

National Highways Authority of India
Regional Office - Jabalpur
Minutes of Meeting (Detailed Technical Evaluation of Bids)

29.02.2024

Sub: Emergent restoration of the ROB Approaches section from KM 121+350 to Km 121+700 (RHS on Shivpuri side) on Gwalior Shivpuri section of NH-46. (Tender ID:- 2024_NHAI_183835_1)-2nd Call

E-bids for the work "Emergent restoration of the ROB Approaches section from KM 121+350 to Km 121+700 (RHS on Shivpuri side) on Gwalior Shivpuri section of NH-46" was invited with the following Bidding Schedule:

Availability of Bid Documents (last date & time of sale of Bid documents):	31.01.2024 05:00 PM
Last date & time of submission of e- bids (Bid due date):	14.02.2024 05:00 PM
The date of opening of bid online:	15.02.2024 12:00 PM

2. The RO- MP (East) Jabalpur vide Office Order No. 2786 dated 31.01.2024 had constituted a committee of following members for opening & evaluation of Bids:

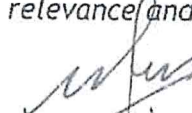
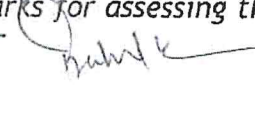
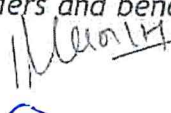
- Sh. Uma Kant Meena, Project Director, PIU-Gwalior - Convener
- Sh. Ram Vilas Patel, Manager (T), RO-Jabalpur - Member
- Sh. Prashant Kumar Meena, Manager (T), PIU Gwalior- Member
- Sh. Manish Kumar Meena, Deputy Manager (T), RO-Jabalpur-Member
- Sh. Sanjay Kumar Sahu, FARO-Jabalpur - Member

3. The committee Members available at RO-Jabalpur opened the bids on 15.02.2024 at 12:00 Hrs & total 04 Nos. of bids were received on e-tender portal in response to RFP. None of the Bidders attended the opening of the bid. The Committee was appraised that Physical submission of Bids has been dispensed of in the bidding process as per NHAI Policy Guideline no. 9.1.11/2019 dated 06.06.2019.

4. The committee conducted the Pre-Technical evaluation of all the bids in compliance with Clause 12.2 of Instructions to Bidders (ITB), and all bidders have complied with the criteria as per Clause 12.2 of ITB, i.e., the details of Authorized Signatory as per Power of Attorney and Digital Signatory of Bids are the same for all bidders. Hence, as per clause 12 of NIT, all bidders shall be considered as responsive for opening and detailed Technical Evaluation as recommended by the committee vide MoM dated 17.02.2024.

5. The committee, initially looked in to the similar works executed by the bidders during last seven years commencing 2015-16 and observed the following: -

"Upon review of the experience certificate submitted by M/s Lubhavani Suppliers for the RE wall work, as issued by the UP State Bridge Corporation on dated 06.04.2021, it has been observed that certain essential details, such as the agreement date and number, as well as the specific name of the work, are absent. These particulars, typically included in certificates issued by government agencies, serve as crucial identifiers and benchmarks for assessing the relevance and applicability



of the experience cited. Given this discrepancy, the committee has deemed it necessary to exercise due diligence by verifying the authenticity and accuracy of the experience certificate with the relevant departments."

Accordingly, the Committee recommended for verification of the Experience Certificate dated 06.04.2021, issued by the UP State Bridge Corporation to M/s Lubhavani Suppliers, before moving forward.

In light of the recommendation of the Committee dated 20.02.2024, NHAI RO Jabalpur vide letter no. 2963 dated 23.02.2024 (copy enclosed) requested UP State Bridge Corporation requesting authentication of their experience certificate dated 06.04.2021 issued to M/s Lubhavani Suppliers over which UP State Bridge Corporation vide letter dated 24.02.2024 (copy enclosed) has informed NHAI RO Jabalpur that no experience certificate has been issued by their office.

As per the clarification obtained from the UP-State Bridge Corporation, the Committee also recommends taking stringent action on account of Fraudulent Practices and misleading facts to M/s Lubhavani Suppliers as per clause 35 of Section-II of RFP.

