

**IN LIEU OF IAFW-2162 (REVISED –1960)**  
**MILITARY ENGINEER SERVICES (NOTICE INVITING TENDER)**

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 estimated however is not a guarantee and is merely given as a rough guide and if the work cost more or less, a tenderer/bidder will have no claim on that account.
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 about two weeks after the date of acceptance of tender.
4. Contractors whose names are on the MES approved list and within whose financial category the estimated amount would fall and unenlisted contractors may submit tender/bid subject to other 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 shall be submitted/uploaded by one contractor/ 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 contract as separate competitors. 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 the parties liable for rejection.
5. The office of **HQ CWE(Hills) Pithoragarh** will be the Accepting Officer here in after referred to as such for purpose of the 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 competitors. 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 on or before the date & time mentioned in **NIT**. A scanned copy of DD with enlistment details and other documents as specified in **Appendix 'A'** shall be uploaded as cover-1 ('Technical' bid) of the tender 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 website [defproc.gov.in](http://defproc.gov.in) 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, and unlisted contractor the cover-1 shall be accompanied with by Earnest Money of amount as mentioned in the Appendix 'A' in the form of deposit at call receipt if favour of concerned GE/AGE(I) (See Appendix 'A') by a scheduled bank or in receipted treasury challan the amount being credited to the revenue deposit of the concerned GE/AGE(I) (See Appendix 'A'). The GE/AGE(I) will return the Earnest Money wherever applicable to all unsuccessful tenderers/bidders by endorsing an authority on the deposit-at-call receipt for its refund on receipt of intimation from the Accepting officer to do that.
10. In case of successfully 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 to be deposited by him within 28 days from the receipt of intimation of acceptance of tender from Accepting Officer.

11. Sample of 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 GE/GE (I) /AGE (I) CCE/ Project manager, who is the Executing Agency of the work (see Appendix 'A')<sup>1</sup> The bidder shall be deemed to have full knowledge of all relevant documents, samples, site etc., whether he has inspected or not.
12. Any 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 a bidder implies that bidder has read the notice and the condition of contracts and has made himself aware of the scope and specification of work to be done and 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 Tenderers/bidders must be in possession of a copy of the MES standard schedule (SSR) (Part I & 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 the right to accept a tender submitted by a public Undertaking/ small and medium enterprises (SMEs), giving a price preference/purchase preference over other tender(s)/bids 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. The **Notice Inviting Tender (NIT)** including Appendix 'A' and annexure thereto, if any, shall form part of the contract agreement.

**Signature of contractor**  
**Dated:** \_\_\_\_\_

**DCWE (Contracts)**  
**For     Accepting     Officer**

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

1.	Name of work	:	<b><u>NAME OF WORK: PROVN OF ROOFTOOP SOLAR POWER PLANT TOTALLING 100KW AT CERTAIN BUILDING AT MIL STN PITHORAGARH UNDER GE PITHORAGARH</u></b>
2.	Estimated Cost	:	<b>Rs 71.20 lakh (At par market)</b>
3.	Period of Completion	:	<b>Phase I - 180 days &amp; Phase II – 3650 days</b>
4.	Cost of tender documents	:	Rs. 1000/- in the shape of DD/Banker's cheque from any Scheduled bank in favour of GE PITHORAGARH and payable at <b>PITHORAGARH</b> . <b>(Note: In case of retendering, the contractor who had quoted in the previous call is not required to submit the cost of tender.)</b>
5.	Website/portal address	:	<b>www.defproc.gov.in</b>
6.	Type of contract	:	The tender shall be item rate contract based on IAFW-2249 and IAFW-1779A with list of works to be quoted by the contractor
7.	Timeline details:		
	(a) Bid submission start date		Refer critical dates on the website.
	(b) Last date of bid submission		
	(c) Date of bid opening		
8.	<b><u>Eligibility Criteria</u></b>	:	
	(A) For MES Enlisted Contractors.	:	<p>(i) Contractor shall be enlisted with MES in <b>Class 'C'</b> and above and category <b>b(i)</b> subject to satisfactory remarks wrt performance in respect of works in hand as reflected in Work Load Return (WLR) or any other report circulated by competent Engineer Authority.</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 at C(i) below.</p> <p>(iii) Enlisted contractors who are either having above mentioned solar rating themselves fulfilling the criteria laid down here-in-below or meeting the criteria laid down for unenlisted contractors shall also be considered eligible.</p>
	(B) For Contractors not enlisted with MES.	:	<p>(i) