

**MILITARY ENGINEER SERVICES****NOTICE INVITING E-TENDERS**

1. A tender is invited for the work as mentioned in Appendix 'A' to this NOTICE INVITING TENDER (NIT).
2. The work is estimated to cost as indicated in aforesaid Appendix 'A'. This estimate, however, is not a guarantee and is merely given as rough guide and if the work cost more or less, a tenderer/ bidder will have no claim on that account. **The tender shall be based on as mentioned in aforesaid Appendix 'A'.**
3. The work is to be completed within the period as indicated in aforesaid Appendix 'A' in accordance with the phasing, if any, indicated in the tender from the date of handing over site, **which will be on or after two weeks after submission of amount of performance security deposit by the tenderer.**
4. Contractors whose names are on the MES approved list and within whose financial category the estimated amount would fall and un-enlisted contractors may submit tender/bid subject to other eligibility criteria mentioned in Appendix 'A'. However in case of term contracts, enlisted contractors of class SS to E may submit tender. Not more than one tender/bid shall be submitted/uploaded by one contractor/firm. Under no circumstances, will a father and his son(s) or their close relations who have business dealing with one another be allowed to tender/bid for the same contract as separate competitor. Two firms shall be deemed to have business dealing if any of the partners/proprietor/ director is common among both of them. A breach of this condition will render the tenders/bids of both parties liable for rejection.
5. The Office of Chief Engineer Jaipur Zone, Power house road, Bani Park Jaipur-302006 will be the Accepting Officer herein after referred to as such, for the purpose of this contract.
6. Not more than one tender/bid shall be submitted/uploaded by one bidder firm. Under no circumstances, will a father and his son(s) or other close relations who have business dealing with one another be allowed to tender/bid for the same tender as separate competitor. A breach of this condition will render the tenders/bids of both the parties liable for rejection.
7. The Technical Bid and Financial Bid (Cover-1 and Cover-2) shall be uploaded by the contractor/tenderer/bidder on or before the date & time mentioned in NIT or as amended subsequently. A scanned copy of DD with enlistment details and other documents as specified in Appendix 'A' shall be uploaded as Cover-1 ('T' bid) of the tender/bid on e-tendering portal. DD is refundable in case the contractor is not considered eligible in technical evaluation of Cover-1 resulting in non opening of cover-2. The applicant contractor shall bear the cost of bank charges for procuring and encashing the DD including revalidation of DDs and shall not have any claim from Government whatsoever on this account
8. Tender form and conditions of contract and other necessary documents shall be available on [defproc.gov.in](http://defproc.gov.in) web site for download and shall form part of contract agreement in case the tender/bid is accepted.
9. In Case of MES enlisted contractor who has not executed the Standing Security Bond or **declared as un-enlisted by the enlisting authority**, and un-enlisted contractor, the Cover-1 shall be accompanied with Earnest Money for the amount as mentioned in Appendix 'A' in the form of deposit at call receipt issued in favour of concerned GE (see Appendix 'A') by a Scheduled Bank or in receipted treasury Challan the amount being credited to the revenue deposit of the concerned GE (see Appendix 'A').

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10 In case of successful contractor i e the lowest contractor having submitted EMD, he shall have the option of converting the EMD instrument into part of the Performance Security deposit to be deposited by him within 28 days from the receipt of intimation of acceptance intimation of acceptance of tender from Accepting Officer.

11. Sample of **local materials** and stores to be supplied by the contractor will also be available for inspection by the bidder at the office of concerned GE/GE (I)/ AGE (I)/ Project manager during working hours. The bidder is advised to visit the site of work by making prior appointment with **concerned** GE/GE (I)/ AGE (I)/ CCE/Project manager, who is the Executing agency of the work. (See Appx-"A"). The bidder shall be deemed to have full knowledge of all relevant documents/samples/site etc., whether he has inspected them or not.

12 Any tender/bid which proposes any alteration to any of the conditions laid down or proposes any other new condition whatsoever, is liable to be rejected.

13 The uploading of bid by bidder implies that bidder has read this notice and conditions of contract and **has** made himself aware of the scope and specifications of the work to be done and of the conditions and rates at which stores (as applicable), etc will be issued to him and local conditions and other factors having bearing on the execution of the work.

