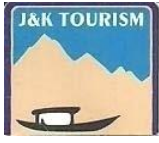




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GOVT. OF U.T OF JAMMU AND KASHMIR
OFFICE OF THE CHIEF EXECUTIVE OFFICER,
TOURISM DEVELOPMENT AUTHORITY
BHADERWAH, DISTRICT DODA.



NOTICE INVITING TENDER
E-NIT No. 10 of 10/2021

On the behalf of Lieutenant Governor of Union Territory of Jammu, Executive Engineer, Tourism Development Authority, Bhadarwah invites tenders by e-tendering on %age (above or below) basis from approved and eligible contractors registered with U.T of J&K. CPWD, Railways and other State/Central Governments of the J&K for the below noted work:-

S. No	Name of work	Estimated Cost (Rs. In Lacs.)	Cost of tender document	Earnest money (In lacs)	Time of completion	Time and date for opening of technical bid	Class of Contractor
1	2	3	4	5	6	7	8
1	Construction of approach road for acquired land for construction of park at Thenthera under Bhadarwah Dev. Authority, Bhaderwah .	4.73 lacs	600.00	Bid Security declaration from duly attested by Notary	30 days	25-10-2021	"A, B, C & D"

Position of AAA : **Accorded**
Position of funds : **Partly available.**

- The bidding document can be downloaded from the website <http://jktenders.gov.in> from **09-10-2021 to 23-10-2021 up to 1600 hours.**
- The bid shall be deposited in electronic format on the website: <http://jktenders.gov.in> from **09-10-2021 to 23-10-2021 up to 1600 hours.**
- Technical bids of bidders shall be opened on online in the presence of Authority Level Contract committee on **25-10-2021** at **1230** hours.
- Bid documents can be seen at and downloaded from website <http://jktenders.gov.in>. Bid document contain qualifying criteria for bidder, specifications, bill of quantities, conditions and other details.
- The site of work is available. The intending bidders are strongly advised to inspect the site of work before bidding.

Bids must be accompanied by cost of Tender Document as specified in column **04** of the table payable at Bhaderwah in favour of **Chief Executive Officer, Bhadarwah Development Authority Bhaderwah** indicating name of work by depositing the requisite amount in Bhadarwah Development Authority's bank Account No **0030040100023389** at **J&K Bank Main Branch Bhadarwah, IFSC Code NO. JAKAOBHADR**. The bidder shall upload the copy of bank receipt for cost of tender documents along with technical bid.

- The original instruments in respect of cost of tender document, and relevant technical bid documents must be delivered by L1 to the Chief Executive Officer BDA Bhaderwah within 5 days of opening of financial bid on line. No separate intimation about opening of financial bids will be sent by this office/by the tender Opening Authority. In case the original documents are not submitted by the L1 bidder within five days after opening of financial bid the tender will be cancelled and the bidder will not be allowed to participate in any further /future tendering process in the Bhadarwah Dev. Authority for a period of one year.
- Financial Bids will be opened on line in the office of the Chief Executive Officer Bhadarwah Dev Authority Bhadarwah. If the office happens to be closed on the date of opening of the bid as specified, the bid will be opened on the next working day at the same time and venue.

