

Minutes of the Tender Committee Meeting Held on 06th Feb, 2024 For Evaluation of Technical Packages of Contract: DMRC/Patna Metro/Misc./C&D Waste-01: "Setting up, commissioning and operation of C&D waste recycling plant of 50 TPD (approx capacity) for corridor-1 & corridor-2 of Phase-I of Patna MRTS."

1.0 COMMITTEE MEMBERS:

- (i) Sh. Arvind Kumar, PM-03.
- (ii) Sh. Ritesh Anand, PM-02.
- (iii) Sh. Jaibind Kumar Singh, JGM/Fin./Patna

2.0 INTRODUCTION:

- 2.1 Open e-tenders were invited for the above work in two packages namely 'Technical Package' and 'Financial Package' after obtaining approval of Competent Authority at NP- 05 through e-tendering portal <https://eprocure.gov.in/eprocure/app>.
- 2.2 Key information regarding sale and submission of tender is as under (CP-495 to 496):-

Cost of work in NIT	INR 2,85,74,119.96/- (Inclusive of all Taxes, GST etc.)	
Tender Security	INR 2,85,741.00/-	
Validity of Tender Security	As per clause no. F5 of ITT	
Cost of Tender Document	Rs. 23,600/- (inclusive of 18% GST) Non-refundable	
Tender Document on sale	From 22.12.2022 31.01.2023 16.03.2023 09.09.2023 to 21.01.2023 04.03.2023 08.04.2023 29.09.2023 06.10.2023 10.10.2023 11.10.2023 (upto 11:00 hrs) on e-tendering website https://eprocure.gov.in/eprocure/app	
Name of agencies who have submitted bids online along with scanned copies of tender security and tender cost on e-tendering portal	Following Two (02) bidders have submitted their tender (CP-773):	
	(1/2)	M/s S&M CONSTRUCTION
	(2/2)	M/s KNOXE-VENUS JOINT VENTURE
Mode of tender	Open e-tenders under two packages (Technical & Financial)	
Period of Completion	05 (Five) years with time break schedule as below: (i) 06 months for Setting up & Commissioning of the plant (ii) 04 years 06 months for Operations after Commissioning of the plant. This however may be extended at the discretion of DMRC.	
Date and time of submission of bids on e-tendering portal	Tender submission start date 14.01.2023 25.02.2023 01.04.2023 23.09.2023 from 09:00 Hrs Tender submission end date 21.01.2023 04.03.2023	

[Signature]
06/02/2024

[Signature]
06/02/24

[Signature]
06/02/24 Page 1 of 5

	08.04.2023 29.09.2023 06.10.2023 10.10.2023 11.10.2023 upto 11:00 Hrs
Date and time for opening of Technical Packages on e-tendering portal	23.01.2023 06.03.2023 10.04.2023 30.09.2023 07.10.2023 11.10.2023 12.10.2023 at 11:00 Hrs at Office of Project Director/Patna Metro at Patna.
Late and delayed tenders	Being e-tender there was no late or delayed submission of tenders.
Validity of Tender	180 Days from the last date of submission of tender (as per clause C17 of ITT)

3.0 ESTIMATE AND FUNDS AVAILABILITY:

An estimate amounting to Rs. 2,85,74,119.96/- (Inclusive of all Taxes, GST etc.) has been duly vetted by finance and approved by the Competent authority (NP- 03 to 05). The fund was booked amounting to Rs. 2,85,74,119.96/- (Inclusive of all Taxes, GST etc.) against Civil works for Setting up, commissioning and operation of C&D waste recycling plant of 50 TPD (approx capacity) for corridor-1 & corridor-2 of Phase-I of Patna MRTS (NP-20A).

4.0 EVALUATION

4.1 Tender was opened by the nominated committee consisting of XEN/3A, XEN/2A and AM/Finance/Patna (NP-09 to 10) wherein they have opened the Technical Packages for evaluation. Following two agencies submitted the Bid:

4.1.1 M/s S&M Construction

4.1.2 M/s Knoxe-Venus Joint Venture

4.2 Evaluation Committee consisting of XEN/3A, XEN/2A and AM/Finance/Patna were nominated at NP-10 who has done the technical evaluation of the bid submitted by the above-mentioned bidders.