14. The Tenderers/bidders must be in possession of a copy of the MES Schedule (SSR) (Part-I and Part-II of latest edition) including amendments and errata thereto.

15. Accepting Officer does not bind himself to accept the lowest or any tender/bid or to give any reason for not doing so.

16. The Accepting Officer reserves his right to accept a tender submitted by a Public Undertaking/Small and Medium Enterprises (SMEs), giving a price preference/purchase preference over other Tenderer(s)/bid(s) which may be lower, as are admissible under the Government policy. No claim for any compensation or otherwise shall be admissible for such tenderer/bidder whose tender/bid is rejected.

17. This **Notice Inviting Tender (NIT)** including Appendix 'A' and annexure there to, if any, shall form part of the contract agreement.

**APPENDIX 'A' TO NOTICE INVITING TENDER (NIT)**

1	Name of work	<b>PROVISION OF 1.0MW, 0.2 MW AND 0.13 MW SOLAR POWER PROJECTS AT NIWARU, BHAKROTA AND JAIPUR MIL STATION RESPECTIVELY UNDER GE (S) JAIPUR</b>
2	Estimated Cost	Rs 856.00 lakh (At Par Market)
3	Period of completion	365 days
4	Cost of tender documents	Rs 3000.00 in the form of DD/ Bankers cheque from any schedule Bank in favour of <b>GE (S) Jaipur</b> and payable at <b>Jaipur</b> . (Note : In case of retendering, the contractor who had quoted in the previous call is not reqd to submit the cost of tender)
5	Website/portal address	<a href="http://www.defproc.gov.in">www.defproc.gov.in</a>
6	Type of contract	The tender shall be based on drawings and specifications (IAFW-2159) and GCC (IAFW-2249) with Schedule 'A' (list of items of work) partially pre priced by MES and partially to be priced by tenderer. The tenderers are required to quote lump sum amount for pre priced parts of schedule 'A' and quote rates against items of other parts of schedule 'A'.
7	Timeline Details:	
	(a) Bid submission start date	Refer critical dates on the website <a href="http://www.defproc.gov.in">www.defproc.gov.in</a>
	(b) Bid submission end date	
	(c) Date of bid opening	
8	Eligibility Criteria	
	(a) For MES enlisted contractors	Contractor shall satisfy the following :- (i) Enlistment in Class "S" and above as per MES Enlistment rules. (ii) Shall not carry adverse remarks in Work Load Return or any similar report circulated by the competent engineer authority. (iii) Prequalification criteria as in Note 1 here-in-after.
	(b) For contractors not enlisted with MES	(i) Contractor shall meet the enlistment criteria of 'S' Class and above contractor with regard to satisfactorily completion of requisite value works with Central/State Government/ Central/ State PSUs/ AWHO/ AFNHB/ CGEWHO / DGMAP, annual turnover, bank solvency, working capital and other requirements given in Para 1.4 & 1.5 of Section 1 of MES Manual of Contracts 2020 as available in all MES formations as well as MES website ( <a href="http://www.mes.gov.in">www.mes.gov.in</a> ).  (ii) Not carrying adverse remarks in Work Load Report (WLR) or any other similar report circulated by any competent authority, if already working in MES.  (iii) Not suspended/debarred/blacklisted (either permanently or temporarily) from participating in any bid or for business dealings by any Central/State Government Department or any Central/State Government PSU or any Autonomous Body under Central/State Government or any Local Body as on the bid submission end date.  (iv) Prequalification criteria as in Note 1 here-in-after.

