



भारतीय राष्ट्रीय राजमार्ग प्राधिकरण NATIONAL HIGHWAYS AUTHORITY OF INDIA

(सड़क परिवहन एवं राजमार्ग मंत्रालय, भारत सरकार)

(MINISTRY OF ROAD TRANSPORT & HIGHWAYS, GOVT. OF INDIA)

क्षेत्रीय कार्यालय: नागसंद्रा मेट्रो स्टेशन के पीछे, बेंगलूरु-५६० ०७३.
Regional Office: Beside Nagasandra Metro Station, Bengaluru - 560073.

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Phone : 080-28397156, 28397171, Fax : 080-28377171



No. NHAI/RO-BNG/13031/Tender/2022/1360

Date: 15.07.2022

To,
The Participated Bidder,

Sub:- Construction of Foot Over Bridge at Km. 360+920 of NH-50 (Old NH-13) near MB Iyyanahalli village between the stretch of Hospet Chitradurga section in the state of Karnataka - for Cancellation of the Tender as per clause 31.1 of RFP - Reg.

Ref: NIT No.48/NHAI/RO-BNG/13031/Tender/2021-22 dated 17.03.2022.

Sir,

This is to inform that the bidder submitted the BG from Saraswat Co-operative Bank is not as per the RFP clause of 16.2.

Hence the invited tender for the subject work has been annulled with immediate effect as per clause 31.1 of RFP.

This is issued with the approval of the Competent Authority.

Yours faithfully,

K.B. Jayakumar
(K.B. Jayakumar)
15/07/2022

Manager (T)

Regional Office - Bengaluru

**NATIONAL HIGHWAYS AUTHORITY OF INDIA
REGIONAL OFFICE, BENGALURU**

Minutes of Meeting (Technical Evaluation)

Sub: Construction of Foot Over Bridge at Km. 360+920 of NH-50 (Old NH-13) near MB Iyyanahalli village between the stretch of Hospet Chitradurga section in the state of Karnataka- **Outcome of technical Evaluation-Reg.**

Date: 14.07.2022

Venue: Regional Office, Bengaluru.

The bid for Construction of Foot Over Bridge at Km. 360+920 of NH-50 (Old NH-13) near MB Iyyanahalli village between the stretch of Hospet Chitradurga section in the state of Karnataka under RO Bengaluru was invited with following bidding schedule;

Table - Bidding schedule

Sr.No.	Event	Proposed date
1	Invitation of RFP (NIB)	21.03.2022 from 1700 Hrs
2	Bid Due date	21.04.2022 (upto 1500 Hrs)
3	Opening of Technical bids	22.04.2022 (upto 1530 Hrs)
4	Bid Cost (non-refundable)	Rs.25,000/- (Online mode only)

2. A committee was constituted vide letter No. 123 dated 12.04.2022 in RO Bengaluru office for evaluation of the bid of the subject work. The list of Committee members is as tabulated below;

- | | |
|---|--------------------------------|
| a. Chief General Manager (T) & RO Bengaluru | - Chairman |
| b. Chief General Manager (T), RO Bengaluru | - Member |
| c. General Manager (T), PD PIU Chitradurga | - Member |
| d. Manager (T), RO Bengaluru | - Member Secretary |
| e. JAO/Asst. Head (F&A), RO Bengaluru | -Member/Finance Representative |

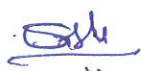
3. As per Notice Inviting Tender of para 7 of RFP, the bids were received on or before 21.04.2022 (Upto 1500 Hrs.) and accordingly the bids were opened on 22.04.2022 (at 1530 Hrs.) in Regional Office, Bangalore as scheduled and following bidders submitted their bids for the subject work;

Table: Details of Bidders

Sl. No.	Name of the Bidder
1	M/s. D. M. Malu & Associates

4. As per Notice Inviting Tender of para 3 of RFP, the bidder shall make online payment towards cost of tender document of Rs.25,000/- in Authorities designated bank account and also upload online payment receipt of the same. The details of payment made by the bidders (upto bid due date and time i.e. 21.04.2022 (Upto 1500 Hrs.) as checked from the account statement of Regional Office Bangalore, is as tabulated below.

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Sr. No.	Name of the Bidder	Online payment UTR/ Reference No. & Date
1	M/s. D. M. Malu & Associates	Reference No.211113140008 dated 21.04.2022

5. As per the NHAI HQ Policy Guidelines NHAI Policy Circular No. 18.78/2022 dated 18.02.2022 and in which it is noticed that the Even when only one Bid is submitted, the process should be considered valid provided following conditions are satisfied:

Sl. No.	Particulars	Description
I.	The procurement was satisfactorily advertised and sufficient time was given for submission of bids;	Invitation of Bids were on 21.03.2022 and the Bid due date is 21.04.2022. Hence, sufficient time was given for submission of bids
II.	The qualification criteria were not unduly restrictive	As per the bid document qualification criteria evaluated
III.	Prices are reasonable in comparison to market values.	Since the Financial Bids are not opened, price comparison to market values is incomplete.

