



भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(तट्टक परिवहन और राजमार्ग बंगाल, भारत सरकार)

क्षेत्रीय कार्यालय - गांधीनगर (गुजरात)

National Highways Authority of India

(Ministry of Road Transport & Highways, Govt. of India)

Regional Office - Gandhinagar (Gujarat)

दूरभाष / Phone : 079-29650607, 29650608 ई-मेल / e-mail : rogujarat@nhai.org

पहली मंजूर, वी.एस.एन.एल. टेलीफोन एक्सचेंज बिल्डिंग, "च" रोड, सेक्टर-11, गांधीनगर-382011 (गुजरात)

1st Floor, BSNL Telephone Exchange Building, "CH" Road, Sector-11, Gandhinagar-382011(Gujarat)



NHAI/RO-GNR/NH-8AD/Jet-Som/SC/2024/D-4129

दिनांक: 14.11.2024

To

All Bidders (As per list enclosed)

Sub: Supervision Consultancy Services for Operation and maintenance of from km 0.000 to km 123.454 Jetpur-Somnath Section of NH-8D (New NH-151) including O&M of existing Junagadh bypass and Construction of Flyovers, VUPs and service road for Long Term Rectification of MoRTH Identified Blackspots at 04 locations viz. Sorath, Keshod, Gadu and Santipara Patiya in the state of Gujarat. [Tender ID: 2024_NHAI_200341_1] - Final Technical Results - Reg.

Ref: (i) This office letter No. 3860 dated 25.10.2024 regarding evaluation of technical proposals.

Dear Sir,

Kindly refer NHAI letter dated 25.10.2024 vide which result of technical evaluation was intimated to the bidders and bidders were given opportunity to respond within seven days, in case of any objection.

2. The representations were received from below-mentioned bidders:

S. No.	Name of Bidder
1	M/s Artefact Projects Ltd in association with Manglam Infra & Engineering Ltd.
2	M/s L N Malviya Infra Projects Pvt Ltd in association with Highway Engineering Consultant
3	M/s MSV International Inc in association with Sterling Indo Tech Consultants Pvt. Ltd.
4	M/s Theme Engineering Services Pvt. Ltd in association with Ishita Info Solutions Pvt. Ltd.

3. The representations as received have been examined by the constituted Evaluation Committee and replies to the representation as approved by Competent Authority is enclosed at **Annexure- I**.

4. The revised result of technical evaluation approved by Competent Authority after considering the representations of the bidders is as under -

Appli cant No.	Name of Applicant	Original Technical Score	Final Technical Score	Final Technical Rank
1/4	M/s Artefact Projects Ltd in association with Manglam Infra & Engineering Ltd.	92.03	92.53	3

[Signature]

1 of 2

Applicant No.	Name of Applicant	Original Technical Score	Final Technical Score	Final Technical Rank
2/4	M/s L N Malviya Infra Projects Pvt Ltd in association with Highway Engineering Consultant	97.02	97.52	1
3/4	M/s MSV International Inc in association with Sterling Indo Tech Consultants Pvt. Ltd.	95.07	95.07	2
4/4	M/s Theme Engineering Services Pvt. Ltd in association with Ishita Info Solutions Pvt. Ltd.	Debarred by NHAI vide its Debarment Order No. 19001/1/RO-W-UP/H-M/Consultancy Tender/E-124012/24530 dated 26.09.2024 for a period of 6 months		

4.1 M/s Theme Engineering Services Pvt. Ltd in association with Ishita Info Solutions Pvt. Ltd.

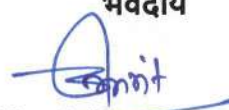
M/s Theme Engineering Services Pvt. Ltd in association with Ishita Info Solutions Pvt. Ltd. was debarred by NHAI vide its Debarment Order No. 19001/1/RO-W-UP/H-M/Consultancy Tender/E-124012/24530 dated 26.09.2024, from future projects of NHAI for a period of 6 months. Further, the Hon'ble Allahabad High Court vide its order dated 23.10.2024, had upheld the debarment order dated 26.09.2024 issued by NHAI against M/s Theme Engineering Services Pvt. Ltd in association with Ishita Info Solutions Pvt. Ltd.

The bidder in their representation has submitted that they have filed an SLP at the Hon'ble Supreme Court. However, since the Hon'ble Supreme Court has not issued any judgement or stay order, the bidder remains debarred as on date. Accordingly, the bid of **M/s Theme Engineering Services Pvt. Ltd in association with Ishita Info Solutions Pvt. Ltd.** shall remain **Non-Responsive**.

5. The financial bids of the 3 (three) technically responsive bidders will be opened on **18.11.2024 at 1130 Hrs** at RO Gandhinagar, NHAI. Accordingly, the bidders may depute their representatives with authorization letter for attending the opening of financial bids.