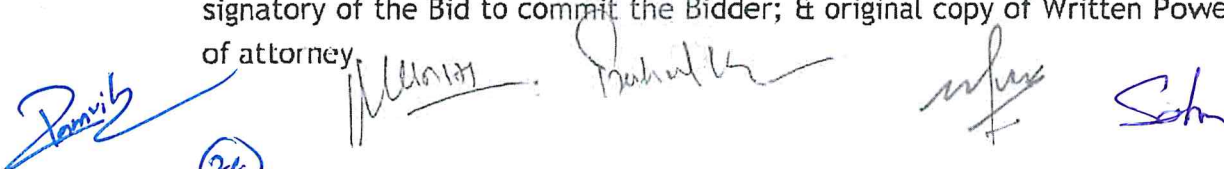
6. The Committee then proceeded with the detailed technical evaluation of the bidders. The relevant provisions of RFP considered by the committee for the detailed technical evaluation of bids are as follow:

6.1 Tender Fee: As per NIT clause 1.1 Cost of Bid documents (Non-Refundable) of Rs. 50,000/- shall be deposited in favour of Regional Officer, NHAI, RO, Jabalpur through RTGS into bank a/c no. 120024516936 maintained in the name of NHAI FARO Jabalpur with Canara Banak, Jabalpur, having IFSC code CNRB0000380.

6.2 EMD/Bid Security: As per clause 16 of Section II of RFP, any BID not accompanied by an acceptable Earnest Money (Bank guarantee/demand draft/ Fixed Deposit) of Rs. 16,97,365/- shall be rejected by the Employer as non-responsive.

6.3 Power of Attorney: As per NIT clause 5 and clause 12.2 (d) of Section II of RFP, the authorized signatory Holding Power of Attorney shall only be the Digital Signatory. In case the authorized signatory holding Power of Attorney and Digital Signatory are not same, the bid shall be considered as non-responsive.

6.4 Firm Credentials: As per clause 4.2 (a) of Section II of RFP & Section III of RFP, each bidder should submit scanned copies of original documents defining the constitution or legal status, place of registration, and principal place of business; scanned copy of written power of attorney of the signatory of the Bid to commit the Bidder; & original copy of Written Power of attorney

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5.5 Average annual Turnover from Civil Engineering Contracts: As per clause 4.4 A (a) of Section II of RFP, each bidder should achieve an average annual financial turnover (in all classes of civil engineering incident management/construction works only) equal to Rs. 254.60 Lakh during last three years ending 31st March of the previous financial year (i.e., 2020-21, 2021-22 & 2022-23) duly certified by Chartered Accountant.

5.6 Similar works executed during last seven years commencing 2015-16: As per clause 4.2(c) and 4.4 A (b) of Section II of RFP, each bidder should satisfactorily completed (90% of contract value) as a prime contractor (or as a nominated subcontractor) duly certified by PD/EE or equivalent or Certificate issued by the Concessionaire/Contractor duly countersigned by officer of the rank of Project Director/Executive Engineer or equivalent during last seven years for qualification, three similar completed works costing not less than amount equal to 40% (Rs 339.47 Lacs) each of estimated cost or two similar completed works costing not less than amount equal to 50% (Rs 424.34 Lacs) each of estimated cost or one similar completed work costing not less than amount equals to 80% (Rs 678.94 Lacs) each of estimated cost.

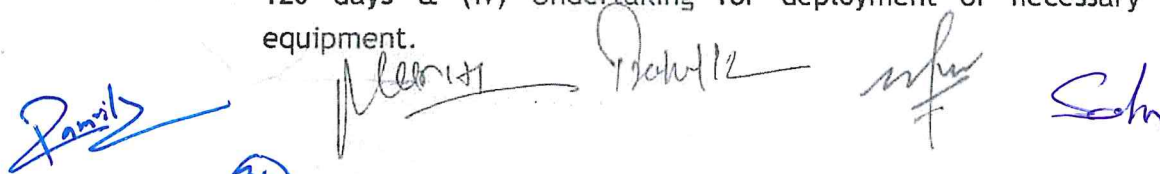
The similar work constitutes experience in construction/operation and maintenance of road mandatorily including (i) Bituminous work and (ii) construction of Retaining structures such as RE wall, Retaining wall etc.