6. As per section II, Instructions to Bidders of clause 16 of RFP, the Bidder shall furnish, as part of the Bid, Earnest Money/Bid Security, in the amount as specified in the NIT in the form of BG in the prescribed format in favour of Chairman NHAI, Beneficiary NHAI, RO-Bengaluru.

7. The Bidder has submitted the Original BG in the prescribed format drawn from Saraswat Co-operative Bank and the BG was sent to Canara Bank vide this office email dated 24.05.2022 for confirmation through SFMS Format. In response the bank stated that BG has not been received by the bank vide their email dated 27.05.2022.

8. Accordingly, this office vide email dated 31.05.2022 requested the Saraswat Co-operative Bank to confirm the BG on behalf of M/s. D.M.Malu & Associates favouring National Highways Authority of India. In turn the Bank vide their email dated 03.06.2022 has informed that it is not yet active participant in SFMS system & the same is under process. Hence Bank requested to allow them to give confirmation of issuance of said Bank Guarantee through email.

9. Further, Bidder submitted the SFMS Message report to RO office vide email dated 18.06.2022. In response this office forwarded the same to Canara bank for confirmation vide email dated 18.06.2022. Accordingly Canara bank confirmed the BG vide email dated 23.06.2022.

Finding of the Committee:

- a. As per RFP: Notice Inviting Tender clause 1.1 Page no.04, Bid security of Rs.2,13,288/- in the form of Bank Guarantee shall be submitted. The bidder has submitted the Original BG amount of Rs.2,13,288/-.
- b. As per RFP: Section-II, Instructions to Bidder clause 16.2 Page No.15, mentioned that **The Earnest Money shall be submitted in the form of BG (the other form will not be acceptable)** of any scheduled commercial bank approved by RBI having a net worth of not less than Rs.500 crore as per the latest annual report of the bank. Bidder has submitted the BG from Co-operative Bank.

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- c. The list of Scheduled Commercial Banks were obtained from the Reserve Bank of India website and the Saraswat Co-operative bank is not reflecting in the list published by RBI. Therefore as per clause 16.2 of RFP, where it is mentioned that BG shall be of any scheduled commercial bank approved by RBI having a net worth of not less than Rs.500 crore as per the latest annual report of the bank and the same is not complying to RFP Conditions.
- d. As per Section IV, Forms of bank Guarantees Bid security of RFP, The guarantor/bank hereby confirms that it is on the SFMS platform & shall invariably send an advice of this Bank Guarantee to the designated bank of NHAI. Here the bidder submitted the bid security in the form of BG from Saraswat Co-operative Bank of Sangli Branch and the SFMS confirmation from Saraswat Co-operative Bank of Kolhapur branch which is not acceptable.
- e. Further, as per Section II- Instructions to Bidders of RFP clause 12.2, the scanned copies of following documents is required to be uploaded during submission of e-bid if Documents submitted without numbering shall summarily be rejected. The uploaded documents through online will be taken into consideration for evaluation of bids. Here the documents submitted by the bidder not serially numbered as found with the downloaded bid. Hence it is not acceptable as per ITB of the RFP.

10. Decision of the Committee:

- From the above evaluation it is inferred that the Bank Guarantee submitted by the bidder is not a Scheduled Commercial Bank as per the list published by the RBI.
- The documents submitted the bidder is not numbered serially and the same is not acceptable as per ITB of RFP.

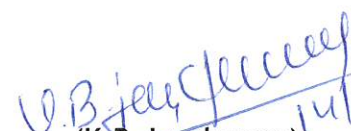
In view of the above, the technical bid Evaluation Committee unanimously decided to annul the present bid & to recall the tender afresh.

The meeting concluded with vote of thanks to the Chair.


(Manas Chakrabarty)
JAO/Asst. Head (F&A),
RO-Bengaluru
Member/Finance Representative


(Shirish Gangadhar)
DGM (Tech.) & PD,
PIU - Chitradurga
Member


(M.K. Wathore)
Chief General Manager (Tech.) &
Regional Officer - Bengaluru
Chairman


(K.B. Jayakumar)
Manager (Tech.)
RO-Bengaluru
Member - Secretary


(J.H. Eligar)
Chief General Manager (Tech.)
RO-Bengaluru
Member