6. The bid for the work shall remain open for acceptance for a period of 90 days from the date of opening of bids. If any bidder/tenderer withdraws his bid/tender before the said period or makes any modifications in the terms and conditions of the bid, the said earnest money shall stand forfeited.
7. No Engineer of Gazetted rank or other Gazetted Officer employed in Engineering or Administrative duties in an Engineering Department of the State Government is allowed to work as a Contractor for a period of two years after his retirement from Government service, without permission of the Government. This contract is liable to be cancelled if either the contractor or any of his employees is found any time to be such a person who had not obtained the permission of the Government as aforesaid before submission of the tender or engagement in the Contractor's Service.
8. **Instruction to bidders regarding e-tendering process.**
 - (a). To participate in bidding process, bidders have to get (DSC) "Digital Signature Certificate" as per Information Technology Act-2000, to participate in online bidding. This certificate will be required for digitally signing the bid. Bidders can get above mentioned digital certificate from any approved vendors. The Bidders, who already possess valid (DSC) Digital Signature Certificates, need not to procure new Digital Signature Certificate.
 - (b) The bidders have to submit their bids online in electronic format with Digital Signature. The bids cannot be uploaded without Digital Signature. No Proposal will be accepted in physical form.
 - (c) Bids will be opened online as per time schedule mentioned above.
 - (d) Before submission of online bids, bidders must ensure that scanned copies of all the necessary documents have been attached with bid and for contractors having registration card from Kashmir province needs to upload the clearance certificate from issuing authority filing which their technical bid shall be cancelled and financial bid shall not be opened. .
 - (e) The department will not be responsible for delay in online submission of bids whatsoever reasons may be.
 - (f) All the required information for bid must be filled and submitted online.
 - (g) Bidders should get ready with the scanned copies of cost of documents, EMD & technical qualification as specified in the tender documents/NIT The original instruments in respect of cost of documents, EMD and relevant documents be submitted to the Tender Inviting Authority by the L1 within 10 days of opening of financial bid on line..
 - (h) The details of cost of documents, EMD specified in the tender documents should be the same, as submitted online (scanned copies) otherwise bid will not be accepted.
9. The guidelines for submission of bid online can be downloaded from the website <http://jktenders.gov.in>.
10. The L1 bidder shall have to submit performance security @ 3% of the value of the contract with in seven days of issuance of letter of offer, otherwise the tender will be treated as non-responsive and rates quoted by the such tenderer will have no bearing on the rate of other tenders what so ever.
11. The payment shall be made only after satisfactory completion of work, subject to furnishing of satisfactory item wise inspection thereof and certificate by the committee to be constituted by Chief Executive officer, Tourism Development Authority Bhadarwah for the said job.
12. The contractor whom the contract shall be allotted shall have to ensure completion of work within 1 months (30 days) from the date of allotment in all respect failing which 10% of total project cost shall be deducted as penalty and no laxity or lame excuse shall be allowed.
13. The materials to be used shall be of ISI mark/standard make quality. The quality of materials shall have to be verified/passed by the Executive Engineer before start of work. The approved brand of cement/tar steel is as under:-
 - i) Cement of Ambuja (or) ACC (or) Birla Plus.
 - ii) Tar Steel of SAIL (or) TATA TISCON (or) Rashtriyal ispat.
14. Bid security: Contractor is required to submit Bid Declaration Form on a Judicial Stamp Paper of Rs 10/- duly attested by Notary as per proforma enclosed.

Sd/-
Executive Engineer
Bhadarwah Dev. Authority
Bhadarwah

No: BDA/XEN/2021-22/380-86

Dated: 09-10-2021

Copy to the:

1. Secretary to the Government, Department of Tourism, J&K Civil Secretariat Jammu.
2. Chief Executive Officer, Tourism Development Authority, Bhadarwah.
3. Accounts Officer, Tourism Development Authority Bhadarwah.

4. Assistant Executive Engineer, Tourism Development Authority, Bhadarwah.
5. Draftsman/Notice board/office file.

Bid Security Declaration Form

E-NIT No & Date: _____

Tender Id : _____

Name of Work: _____

1 (Insert complete name and address of the bidder)

1. I/We The undersigned , declare that:

I/We understand that according to your conditions , bids must be supported by a Bid Securing Declaration.

2. I/We accept that I/We may be disqualified from bidding for any contract with you for a period of three years from the date of notification if I am/we are in a breach of any obligation under the bid conditions, because I/We.

a) Have withdrawn/modified/amended, impairs or derogates from the tender, my/our bid during the period of bid validity specified in the form of Bid; or

b)having been notified of the acceptance of our bid by the purchaser during the period of bid validity (i) fail or reuse to execute the contract, if required, or (ii) fail or refuse to furnish the performance Security, in accordance with the Instructions to bidders.