यह सक्षम प्राधिकारी के अनुमोदन से प्रस्तुत है।

भवदीय


(Amrit Meena)

**Dy. General Manager (Tech)
for Regional Officer, Gandhinagar**

Subject: Supervision Consultancy Services for Operation and maintenance of from km 0.000 to km 123.454 Jetpur-Somnath Section of NH-8D (New NH-151) including O&M of existing Junagadh bypass and Construction of Flyovers, VUPs and service road for Long Term Rectification of MoRTH Identified Blackspots at 04 locations viz. Sorath, Keshod, Gadu and Santipara Patiya in the state of Gujarat

[Tender ID - 2024_NHAI_200341_1]

List of Bidders

Applicant No.	Name of Applicant
1/4	M/s Artefact Projects Ltd in association with Manglam Infra & Engineering Ltd.
2/4	M/s L N Malviya Infra Projects Pvt Ltd in association with Highway Engineering Consultant
3/4	M/s MSV International Inc in association with Sterling Indo Tech Consultants Pvt. Ltd.
4/4	M/s Theme Engineering Services Pvt. Ltd in association with Ishita Info Solutions Pvt. Ltd.

ANNEXURE-I

Sub: Supervision Consultancy Services for Operation and maintenance of from km 0.000 to km 123.454 Jetpur-Somnath Section of NH-8D (New NH-151) including O&M of existing Junagadh bypass and Construction of Flyovers, VUPs and service road for Long Term Rectification of MoRTH Identified Blackspots at 04 locations viz. Sorath, Keshod, Gadu and Santipara Patiya in the state of Gujarat [Tender ID - 2024_NHAI_200341_1]

Replies to Bidders' Representations

S. No.	Firm's Representation	Reply																		
A.	M/s Artefact Projects Ltd in association with Manglam Infra & Engineering Ltd																			
A (i)	Experience as Independent Engineer/ Supervision Consultants one O&M project under DBFOT/ OMT/O&M of four/six laning** of 50% of project length in last 7 years 1 project - 6 marks Add 0.5 (Zero point five) marks extra for each additional project subject to maximum 2 marks. In this particular criteria we have submitted total 8 projects of completed DBFOT/ OMT /O&M assignments. The qualifying projects of Independent Engineer/ Supervision Consultant under DBFOT/OMT/ O&M of 4/6 lanes are attached from page no. 193 to 227 of the technical proposal. As per the marks given by your good office, only 3 projects are considered as eligible projects in the stipulated criteria. However, remaining projects which are greater than 50% of the indicative project length i.e. greater than 61.727 kms ($123.454 * 50\% = 61.727$ kms) & comes under DBFOT/ OMT/ O&M as per RFP are being annexed herewith for your necessary consideration. The above mentioned projects were executed under O&M, OMT & DBFOT basis and have lengths in excess of 50% of the project length for which the RFP is invited, thereby satisfying the requirements of the stipulated criteria and should be considered as eligible for further evaluation. Supporting documents for the above are attached herewith as Annexure No. 1. Taking into account our above clarifications provided, it is requested to kindly review our submission and full 8 marks be awarded as against 7 marks.	Based on the representation, the eligible projects under this criteria "Experience as IE / Supervision Consultants one O&M project under DBFOT/ OMT/O&M of four/ six laning** of 50% of project length in last 7 years" has been re-evaluated and 4 (four) eligible projects have been found to meet the mentioned criterion. Accordingly, the marks for this criterion have been revised from 7(earlier) to 7.5(revised). Therefore, total marks of the firm are revised as per below: <table border="1"> <thead> <tr> <th></th><th>Earlier</th><th>Revised</th></tr> </thead> <tbody> <tr> <td>Firm</td><td>30.00</td><td>30.50</td></tr> <tr> <td>Work Plan & Methodology</td><td>5.00</td><td>5.00</td></tr> <tr> <td>Technology for road inspection</td><td>20.00</td><td>20.00</td></tr> <tr> <td>Key Personnel</td><td>37.03</td><td>37.03</td></tr> <tr> <td>Total</td><td>92.03</td><td>92.53</td></tr> </tbody> </table>		Earlier	Revised	Firm	30.00	30.50	Work Plan & Methodology	5.00	5.00	Technology for road inspection	20.00	20.00	Key Personnel	37.03	37.03	Total	92.03	92.53
	Earlier	Revised																		
Firm	30.00	30.50																		
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Key Personnel	37.03	37.03																		
Total	92.03	92.53																		
B.	M/s L N Malviya Infra Projects Pvt Ltd in association with Highway Engineering Consultant																			
B (i)	1. Category "Relevant experience of the firm for the assignment".	Based on the representation, the eligible projects under this criteria "Experience in DPR/Feasibility																		

