

NAME OF WORK: - “Construction of office infrastructure for Well Services ONGC, Mehsana Asset.”

1. **SUBJECT:** Approval from CPA for seeking deficient documents from the bidders for the work “Construction of office infrastructure for Well Services ONGC, Mehsana Asset.”

2.0 BACKGROUND OF THE CASE:-

1.	Subject	Construction of office infrastructure for Well Services ONGC, Mehsana Asset.”
2.	AA & ES	Accorded by ED-AM for Rs. 1,93,37,690.00 on 28.06.2024 under item no. 7.8 of BDP
3.	PR No.	2090061864
4.	e-Tender No.	EC12C24015
5.	Date of NIT and Website	NIT – 25/07/2024, Website – 25/07/2024
6.	Date of TBO	16/08/2024
7.	Bid Validity	14/11/2024
8.	Tender Value	₹. 1,93,376.90
9.	Indenter	Well Services
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 as per clause 24.1 a) of BDP

3.0 OBSERVATIONS:-

1. It is noted that **04 (Four)** Bidders have submitted their bid in e-portal form.
2. It is noted that the Commercial CS was duly vetted on 04/09/2024 in finance.
3. It is noted that the Bidder wise Technical comments were endorsed by Technical Member on 19/09/2024.

4.0 DELIBERATIONS:

4.1 The bidder wise deliberations regarding **Commercial evaluation** as per BEC are given below:

(1/4) M/s Balaji Steel Industries:-

As per the vetted Commercial CS dated 04/09/2024, it is observed that the bidder has not fulfilled all the requirements of Commercial BEC. The deficient documents that needs to be submitted by the bidder are as mentioned below:

- a) BEC Matrix
- b) Proof of EMD i.e. EMD deposit slip/receipt.
- c) All Undertakings/ Certificates as per prescribed format.
- d) Valid registration certificate under GST Legislation of India

In view of the above, it is opined that the bidder may be asked to submit deficient documents as detailed above for further evaluation.

(2/4) M/s Reliable Designer

As per the vetted Commercial CS dated 04/09/2024, it is observed that the bidder has not fulfilled all the requirements of Commercial BEC. The deficient documents that needs to be submitted by the bidder are as mentioned below:

- a) Affidavit of Proprietorship Firm.
- b) Undertaking for Acceptance of General Conditions of Contract at Annexure II, Special Conditions of Contract at Annexure III and Instruction to Bidders at Annexure I as well as the instructions contained (on Company letter head as per Bid Document Annexure – I, Appendix - 15)
- c) Certificate for 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”. (on Company letter head as per Bid Document Annexure – I, Appendix - 17)
- d) Valid registration certificate under GST Legislation of India
- e) Undertaking on the company’s letter head and duly signed by the signatory of the bid that all the documents/ certificates/ information submitted by them against the tender are genuine. (on Company letter head as per Bid Document Annexure – VI,)
- f) Document to comply Public Procurement (Preference to Make in India) Order 2017” (MII) read with Ministry of Petroleum & Natural Gas notification applicable in this tender as per Clause No. 29.2 of Instruction to Bidders (relevant clause no. to be inserted by Work Centre) and submit requisite information/ documents (on Company letter head as per Bid Document Annexure – I, Appendix - 16)

(3/4) M/s Kamla Electrical & Engineers Co.:-

As per the vetted Commercial CS dated 04/09/2024, it is observed that the bidder has not fulfilled all the requirements of Commercial BEC. The deficient documents that needs to be submitted by the bidder are as mentioned below:

- a) Undertaking for Acceptance of General Conditions of Contract at Annexure II, Special Conditions of Contract at Annexure III and Instruction to Bidders at Annexure I as well as the instructions contained. (On Company letter head as per Bid Document Annexure – I, Appendix - 15)
- b) Certificate of 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 letter head as per Bid Document Annexure – I, Appendix - 17)
- c) Undertaking on the company’s letter head and duly signed by the signatory of the bid that all the documents/ certificates/ information submitted by them against the tender are genuine. (On Company letter head as per Bid Document Annexure – VI,)
- d) Document to comply Public Procurement (Preference to Make in India) Order 2017” (MII) read with Ministry of Petroleum & Natural Gas notification applicable in this tender as per Clause No. 29.2 of Instruction to Bidders (relevant clause no. to be inserted by Work Centre) and submit requisite information/ documents (on Company letter head as per Bid Document Annexure – I, Appendix - 16)

(4/4) M/s Shivam Construction Co.:-

As per the vetted Techno-commercial CS dated 04/09/2024, it is observed that the bidder has fulfilled all the requirements of Commercial BEC.

In view of the above, it is opined that the bid is commercially acceptable.

4.2 The bidder wise deliberations regarding Technical evaluation as per BEC are given below:

(1/4) M/s Balaji Steel Industries:-

As per the Technical comments dated 19/09/2024, it is observed that the bidder is not meeting the eligibility and experience criteria of BEC clause B.2.1(a)-I (i) and B.2.1(a)-I (ii). Hence, the documents required for further evaluation are:

1. Work Order and Completion certificate for **“Any nature of civil work which involves construction of building”**. as per BEC clause B.2.1(a)-I (i) and B.2.1(a)-I (ii).

In view of the above, it is opined that the bidder may be asked to submit deficient documents as detailed above for further evaluation.

