

National Highways (South) Wing, R.C.D.

Ground Floor, Extension Building, Block-B, Old Secretariat Campus, Bihar, Patna

Umakant Rajak

Chief Engineer

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Letter No.-NH-25/Tender-05-16/2024

3190 (33) Date: 22/11/2024

To,

The Executive Engineer,
NH Division, Gaya.

Sub: PBMC work of DLP free portion of NH-33 (old NH-110) in km 18(P) and from km 22(P) to km 52(P) for the year 2023-24 (Job No.-NH-119(Old NH-2C) NH-22(Old NH-99) NH-33(Old NH-110)/BR/2023-24/98) in the State of Bihar **Reg.- Technical Bid**

Ref: Executive Engineer, NH Division, Gaya's letter no.- 787 (we) dated- 17.09.2024

Sir,

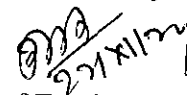
With reference to the above mentioned subject, it is to inform that the Evaluation of Technical Bid for the above work has been done by the Evaluation Committee in the meeting held on 14.11.2024 (MoM enclosed). As per decision of evaluation committee, following 02 (Two) bidders have been declared responsive in Technical Proposal.

Sl. No.	Name of Bidder(s)
i.	M/s Shanti Construction. Address- Karma Road, Aurangabad, Bihar.
ii.	M/s Shakti Construction Address- New Area, Aurangabad, Bihar.

In view of above, you are directed to open the financial bids of technically responsive 02 (Two) bidders as per Ministry's latest guidelines.

Encl.- As above.

Yours faithfully


Chief Engineer

N.H.(South) Wing, R.C.D,Bihar, Patna.

Memo No. 3190

Dated. 22/11/2024

Copy forwarded to Superintending Engineer, NH Circle, Dehri on Sone for information & necessary action.


Chief Engineer

N.H. (South) Wing, R.C.D, Bihar, Patna.

Minutes of the Meeting of Evaluation Committee for Evaluation of Technical Bid for PBMC Work of DLP free portion of NH-33 (Old NH-110) in Km 18(p) and from Km 22(p) to Km 52(p) for the year 2023-24 (Job no. NH-119(Old NH-2C)NH-22(Old NH-99)NH-33(Old NH-110)/BR/2023-24/98) in the state of Bihar under N.H. Division, Gaya held on 14.11.2024 in the office of Chief Engineer, NH (South) Wing RCD, Bihar Patna.

Amount put to Tender: -Rs 8.0693 Cr.

The above-mentioned work was sanctioned by Ministry vide reference no.-RW/PAT/NH/Estimate/PBMC/NH Gaya/2023-24 (Comp. No 234031) dated 05.03.2024. The amount put to tender for the aforesaid work was Rs 8.0693 Cr.

2. 1st call of bid for the work was invited on 26.02.2024 with extended bid due date 19.03.2024 in which 02 (Two) bidders had participated but the tender was cancelled as only 01 (One) bidder was found technically responsive.
3. 2nd call of bid for the work has been invited online by Executive Engineer, NH Division, Gaya vide NIT No.-08 NHD/GAYA dated 20.05.2024 on e-procurement site with bid due date 12.06.2024. The date of opening of technical bid was fixed on 14.06.2024 after 17:00 Hrs.
4. Tender was opened online on 14.06.2024 in which the following 03 (Three) bidders have participated:-

Sl. No.	Name of bidders
(i)	M/S Shanti Construction. Address- Karma road, Aurangabad.Bihar
(ii)	Angar Nirman Private Limited Address- Ward No. 30, H.No. 28/36, Aurangabad, Bihar
(iii)	M/s Shakti Construction Address- New Area, Aurangabad. Bihar

5. The Evaluation Committee, in its meeting held on 01.07.2024, declared following bidders as technically responsive:-

Sl. No.	Name of bidders
(i)	M/S Shanti Construction. Address- Karma road, Aurangabad, Bihar
(ii)	Angar Nirman Private Limited Address- Ward No. 30, H.No. 28/36, Aurangabad, Bihar
(iii)	M/s Shakti Construction Address- New Area, Aurangabad. Bihar

6. Executive Engineer, NH Division Gaya vide his letter no. 606(we) dt. 24.07.2024, informed that one bidder namely **M/s Shakti Construction** has submitted its representation

claiming that (i) one bidder **Angar Nirman Private Limited** has submitted Power of Attorney on Rs. 100/- Stamp whereas for Power of Attorney is valid only on Stamp of Rs. 1000/- in Bihar and (ii) bidder **M/s Shanti Construction**, Karma road, Aurangabad, Bihar is debarred by RWD vide its letter पत्रांक:-मु0अ0-4(मु0) डिवाइ-8-32/2024- 1946 /पटना, दिनांक:- 27.05.2024

7. The Evaluation Committee, in its meeting held on 29.08.2024 examined the above representation and Executive Engineer, NH Division Gaya was directed to verify the facts regarding debarment of **M/s Shanti Construction** with concerned department and to seek clarification from bidder **Angar Nirman Private Limited** for submitting Power of Attorney on Stamp of Rs. 100/- instead of Rs. 1000/-.