Signature of Contractor

for Accepting officer

**APPENDIX 'A' TO NOTICE INVITING TENDER (NIT)**

		(v) Details of works completed and under progress in MES be submitted in the following format						
		<table><tr><td>Srl No.</td><td>CA No. &amp; Name of Work</td><td>Value of CA</td><td>Date of Commencement</td><td>Date of Completion</td><td>Extended Date of Completion</td></tr></table>	Srl No.	CA No. & Name of Work	Value of CA	Date of Commencement	Date of Completion	Extended Date of Completion
Srl No.	CA No. & Name of Work	Value of CA	Date of Commencement	Date of Completion	Extended Date of Completion			
		(vi) Un-enlisted Contractor who have secured two works in MES should get themselves registered in the appropriate designated Class with any Registering Authority, else the firm will not be eligible for participation in the tender unless until the firm is enlisted with the MES.						
	(c) Technical PQC criteria	Refer Note 1 here-in-after for Solar Power Works						
9	Tender issuing and Accepting Officer	Name :- Brig Simerjeet Singh, VSM, Chief Engineer Phone No :- 0141-2202517 Address :- Military Engineer Services, HQ Chief Engineer Jaipur Zone, Power house road, Bani Park Jaipur-302006 Email Id : <a href="mailto:dircontcezjpr2-mes@nic.in">dircontcezjpr2-mes@nic.in</a>						
10	Executing agency	<b>GE(S) Jaipur</b>						
11	Earnest Money	<b>Rs 7,53,000.00</b> in favour of <b>GE (S) Jaipur</b> in the form of deposit at call receipt, FDR not acceptable.						

**NOTES :****1. PRE QUALIFICATION CRITERIA (PQC) FOR SOLAR POWER WORKS:-**

(a) For MES Enlisted Contractors	<p>(i) The contractor should be enlisted in class "S" and above</p> <p>(ii) The contractor should have MoU with solar power firms of rating 1A/1B/1C/2A/ 2B/ 2C given by CRISIL/CARE/FITCH/ ICRA/ SMERA/Brick Work Ratings India Pvt Ltd and having experience as given at Note 1 (c) (i) here-in-after.</p> <p>(iii) Enlisted contractors who are either having above mentioned solar rating themselves fulfilling the criteria laid down here-in-after or meeting the criteria laid down for unenlisted contractors shall also be considered eligible</p>
(b) For Unenlisted Contractors	<p>(i) The contractor should meet the enlistment criteria of Class "S" and above with regard to annual turnover, financial criteria (solvency, working capital) satisfactory completion of similar works and other requirements as per details given in Para 1.4 &amp; 1.5 of Section 1 of Manual on Contracts 2020.</p> <p>(ii) Contractor should have MoU with solar power firms of rating 1A/1B/1C/2A/2B/2C given by CRISIL/ CARE/FITCH/ ICRA/SMERA/Brick Work Ratings India Pvt Ltd and having experience as given at note 1 (c) (i) here-in-after. However requirement of MoU is exempted for contractors who themselves are having requisite rating by rating agency mentioned here-in-before.</p>

Signature of Contractor

for Accepting officer

**APPENDIX 'A' TO NOTICE INVITING TENDER (NIT) contd...**

(c) For all Contractors	<p>(i) The contractor should have experience of having successfully completed &amp; commissioned Solar Power Plants in Government Department/ PSU during last seven years ending last day of month previous to the month of bid submission start date, should be either of the following :-</p> <p>(aa) One work of capacity not less than 80% of capacity specified in the NIT i.e. 0.80 MW</p> <p style="text-align: center;">or</p> <p>(ab) Two works of capacity not less than 50% of capacity specified in the NIT i.e. 0.50 MW</p> <p style="text-align: center;">or</p> <p>(ac) Three works of capacity not less than 40% of capacity specified in the NIT i.e. 0.40 MW</p>
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**Notes for MOU**

(a) In a tender, the eligible solar power firms can either bid as direct participant/bidder or under MoU with MES enlisted /unenlisted contractors, but can not bid simultaneously for the same tender as direct participant/ bidder as also under MoU with MES enlisted/ unenlisted contractors.

(b) MoU will be permitted between one eligible solar power firm and one MES enlisted /unenlisted contractor, bidding for the same tender.

(c) In case any violation of condition at (a) and (b) above is noticed, all such bids shall be treated as invalid.

