

Subject : MOM of TC for Painting of 2 nos. of Tanks at CTF Lakwa in Assam Asset

Sub: PEC proceedings post price bid opening against tender no. RE1AC25001 for the work of “Painting of 2 nos. of Tanks at CTF Lakwa in Assam Asset”

1. Back Ground:

1.1. The brief details of the case are as follows:

1.	Tender No.	:	RE1AC25001		
2.	Description	:	Painting of 2 nos. of Tanks at CTF Lakwa in Assam Asset		
3.	PR NO.	:	2090052697 (Released)		
4.	Competent Sanctioning Authority	:	L-III		
5.	Estt. cost put to tender	:	₹ 14,08,212.00/-		
6.	CPA	:	L- IV as per Item No. 24.1(a) of BDP-2015		
7.	Tender type	:	Open tenders under the two bid system through GePNIC		
8.	Bidding System	:	Two Bid System		
9.	Schedule time of completion	:	03 (Three) Months		
10.	EMD	:	₹ 28000.00/-		
11.	Date of Publication of NIT	:	30.05.2025		
12.	Start date of Sale/ issue of tender document	:	From 30.05.2025 to 19.06.2025 – 15:00 Hrs.		
13.	Closing date of Bid	:	19.06.2025 up to 15:00 Hrs.		
14.	Opening date of Bid (TBO)	:	20.06.2025 at 15:30 Hrs.		
15.	Total Bids received on e-portal	:	02 (Two)		
			S. No.	Name of the Bidder	
			1	1/2 M/s N. E. Paint Udyog (VC 863759)	
			2	2/2 M/s Elance India (VC 863764)	
16.	Bid Validity	:	90 days from TBP		
17	Final Status of Bids after clarification round(s)	:	S.No.	Name of Bidder	Status
			1/2	M/s N. E. Paint Udyog (VC 863759)	Techno-commercially acceptable
			2/2	M/s Elance India (VC 863764)	REJECTED

1.2. Tender was invited as Open tenders under the two bid system through GePNIC and accordingly it was opened on 20.06.2025 at 15:30 Hrs. in GePNIC portal.

1.3. Previously, after techno-commercial evaluation after 2nd round of clarification following proposal was approved by CPA i.e. L-IV level executive on 11.09.2025.

QUOTE

- To reject the bid of M/s Elance India (VC 863764) as per above observations and to inform the vendor about the reasons for rejection of their bid through official email ID mentioned in the bid and allow to raise a one-time representation to challenge rejection for any incorrect disqualification within 2 days of such intimation as per Para No. 9.1.4 of IMMM.
- To accept the bid of M/s N. E. Paint Udyog (VC 863759) techno-commercially as per above observations and to open their price bids by giving one day prior intimation after end of 2 days window allowed to Techno-commercially rejected bidder to challenge rejection of its bid.

UNQUOTE

Accordingly techno-commercially disqualified bidder M/s Elance India (VC 863764) was informed the reasons for rejection of their offer vide mail dated 11.09.2025 (Copy of mail is attached at Annexure). The disqualified bidder had the option to raise a one-time representation to challenge rejection in case they feel any incorrect disqualification within 2 days from the date & time of rejection of their offer in GePNIC portal. No representation was received from the rejected bidder against rejection of its offer.

1.4 The price bid of lone TA-CA bidder, M/s N. E. Paint Udyog (VC 863759) (1/2) was opened on 17.09.2025.

(The price bid uploaded by the bidders attached at annexure-16)

The Price bid uploaded by the bidder is as below:

NAME OF THE WORK:	Painting of 2 nos. of Tanks at CTF Lakwa in Assam Asset			
TENDER NO				
BIDDER'S NAME	M/s N E Paint Udyog			
Vendor Code	107715			
DESCRIPTION OF WORKS	As per scope of work & enclosed SOR of tender document.			
QUANTITY OF WORKS	As per scope of work & enclosed SOR of tender document.			
	Total Amount Put to Tender (for all sub heads)	₹ 14,08,212.00		
		At Par (0%)	0.00%	1408212

		Rupees Fourteen Lakhs Eight Thousand Two Hundred Twelve Only
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The bidder has quoted AT PAR in the price format.