8. The Evaluation Committee was appraised that Engineer-in-Chief, Rural Works Department (RWD), Bihar, Patna vide his letter no.-3400 dt. 12.11.2024 informed that the **M/s Shanti Construction (Regd No-1220021)** has not been debarred by RWD, Bihar and letter no.- पत्रांक:-मु0अ0-4(मु0) डिवाइ-8-32/2024- 1946 /पटना, दिनांक:- 27.05.2024 is not related to **M/s Shanti Construction (Regd No-1220021)**.

The Evaluation committee examined the facts and deliberated that bidder **M/s Shanti Construction** has not been debarred by Rural Works Department (RWD), Bihar and hence declared the bidder as technically responsive.

9. The Evaluation Committee was further appraised that bidder **Angar Nirman Private Limited** vide its letter dated 19.10.2024 has submitted its clarification for submitting Power of Attorney on Stamp of Rs. 100/- instead of Rs. 1000/- wherein it is submitted that “ *applicant has tried to obtain non-judicial stamp of one thousand rupees before filling of tender for the Power of Attorney but it was not readily available with different stamp vendor and so the applicant has filed the Power of Attorney with one hundred rupees non-judicial stamp which infact a partial compliance, which can later filled up by filing a non-deficit stamp of rupees Nine hundred. The applicant herein submitting that deficit stamp of Rupees Nine Hundred is being filed herewith, which kindly may be accepted, in view of the law laid down in section 149 of the Civil Procedure Code.....Under the circumstances it is prayed in view of above provision of law the tender may be accepted as valid.* ”

The Evaluation committee was informed that a clarification regarding submission of Power of Attorney on Stamp of Rs. 1000/- was sought from Office of District Registrar, Patna by Chief Engineer (South), Road Construction Department, Bihar, Patna. District Sub-Registrar, Patna vide his letter no.-212 dt. 30.01.2024 has clarified that Stamp duty of minimum Rs. 1000/- is chargeable for Power of Attorney as per Department of Registration, Excise & Prohibition (Registration), Govt. of Bihar notification dated 15.02.2013.

The Evaluation committee examined the facts and deliberated that bidder should have submitted the Power of Attorney on Stamp of Rs. 1000/- as per the provision laid down in Department of Registration, Excise & Prohibition (Registration), Govt. of Bihar

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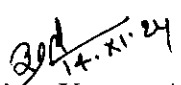
notification dated 15.02.2013 instead of Rs. 100/- before the bid due date and hence declared the bid of **Angar Nirman Private Limited** as technically non-responsive.

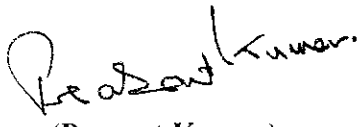
9. In view of above, the Evaluation committee declares the following bidders as technically responsive:-

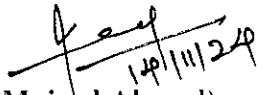
Sl. No.	Name of bidders
(i)	M/S Shanti Construction. Address- Karma road, Aurangabad, Bihar
(ii)	M/s Shakti Construction Address- New Area, Aurangabad, Bihar

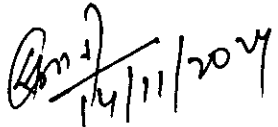
10. In view of para-9, Executive Engineer, NH Division, Gaya is directed to open the financial bids of technically responsive 02(Two) technically responsive bidders as per Ministry's latest guidelines.

Meeting ended with a vote of thanks by the chair.


(Indrajeet Kumar Arya)
Executive Engineer
NH Division, Gaya
(Member Secretary)


(Prasant Kumar)
Executive Engineer.
For RO MoRT&H. Patna
(Member)


(Majeed Ahmad)
Internal Financial Advisor,
RCD, Bihar, Patna
(Member)


(Sanjay Kumar Bharti)
Superintending Engineer,
NH Circle, Dehri-on-Sone
(Member)


(Umakant Rajak)
Chief Engineer,
NH (South) Wing, RCD, Bihar, Patna
(Chairman)