4.3 After initial evaluation of the technical packages submitted by the Two (02) bidders by evaluation committee member, some shortcomings/observations were found by them for which queries were asked from the respective bidder after taking approval from the competent authority (NP-22 & CP-782 to 784).

4.5 In lieu of administrative reason, Revised evaluation committee consisting of XEN/3A, AM/Civil and AM/Finance/Patna has been nominated (NP-23).

4.6 Post-bid clarifications asked from the two (02) bidders, was opened on 22.12.2023 at 1400 Hrs (CP-907), wherein only One (01) bidder namely M/s KNOXE-VENUS JOINT VENTURE (2/2) have submitted their replies to post-bid clarifications (CP-900 to 907).

In lieu of non-submission of reply for the post bid clarification, M/s S&M CONSTRUCTION (1/2) has been considered substantially non-responsive and technically non-compliant to the tender conditions by the Evaluation Committee Members. Hence, further evaluation of the M/s S&M CONSTRUCTION (1/2) has not been done by them (CP-905 to 907).

[Signature]
06/12/24

[Signature]
06/12/24

[Signature]
06/12/24
Page 2 of 5

Tender Committee Agrees to it.

4.7 The replies uploaded by the bidder have been scrutinised with respect to the post bid clarification sought by the Evaluation committee (CP-916 to 919). Accordingly, final evaluation sheets are prepared and placed at CP-908 to 909 (Work experience), CP-910 to 911 (Financial Standing) and CP-910 (Bid-capacity). General evaluation checklists and evaluation sheets incorporating post-bid replies are placed at CP-912 to 919.

5.0 GENERAL EVALUATION

Evaluation Committee has scrutinized the tender submissions documents along with reply of post bid queries submitted by the bidder and the report for the same is placed at CP-908 - 919. Tender committee has further scrutinize the submission of the bidder and the findings has been discussed under following sub-head:

5.1 POWER OF ATTORNEY (PoA)

Tender committee found that, both the bidders have submitted valid POA in favour of their authorized signatories, which is acceptable. As M/s S&M CONSTRUCTION (1/2) has not submitted the replies of the post bid clarification, hence considered as non-responsive and technically non-compliant to the tender conditions.

Tender Committee agrees to it.

5.2 TENDER SECURITY

Tender Committee has found that both the bidders have submitted valid tender security of Rs. 2,85,741.00/- as per clause C18 of ITT. As M/s S&M CONSTRUCTION (1/2) has not submitted the replies of the post bid clarification, hence considered as non-responsive and technically non-compliant to the tender conditions.

Tender Committee agrees to it.

5.3 BID CAPACITY

Evaluation of Bid capacity criteria is not required as per DMRC circular No: DMRC/20/III-502/2018/Pt-I date 15.07.2020 for works amounting to Rs.10cr.

Tender Committee agrees to it.

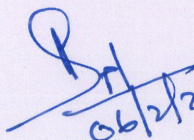
5.4 DEVIATIONS

Tender Committee found that both the bidders have quoted NIL deviation in Appendix-13 (Performa for statement of minor deviations) (CP-722, 581). As M/s S&M CONSTRUCTION (1/2) has not submitted the replies of the post bid clarification, hence considered as non-responsive and technically non-compliant to the tender conditions.

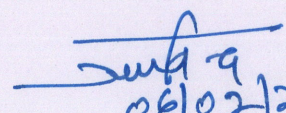
Tender Committee agrees to it.

5.5 TECHNICAL DATA

Tender Committee has found that the technical data regarding proposed Project Personnel and proposed Plant & Equipment to be deployed on the work and submissions against other provisions of tender documents by all two (02) bidders, are in compliance to the requirements of the tender documents. As M/s S&M CONSTRUCTION (1/2) has not


06/02/2024


06/02/24


06/02/2024

submitted the replies of the post bid clarification, hence considered as non-responsive and technically non-compliant to the tender conditions.

Tender Committee agrees to it.

6.0 TECHNICAL PACKAGE EVALUATION:

The Clause No. 1.1.3.2.A of NIT of minimum eligibility criteria for work experience is reproduced as under:

Minimum Eligibility Criteria for Work Experience is given below:

The tenderers will be qualified only if they have successfully completed or substantially completed similar works during last seven years ending last day of the month previous to the month of tender submission as given below:

i. At least one "similar work" of value of **INR 2.29 crore** or more.