In case the experience certificate issued by Employer does not include the explicit description (i) Bituminous work and (ii) construction of Retaining structures such as RE wall, retaining wall etc, then the bidder may submit the copies of the RA/Final Bills which should bear certification of Engineer-In-Charge/Executive Engineer or Contract Agreement/BOQ indicating the experience.

5.7 Bid Capacity: As per clause 4.6 of Section II of RFP, the bidders who meet the minimum qualification criteria will be qualified only if their available bid capacity is more than the total bid value i.e., Rs. 254.60 Lakh.

5.8 Submission of certificates/ documents:

- As per clause 4.4 B (a) of Section II of RFP, each bidder must produce (i) An affidavit of Correctness of all the statements on a Stamp Paper duly attested from the Notary, (ii) Undertaking to invest minimum cash upto 25% of contract value, (iii) undertaking for Bid validity for 120 days & (iv) Undertaking for deployment of necessary key equipment.

The bottom of the page features several handwritten signatures and initials in blue ink. From left to right, there is a signature that appears to be 'Darius', followed by a signature that looks like 'Mehar', then 'Schulz', 'mfu', and finally 'Schm'. There are also some smaller, less distinct marks and initials scattered around these main signatures.

- As per clause 4.2(d) and 4.4 B (b) (i) of Section II of RFP, all the bidders must demonstrate the documentary evidence in support of his owning/leased/rented of the key equipment as stated in RFP.
- As per clause 4.4 B (b) (ii) of Appendix to ITB of RFP, all the bidders must submit Scanned copy of CV of technical personnel proposed to be employed for the Contract having the qualifications.
- As per clause 4.2 (j) Section II of RFP, the bidder shall submit Scanned copy of Information regarding any litigation or arbitration during the last five years in which the Bidder is involved, the parties concerned, the disputed amount, and the present status.

7. The committee deliberated on the technical evaluation and made the following observations: -

7.1. The name of 4 bidders participated in the tender are as follows: -

- 1) M/s Bansal Construction works Pvt. Ltd.
- 2) M/s Kamal Builders
- 3) M/s. Prakash asphaltting tolls highway (India) Ltd.
- 4) M/s. Lubhavani suppliers

7.2. M/s Lubhavani Suppliers engaged in fraudulent practices by providing a forged experience certificate, as discussed in paragraph 6 above. Therefore, strict action shall be taken as per Clause 35 of Section-II of the RFP.

7.3. All other qualification criteria pertaining to the participating bidders have been found satisfactory, as per the committee's comprehensive assessment. The Committee evaluated the bids received and recommends the following (Detailed Evaluation Sheet attached at Annexure-I): -

S. No.	Bidders	Responsiveness	Remark
1.	M/s Prakash Ashphalting and Toll Highways India Ltd.	Responsive	-
2.	M/s Bansal Construction Work Pvt Ltd	Responsive	-
3.	M/s Kamal Builders	Responsive	-
4.	M/s Lubhavani Suppliers	Non-Responsive	The bidder has been found to have submitted forged documents, specifically a fake experience certificate related to similar work. Therefore, the bidder is deemed non-responsive in accordance with Clause 35 of Section-II of the RFP.

Pravil

Meharaj

Prakash

M. J.

Sohn

8. In view of the above, the Committee recommends the following: -

After deliberation and discussion and based on the evaluation sheet, the Evaluation Committee recommends the following for approval by the Competent Authority:

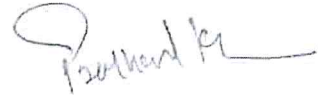
- a) For acceptance of the responsiveness of bidders as per table above at para above.
- b) To communicate the result of Technical Evaluation to all the bidders as per Clause 23.5 (i) of Section II of RFP for 03 days i.e. 02.03.2024. The Representation of any bidder w.r.t. Technical Evaluation shall neither be entertained nor valid for any claim after 02.03.2024 at 16:00.
- c) The Original Document as per clause 23.5 (ii) of Section-II of RFP may be requested at later stage from the "Selected Bidder/Successful Bidder" whose bids financial bids are found responsive and lowest as per provision of RFP before awarding the work.
- d) Taking stringent action against M/s Lubhavani Suppliers for engaging in fraudulent practices as per Clause 35 of Section-II of RFP after obtaining clarification within 3 days If clarification/justification does not found satisfactory.



