

Opening and Evaluation Report of Financial e-Bids for the work of “Repair / Rectification of Cracked PQC Panels in Rigid pavement in Main Carriageway of 4-laning of Kharagpur - Chichira section of NH-6 from km 129.600 to km 185.150 in the state of West Bengal”

[Contract Package No. 01/2023-2024/NH-6/Kharagpur /PQC Panel]

NIT No. 11/2023-2024/Chich-Kha/NH-6/Repair of PQC Panel/3rd Call dated 12 Dec 2023

Within the stipulated date & time of the subject tender work, only bid of M/s Rehabilitation Engineering, Malegaon, Nashik, Maharashtra was found submitted in NHAI e-Portal.

Therefore, the Committee decided for further evaluation of single participated bid as per NHAI Policy Circular no 18.78/2022 dated 18 Feb 2022.

After necessary technical evaluation and verification of single participated bid of M/s Rehabilitation Engineering, Malegaon, Nashik, Maharashtra, the Committee vide its meeting dated 17 Jan 2023 declared the same as Technically Responsive and recommended to open Financial e-bid of M/s Rehabilitation Engineering, Malegaon, Nashik, Maharashtra subject to receipts of confirmation of Bid security and required Undertakings and subject to approval of Competent Authority.

The Confirmation of Bid Security have been received from Bank of Maharashtra, Malegaon Branch vide e-Mail dated 06 Jan 2024 and from PIU-Nashik vide e-Mail dated 17 Jan 2024 which is enclosed herewith.

The corrected Undertaking evidence of availability of Key equipments for the subject tender work was also provided by the bidder vide their letter no RE/WB/01 dated 18 Jan 2024.

On receipts of the above favourable confirmations, the venue of online opening of the Financial e-Bid was fixed on 19 Jan 2023 in the office of The Chief General Manager (Tech), Regional Office, Kolkata NHAI and accordingly the above stated qualified bidder was informed by this office vide e-letter dated 18 Jan 2023.

Accordingly, the financial e-bid of single participated bidder namely, M/s Rehabilitation Engineering, Malegaon, Nashik, Maharashtra has been opened on 19 Jan 2023 at 13.00 Hrs.

Opening of Financial e-Bid:

A Committee was constituted for opening & evaluation of Technical & Financial e-bids of the subject tender work by RO-Kolkata vide office order no. NHAI/RO-KOL/001/2023/14/NH-6/1513 dated 08 Dec 2023 consisting of the following members:-

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| 1. Shri S Nag, GM (Tech) & PD, PIU-Kolkata | - | Chairperson |
| 2. Shri Debasish Das, DGM (Tech), RO-Kolkata | - | Member |
| 3. Shri A Sarkar, DGM (F&A) & Head, FAU-Kolkata | - | Member |
| 4. Shri S B Ghosh, Manager (Tech), RO-Kolkata | - | Member |

At the scheduled date and time, the e-financial bid was opened at Regional Office-Kolkata. No bidder or his authorised representative was present during the opening of Financial e-Bid. The details of Financial Bid was downloaded and attached herewith.

The bidder wise Financial bid is tabulated as under:-

Sr no	Name of Bidder	Price Quoted	% of Estimated cost put to tender	Status of Bidder
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01	M/s Rehabilitation Engineering, Malegaon, Nashik, Maharashtra	Rs 2,78,61,467.93	2% below	Single Bid
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Observation:

From the Price Bid which was downloaded, it has been seen that M/s Rehabilitation Engineering, Malegaon, Nashik, Maharashtra has quoted the bid price of Rs 2,78,61,467.93 say Rs. 2,78,61,468/- (Rupees Two Crore Seventy Eight Lakh Sixty One Thousand Four Hundred Sixty Eight only) which is 2% less than that of the estimated cost put to tender i.e. Rs. 2,84,30,069.32 approved by RO-Kolkata.

It is observed that, the rates / percentage quoted by the bidder, M/s Rehabilitation Engineering, Malegaon, Nashik, Maharashtra is comparatively below in relation to the estimated cost of the work to be performed under the contract.

As per Clause 28.3 of RFP, if the bid of successful bidder is identified as Abnormally Low Bid (ALB), an additional performance security may be obtained at the expenses of the successful bidder as per NHAI Policy Circular no 9.2.35/2022 dated 10 May 2022.

As per para 3.2 of ibid NHAI Circular, in case of single bid received is found lower by more than 10% of Authority's EPC then, the same shall be considered as an ALB.

In this instant case, M/s Rehabilitation Engineering, Malegaon, Nashik, Maharashtra has quoted his bid below 2% than estimated cost put to tender, therefore, the bid of M/s Rehabilitation Engineering, Malegaon, Nashik, Maharashtra may not be considered as an ALB.

