

Minutes of Meeting (Opening and Financial Evaluation of Bids on dated 31.08.2023)

Sub: Routine Maintenance works of Lalitpur-Sagar-Lakhnadon stretch from Km 99.005 to Km 415.089 Section of NH-44 (Old NH-26) (316.084 Kms) under the jurisdiction of PIU Sagar in the state of Uttar Pradesh and Madhya Pradesh on item rate basis Reg.- Opening of Pre-Technical Evaluation-reg. (Tender ID: 2023_NHAI_159867_1) - Results of Financial Evaluation reg.

E-bids for the work "Routine Maintenance works of Lalitpur-Sagar-Lakhnadon stretch from Km 99.005 to Km 415.089 Section of NH-44 (Old NH-26) (316.084 Kms) under the jurisdiction of PIU Sagar in the state of Uttar Pradesh and Madhya Pradesh on item rate basis" was invited with the following bidding schedule:

Availability of Bid Documents (last date & time of sale of Bid documents):	From 04.07.2023 Up to 03.08.2023, 17:30 Hrs
Last date & time of submission of e-bids (Bid due date):	Up to 03.08.2023 17:30 Hrs
The date of opening of bid online:	04.08.2023 11:00 IST At Regional Office, H. No. - 109, Aadarsh Nagar, Narmada Road Jabalpur (M.P.) 482008

2. RO-Jabalpur MP vide Office Order No. **1717 dated 02.08.2023** had constituted a committee of following members for opening & evaluation of Bids:

1. Project Director, NHAI PIU-Sagar - Convener & Member Secretary
2. Shri Ramvilas Patel, Manager (T), RO-MP, Jabalpur - Member
3. Shri Sajal Jain Manager (T), PIU-Katni - Member
4. Shri Sanjay Kumar Sahoo, Head (F&A) Unit, RO-MP, Jabalpur- Member
5. Shri Manish Kumar Meena, Dy. Manager (T), RO-MP, Jabalpur- Member

3. The committee Members opened the technical bids on 04.08.2023 at 11:00 Hrs. **Total 6 Nos. of bids** were received on e-tender portal. During the scrutiny it was observed that the 05 bidders were responsive and 01 bidder was nonresponsive.

4. Further, after approval of Competent Authority this office vide letter dated 25.08.2023 requested to all 6 bidders w.r.t. technical evaluation and if any of the bidder have objection, they may represent within 03 days i.e. 28.08.2023. Moreover, it was mentioned that the representations received after 28.08.2023 shall not entertained for any claim and it has been also requested to all responsive bidders submit the original documents as per clause 23.5 (ii) of section-II of ITB. Moreover, it was also informed to all bidders that opening of financial bid is scheduled to be held on 31.08.2023 at 12:00PM Hrs at Regional Office, Jabalpur, subject to changes as deemed fit by Competent Authority.

5. In response to this office letter dated 25.08.2023, M/s Jeet Construction Co. has submitted his representation vide their letter dated 26.08.2023 (Copy Enclosed) regarding as per the clause 4.4 A (b) of Section II of RFP. The same has been reviewed by the committee & it has been observed that it is not fulfilling the criteria mentioned in clause 4.4 (b) of Section II of RFP, i.e. M/s Jeet Construction Co. has non responsive.

7. The responsive bidders have submitted the original documents which are found to be in order.

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8. In accordance with the approval of the Competent Authority, the result of the Technical Evaluation was communicated to the 06 Bidders vide NHAI, RO-Jabalpur letter dated 29.08.2023 and financial bids of the following 05 technically responsive bidder were opened on 31.08.2023 at 1200 Hrs:

9. On schedule date & time i.e. 31.08.2023 at 12:00 Hrs, available committee member at RO-Jabalpur has opened the financial bid of 5 nos of responsive bidder on e-tender portal and downloaded the financial bid of all the 5 nos of technical responsive financial bids and the price quoted has been summarized below (the downloaded financial bids are attached at Annexure-A):

Sr. No.	Particular Bidder Name	Estimated Cost (as per RFP)	Bid price quoted by the bidder (in Rs.)	Percentage above/below (+/-) on NHAI estimate cost (as per RFP)
1	M/s Kaiser Construction Engineers and Contractors	37,94,60,730/-	23,59,86,628/-	- 37.81 (L-1)
2	M/s. AK SHIVHARE INFRASTRUCTURE PVT LTD		25,38,21,282/-	- 33.11 (L-2)
3	M/s Radhakishan Infra Developers Pvt. Ltd		25,80,33,296/-	- 32.00 (L-3)
4	M/s Murari Lal Agarwal		32,08,34,047/-	- 15.45 (L-4)
5	M/s Mahavir Sharma		32,53,87,576/-	- 14.25 (L-5)

10. As per above mentioned table, the L-1 bidder is **M/s Kaiser Construction Engineers and Contractors** has quoted bid price of Rs. **23,59,86,628/-** i.e. - **37.81%** below the estimate cost.

11. As per the clause 28.3 of RFP "If the Bid of the successful Bidder is seriously unbalanced in relation to the Engineers/Employers estimate of the cost of work of whole work, the Employer may require the Bidder to produce detailed price analyses for any or all items of the Bill of Quantities, to demonstrate the internal consistency of those prices with the construction methods and schedule proposed. After evaluation of the price analyses, the Employer may require that the amount of the performance security set forth in Clause 33 be increased and an additional performance security may be obtained at the expense of the successful Bidder to a level sufficient to protect the Employer against financial loss in the event of default of the successful Bidder under the Contract. The amount of the additional increased performance security as decided by the Employer shall be final, binding and conclusive on the bidder."

12. Also, refer clause 33.1 of RFP wherein "the successful Bidder shall deliver to the Employer a Performance Security of Three percent of the Contract price, valid for the period of 28 days after the expiry of defect liability period of 3 year plus additional security for unbalanced Bids in accordance with Clause 28.3 of ITB and sign the contract. The validity shall account for additional 3 months time to account for BG verification, signing of contract and start date".

13. In the light of clause 28.3 of RFP, the committee opined that the rate quoted by M/s Kaiser Construction Engineers and Contractors is unbalanced, therefore the committee are of opinion that **M/s Kaiser Construction Engineers and Contractors (L-1 Bidder)** may be requested to submit detail justification for quoting such unbalanced price to this office within 3 days without fail.



14. In view of the above, committee recommends to seek clarification from **M/s Kaiser Construction Engineers and Contractors (L-1 Bidder)** to submit justification for quoting such unbalanced cost as per Cluse 28.3 of of RFP.



Manish Kumar Meena
Dy. Manager (T)
(Member)



Sanjay Kumar Sahoo
F&A Head
(Member)



Sajal Jain
Manager (Tech)
(Member)

ON LEAVE

Ramvilas Patel
Manager (Tech.)
(Member)



Anand Prasad
PD, PIU-Sagar
(Convener & Member Secretary)