Sanjay Kumar Sahu,
Dy Manager (F&A)



Manish Kumar Meena,
Dy. Manager (T),
PIU- Jabalpur



Prashant Kumar Meena,
Manager (T),
PIU-Gwalior



Ramvilas Patel ,
Manager (T), RO Jabalpur



Umakant Meena,
PD PIU-Gwalior

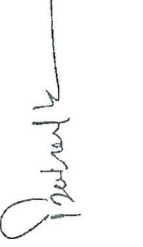
Emergent restoration of the ROB Approaches section from KM 121+350 to Km 121+700 (RHIS on Shivpuri side) on Gwalior Shivpuri section of NH-46 (2nd call)	
Annexure - A	

Cl. No.	Name of the Bidder		M/s Kamal Builders	M/s Bansal Construction works Pvt.Ltd.	M/s Prakash asphaltting & Tolls highway (India) Ltd.	M/s. Lubhawan Suppliers
	Tender fee	NEFT/RTGS details Details				
4 (as per Section II, Qualification Information)		Amount : 50000/-	Indian Overseas Bank on dated 12.02.2024 for an amount of Rs 50,000/- UTR No.-IOBAN14043265195 (Page-1)	NEFT Payment through UCO Bank of Rs 50,000/- on dated 14/02/2024 Reference ID: 20021525 External Reference Number: WCBH2404509058 (Page-1)	Bank of Baroda on dated 13.02.2024 for an amount of 50,000/- Reference ID: BARBY24045554508 (Page-2)	Bank of Baroda on dated 14.02.2024 for an amount of 50,000/- Reference ID: BARBY24045554508 (Page-2)
		Rs 16,97,365/- (2 % of Estimate Cost)	Indian Overseas Bank BIC no. 040871224000020 Dated 12.02.2024 for an amount of Rs 16,97,365/- (Page-2 to 5)	UCO Bank BIC no. 04791CB10001424 Dated 14.02.2024 for an amount of 16,97,365/- (Page-2 to 4)	Punjab national bank BIC no. 021301LG001024 dated on 13.02.2024 for an amount of 16,97,365/- (Page-2-3)	Bank of Baroda on dated 13.02.2024 for an amount of 16,98,000/- Reference ID: FDR1302241913 (Page 3-4)
	Whether copies of following documents furnished		Furnished	Furnished	Furnished	Furnished
	(b) Year of Constitution		39173	28-06-2010 (Page-11)	19-07-1998 (Page-6)	41095
12.2 (b) of ITB	(b) Legal status of Bidder (Partnership/Partnership or Pvt Ltd., firm) :		Partnership Firm (Page-16 to 64)	Private limited (Page-11)	Private limited	Partnership Firm (Page-5-6)
	(c) Place of registration:		New Delhi	Bhopal (M.P.) (Page-9)	Indore (M.P.) (Page-4)	Bareilly (Uttar Pradesh) (Page-11)
	(d) Principle place of business :		Singrauli (MP)	Bhopal (M.P.) (Page-9)	Mhow, Indore (M.P.) (Page-4)	Bareilly (Uttar Pradesh) (Page-11)
	Written Power of Attorney of the Signatory of Bid (Submitted Online).		Power of Attorney- Mr. Kamal Kumar Bansal	Power of Attorney- Mr. Anil Kumar Bansal	Power of Attorney- Mr. Ajay Kumar chouhan (Page-1-2)	Power of Attorney- Mr. Rameshwar Dayal Gangwar (Page-20-21)
4.4 A(a)	Total monetary Value of Civil construction works performed for last 3 years & Average Annual Financial Turnover (As certified by Chartered accountant in Original)		Page No. 65	Page No. 59	Page No. (Page 92)	Page No. (Page 22)
	Total Average Annual Turnover (254.60 lakhs)		Turnover Amount (Rs. In Cr)	Turnover Amount (Rs. In Cr)	Turnover Amount (Rs. In Cr)	Turnover Amount (Rs. In Cr)
	2020-21	2.52	585.28	260.96	347.08	23.24
	2021-22	24.12	602.59	203.15	245.81	13.83
	2022-23	28.10	933.48	296.59	326.25	0.00
	Avg Annual Turnover should be > 254.60 Lakhs		70.10	233.05	319.14	4475.06
	Total	5995.24	Average	Average	Average	Average
			23.37	845.02	306.38	15.88