1.5 CPA of the case & Level of Procurement Evaluation Committee (PEC):

In the subject tender, two offers were received. However, only one offer eventually turned out to be TA & CA. In this regard, Para no. 3 of Circular No. 63/2022 dated 15.12.2022, is reproduced as under:

Quote:

3. A single offer situation shall get triggered only if a single bid is received against the tender or after techno-commercial evaluation; CPA approves the rejection of other offer(s). Only after single offer situation gets triggered, the TC shall need to be re-constituted at appropriate level depending upon new CPA as per Circular No. 51/2022.

For example, in case only one offer is received in TBO itself, CPA/level of TC as per Circular No. 51/2022 shall be applicable for all actions after TBO. In case more than one offer received in TBO, but after techno-commercial evaluation only one TA/CA offer is left, the powers of CPA/level of TC as per Circular No. 51/2022 shall be applicable only after approval of original CPA leading to single offer situation.

Unquote:

· Further, para no. 14.1.8 of IMMM is reproduced as under:

Quote;

14.1.8 Placement of order when one offer is received or Techno Commercial evaluation ends up with only one TACA offer (at the overall tender level as a whole)

If after inviting Open/Limited tenders, only one offer is received against the tender or Techno Commercial evaluation ends up with only one TACA offer, the order may be placed on the bidder provided following conditions are satisfied:

- i) The procurement was satisfactorily advertised and sufficient time was given for submission of bids.
- ii) The qualification criteria were not unduly restrictive; and
- iii) Prices are reasonable in comparison to market values or if the requirement is urgent.

The urgency of the requirement would be certified and approved, as per provisions under para 14.1.7(iv).

However, in such cases Competent Purchase Authority shall be as prescribed in BDP for nomination cases under item No. 24.1(c), (d),(e) or (h) depending upon nature of procurement. In case of price not being reasonable, negotiations or retender may be considered as justifiable. Aforesaid cases will not come under the ambit of reporting mechanism prescribed for nomination cases.

As and when a single offer situation gets triggered against a tender after opening of Price bid, the Procurement Evaluation Committee shall need to be re-constituted at appropriate level in relation to the level of revised CPA. The Procurement Evaluation Committee shall deliberate and give the required confirmation that condition as per (i), (ii) and (iii) above are satisfied.

Further, when Techno-commercial evaluation ends up with only one technically acceptable offer (at the overall tender level as a whole) the concerned Tender Processing Group should seek the specific reasons from the

same authority who had approved technical BEC and Tender Processing Group/ PEC shall deliberate (wherever applicable) on the issue before submitting the proposal for approval.

Unquote:

· Further, for requirement of convening PEC, para no. 10.1.2.2 of IMMM is reproduced as under:

Quote;

10.1.2.2 Formation of Procurement Evaluation Committee (PEC).

Constitution of PEC will be similar to BEC Formulation Committee. This Committee will be involved in all the stages after opening of Price Bid upto award of contract and also for Post Contract issues subsequently.

Unquote;

The subject tender falls under item no. 24.1(e) and value of tender is less than Rs.2 Cr.

In view of above guidelines CPA of the subject case shall be L-I. As per para 10.1.2.3 of IMMM, PEC meeting was not required for shortlisting of offer for price bid opening.

After Price bid opening, PEC meeting is required to be convene in line with para 10.1.2.2 of IMMM.

· Level of PEC : Provision at para no.14.1.8 of IMMM inter alia states that As and when a single offer situation gets triggered against a tender after opening of Price bid, the Procurement Evaluation Committee shall need to be re-constituted at appropriate level in relation to the level of revised CPA. In view of above guidelines PEC for the subject shall consist of Head Engineering Services & Head Finance.

1.5 Since the Techno-commercial evaluation ended up with only one technically acceptable offer, the specific reasons duly approved by the same authority who had approved technical BEC and Rate reasonability comments have been provided by Indenting Section.

