

Minutes of the 2nd meeting of the Evaluation Committee held on 22.12.2023 for Evaluation of Technical bids for the work of "Slope Protection and Landslide Mitigation at Vulnerable Locations (km 6.20 to km 6.93, km 7.10 to km 7.25, km 21.40 to km 21.65, km 22.20 to km 22.300) within Sevoke-Rangpo Section of NH-10 (old NH-31A) in the district of Kalimpong in West Bengal during FY 2022-23 on EPC Mode (Job No.010/WB/2022-23/519)". [eTender ID : 2023_MoRTH_748031_1]

Sanctioned Cost : Rs.73.32 crore and Cost put to tender: Rs.65.08 crore
Bid Package No. : e-RFP No.30 of 2022-23 of Superintending Engineer, NH Circle-III

1. In pursuance of sanction of the work, on-line bid was invited by the Superintending Engineer, NH Circle No.III, P.W. (Roads) Directorate on behalf of Chief Engineer, NH Wing through the e-tendering portal <https://eprocure.gov.in/eprocure/app> for the subject work under e-RFP No.30 of 2022-23 of Superintending Engineer, NH Circle-III dated 31.03.2023. After receiving of the Bid Security and other original bid documents physically within the scheduled date and time, Technical Bid was opened on e-procurement portal on 07.09.2023 after 11:00 hrs at the office of the SE, NH Circle-III and it was found that following 5(five) bidders have participated in the bid.

- (i) S. S. Civil Construction Pvt. Ltd.
- (ii) Bharat Constructions (India) Private Limited
- (iii) Pioneer Foundation Engineers Pvt. Ltd.
- (iv) NG Projects Limited
- (v) H.M.B.S. Textiles Pvt. Ltd..

2. The 1st meeting for evaluation of Technical bids for the above mentioned work was held on 01.12.2023 and the following bidders were found to be responsive and technically qualified as per minutes of the meeting dated 01.12.2023.

- (i) Bharat Constructions (India) Private Limited
- (ii) Pioneer Foundation Engineers Pvt. Ltd.

3. Therefore, as per provision laid down under clause 2.19 of RFP, Technical Bid Evaluation Summary comprising of the list of Technically Responsive bidders and the names of Technically non-responsive bidders along with reasons for their non-responsiveness were uploaded on the CPPP web portal on 04.12.2023 with the intimation that the Financial Bid of all the responsive bidders as mentioned in para-2 above is scheduled to be opened (online) on 11.12.2023 at 11:00 hrs.

4. The Superintending Engineer, NH Circle-III informed the members of the Evaluation Committee that a representation has been received from NG projects Limited through email dated 07.12.2023 against the result of BID evaluation for the above mentioned work and also with the work namely "Slope Protection and Landslide Mitigation at 8 Vulnerable Locations (km 3.75 to km 3.90 km 8.21 to km 8.36, km 11.393 to km 11.628, km 33.35 to km 33.70, km 38.93 to 39.220, to km 44.903 to km 45.078, km 48.490 to km 48.560 and km 49.310 to km 49.570) within Sevoke-Rangpo Section of NH-10 (old NH-31A) in the district of Kalimpong in West Bengal during FY 2022-23 on EPC Mode (Job No.010/WB/2022-23/520)" published vide eTender ID : 2023_MoRTH_748011_1.

5. The representation has been examined by the Evaluation Committee and following facts are found:

a. In this connection it is to mention that the modifications in Clause no. 2.2.2.2(ii), 2.2.2.2 (iii) and 2.2.2.5 (ii)(IV) were made in RFP in respect of above two works (Job No. 520 & 519) with the approval of DG(RD) &SS, MoRTH.







b. Para wise issues raised by the bidder 'NG Projects Limited' & comments are as under:

Sl. No.	Issue raised by the Bidder	Comments
1.	Irregularities in Modifications of the RFP	The works being specialized in nature, specific modifications were made with approval of DG (RD) & SS
2.	The reason for disqualification of NG Projects Ltd by the Evaluation Committee:	
2.1	Cost of bid submitted vide UTR/RN No. N241232615597281 dated 29.08.2023 for Rs 10,000 in both soft & hard copies which is the same for Job No.519. So Bid may be evaluated for only one project which is opened first i.e. e-RFP No.28 of 2022-23 of Superintending Engineer, NH Circle-III dated 31.03.2023.	The Bidder himself has admitted that "the same Soft copy of the Tender Fees was uploaded for both tenders wrongly".
2.2	No Similar work (slope stabilization / landslide mitigation in hilly/mountainous region) of 20% Estimated Project Cost found completed from the eligible project in category 1 and / or Category 3 specified in Clause 2.2.2.5 in the last 10 (ten) financial years preceding the bid due date by the bidder.	i. As per the RFP Cl.2.2.2.2 (ii), the bidder must have completed at least one similar work (slope stabilization / landslide mitigation in hilly/ mountainous region) of 20% Estimated Project Cost from the Eligible Projects in Category 1 and/or Category 3 specified in Clause 2.2.2.5 in the last 10 (Ten) financial years preceding the Bid Due Date. As per Clause 2.2.2.5(iii) (IV)(vii) of RFP, in case bidder has executed any slope stabilization / landslide mitigation involved in Projects in Roads/ Railways/ Hydro electricity /Airport in hilly / mountainous region, the value of such component shall be duly certified by the Engineer-in- Charge / Authority's Engineer / Independent Engineer. ii. Further the Bidder should have at least two additional experience out of three as defined in Cl.2.2.2.2 (i) (a), (b) & (c) of RFP. In case, the Bidder does not have additional experience stated above, the Bidder may enter into signing of Memorandum of Understanding (MoU) with a single Specialized System Provider (SSP) as per Cl.2.2.2.2 (i)(f) and SSP needs to meet any of two of above three additional criteria. iii. The bidder can sign MOU with SSP only for demonstrating the additional experience and not for 20% similar nature of work. In both the tenders, the bidder did not claim to have completed any similar work of slope

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		stabilization / landslide mitigation in hilly/ mountainous region) of 20% Estimated Project as per Cl.2.2.2.2 (ii) of RFP. Accordingly, the Technical bid of the bidder "NG Projects" has been declared non-responsive in both the projects.
3.	The registration of Pioneer Foundation Engineers Pvt. Limited from Government of Maharashtra is Grade IV whose capacity is limited to only 1.5 Cr which has been overlooked and is now being awarded an 89cr + 65 cr. work.	In the RFP, there is no such clause to make any bidder non-responsive based on grade of registration.

c. It is clear from the above that Technical bids of NG projects Limited for both the projects have been declared non-responsive due to want of adequate working experience on similar nature work (slope stabilization / landslide mitigation in hilly/ mountainous region).

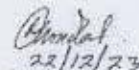
6. The above replies to the representations have been accepted by the Competent Authority in the Ministry also. Accordingly, the findings of the Evaluation Committee in the meeting held on 01.12.2023 remains unaltered.

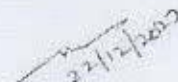
7. Based on the detailed evaluation, the Evaluation Committee recommends following 2(Two) Bidders as "Responsive & Technically Qualified" -

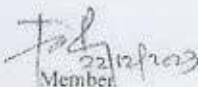
- i) Bharat Constructions (India) Private Limited
- ii) Pioneer Foundation Engineers Pvt. Ltd.

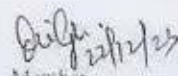
8. In view of the above, the Evaluation Committee recommends opening of Financial Bids of the above 2(two) "Responsive & Technically Qualified" bidders after online publication of results of technical evaluation. However the technically qualified bidders may be requested to submit the updated value of Bid Capacity, if any, before opening of financial bids as per clause 2.2.2.1 of RFP.

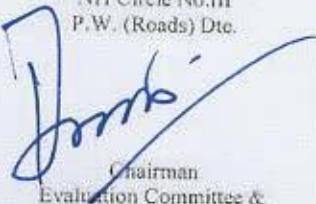
9. The meeting ended with a vote of thanks to the Chair.


22/12/23
Member Secretary
Evaluation Committee &
Executive Engineer-II
NH Division No-IX
P.W. (Roads) Dte.


22/12/2023
Member
Evaluation Committee &
Executive Engineer
for
CE & Regional Officer
MoRT&H, Kolkata


22/12/2023
Member
Evaluation Committee &
Superintending Engineer
NH Circle No.III
P.W. (Roads) Dte.


22/12/23
Member
Evaluation Committee &
Deputy Financial Advisor,
PWD,
Govt. of West Bengal


Chairman
Evaluation Committee &
Chief Engineer(NH)
P.W. (Roads) Dte.
Govt. of West Bengal