2. After opening of Cover 1, if the number of MES enlisted contractors of eligible class as well as un-enlisted contractors, if any, fulfilling the other eligibility criteria given in NIT are less than 7 (Seven), applications in respect of contractors one class below the eligible class shall also be considered subject to, fulfillment of PQC as per Note 1 above and other eligibility criteria given in the NIT. Therefore MES contractor's one class below may also bid for this tender. However contractor's of one class below the eligible class shall not be considered in case their present residual work in hand is more than twice their present tendering limit. Such bidders shall upload in their Cover-1 bid details of work in hand showing names of work, name of Accepting Officers, Contract amounts, dates of commencement and completion (stipulated) and progress as on bid submission date. These details shall be verified by the Tender Issuing Authority from concerned formations in case bids of such contractors are considered for evaluation.

3. In case after opening of cover 1, the number of MES enlisted contractors of eligible class as well as un-enlisted contractors, if any, fulfilling the other legibility criteria given in NIT, are 7 (Seven) or more, applications of only those one class below the eligible class bidders shall be considered who fulfill the PQC as per Note 1 above and are meeting the criteria of up-gradation in eligible class with respect of past experience of completed works (individual work experience and average annual turnover as applicable) and financial soundness (solvency/financial soundness and working capital) as per details given in Manual on Contracts. Therefore such contractors shall upload the requisite information/documents in the Cover-1.

4. Un-enlisted contractor shall be considered provided he meets the criteria. However, foreign firms shall not be eligible for this tender. However Indian Firms having foreign national/Indian nationals staying abroad/Indian national having taken foreign citizenship, as director(s) shall be considered subject to security clearance from the concerned authorities.

5. Contractors enlisted with MES will upload following documents in Cover-1 for checking eligibility:-

(a) Application for tender on Firm's letterhead.

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(b) Enlistment letter issued by the Registering Authority duly renewed for the cycle period in vogue.

(c) Scanned copy of DD/Bankers Cheque toward cost of tender and EMD instrument in case SSD bond is not signed at the time of registration.

(d) MoU with solar power firms of rating 1A/1B/1C/2A/2B/2C given by CRISIL/CARE/FITCH/ICRA/SMERA/Brick Work Ratings India Pvt Ltd except who themselves are having requisite rating by rating agency

(e) \* List of successfully completed Solar power plant works in Govt department/PSU in during last seven years by the Firm, showing value of CA, completed value of work in a self-explanatory 'tabular' form as mentioned below. This shall be submitted duly signed by proprietor/any partners/authorized Director of Pvt/ Public Ltd as applicable.

Ser No	Name of work	CA No	Value of work	Date of Acceptance	Date of commencement	Date of completion	Actual date of completion	Capacity of solar power plant completed	Acceptance office detail
1	2	3	4	5	6	7	8	9	10

\* The firm shall submit documentary evidence in support.

(f) Duly signed Integrity Pact

(g) Residual work in hand on Firm's letterhead for one class below contractor and

(h) Any other document required as described in this Appendix.

6. Contractors not enlisted with MES shall be required to upload following documents in Cover-1 for checking eligibility.

(a) Application for tender on Firm's letterhead

(b) Scanned copy of DD/Bankers Cheque toward cost of tender and EMD instrument.

(c) Copy of Police Verification Report/Police Clearance Certificate/Character Certificate from the Police Authority of the area where the registered office of the firm is located/notarized copy of valid passport of Proprietor/each Partner/each Director.

(d) All documents required for enlistment in MES for the eligible class mentioned here-in-before as per Para 1.5 of Section 1 of MES Manual on Contracts 2020.

(e) Details of works being executed in MES, if any.

(f) MoU with solar power firms of rating 1A/1B/1C/2A/2B/2C given by CRISIL/CARE/FITCH/ICRA/SMERA/Brick Work Ratings India Pvt Ltd except who themselves are having requisite rating by rating agency

(g) \*List of successfully completed Solar power plant works in Govt department/PSU in during last seven years by the firm), showing value of CA, completed value of work in a self-explanatory 'tabular' form as mentioned below. This shall be submitted duly signed by Proprietor/any partners/authorized Director of Pvt/ Public Ltd as applicable. It should indicate whether extension was granted or compensation was levied. Attested copy of acceptance letter and completion certificate shall be enclosed of each work. In case performance report has been given by the client same shall also be submitted duly attested.