3. I/We understand this bid Securing Declaration shall cease to be valid if I am/we are not the successful bidder, upon the earlier of (i) the receipt of your notification of the name of the successful bidder; or (ii) thirty days the expiration of the validity of my/our bid Signed: (insert signature of person whose name and capacity are shown)

In the capacity of (insert legal capacity of person signing the bid Securing Declaration)

Name: (insert complete name of person signing the Bid Securing Declaration)

Duly authorized to sign the bid for an on behalf of (insert complete name of bidder)

Dated on _____ day of _____ (insert date of signing) corporate

Seal (where appropriate)

Signature

GENERAL INSTRUCTION TO BIDDER.

Scope of Bid.

- 1.1 The Executive Engineer Bhadarwah Dev. Authority as a representative of the Governor of Jammu & Kashmir State invites bids for the construction of works (as described in these documents and referred to as “the works”). The name and identification number of the works is provided in the Appended NIT. The bidders may submit bids for any or all of the works detailed in the table given in the Notice Inviting Tender. Bid for each work should be submitted separately.
- 1.2 The successful Bidder will be expected to complete the intended Completion Date specified in the NIT and shall rectify all the defects during defect liability period of 12 months.
- 1.3 Throughout these documents the terms “bid” and “tender” and their derivatives (bidder/tenderer, bid/tender, Bidding/tendering etc.) are synonymous.

2. Qualification of the Bidder

In order to qualify, all bidders shall provide scanned copies of documents as defined below:-

- i) *Self attested Scanned copy of Registration Card duly renewed for the current financial year 2021-22.*
- ii) *Self attested Scanned copy of GST No. along with latest return/receipt of GSTR.*
- iii) *Self attested Scanned copy of PAN Card*
- iv) *Bid security Declaration on the notarized affidavit as per format mentioned in the NIT/SBD*
- v) *Clearance certificate from card issuing authority if registration card is from Kashmir Province.*

Add following document in original

- vi) *Cost of tender document in the form of Bank receipt in favour of Tender Opening Authority i.e CEO, BDA.*

Even though the bidders meet the above qualifying criteria, they are subject to be disqualified if they have:

- i) Record of poor performance such as abandoning the works, not properly completing the contract, inordinate delays in completion, litigation history, or financial failures etc.

3. One Bid per Bidder

Each Bidder shall submit only one Bid for one work. A Bidder who submits more than one Bid will cause the proposals with the Bidder’s participation to be disqualified.

4. Cost of Bidding

The Bidder shall bear all costs associated with the preparation and submission of his Bid, and the Employer will, in no case be responsible or liable for those costs.

5. Site Visit.

The Bidder, at his own cost, responsibility and risk is encouraged to visit, examine and familiarize himself with the site of works and its surroundings including source of earth, water, road aggregates etc. and obtain all information that may be necessary for preparing the Bid and entering into a contract for construction of the civil works. The costs of visiting the site shall be at the Bidder’s own expense. He may contact the Executive Engineer incharge of work for any guidance relating to site visit.

B. BIDDING DOCUMENTS

6. Content of Bidding Documents.

The set of bidding documents comprises the documents listed below:-

1. Notice Inviting Tender.
2. Instruction to Bidders.
3. General conditions of Contract.
4. Bill of Quantities.
5. Drawing.

7. Bidding documents can be downloaded against the payment as specified in column 5 of the table above.

8. The bidders are advised to examine all instructions, condition of contract, terms and specification, bill of quantities, drawings in the Bid Document. Failure to comply with the requirements of Bidding Documents shall be at the bidder’s own risk. Bids which are not substantially responsive to the requirements of the Bidding Documents shall be rejected.

