr) required in category 1 & 3 project (Rs. in Cr)	Net Worth Assessed (Required = Rs. 31.03 Cr.) (Rs. in Cr)	Average Annual Turnover (Required Rs. 93.08 Cr) (Rs. in Cr)		
8.	M/s HG Infra Engineering Limited	8,683.78	Yes, Refer project code 'a' Updated EPC: 365.63	1,032.21	1,962.04	2,854.70	Qualified
9.	M/s R&C Infra-APS (JV)	In view of non-submission of replies, the Bid submitted by the Bidder declared as non-responsive in accordance with Clause 3.1.5 of RFP. (For Detail Refer Note 1 below this table)					Not eligible as per Clause 3.1.5, 3.1.6.1 and 2.2.2.2 (ii) of RFP.
10.	M/s Jandu SSSEL (JV)	In view of non-submission of replies, the Bid submitted by the Bidder declared as non-responsive in accordance with Clause 3.1.5 of RFP. (For Detail Refer Note 2 below this table)					Not eligible as per Clause 3.1.5, 3.1.6.1, 2.2.2.1, 2.2.2.2 and 2.2.2.3(i) of RFP.
11.	M/s S and P Infrastructure Developers Private Limited	1,137.63	Yes Refer project code 'a' Updated EPC: 164.91	93.64	351.03	2,049.04	Not eligible as per note of Annexure-VIII of Appendix-IA of RFP. (For Detail Refer Note no. 3 below this table)

Note 1: M/s R & C Infra - APS (JV): Not eligible on account of reasons as under:-

- Bidder has not submitted any response to the clarification sought. Accordingly, in view of non-submission of replies, the Bid submitted by the Bidder declared as non-responsive in accordance with Clause 3.1.5 of RFP, the relevant extract of which are furnished below-

"If a Bidder does not provide clarifications sought under Clause 3.1.4 above within the prescribed time, its Bid may be liable to be rejected. In case the Bid is not rejected, the Authority may proceed to evaluate the Bid by construing the particulars requiring clarification to the best of its understanding, and the Bidder shall be barred from subsequently questioning such interpretation of the Authority".

- In the absence of submission of replies, the Bidder fails to meet the minimum eligibility criteria specified in Clause 2.2.2.2 (ii) of RFP.

In case of Lead Member, Value of B submitted by the Bidder is certified by Statutory Auditor as on 15.11.2021. However, it is not clear whether the Value of B is same as on Bid Due

Date i.e. 15.12.2021 or not. Therefore, the Bid Capacity as on the Bid Due Date is not be assessed.

- In case of Other Member, Value of B submitted by the Bidder is certified by Statutory Auditor as on 07.12.2021. However, it is not clear whether the Value of B is same as on Bid Due Date i.e. 15.12.2021 or not. Therefore, the Bid Capacity as on the Bid Due Date is not be assessed.

Therefore, in view of the above and as per Clause 3.1.5 and 3.1.6.1, the said Bidder M/s R&C Infra – APS (JV) is declared as non-responsive and in the absence of requisite document(s), the Bidder also fails to meet the minimum eligibility criteria specified in Clause 2.2.2.2 (ii) of RFP & further, in the absence of duly certified Value of B as on Bid Due Date, the Value of Assessed Available Bid Capacity is not be assessed, hence technically disqualified/not eligible.

Note 2: Jandu – SSSEL (JV): Not eligible on account of reasons as under:-

- Bidder has not submitted any response to the clarification sought. Accordingly, in view of non-submission of replies, the Bid submitted by the Bidder declared as non-responsive in accordance with Clause 3.1.5 of RFP, the relevant extract of which are furnished below-

“If a Bidder does not provide clarifications sought under Clause 3.1.4 above within the prescribed time, its Bid may be liable to be rejected. In case the Bid is not rejected, the Authority may proceed to evaluate the Bid by construing the particulars requiring clarification to the best of its understanding, and the Bidder shall be barred from subsequently questioning such interpretation of the Authority”.

- In case of Lead Member, The Bidder has claimed the Net worth as on 31.03.2020 of the Partnership firm namely, ‘M/s Jandu Construction Company’, instead of the Bidder i.e. M/s Jandu Construction India Pvt. Ltd. as per provisions of RFP. As on 31.03.2020, the firm has been converted in to company, then the Bidder has to claim the net worth of the entity i.e. Company as on 31.03.2020 instead of the firm, so, unable to assess the Financial Capacity of the Lead Member of the Bidder i.e. M/s Jandu Construction India Pvt. Ltd. Therefore, Bidder is not meeting the minimum eligibility criteria of 2.2.2.3 (i) of RFP.
- In case of Lead Member, the Certificate w.r.t. Technical Experience (Annex-IV), Net Worth (Annex-III), Bid Capacity (Annex-VI) were issued by M/s Mohit Bharti & Associates, Chartered Accountants. However, on the basis of available document we are unable to ascertain that whether Mohit Bharti & Associates, Chartered Accountants are the Statutory Auditor of the Bidder, therefore, the Bidder is declared as Non-Responsive in terms of Clause 3.1.6.1 of RFP and consequently, the Bidder fails to meet the minimum eligibility criteria specified in Clause 2.2.2.1, Clause 2.2.2.2 and Clause 2.2.2.3 (i) of RFP.
- In case of Other Member, Certificate of Value of B submitted by the Bidder is not legible, therefore, the Bid Capacity as on Bid Due Date may not be ascertained and therefore, the Bidder fails to meet the minimum eligibility criteria specified in Clause 2.2.2.1 of RFP.