**APPENDIX 'A' TO NOTICE INVITING TENDER (NIT) contd...**

Ser No	Name of work	CA No	Value of work	Date of Acceptance	Date of commencement	Date of completion	Actual date of completion	Capacity of solar power plant completed	Acceptance office detail
1	2	3	4	5	6	7	8	9	10

\* The firm shall submit documentary evidence in support.

(h) Duly signed Integrity Pact and

(j) Any other document required as described in this Appendix.

7. Tenders not accompanied by scanned copies of requisite DD/Bankers Cheque towards cost of tender and earnest money (as applicable) in Cover-1 shall not be considered for validation of 'T' bid and their Financial Bids will not be opened.
8. Contractors should ensure that their original physical DDs and Earnest Money Deposit (EMD) instruments (as applicable) and ink signed copy of Integrity Pact (refer para 15 here-in-after) reach the office of Accepting Officer within 06(Six) days of bid submission end date, failing which following action shall be taken.
  - (a) In case of tenders from an enlisted contractor of MES, where scanned copies of requisite DD/Bankers Cheque towards cost of tender have been uploaded in Cover-1 but physical copies are not received within the stipulated period, their financial bids (Cover-2) will be opened. However non-submission of physical copies of cost of tender be considered as willful negligence of the tenderer with ulterior motives and such tenderer shall be banned from bidding for a period of six months commencing from the date of opening of Financial Bid (Cover-2)
  - (b) In case of tenders from un-enlisted contractor, where scanned copies of requisite DD/Bankers Cheque towards cost of tenders have been uploaded in Cover-1 but physical copies are not received within the stipulated period, their financial bids (Cover-2) will not be opened. Name of such contractors along with complete address shall be circulated for not opening of their bids for a period of six months commencing from the date of opening of Financial Bid (Cover-2).
  - (c) In case of tenders from enlisted and un-enlisted contractors, where scanned copies of instruments for Earnest Money Deposit(as applicable) have been uploaded in Cover-1 but the same are not received in physical form within stipulated period, such tenders shall not qualify for opening of financial bid (Cover-2).
9. Contractors will not be allowed to execute the work by subletting or through power of attorney to a third party/another firm on his behalf. However a contractor can execute the work through power of attorney to sons/daughters/spouse of Proprietor/Partner/Director and firm's own employees, director, project manager **provided they are not having a separate enlisted firm in MES in their name as Proprietor/Partner/Director.**
10. After opening of Cover-1 and during its technical evaluation, in case any deficiency is noticed in the documents required to be uploaded by the tenderers as per NIT, a communication in the form of e-mail/SMS/Speed Post etc shall be sent to the contractor to rectify the deficiency within a period of seven days from date of communication failing which their financial bid (Cover-2) shall not be opened and contractor shall not have any claim on the same