9. Clarification of Bidding Documents

A prospective bidder requiring any clarification of the bidding documents may notify the Employer in writing or by Facsimile (Fax) at the Employer's address indicated in the Notice Inviting Tenders. The Employer will respond to any request for clarification received earlier than 10 days prior to the deadline for submission of bids. Copies of the employer's response will be forwarded to all purchasers of the bidding documents, including a description of the inquiry, but without identifying its source.

10. **Amendment of Bidding Documents**

Before the deadline for submission of bids the Employer may modify the bidding documents by issuing addenda. To give prospective bidders reasonable time to take an addendum into account, in preparing their bids the Employer shall extend, as necessary, the deadline for submission of bids.

11. **Preparation of Bids**

Language of Bid is English.

12. **DOCUMENTS COMPRISING THE BID**

The bid submitted by the Bidder in electronic form shall be in two separate part.

Part I This shall be named Technical Bid and shall comprise of Scanned copy of following documents.

i. *Copy of EMD in the form of CDR/FDR.*

ii. *Copy of Tender Cost in the form Bank Receipt.*

List of Document to be enclosed with the Bidding Document by the intending Bidders.

(Bidders are advised to use "My Documents" area in their user on Jammu & Kashmir e-Tendering portal (<http://jktenders.gov.in>) to store their following documents which are used in all Tenders and attach these certificates as Non Statutory documents while submitting their bids)

i. *Attested photocopies of Registration Card duly renewed for the current financial year 2020-21*

ii. *GST No*

iii. *PAN Card*

Note;-Original instrument in respect of cost of Documents, EMD and relevant attested copies of Technical Bid Documents must be delivered by L1 to Chief Executive Officer Bhadarwah Development Authority within 10 days of opening of financial bid on line.

i. Bill of quantities.

Each part shall be separately submitted online.

The following documents which are not submitted with the bid will be deemed to be part of the bid.

1. Notice inviting Tender

2. Instruction to the bidder

3. Conditions of Contract

4. Specifications

5. Drawings

13. **Bid prices.**

13.1 The Contract shall be for the whole works based on the priced Bill of Quantities submitted by the Bidder.

13.2 The bidder shall adopt item rates only.

13.3. All duties taxes, royalties and other levies payable by the contractor under the contract, or for any other cause, shall be included in the rates, prices and total Bid price submitted by the Bidder.

13.4 The rates and prices quoted by the Bidder shall be fixed for the duration of the contract and shall not be subject to adjustment on any account.

14. **Currencies of Bid and payment.**

14.1 The unit rates and the prices shall be quoted by the bidder entirely in Indian Rupees. All payments shall be made in India Rupees.

15. **Bid Validity**

15.1 Bids shall remain valid for a period of ninety (90) days after the deadline date for bid submission.

15.2 In exceptional circumstances, prior to expiry of the original time limit, the employer may request the bidder to extend the period of validity for a specified additional period. The request and the bidder's responses shall be made in writing. A bidder may refuse the request without forfeiting his earnest money. A bidder agreeing to the request will not be required or permitted to modify his bid, but will be required to extend the validity of his earnest money for a period of the extension, and in compliance with clause 16 of ITB in all respects.

16 **Earnest Money**

16.1 The bidder L1 shall furnish, as part of the Bid, earnest Money @ 3% of the value of the contract within seven days of opening of financial bid .

- 16.2 The earnest money shall, at the Bidder's option, be in the form of CDR / FDR of a scheduled commercial bank, pledged in favour of Chief Executive Officer, Bhadarwah Dev. Authority Bhaderwah. The CDR / FDR shall be valid for six months or more after the last date of receipt of bids.
- 16.3 Any bid not accompanied by an Earnest Money, pledged in favour of Chief Executive Officer, Bhadarwah Dev. Authority Bhaderwah shall be rejected by the Employer as non-responsive
- 16.4 The earnest money of unsuccessful bidders will be returned within 30 days of the end of the Bid validity period.
- 16.5 The earnest Money of the successful Bidder will be released after successful completion of the work to be certified by the Engineer- in- charge.

