

## Tender No. EC12C24014

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**NAME OF WORK: - ““Repair and Improvement of existing roads in ONGC Nagar, SRPF & CISF colonies in Mehsana”**

**1.0 SUBJECT:** Evaluation of Bids after First Clarification documents from the bidders for the work “Repair and Improvement of existing roads in ONGC Nagar, SRPF & CISF colonies in Mehsana”

### 2.0 BACK GROUND OF THE CASE:-

|     |                         |                                                                                                      |
|-----|-------------------------|------------------------------------------------------------------------------------------------------|
| 1.  | Subject                 | <b>“Repair and Improvement of existing roads in ONGC Nagar, SRPF &amp; CISF colonies in Mehsana”</b> |
| 2.  | AA & ES                 | Accorded by ED-AM for Rs. 2,84,73,604.61 on 20.06.2024 under item no. 10.6 of BDP                    |
| 3.  | PR No.                  | 2090061871                                                                                           |
| 4.  | e-Tender No.            | EC12C24014                                                                                           |
| 5.  | Date of NIT and Website | NIT – 24/07/2024, Website – 24/07/2024                                                               |
| 6.  | Date of TBO             | 16/08/2024                                                                                           |
| 7.  | Bid Validity            | 14/11/2024                                                                                           |
| 8.  | Tender Value            | <b>₹ 2,76,44,276.32</b>                                                                              |
| 9.  | Indenter                | Estate Section                                                                                       |
| 10. | Type of tender          | Open Tender (National Competitive Bidding)                                                           |
| 11. | Type of Bidding         | Two Bid System through C-PPP mode.                                                                   |
| 12. | CPA                     | L-III Level Executive as per clause 24.1 (a) of BDP                                                  |

### 3.0 OBJERVATIONS:-

**3.1** As per approval of CPA vide noting dated 09/09/2024, the bids of the following bidders were techno commercially acceptable.

| <b>Bid</b> | <b>Name of bidder</b>         | <b>Commercial Criteria</b> |
|------------|-------------------------------|----------------------------|
| 2/7        | M/s Gayatri Construction Co   | Commercially Acceptable    |
| 3/7        | M/s Radhika Construction      | Commercially Acceptable    |
| 6/7        | M/s Himanshu J. Gupta         | Commercially Acceptable    |
| 7/7        | M/s Everest Infrastructure Co | Commercially Acceptable    |

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3.2 As per approval of CPA vide noting dated 09/09/2024, the clarifications were sought from the following 03 bidders on 09.09.2024 through e<https://etender.gov.in> website, and requested to submit the replies latest by 16.09.2024:

| Bid | Name of bidder             |
|-----|----------------------------|
| 1/7 | M/s Bhyan Construction Co. |
| 4/7 | M/s B. V. Chaudhary        |
| 5/7 | M/s Sarjan Infratech       |

3.3 The Post Bid Conference (PBC) was kept on 12.09.2024 in order to clear the Bidders' doubts, if any, regarding the Clarifications sought. But none of the bidders attended the same, thus it appears that the bidders have understood the clarifications sought.

3.4 Further, the deficient documents were asked from 3 bidders, all these bidders have submitted documents and based on deliberations hereunder, aggregate 6 bidders are TA-CA out of 7 bidders, thus it is not prudent to enter into second round of clarifications as sufficient competition is available.

3.5 As per IMMM para 13.4.4, in cases where post bid conference is held, normally second round of clarification shall not be required. Hence, it is not prudent to enter second round of clarification declaring present situation as exceptional circumstance.

3.6 Comparative statement after receipt of deficient documents was prepared and duly vetted by finance officer on 18.09.2024

### 4.0 Deliberations:

#### 4.1 Technical Criteria:

As per the Technical Comments dated 18.09.2024, the following bidders were already technically qualified.

| Bid | Name of bidder                | Technical Criteria     |
|-----|-------------------------------|------------------------|
| 2/7 | M/s Gayatri Construction Co   | Technically Acceptable |
| 3/7 | M/s Radhika Construction      | Technically Acceptable |
| 5/7 | M/s Sarjan Infratech          | Technically Acceptable |
| 6/7 | M/s Himanshu J. Gupta         | Technically Acceptable |
| 7/7 | M/s Everest Infrastructure Co | Technically Acceptable |

The status of other bidders after clarifications is given below:

**(1/7) M/s Bhyan Construction Co.:-**

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| Technical Clarification Sought                                                                                                                                                                                     | Bidders Response                                                                | Evaluation                                                                                                                                                           |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p>The Following Deficient/missing documents sought–</p> <p>a. Work Order and Completion certificate for “Any work consisting of Construction or Repair of any type of Roads” as per BEC clause B.2.1(a)-I (i)</p> | <p>Documents submitted by the bidder are not as per the requirement of BEC.</p> | <p>- The bidder is <b>Technically Not Qualified</b> as per available documents as per the Technical comments duly endorsed by the Technical member on 19.09.2024</p> |

### (4/7) M/s B. V. Chaudhary:-

| Technical Clarification Sought                                                                                                                            | Bidders Response                                  | Evaluation                                                                                                                                                       |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p>a. Work Order and Completion certificate for “Any work consisting of Construction or Repair of any type of Roads” as per BEC clause B.2.1(a)-I (i)</p> | <p>Required Documents submitted by the bidder</p> | <p>- The bidder is <b>Technically Qualified</b> as per available documents as per the Technical comments duly endorsed by the Technical member on 19.09.2024</p> |