Signature of Contractor

for Accepting officer

**APPENDIX 'A' TO NOTICE INVITING TENDER (NIT) contd...**

11. Invitation for e-tender does not constitute any guarantee for validation of Technical bid and subsequent opening of financial bid of any applicant/bidder merely by virtue of enclosing DD. Accepting Officer reserves the right to reject the Technical bid and not to open the financial bid of any applicant/bidder. Technical bid validation shall be decided by the Accepting Officer based on eligibility of the firm as per criteria given in this Appendix. Tenderer/bidder will be informed regarding non validation of his Technical bid assigning reasons therefore through tender evaluation report which shall be uploaded on the website. Such tenderer, if desires, may appeal to the next higher Engineer Authority (NHEA) Viz **Chief Engineer SWC Jaipur** on email id **sswceengrj1-mes@nic.in** ( **Fax No:- 01412249365** /01412249112 / 01412249483) with copy to the Accepting Officer on email before the scheduled date of opening of Cover-2. NHEA shall decide the matter within a period of 07 working days from the date of receipt of appeal. The decision of the NHEA shall be final and binding. The tenderer/bidder shall not be entitled for any compensation whatsoever for rejection of his bid.
12. In case the BOQ is revised through the corrigendum and the bidder has failed to quote on revised BOQ (i.e. he has quoted on pre revised BOQ), Such bid shall be treated as willful negligence by the bidder and his quotation shall be considered non-bonafide. In such cases the lowest tender shall be determined from amongst the valid/bonafide bids only. Accepting Officer may decide whether to re-tender or consider the lowest bonafide tender for acceptance.
13. Revoking the offer or revising the rates upward or offering voluntary reduction by the lowest tenderer after opening of Cover 2 shall be considered as a willful default. For this default a penalty of an amount equal to Earnest Money shall be levied. In case of an un-enlisted tenderer, Earnest Money deposited by him shall be forfeited. In case of MES enlisted tenderer having deposited the Standing Security Bond, an amount equal to the earnest money stipulated in the NIT, shall be notified to the tenderer for depositing through MRO and consideration of such tenderer in tender evaluation for future works shall remain suspended till the aforementioned amount is deposited in the Govt Treasury. No other disciplinary/administrative action shall be taken against such tenderers. In such a situation, the next lowest offer shall not be considered for acceptance. Instead, retendering shall be resorted to in a transparent and fair manner and the defaulting tenderer and his related firm if any, shall not be eligible for this tender in second call or subsequent calls.
14. Tender to related firms shall not be issued simultaneously. Firms shall be termed as related if Proprietor/one or more Partners/Directors are common. Decision of Accepting Officer on issue/deny the tender to any one of the related firms shall be final and binding.
15. **INTEGRITY PACT**: - Refer Annexure I to Appendix 'A' to Notice of Tender. The Bidder is required to download & take printout of the integrity pact provided at Annexure-I to notice of tender and scanned copy of same shall be uploaded duly signed on each page by the Bidder(s) as part of technical bid (Cover-1) and hard copy of this original Integrity Pact signed on each page shall be forwarded by post along with demand draft. Bidder (s) who do not upload duly signed scanned copy of Integrity Pact provided at Annexure-I to notice of tender, shall be intimated of the same alongwith intimation of other such deficient documents, through option of 'Short Fall Documents' (in e-tendering portal) before 'T' Bid evaluation. Any bidder who fails to upload & submit the copy of integrity pact duly signed even after this communications, shall be disqualified in the Technical Bid Evaluations (Cover-1).
16. **PERFORMANCE SECURITY**:-See condition (19 of IAFW - 2249). An amount equivalent to 5% of the contract sum shall be deposited by contractor (either enlisted or unenlisted) within 28 days of receipt of the letter of acceptance in prescribed format as specified in condition 19 of IAFW-2249 on receipt of performance security, thereafter work order will be placed, failing which, the contract shall be cancelled and EMD submitted by unenlisted contractor shall be forfeited. In case of enlisted contractor the amount equal to earnest money as mentioned under para 11 above shall be deposited by contractor through MRO in Government treasury.



**APPENDIX 'A' TO NOTICE INVITING TENDER (NIT) contd...**

Issue of tender to such tenderer shall remain suspended till the aforesaid amount equal to earnest money is deposited in government treasury. In case, enlisted Contractor fails to deposit the money through MRO with in notified time frame, same shall be recovered from security deposit held with the deptt or any dues held with the Deptt.(For other details the tender be referred) .

The relaxation in amount of performance security deposit from 5 % to 3 %, can be availed by the lowest bidder in terms of GOI MOD letter No. 66546/P- 2/E8/211/2020/DMA(Wks-II) dated 16th Feb 2021 and E-in-C's branch New delhi letter No. 66546/P- 2/E8/64/E8 dated 31 Dec 2021 , by submitting the undertaking in terms of Para 2.2 (c) & (d) of referred letter dated 16 Feb 2021. In case if contractor abandons the work or invokes the arbitration clause or any other recoveries are found outstanding from the contractor subsequently during the progress of the work, the difference of 2 % shall be recovered from any other amount due from the contractor.

(Signature of Contractor)

Sdxxxxxxxxx...

(RR Meena)

AE (QS&C)

AAD (Contracts)

For Accepting Officer

Dated 27 Jan 2023

File No 80859/C/15/E8  
HQ Chief Engineer Jaipur Zone  
Power House Road Bani Park,  
Jaipur-302006