C. SUBMISSION OF BIDS

17 Submission of Bids

- 17.1 The Bidder shall submit "Technical Bid" and "Financial Bid" separately under two covers system.
Technical Bid: to be opened on **25-10-2021** in the presence of Authority level Technical Evaluation Committee.
Financial Bid: Shall be opened in case of technically qualified bidders only.

18. **DEADLINE FOR SUBMISSION OF BIDS**

Complete Bids (including Technical and financial) must be submitted online not later than **23-10-2021 up to 1600 hrs.**

The Employer may extend the deadline for submission of bids by issuing an amendment, in which case all rights and obligations of the Employer and the bidders previously subject to the original deadline will then be subject to the new deadline.

D. BID OPENING AND EVALUATION

19 **Bid Opening**

The Employer will open the bids received in the presence of the bidders/bidder's representative who may like to attend at the time, date and place. In the event of the specified date for the submission of bid being declared a holiday for the Employer, the Bids will be opened at the appointed time and location on the next working day.

In all cases, the amount of Earnest Money, forms and validity shall be announced. Thereafter, the bidders' names and such other details as the Employer may consider appropriate, will be announced by the Employer at the opening. The technical bids of the bidder will be opened 1st, "The financial bids of only these bidders will be opened who were found eligible. Tender Inviting Authority have right to revise/cancel/modify to award any condition(s)/tender as a whole in the interest of the Authority(s). Otherwise the EMD only not eligible bidders shall be returned within 30 days from the date of submission of evaluation report. The responsive bidders' names, the Bid prices, the total amount of each bid, and such other details as the Employer may consider appropriate will be announced by the Employer at the time of bid opening.

20 **Process to be Confidential**

Information relating to the examination, clarification, evaluation, and comparison of bids and recommendations for the award of a contract shall not be disclosed to bidders or any other persons not officially concerned with such process until the award to the successful Bidder has been announced. Any attempt by a Bidder to influence the Employer's processing of bids or award decisions may result in the rejection of his Bid.

21 **Clarification of Bids and Contacting the Employer**

No Bidder shall contact the Employer or any matter relating to its bid from the time of the bid opening to the time the contract is awarded.

Any attempt by the bidder to influence the Employer's bid evaluation, bid comparison or contract award decision may result in the rejection of his bid.

22 **Examination of Bids and Determination of Responsiveness:**

During the detailed evaluation of "Technical Bids", the Employer will determine whether each Bid(a) meets the eligibility criteria defined in clause 2 and 4;(b) has been properly signed;(c) is accompanied by the required securities; and (d) is substantially responsive to the requirements of the bidding documents.

A subsequently responsive "Financial Bid" is one which conforms to all the terms, conditions, and specifications of the bidding documents, without material deviation or reservation. A material deviation or reservation is one(a) which affects in any substantial way, inconsistent with the bidding documents, the employer's rights or the Bidder's obligations under the Contract; or (c) whose rectification would affect unfairly the competitive position of other bidders presenting substantially responsive bids.

If a “Financial Bid” is not substantially responsive, it will be rejected by the employer, and may not subsequently be made responsive by corrections or withdrawal of the nonconforming deviation or reservation.

23

PRICE PREFERENCE

There will be no price preference to any bidder.