## 4.2 Commercial Criteria:

### (1/7) M/s Bhyan Construction Co.:-

| Technical Clarification Sought                                                                                                                                                                                                                                                                                                                                                                                                                                             | Bidders Response                                  | Evaluation                                                                                                                                                                     |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p>The Following Deficient/missing documents sought–</p> <p>a) BEC Matrix</p> <p>b) Acceptance that they comply with the provisions with regard to “Guidelines for eligibility of a ‘Bidder from a Country which shares a land border With India’ ”as detailed at Annexure-I “Instructions to Bidders”. Bidder should also submit the requisite certificate as mentioned. (on Company letterhead)</p> <p>c) The percentage of local content in the bid in Appendix 16.</p> | <p>Required Documents submitted by the bidder</p> | <p>- The bid of the bidder is <b>Commercially Acceptable</b> based on available documents and the Comparative statement duly endorsed by the finance member on 18.09.2024.</p> |

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### (4/7) M/s B. V. Chaudhary:-

| Technical Clarification Sought                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Bidders Response                                  | Evaluation                                                                                                                                                                     |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p>The Following Deficient/missing documents sought–</p> <p>a) BEC Matrix</p> <p>b) Undertaking to provide all the necessary compliances/ Invoice/ documents required under GST legislation for enabling ONGC to avail Input tax (GST) credit.</p> <p>c) Declaration that neither the bidders themselves, nor any of its allied concerns, partners or associates or directors or proprietors involved in any capacity, are currently serving any banning orders issued by ONGC debaring them from carrying on business dealings with ONGC.</p> | <p>Required Documents submitted by the bidder</p> | <p>- The bid of the bidder is <b>Commercially Acceptable</b> based on available documents and the Comparative statement duly endorsed by the finance member on 18.09.2024.</p> |

### (5/7) M/s Sarjan Infratech:-

| Technical Clarification Sought                                                                                                | Bidders Response                                  | Evaluation                                                                                                                                                                     |
|-------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p>The Following Deficient/missing documents sought–</p> <p>BG with all the Points as per Format given in Tender Document</p> | <p>Required Documents submitted by the bidder</p> | <p>- The bid of the bidder is <b>Commercially Acceptable</b> based on available documents and the Comparative statement duly endorsed by the finance member on 18.09.2024.</p> |

### 4.3 Final consolidated Status Summary of bids after 1<sup>st</sup> round clarification

| Bid | Name of bidder             | Technical Criteria               | Commercial Criteria     | Final bid Status |
|-----|----------------------------|----------------------------------|-------------------------|------------------|
| 1/7 | M/s Bhyan Construction Co. | <b>Technically not Qualified</b> | Commercially Acceptable | Rejected         |

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|     |                               |                       |                         |                                |
|-----|-------------------------------|-----------------------|-------------------------|--------------------------------|
| 2/7 | M/s Gayatri Construction Co.  | Technically Qualified | Commercially Acceptable | Techno Commercially Acceptable |
| 3/7 | M/s Radhika Construction      | Technically Qualified | Commercially Acceptable | Techno Commercially Acceptable |
| 4/7 | M/s B. V. Chaudhary           | Technically Qualified | Commercially Acceptable | Techno Commercially Acceptable |
| 5/7 | M/s Sarjan Infratech          | Technically Qualified | Commercially Acceptable | Techno Commercially Acceptable |
| 6/7 | M/s Himanshu J. Gupta         | Technically Qualified | Commercially Acceptable | Techno Commercially Acceptable |
| 7/7 | M/s Everest Infrastructure Co | Technically Qualified | Commercially Acceptable | Techno Commercially Acceptable |

### **5.0 RECOMMENDATIONS: -**

In view of above deliberations, it is recommended

- (i) To accept the bids of the following bidders techno commercially.

| <b>Bid</b> | <b>Name of bidder</b> |
|------------|-----------------------|
| 4/7        | M/s B. V. Chaudhary   |
| 5/7        | M/s Sarjan Infratech  |

Thus in total, Six bidders are techno-commercially qualified whose Price bids can be opened.

- (ii) To open the price bids of the following bidders whose, bids are Techno Commercially acceptable.

| <b>Bid</b> | <b>Name of bidder</b>         |
|------------|-------------------------------|
| 2/7        | M/s Gayatri Construction Co.  |
| 3/7        | M/s Radhika Construction      |
| 4/7        | M/s B. V. Chaudhary           |
| 5/7        | M/s Sarjan Infratech          |
| 6/7        | M/s Himanshu J. Gupta         |
| 7/7        | M/s Everest Infrastructure Co |

- (iii) To reject the following bids due to insufficient documents and release of EMD of the following bidder:

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|-----|-------------------------------|
| 1/7 | M/s Bhyan Construction<br>Co. |
|-----|-------------------------------|

As per clause no. 10.1.2.3 of IMMM,

**Quote:**

"For various stages between opening of Techno-commercial bid and opening of Price Bid, approval of competent authority shall be obtained through vertical note, without routing through concerned Nodal Technical Agency (for cases under CPD)/ concerned Indenting Section (for other cases) or the Finance Department."

**Unquote:**

In this case CPA is L-III Level Executive as per clause 24.1 (a) of BDP

Competent Purchase Authority may please approve the recommendations as proposed above.