2.0 Meeting of Procurement Evaluation Committee(PEC) :

PEC consisting of following officers met on 24.09.2025 to deliberate on the case and recommend further course of action:

- (i) Shri Pawan Kumar Jalutharia, GGM - HES
- (ii) Shri Sandip Das, CGM-Head Finance

3.0 OBSERVATIONS AND DELIBERATIONS:

3.1 Having gone through the background of the case, PEC noted that only one (01) bid was qualified for Price Bid Opening against the subject tender which was evaluated as Technically & Commercially Acceptable. Price bid of the single bidder, M/s N. E. Paint Udyog (VC 863759) was opened in GePNIC portal on 17.09.2025.

3.2 As there is single bidder in this case shortlisted for price bid opening, there is no purchase preference extendable in the instant case.

3.1 PEC deliberations w.r.t Para 14.1.8 of IMMM:

- i) Whether the procurement was satisfactorily advertised and sufficient time was given for submission of bids.

The tender was floated as Open e-tender under Indigenous Competitive Bidding (Two Bid System) at GePNIC portal and the bidders were given 21 days' time to quote their bid.

ii) Whether the qualification criteria was not unduly restrictive:

Indenter has informed that the technical BEC was adopted from the previous tender as the work is of general nature. Even the bidders were given 2 times opportunities for clarification of their deficient documents.

iii) Prices are reasonable in comparison to market values or if the requirement is urgent. The urgency of the requirement would be certified and approved, as per provisions under para 14.1.7(iv).

Indenting section has informed the PEC that the cost estimate is based on the sanctioned estimate of repair of 77 tanks in Assam Asset in which Budgetary quotes were obtained from 3 bidders and the quoted price by the bidder is AT PAR with the cost estimate.

Indenting section also informed the PEC that Health assessment of crude storage tanks of CTF Lakwa is one of the long pending OISD points. These are mandatory for avoiding operational hazards. Delay in these activities would hinder the usage of these tanks for safe storage.

Tender No. RE1AC25001 for the work Painting of 2 nos. of Tanks at CTF Lakwa in Assam Asset was opened on 20.06.2025.

Following two bidders have participated in the tender

1/2 M/s N. E. Paint Udyog (VC 863759)

2/2 M/s Elance India (VC 863764)

Price bid of the lone TA-CA bidder, M/s N. E. Paint Udyog (1/2) was opened in GePNIC portal on 17.09.2025.

The prices submitted by L-1 Bidder, M/s N. E. Paint Udyog (1/2) is also attached herewith. The bidder has quoted AT PAR in the price format. (Annexure 16)

4.0 As the bidder has quoted AT PAR in the price bid, total price quoted by M/s N. E. Paint Udyog (1/2) is equal to the sanction amount.

In view of the above price seems to be reasonable.

PEC deliberated that as per para 14.1.1 of IMM Manual, the reasonability of rates of L-1 bidder received in a tender can be established in comparison to cost estimates and / or last purchase rate (if available) and / or price trends prevailing in the market.

As the cost estimate is based on the sanctioned estimate of repair of 77 tanks in Assam Asset in which Budgetary quotes were obtained from 3 bidders, hence from the above comparison it has been observed that the L-1 rates are equal to the sanction amount.

In view of the above, PEC opined that the L-1 rates can be considered as reasonable in comparison to cost estimates and contract can be awarded to M/s N. E. Paint Udyog (1/2) at their quoted rates.

Hence, PEC opined that the contract for "Painting of 2 nos. of Tanks at CTF Lakwa in Assam Asset" shall be awarded to TA/CA L-1 bidder, M/s N. E. Paint Udyog (1/2) at their quoted rates.