GENERAL CONDITIONS

- i) Rates quoted shall be deemed to include escalation, all taxes, duties etc. whatever during contract period.
- ii) All other terms and conditions which are in vogue and as per PWD form 25 shall remain applicable
- 2 Misconduct/Misbehavior observed during the tender opening process with any officer/official shall be dealt under rules and in terms of the enlistment of registration of contractor in the Department and shall be subject to cancellation of registration card issued by this department or any other department.
- 3 In case of firm/contractor fails to start the work within the stipulated time, a registered notice or notice sent through special messenger to the firm/contractor for non start of the work that amounts to the breach of the contractor and will be sufficient to windup or cancel his contract.
- 4 The accepting authority reserves the right to accept or reject any or all the tenders before or after their opening without assigning any reason thereof. The allotting authority in view of the exceptional circumstances reserves the right of granting the contract to any of the tenderer if deems proper in the interest of the work of course at the lowest received rates without assigning any reason thereof.
- 5 The department may execute the work left by the contractor at the risk and cost of the contractor. Any additional amount involved for execution of work shall be recovered from the contractor.
- 6 In case of any typographical error, if found in the rates, quantities or units etc. the same shall be corrected and paid as per sanctioned schedule of rates in vogue with contractor’s Tender appreciation/depreciation.
- 7 The contractor shall be personally liable for civil and criminal prosecution under law, if specifications of the work/materials used are found in contravention to the specifications prescribed during execution of work and even after completion and finalization of contract i.e. at any stage.
- 8 He will abide by all prevailing labour laws and will be personally responsible for any causality/eventually/accident during the period of contract.
- 9 The quantities advertised in the rate list are approximate and based on tentative estimates, which can be increased or decreased by 30% as per necessity at site.
- 10 Any item or items of work found necessary during execution of work though not advertised in the Rate list shall have to be got executed and paid as per sanctioned schedule of rates 2020 of J&K PWD with contractor’s appreciation/depreciation.
- 11 Any item if found not necessary at site during execution of work though advertised can be deleted and no claim what so ever shall be entertained on this account.
12. Nallah broken/crushed stone aggregate to be supplied by the contractor/agency shall confirm with standard specification as provided in the revised schedule of rates/book of specification in vogue at present and shall also confirm with the clause mentioned in the M.O.S.T specification.
- 13 The watch and ward of all Material/Machinery shall be the responsibility of Contractor/ Agency.
- 14 No extra lead, lift or carriage if involved shall be paid other than what has been advertised in the rate list even if, it is involved at the site of work. The intending contractors/ agencies are advised to inspect the site of work and keep in view the actual conditions prevailing at site before tendering for the work.
- 15 Nothing extra shall be paid on account of loading/unloading of material at site of work for civil work except sanitary fitting, electrifications for which deposit shall be released six months after the successful completion of comprehensive and maintenance period.
- 16 50% deposit to contractor shall be released after one year of the date of the completion on the report of the AEE incharge on the settlement of penalty case etc. Any repairs if required to be got executed for defective work shall be done by the contractor at his cost during defective liability period i.e.12 months.

- 17 The above work shall have to be completed by the contractor within stipulated time period mentioned above and in case of his failure penalty to the extent of 10% of the total value to the work shall be imposed upon him at the discretion of the next higher allotting authority.
- 18 For any dispute between the contractor and the department, the Secretary Tourism Department J&K shall act as an arbitrator, whose decision shall be final and binding upon both the parties, provision of J&K Arbitration Act. with latest amendments shall be applicable.
- 19 For any dispute between the contractor and department the jurisdiction of Jammu Court will be applicable.
- 20 PWD account code shall be applicable for making payments to the contractor/firm that provides for withholding 10% of amount of bills as contractor deposit.
- 21 All terms and conditions of NIT/Agreement/ Special conditions lay down in the enclosed Rate List shall also hold good.
- 22 The department shall deduct the 1% cess on cost of construction and deposit the same with the J&K Building and Other Construction Workers Welfare Board (Labour Department) under the provision of law in order to avoid any legal proceedings.
- 23 Service tax/Income Tax shall be deducted as applicable from time to time.

Special Conditions

1. **Soil classification for earth work items is final and not liable for any change.**
2. **No extra lead/lift/head load is be admissible over what has been advertised.**

Sd/-
Executive Engineer
Bhadarwah Dev. Authority