Therefore, obtaining of Additional Performance Security at the expenses of successful bidder is not arisen.

As per NHAI Policy Matters: Technical (177/2015) dated 17 Apr 2015, Regional Officer is empowered to approve lowest bid price upto 5% above the estimated cost. In the instant case, the selected bidder has quoted 2% less than estimated cost which is under competency of CGM (Tech)/RO-Kolkata.

MoRT&H vide letter no RW/NH-3700/4/2020-EAP(Printing) Vol.IV dated 30 Apr 2020 has issued directives regarding bidding procedures at this pandemic situation (outbreak of COVID-19), wherein it has been mentioned that, *".....Evaluation of bids can be carried out with the available scanned copy of original documents as per RFP requirement. However, the successful bidder has to be submitted the original documents physically with the concerned authority before issue of LOA."*

In view of the above, the Committee decided to verify the physical documents of M/s Rehabilitation Engineering, Malegaon, Nashik, Maharashtra.

Accordingly, vide e-mail dated 19 Jan 2023, M/s Rehabilitation Engineering, Malegaon, Nashik, Maharashtra was requested to submit documents in physical form immediately as per Clause 12.2 of Bid Documents.

In response to the above, M/s Rehabilitation Engineering, Malegaon, Nashik, Maharashtra vide their letter no RE/WB/01 dated 22 Jan 2023 has submitted original / notarised copy of the documents as per Clause 12.2 of section II of ITB of Bid Documents.

On 22 Jan 2023, the Committee decided to verify the physical bids of M/s Rehabilitation Engineering, Malegaon, Nashik, Maharashtra with the corresponding documents uploaded by the bidder

in e-portal. The documents submitted by M/s Rehabilitation Engineering, Malegaon, Nashik, Maharashtra in accordance with clause 12.2 of Bid documents are tabulated as under:-

Documents required as per Clause 12.2 of Bid documents	Documents submitted by M/s Rehabilitation Engineering, Malegaon, Nashik, Maharashtra
Original Bid Security	Submitted
Original Power of Attorney for signing the bid (whose digital signature certificate is used during e-tender submission).	Submitted
Original Power of Attorney for lead member of the JV, if any.	Submitted (Proprietorship Firm)
Original joint bidding Agreement of JV, if any.	Not Applicable
Original of Integrity Pact	Submitted
Original of experience certificates apostle at foreign origin, if any	Not Applicable
Affidavit duly notarized (as per the format provided in Section III)	Submitted duly Notarised
Original experience certificate or notarized copy of certificate duly signed by authorized signatory.	Notarised copies submitted
Undertakings mentioned in Section III (Qualification Information) of this document (duly notarized).	Submitted duly Notarised

Due to single Technically Responsive bid received, now the Committee has to deliberate the following conditions mentioned in NHAI Policy Circular no 18.78/2022 dated 18 Feb 2022:-

- (i) The Procurement was satisfactorily advertised and sufficient time was given for submission of Bids
- (ii) The Qualification Criteria were not unduly restrictive; and
- (iii) Prices are reasonable in comparison to market values

The Committee observed that, the subject tender was 3rd Call, NIT was issued with 10 days of time period (NIT was published on 12 Dec 2023 with Bid Due date on 21 Dec 2023) due to emergent in nature.

The Bid document was prepared based on standard RFP for O&M works of NHAI. Therefore, qualification criteria were not unduly restrictive.

The offered price of single technically responsive bidder is 2% less than the estimated cost put to tender. Therefore, quoted price are quite lesser than market values.

Recommendation:-

In view of the above, the committee members unanimously recommends that, the work of **“Repair / Rectification of Cracked PQC Panels in Rigid pavement in Main Carriageway of 4-laning of Kharagpur - Chichira section of NH-6 from km 129.600 to km 185.150 in the state of West Bengal [Contract Package No 01/2023-2024/NH-6/Kharagpur /PQC Panel]”** may be awarded to the single participated bidder, M/s Rehabilitation Engineering, Malegaon, Nashik, Maharashtra at his quoted price of Rs 2,78,61,467.93 say Rs. 2,78,61,468/- (Rupees Two Crore Seventy Eight Lakh Sixty One Thousand Four Hundred Sixty Eight only) which is 2% less than that of the estimated cost put to tender (Rs 2,84,30,069.32), subject to approval of Competent Authority .

The Committee further recommends to obtain Performance Security amounting to Rs 8,35,845/- (i.e. 3% of the quoted amount as per Clause 33.1 of RFP) at the expenses of the successful bidder and accordingly Letter of Acceptance (LOA) may be issued to the firm, subject to approval of Competent Authority.