3.4 Financial Implications:

Item No.	ITEM DESCRIPTION	UNIT	Total Quantity	Base Rate (Excluding GST) in Rs.	Estimated Price (Excluding GST) in Rs.
1	Cleaning and Painting of outside Surface				
1.1	Supply and Apply of paints, Surface Preparation by hand / machine tool, cleaning and apply One Primer Coat of Surface Tolerant Epoxy of 75 micron average DFT. After primer application, supply and apply Two Intermediate Coats with High Build Epoxy of 65 micron average DFT each. After the intermediate coat application, supply and apply One Final and Finish Coat with Acrylic Aliphatic Polyurethane of 65 micron average DFT. The total average DFT should be minimum 270 micron.	M2	3000	₹ 397.80	₹ 11,93,400.00
		Total Estimated Cost excluding GST			₹ 11,93,400.00
		GST			₹ 2,14,812.00
		Total Estimated Cost including GST			₹ 14,08,212.00

In view of the above, the total financial implications for award of contract to L-1 bidder, M/s N. E. Paint Udyog (1/2) for Painting of 2 nos. of Tanks at CTF Lakwa in Assam Asset works out to ₹ 14,08,212.00 inclusive of GST@18% against the PR value/available expenditure sanction of ₹ 14,08,212.00 inclusive of GST@18%.

M/s N. E. Paint Udyog is neither appearing in the list of banned firms nor appearing in the list of firms against whom banning action has been initiated as seen from MM website.

3.6 In the instant case two bidders had participated and out of 02 bidders, M/s N. E. Paint Udyog and M/s Elance India had submitted EMD owing to being non-MSE bidder. EMD of the un-successful bidder, M/s Elance India will be released within 5 days from the date of award of contract to the successful bidder in terms of para no.16.5.4 of IMM Manual. Further EMD of successful bidder, M/s N. E. Paint Udyog will be released after receipt of acceptable SD from them.

4.0 - **Recommendations:** In view of foregoing deliberations, PEC recommends as under:

4.1 To award the contract on L-1 bidder, M/s N. E. Paint Udyog for Hiring of services for Painting of 2 nos. of Tanks at CTF Lakwa in Assam Asset with total financial implications of ₹ 14,08,212.00 inclusive of GST@18% as brought out above at para no.3.4.

4.2 To release the EMD of M/s N. E. Paint Udyog and M/s Elance India as deliberated at Para.3.6 above.

The above recommendations shall require approval of CPA.

Tender Details:

BDP Ref:	24.1 (a)
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Type of tender:	Indigenous open Tender under “Two Bid” system through GePNIC Portal
Award Value	₹ 14,08,212.00
CPA	L-1 Executive as per para no.24.1(e) of BDP
Competent Authority to approve proposal	CPA i.e. L-1 Executive
Bid Validity	19.10.2025

Submitted for Approval please

PEC Members

ED-AM pl.

Submitted for approval please.

PAWAN KUMAR JALUTHARIA
(Gp.General Manager (Mech))

Recommended & Electronically Signed by:
PAWAN KUMAR JALUTHARIA - 76317 (Gp.General Manager (Mech))
ASSAM ENGINEERING SERVICES - SIBS
On : 24/09/2025(13:34:37)

SANDIP DAS
(Ch.General Manager (F & A))

Recommended & Electronically Signed by:
SANDIP DAS - 94146 (Ch.General Manager (F & A))
ASSAM FINANCE - SIBS
On : 25/09/2025(15:04:08)

Electronically Signed & Submitted by:

ABHINAV KUMAR SHRIVASTWA - 124965 (Suptdg.Engr.(Mech))

ASSAM ENGINEERING SERVICES - SIBS

On: 25/09/2025(16:49:30)

May kindly approve the PEC recommendations.

Forwarded & Electronically Signed & Submitted by :

PAWAN KUMAR JALUTHARIA - 76317 (Gp.General Manager (Mech))

ASSAM ENGINEERING SERVICES - SIBS

On:25/09/2025(20:39:25)

PEC recommendations approved as proposed above.

Approved & Electronically Signed by:

BHASKAR CHOWDARY NETTEM - 83170 (Executive Director)

ASSAM ASSET - SIBS

On: 26/09/2025(17:48:56)