



साऊथ ईस्टर्न कोलफिल्ड्स लिमिटेड

(मिनी रत्न कंपनी) (कोल इंडिया लिमिटेड का एक अंश)

CIN (U10102CTI1985GO1003161)

कार्यालय, महाप्रबन्धक, गेवरा क्षेत्र

पो.आ.- गेवरा प्रोजेक्ट, जिला - कोरबा (छ.ग.) 495452

सन्दर्भ : एसईसीएल / गे क्षेत्र / वि.एवं.यॉ / 23-24 / 949

दिनांक: 25/8/23

REGISTERED POST / E-MAIL

To,

M/s. Shree Traders,

103/6, Gajra side, Banki Mongra,
Korba, Distt.- Korba (C.G.)- 495447.

PAN- DYYPS2605J

Proprietor – Shrikant Sahu

Email Id: shrikantsahu093@gmail.com

Mobile : 91-9522223724

Subject:- Banning/debarring of Proprietorship firm, **M/s. Shree Traders, Balco nagar, Korba** from being eligible to submit bid in South Eastern Coalfields Limited for a period of 02 (Two) years with immediate effect.

Reference:-

1. Name of work:- “ Work of Assistance in transportation, loading and unloading of store materials at the charged off store (E&M) of Gevra Project for a period of one year”.
2. NIT No: SECL/GM/GA/SO(ENM)/E-Tender/21-22/71 dtd. 20.09.2021
3. Tender Id No: 2021_SECL_218421_1
4. LOA & LOI No: SECL/GA/E&M/21-22/LOA & LOI/1793 dtd. 24.11.2021.
5. 1st Reminder Letter No: SECL/GA/E&M/20-21/1878 dtd. 05.12.2021.
6. 2nd Reminder Letter No: SECL/GA/E&M/20-21/1917 dtd. 13.12.2021.
7. Termination of contract vide letter No: SECL/GA/SO(E&M)/22-23/2533 dtd. 26.02.2022.
8. Show cause Notice No: SECL/GA/SO(E&M)/21-22/2125 dtd. 08.01.2022.
9. Competent approval accorded on 05.08.2023 vide e-office computer No: 705766 under note # 31.

Dear sir,

An open tender was invited online through e-tendering by the office of the General Manager /Staff officer (E&M), Gevra Area vide NIT No: SECL/GM/GA/SO(ENM)/E-Tender/21-22/71 dtd. 20.09.2021 for the work of “Work of Assistance in transportation, loading and unloading of store materials at the charged off store (E&M) of Gevra Project for a period of one year”

In the tender, proprietorship firm M/s. Shree Traders, Banki Mongra, Korba had participated and after being established Techno-commercially acceptable L-1 bidder, **M/s. Shree Traders, Banki Mongra, Korba** had been awarded the contract vide LOA & LOI No: SECL/GA/E&M/21-22/LOA & LOI/1793 dtd. 24.11.2021.

As per **sub-clause 4.2** of **clause 4** of "**General Terms and Condition**" of the tender under heading "**Security deposit**" the firm had to deposit a sum of Rs.15,596.00 as Performance Security Deposit within 21 days of issuance of said LOA & LOI.

However, **M/s. Shree Traders, Banki Mongra, Korba** has not submitted the said Performance Security within the given time frame. Due to the failure on the part of the contractor, **M/s. Shree Traders, Banki Mongra, Korba** he was requested vide Letters ref. No: SECL/GA/E&M/20-21/1878 dtd. 05.12.2021 to submit the required performance security and again vide letter ref no. SECL/GA/E&M/20-21/1917 dtd. 13.12.2021 he was requested to deposit required Performance Security. But no action was visible from the side of the contractor towards deposition of Performance security.

When all the above mentioned correspondences yield no result, observing the principle of Natural Justice the SECL Gevra Area Management served the show cause notice vide letter No: SECL/GA/SO(E&M)/21-22/2125 dtd. 08.01.2022 along with offer of Personnel hearing to the contractor to explain the reason of non-compliance to the Terms and Condition of the contract within 15 days after receipt of said letter. However, contractor neither replied to the show cause notice nor appear before the authority for personal hearing against the opportunity provided.

Accordingly, the act of non-submission of performance security by the contractor **M/s. Shree Traders, Banki Mongra, Korba** has violated the condition stipulated in clause – 4.2 of General Terms and Condition of the Tender. The relevant clause of the tender is quoted below for reference -

Quote

4.2 Performance Security should be 3% of contract amount and should be submitted within 21 days of issuance of LOA by the successful bidder in any of the form given below -----

-----In case the successful bidder fails to submit the Performance Security, if any, within the stipulated time then the award of work shall be cancelled. The bidder(s) will be banned for 02 years for being eligible to submit bid in CIL and its subsidiaries with the approval of Tender accepting authority with intimation to all concern and online blocking of bidder shall be done on receipt of written communication from the Tender inviting authority by application Admin of CIL e-procurement portal. -----

In case of JV/Partnership firm, the banning shall also be applicable to all individual partners of JV/Partnership firm.

Unquote

Due to failure on the part of the contractor **M/s. Shree Traders, Banki Mongra, Korba** to submit the required performance security, Company (SECL) has no option left other than to cancel the LOA/LOI and take penal action as per condition of award/Notice inviting tender.

The cancellation of the instant award of work has led to wastage of valuable time and efforts and delay in work execution which was important for smooth functioning of E&M charged off store of Gevra Project.

Accordingly, the Competent Authority, decided to cancel the LOA & LOI and impose penalty of Banning / debarring the firm **M/s. Shree Traders, Banki Mongra, Korba** from being eligible to participate in future tenders of SECL for a period of 02 (Two) years from the date of issue of such debarring order in line of the provision of clause - 4 of Terms and Condition of NIT. The LOA & LOI No. SECL/GA/E&M/21-22/LOA & LOI/1793 dtd. 24.11.2021 was cancelled vide letter reference no. SECL/GA/E&M/21-22/2533 dtd. 26.02.2022.

Now from this letter the proprietorship firm **M/s. Shree Traders** having Registered address – **103/6, Gajra side, Banki Mongra, Korba, District- Korba (C.G.), Postal code- 495447** Proprietor – **Shrikant Sahu, PAN No. DYYPS2605J** is hereby **banned/debarred from being eligible to participate in future tender of SECL for a period of 02 (Two) years with immediate effect.**

This issue with the approval of Competent Authority.

25/08/2023

General Manager/Staff Officer(E&M),
SECL, Gevra Area

Copy to:

01. TS to DT(O), SECL HQ, Bilaspur – For kind information
02. TS to DT(P&P), SECL HQ, Bilaspur – For kind information
03. GM(Vigilance), SECL, Bilaspur – For kind information
04. General Manager(E&M)/HOD, SECL
05. All the HODs, SECL, Bilaspur.
06. GM(System), SECL, Bilaspur
07. GM(MM)/HOD, SECL, Bilaspur.
08. CGMs / GMs, all Areas SECL including CSKB, CWS Korba, CEWS Gevra & DCC.
09. SO(E&M)/SO(Excv)/SO(Civil), all Areas SECL including CSKB, CWS Korba, CEWS Gevra & DCC.
10. Case file.