(2/4) M/s Relable Desinger:-

As per the Technical comments dated 19/09/2024, it is observed that the bidder is not meeting the eligibility and experience criteria of BEC clause B.2.1(a)-I (i) and B.2.1(a)-I (ii). Hence, the documents required for further evaluation are:

1. Work Order and Completion certificate for **“Any nature of civil work which involves construction of building”**. as per BEC clause B.2.1(a)-I (i) and B.2.1(a)-I (ii).

In view of the above, it is opined that the bidder may be asked to submit deficient documents as detailed above for further evaluation.

(3/4) M/s Kamla Electrical & Engineers Co.:-

As per the Technical comments dated 19/09/2024, it is observed that the bidder is not meeting the eligibility and experience criteria of BEC clause B.2.1(a)-I (i) and B.2.1(a)-I (ii) because the Details of the Works that were given by the bidder was awarded to previous Proprietor and the new Proprietor had taken over the Firm from 03.06.2021 as per GST Registration Certificate. Hence, the documents required for further evaluation are:

1. The Signed copies of Contract and satisfactory Completion certificate for the works which were awarded and executed after 03.06.2021 for **“Any nature of civil work which involves construction of building”**. as per BEC clause B.2.1(a)-I (i) and B.2.1(a)-I (ii)

In view of the above, it is opined that the bidder may be asked to submit deficient documents as detailed above for further evaluation.

(4/4) M/s Shivam Construction Co. :-

- a. As per the Technical comments dated 19/09/2024, it is observed that the bidder is meeting the eligibility and experience criteria of BEC

In view of the above, the bid is technically acceptable.

4.3 Final Status Summary of bids

Bid	Name of bidder	Technical Criteria	Commercial Criteria	Final bid Status
1/4	M/s Balaji Steel Industries	Clarification	Clarification	Clarification
2/4	M/s Reliable Designer	Clarification	Clarification	Clarification
3/4	M/s Kamla Electrical and Engineering Co.	Clarification	Clarification	Clarification
4/4	M/s Shivam Construction Co.	Technically Acceptable	Commercially Acceptable	Techno Commercially Acceptable

5. 0 RECOMMENDATIONS: -

In view of above deliberations, it is recommended

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

Bid	Name of bidder
4/4	M/s Shivam Construction Co

- (ii) In order to widen competition, an opportunity may be given to the following bidder to submit the deficient documents under clarification by giving cut-off time of **07 (Seven) days** from date of issue of letter in e-portal as per Para 13.4.4 of IMMM and to hold the Post bid conference as per clause 6.1 of ITB.

Bid	Name of bidder	Deficient/missing documents -
1/4	M/s Balaji Steel Industries	a) BEC Matrix b) Proof of EMD i.e. EMD deposit slip/receipt. c) All Undertakings/ Certificates as per prescribed format. d) Valid registration certificate under GST Legislation of India.

Tender No. EC12C24014

~ 6 ~

		e) Work Order and Completion certificate for “Any nature of civil work which involves construction of building” . as per BEC clause B.2.1(a)-I (i) and B.2.1(a)-I (ii).
2/4	M/s Reliable Designer	a) Affidavit of Proprietorship Firm. b) Undertaking for Acceptance of General Conditions of Contract at Annexure II, Special Conditions of Contract at Annexure III and Instruction to Bidders at Annexure I as well as the instructions contained (on Company letter head as per Bid Document Annexure – I, Appendix - 15) c) Certificate for 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”. (on Company letter head as per Bid Document Annexure – I, Appendix - 17) d) Valid registration certificate under GST Legislation of India e) Undertaking on the company’s letter head and duly signed by the signatory of the bid that all the documents/ certificates/ information submitted by them against the tender are genuine. (on Company letter head as per Bid Document Annexure – VI,) f) Document to comply Public Procurement (Preference to Make in India) Order 2017” (MII) read with Ministry of Petroleum & Natural Gas notification applicable in this tender as per Clause No. 29.2 of Instruction to Bidders (relevant clause no. to be inserted by Work Centre) and submit requisite information/ documents (on Company letter head as per Bid Document Annexure – I, Appendix - 16) g) Work Order and Completion certificate for “Any nature of civil work which involves construction of building”. as per BEC clause B.2.1(a)-I (i) and B.2.1(a)-I (ii).
3/4	M/s Kamla Electrical and Engineering Co.	a) Undertaking for Acceptance of General Conditions of Contract at Annexure II, Special Conditions of Contract at Annexure III and Instruction to Bidders at Annexure I as well as the instructions contained. (On Company letter head as per Bid Document Annexure – I, Appendix - 15) b) Certificate of 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 letter head as per Bid Document Annexure – I, Appendix - 17) c) Undertaking on the company’s letter head and duly signed by the signatory of the bid that all the documents/ certificates/ information submitted by them against the tender are genuine. (On Company letter head as per Bid Document Annexure – VI,) d) Document to comply Public Procurement (Preference to Make in India) Order 2017” (MII) read with Ministry of Petroleum & Natural Gas notification applicable in this tender as per Clause No. 29.2 of Instruction to Bidders (relevant clause no. to be inserted by Work Centre) and submit requisite

		information/ documents (on Company letter head as per Bid Document Annexure – I, Appendix - 16) e) The Signed copies of Contract and satisfactory Completion certificate for the works which were awarded and executed after 03.06.2021 for “ Any nature of civil work which involves construction of building ”. as per BEC clause B.2.1(a)-I (i) and B.2.1(a)-I (ii)
--	--	--

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.