S. No.	Firm's Representation	Reply																		
	(a) We have awarded lesser marks have been awarded to our firm under the category "Relevant experience for the assignment" Sub-category "Experience in DPR/Feasibility cum PPR preparation for two projects of 4/6 laning of 30% of project length each or one project t of 4/6 laning of 50% of project length in last 7 years". We awarded only 04.50 marks out of maximum 05.00 marks in the evaluation. In pursuance of above provision of the RFP document we have submitted the projects along with documents in our technical proposal for the captioned project. As per the above details we request your good self to consider the above mention projects in the technical evaluation under the sub- category "Experience in DPR/Feasibility cum PPR preparation for two projects of 2/4/6 laning of 30% of project length each or one project t of 2/4/6 laning of 50% of project length in last 7 years". Thus we are request to kindly award full 5.00 marks out of maximum 5.00 marks in place of 4.50 marks awarded to our firm under the sub category "Experience in DPR/feasibility cum PPR preparation for two projects of 2/4/6 laning of 30% of project length each or one project of 2/4/6 laning of 50% of project length in last 7 years". Thus on the basis of above details we are eligible for award of 35.00 marks out of maximum 35.00 marks in place of 34.50 marks awarded to our firm under the category "Relevant experience of the firm for the assignment" in the technical evaluation.	cum PPR preparation for two projects of 4/6 laning of 30% of project length each or one project t of 4/6 laning of 50% of project length in last 7 years" has been re-evaluated and 5 eligible project experience of more than 50% of project length have been found which correspond to 5 marks. Accordingly, the marks for this criterion have been revised from 4.5(earlier) to 5(revised). Therefore, total marks of the firm are revised as per below: <table border="1"> <thead> <tr> <th></th><th>Earlier</th><th>Revised</th></tr> </thead> <tbody> <tr> <td>Firm</td><td>34.50</td><td>35.00</td></tr> <tr> <td>Work Plan & Methodology</td><td>5.00</td><td>5.00</td></tr> <tr> <td>Technology for road inspection</td><td>20.00</td><td>20.00</td></tr> <tr> <td>Key Personnel</td><td>37.52</td><td>37.52</td></tr> <tr> <td>Total</td><td>97.02</td><td>97.52</td></tr> </tbody> </table>		Earlier	Revised	Firm	34.50	35.00	Work Plan & Methodology	5.00	5.00	Technology for road inspection	20.00	20.00	Key Personnel	37.52	37.52	Total	97.02	97.52
	Earlier	Revised																		
Firm	34.50	35.00																		
Work Plan & Methodology	5.00	5.00																		
Technology for road inspection	20.00	20.00																		
Key Personnel	37.52	37.52																		
Total	97.02	97.52																		
C.	M/s MSV International Inc in association with Sterling Indo Tech Consultants Pvt. Ltd.																			
C (i)	"Experience in DPR/Feasibility cum PPR preparation for two projects of 4/6 laning of 30% of project length each or one project t of 4/6 laning of 50% of project length in last 7 years". 1 project – 4 marks Add 0.25 (Zero point two five) marks extra for each additional project subject to maximum 1 marks. We have more than 5 projects which fulfils the above cited criteria. So, Total revised marks in this category are = 4.25 + 0.75 = 5 marks out of 5 marks.	Based on the representation, the eligible projects under this criteria "<i>Experience in DPR/Feasibility cum PPR preparation for two projects of 4/6 laning of 30% of project length each or one project of 4/6 laning of 50% of project length in last 7 years</i>" has been re-evaluated and only 1 eligible project experience of more than 50% of project length and 2 eligible project experiences of more than 30% project length have been found which correspond to 4.25 marks. Accordingly, the marks for this criterion shall remain unchanged.																		

S. No.	Firm's Representation	Reply
D.	M/s Theme Engineering Services Pvt. Ltd. in association with Ishita Info Solutions	
D (i)	This is with reference to your letter cited above regarding our bid proposal submitted on 28.08.2024. You have notified us that our proposal was not considered in light of debarment order issued by Regional Officer, UP West vide letter dated 26.09.2024. We had submitted a SLP before Hon'ble Supreme Court of India vide SLP (C) No. 026286 - /2024 and challenging the Debarment Order of NHAI dated 26.09.2024 and it was heard on 08.11.2024 by the bench, headed by Hon'ble Chief Justice of India in Hon'ble Supreme Court. They had given short notice to NHAI to submit its reply and told that the issue will be decided within a weeks' time. (Copy of Hon'ble Supreme Court Order is enclosed) As the matter is sub- judice in the Hon'ble Supreme Court of India you are requested to not to declare our bid as non-responsive considering ourselves as debarred and give us a little time for the sake of justice and competition. Further kindly appreciate NHAI Policy Circular dated 18.01.2022 which states that Consultant should not be debarred from the date of issue of LOA therefore in light of NHAI's own Policy Circular we should not be declared as non-responsive citing the debarment order wherein the matter is sub-judice before the Hon'ble Supreme Court and until the bidding process be finalized and reach to the stage of issuance of LOA. Copy of NHAI Circular dated 18.01.2022 is enclosed herewith. Therefore, you are requested to consider our bid and also communicate the technical score fetch by us so as to represent at par with other bidders.	Since the Hon'be High Court vide its order dated 23.10.2024, has upheld the debarment order dated 26.09.2024 issued by NHAI, and the Hon'ble Supreme Court has not issued any judgement or stay order, the bidder remains debarred as on date. Accordingly, the Evaluation Committee declared that the bid of M/s Theme Engineering Services Pvt. Ltd in association with Ishita Info Solutions Pvt. Ltd. shall remain to be Non-Responsive.

Signature Not Verified

Digitally signed by AJAY KUMAR SWAMI
Date: 2024.11.18 12:48:12 IST
Location: eProcurement System for
Central PSUs