Cl. No.	Item	M/s Kamal Builders	M/s Bansal Construction works Pvt. Ltd.	M/s Prakash asphaltting & Tolls highway (India) Ltd.	M/s. Lubhavi Suppliers
4.4 A (b)	(a) Whether the work executed as a Prime Contractor or as a nominated / approved sub contractor of similar nature during the last seven year as per Cl.4.4 A (b).	Dy. CE North Western Railway Experience Certificate dated 10.12.2023 for an amount of Rs 17.36 Cr (Having Kamal Builder Share-Rs 8.85 Cr). Involving the work of Retaining wall and Bituminous Works. (Page 263)	1) EE PWD Sagar Certificate dated 25/05/2021 for Rs 171.02 Cr w.r.t Bituminous work. (Page-199) 2) EE PWD Sagar Certificate dated 05/01/2021 for the Major Bridge and culvert project (Span-432-128m) which implies Retaining/RE wall work as part of the Project scope (Page-200) accordingly Committee recommend to consider it.	PD PU-Gwalpr Certificate dated 08.08.2020 for an amount of Rs 296 Cr involving Bituminous and Retaining Structure Work Yes (Page-102-103)	The contractor has submitted a certificate dated 06.04.2021 from the UP State Bridge Corporation, which pertains to similar work involving RE wall construction. However, upon verification with the department, it has been confirmed that the certificate is forged. This information was communicated by the UP State Bridge Corporation vide their letter dated 24.02.2024.
1.4 (a) (i) (as per Section III, Qualification Information)	(i) Details of Single work of value not less than Rs. 678.95 Lakh & Certifying Authority referred / Considered for eligibility (complete works).	Yes (Page 263)	Yes (Page-199 & 200)	Yes (Page-102/103)	N.A.
	(ii) Details of Two works of value not less than Rs. 424.34 Lakh & Certifying Authority referred / considered for eligibility	N/A	N.A	N.A.	N.A.
	(iii) Details of Three works of value not less than Rs. 339.47 Lakh & Certifying Authority referred / considered for eligibility	NA	N.A.	N.A.	N.A.
1.4 (b) (i) (as per Section III, Qualification Information)	Works for which bids have been submitted and accepted and works which have yet to be completed) as on the date 7 days before the last date for bid submission.	Rs. 592 Lakh (Page No. 305)	YES, Page 217 (644.70 Cr)	YES, Page 132 (147.29 Cr)	YES, Page 82 (2905.88 Lakhs)
1.4 (b) (ii) (as per Section III, Qualification Information)	Details of work for which bid Submitted and accepted (where contract signing is pending)	NIL	NIL (Details not submitted)	NIL (Page-141)	30.91*0.5*2.5-0 (Page-89)
1.4 (b) (iii) (as per Section III, Qualification Information)	Bidder Capacity Calculated by bidders Available Bid Capacity = (A+B)*2.5-B > Bid value: Rs. 848.68 lakhs (Excl. GST)	3091*0.5*2.5-592 =3271.75lakhs, (Page 453))	933.48*0.5*2.5-644.7 522.15 Cr (Page No. 218)	315.76*0.5*2.5-147.29 247.41 Cr (Page No. 140)	2825.68*0.5*2.5-100 3432.1 Lakh (Page No. 3)
4.4 B (b) (i)	Bidder Capacity Calculated by Committee Availability of Key Equipment: In case the bidder proposes to hire or take the above equipment on lease, he should, along with the lease agreement, attach the proof of ownership of these equipment with the bid. If the equipment is proposed to be hired on lease / rent, the equipment are proposed to be hired on lease / rent. (Owned/ Leased/ Rented) Self-Propelled or Towed Blower Pressure Sensor Power Hammer Hatch Box Piler Static Bunch Wheeled Roller/Tandem roller Tractor Drum Compactor Grader Roller Concrete Mixer Concrete Compactor/Vibrator etc.	3091*0.5*2.5-592 =3271.75lakhs Page No. 454-472	933.48*0.5*2.5-644.7-522.15 Cr Page No. 204-216	347.09*0.5*2.5-147.29 247.74Cr Page No. 142 to 155	2324.71*0.5*2.5-0-2905.88 Lacs (Page-82) Page No. 98-113
		Page 455 Page 456 Page 458-462 Page 463 Page 464-465 Page 466 Page 467 Page 468 Page 469 Page 470 Page 471 Page 472	Page 205-206 Page 207-210 Page 211 Page 212 Page 213 Page 214 Page 215 Page 216	Page 143 Page 144 Page 145-146 Page 147 Page 148 Page 149 Page 150 Page 151 Page 152 Page 153 Page 154 Page 155	Page 102 & 111 Page 107 & 112 Page 107 & 109 Page 107 & 113 Page 101-102 Page 102-108 Page 103-104 Page 99-100 Page 105-106 Page 105-106