OR

ii. Two "similar works" each of value of **INR 1.43 crore** or more.

OR

iii. Three "similar works" each of value of **INR 1.14 crore** or more.

• "Similar work" is defined as "Setting up, commissioning and operation of C&D waste recycling plant."

The evaluation of Technical Packages of all the bidders are discussed below:

6.1 M/s S&M CONSTRUCTION (1/2)

As M/s S&M CONSTRUCTION (1/2) has not submitted the replies of the post bid clarification, hence, tender submission of M/s S&M CONSTRUCTION (1/2) is considered **substantially non-responsive and technically non-compliant to the tender conditions.** (CP-905 to 907).

It is also to be noted that during evaluation of technical package, in Appendix-17 & 17A of form of tender applicant's legal name is mentioned as "KNOXE & KNOXE ENGINEERING" which is one of the members of M/s KNOXE-VENUS JOINT VENTURE (2/2). Queries regarding the same sought in the post bid clarification by the M/s S&M Construction, however the reply for the same was not furnished by the agency. Thus, the bid of the M/s S&M CONSTRUCTION (1/2) is questionable.

Tender Committee agrees to it.

6.2 M/s KNOXE-VENUS JOINT VENTURE (2/2)

Tender Committee found that the status of the bidder with respect to minimum eligibility criteria is as under:

6.2.1 Minimum Eligibility Criteria – Work Experience

Tender committee found that as per the information submitted in Appendix-17 of FOT, M/s Knoxe-Venus Joint Venture meets the minimum eligibility criteria of work experience as stipulated in clause 1.1.3.2 A of NIT. (Details placed at CP-908).

[Signature]
06/02/2024

[Signature]
06/02/24

[Signature]
06/02/2024

As M/s S&M CONSTRUCTION (1/2) has not submitted the replies of the post bid clarification, hence, tender submission of M/s **S&M CONSTRUCTION (1/2)** is considered **substantially non-responsive and technically non-compliant to the tender conditions** by the Tender Committee.

Tender Committee agrees to it.

6.2.2 Minimum Eligibility Criteria – Financial

It is also to be noted that during evaluation of documents submitted by “M/s *Knox-Venus Joint Venture*” after Post-Bid Queries certain non-compliances has been observed which are as follows:

- 1) Submission of financial bid along with post bid query reply is against the stated tender condition.
- 2) Inconsistency in Purchase order number filled in Appendix-17 of form of tender & supporting documents.
- 3) Inconsistency in financial data filled in Appendix-18 of & supporting documents.
- 4) Appendix-17A has been wrongly filled by the applicant (CP-910).

Tender Committee agrees to it.

7.0 DECLARATION BY TC MEMBERS

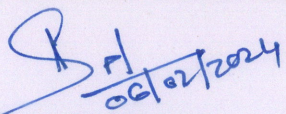
It is declared that none of the TC members has any personal interest in the companies/agencies participating in this Tender process.

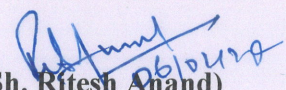
8.0 RECOMMENDATION:

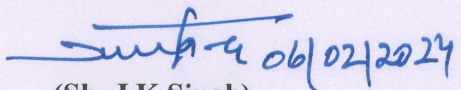
In view of above, Tender Committee considers:

1. The submission of M/s **KNOXE-VENUS JOINT VENTURE (2/2)** as **substantially non-responsive and technically non-compliant** to the tender conditions and not recommends for opening of their financial bid.
2. M/s **S&M CONSTRUCTION (1/2)** as **substantially non-responsive and technically non-compliant** to the tender conditions and not recommends for opening of their financial bid.

In view of above, tender committee recommends for discharge of the tender. Acceptance, rejection or modification of the recommendations of the ^{Tender}Evaluation Committee is within the powers of PD/PM-02 in terms of Para W6 (a) Para (i) of SOP (November 2023).


(Sh. Arvind Kumar)
PM-03


(Sh. Ritesh Anand)
PM-02


(Sh. J.K Singh)
JGM/Fin./Patna

PD/PM-02