Therefore, in view of the above and as per Clause 3.1.5 and 3.1.6.1, the said Bidder M/s Jandu –SSSEL (JV) is declared as non-responsive and in the absence of requisite document(s), the Bidder also fails to meet the minimum eligibility criteria specified in Clause 2.2.2.1, 2.2.2.2 and 2.2.2.3(i) of RFP and hence technically disqualified/not eligible.

Note 3: M/s S and P Infrastructure Developers Private Limited:- Not eligible on account of reasons as under:-

In case of Project namely, "Improvement/Augmentation of 2 laning with paved shoulders from km. 94.000 to km. 174,000 (Design chainage [from km. 94.000 to km. 174,000) of Karaikudi Ramanathapuram section of NH-210 including 500m on SH-35-Madurai Road (near Devakottai Rasta Railway Station in the State of Tamil Nadu on EPC mode (Total design length =80.000 Km.] under NHDP III", as mentioned by the Bidder M/s S and P Infrastructure Developers Pvt. Ltd. in Annexure-VIII, the Bidder mentioned the Likely date of completion as 15.11.2021 and the corresponding Scheduled COD was mentioned as 30.04.2020 and has mentioned various reasons of delay in the Column for 'Reason for delay'. In this regard a clarification was sought from the said Bidder.

In response to which, the Bidder M/s S and P Infrastructure Developers Pvt. Ltd. in its replies has submitted a letter from Authority Engineer dated 22.09.2021, wherein it has been inter-alia mentioned that 65.26% delay was attributable to the Contractor and 34.74% delay was attributable to the Authority, which implies that the delay was not solely attributable to the Authority. It was also proposed to impose damages on both the Parties.

Furthermore, Bidder M/s S and P Infrastructure Developers Pvt. Ltd. has submitted NHA's, PIU, Karaikudi letter no. NHA/PIU/Karaikudi/11024/01/2021/1408 dated 31.08.2021 addressed to RO, Madurai in other project of the Technical division, Uttar Pradesh, NHA, in which it was recommended that the proportionate delay attributable to Authority was 5.26% and proportionate delay attributable to Contractor was 94.74% and it was proposed to impose damages on both the Parties.

In this regard, relevant Note to Annexure-VIII of Appendix-IA is read as follows:

"In the event that the Bidder had failed to achieve the Completion of any project within a period of 90 (ninety) days from the Schedule Completion Date of the project, unless such failure had occurred due to Force Majeure or for reasons solely attributable to the Authority, the Bidder shall be deemed to be ineligible for bidding this project (under bidding), both as the sole party or as one of the parties of Joint Venture/ Consortium, if any, during the period from Scheduled Completion Date to issuance of Completion Certificate for that project."

In para 4.1 of the said letter it has been mentioned that detailed delay analysis is enclosed as Annexure-V, however, the same has not been submitted by the Bidder along with the said letter and hence the same has not been reviewed. It is pertinent to mention here that the said letter is a recommendation for approval of Competent Authority for Extension of Time. It is not clear whether the Competent Authority has given its approval for the same or not. However, if we go by the recommendation letter of PD submitted by the Bidder, the Bidder has failed to achieve the Completion of the project within a period of 90 (ninety) days from the Schedule Completion Date of the project.

Therefore, on the basis of available documents, it is concluded that, 90 days from the Scheduled Completion Date (i.e. 29.04.2020) have already been lapsed and the delay is not solely attributable to the Authority, which is evident from the letter of the Authority Engineer wherein it has inter-alia been mentioned that proposed delay attributable to the Authority is 34.74% and proposed delay attributable to the Contractor is 65.26%. The said fact is also reflected in the letter issued by NHA, PIU, Karaikudi wherein it is mentioned that proposed delay attributable to the Authority is 5.26% and proposed delay attributable to the Contractor is 94.74%. Therefore, on the basis of available document/information and considering the letter issued by NHA, PIU Karaikudi as the final letter, it is evident that, the reason is not solely attributable to the Authority and the major delay is attributable to the Contractor.

Therefore, in view of the above and as per Annexure-VIII of Appendix-IA of RFP the Bidder M/s S and P Infrastructure Developers Pvt. Ltd. shall be deemed as in-eligible for bidding in the subject project.