Sl. No.	Name of the Bidder		M/s. Bansal Construction works Pvt.Ltd.	M/s. Prakash asphaltting & Tolls Highway (India) Ltd.	M/s. Lubhavan Suppliers
	Item				
4.4 B (ii)	Whether availability of key personnel and details and signed CVs of key Personnel furnished as per the proforma given in Appendix to ITB		Page no. 473-486	Page no. 155-166	Page no. 115-141
	a) Project Manager - 1 No Graduation in Civil Engineering + 05 Years Exp. 5 years as Project Manager on NH/SH/ridge construction works	Shri. Itakesh Kumar Rawal	Shir. Gaurav Itrey	Shir. Dharmendra Kumar Mishra	Shir. Saurabh Kumar Singh
	b) Site Engineer/Highway Engineer - 1 No Or Diploma in Civil Engineering + 5 Year Exp. Graduation in Civil Engineering + 3 Years on highway construction / Maintenance works	Shri. Shoo Kumar Verma	Shir. Vishal Rai	Shir. Ravish patidar	Shir. Ved Prakash Tiwari
	d) Assistant cum Quality Control Engineer - 1 No Diploma in Civil Engineering + 3 Years Exp. Or Graduation in Civil Engineering + 3 years Exp. + 3 Years on highway construction / Maintenance work	Shri. Suneel Kumar	Shir. Sudharchi Jain	Shir. Anil Choudhary	Shir. Amarjeet
2 (as per section III)	4.2(i)	Whether information regarding any litigation history furnished	Nil Page-487	Nil, Page-167	Yes (Page 142)
	(i) Whether affidavit of correctness of all the statements in the enclosed attachments is furnished (on Stamp Paper attested by Notary) / Whether they are standard format prescribed in bid doc.	Yes (Page no. 488-489)	Yes (Page 248)	Yes (Page 168)	Yes (Page 146)
	(ii) Whether undertaking to invest minimum cash upto 25% of contract value furnished / should be signed by authorized representative of the firm.	Yes (Page no. 490)	yes (Page No. 249)	yes (Page No. 169)	yes (Page No. 150)
	(iii) Whether undertaking furnished for bid validity for 120 days after the deadline date from bid submission i.e., 22.06.2023	Yes (Page No. 491)	yes (Page No. 250)	yes (Page No. 170)	yes (Page No. 149)
	(iv) Whether undertaking furnished for equipment	(Page No. 492)	yes (Page No. 252)	yes (Page No. 171)	yes (Page No. 151)
	Result of Technical Evaluation	Responsive	Responsive	Responsive	Non-Responsive (The bidder has been found to have submitted forged documents, specifically a fake experience certificate related to similar work. Therefore, the bidder is deemed non-responsive in accordance with Clause 35 of Section-II of the RFP)

Sahm
(Sanjay Kumar Sahm)
Dy. Manager (FEA),
RO-Jabalpur
Member

Manish
(Manish Kumar Meena)
Dy. Manager (T),
RO-Jabalpur
Member

P. S. Kulkarni
(Prashant Meena)
Manager (Tech),
PIO - Jabalpur
Member

Prashant
(Prashant Patel)
Manager (Tech),
PIO-Jabalpur
Member

Urshant
(Urshant Meena)
PIO - Jabalpur
Comenior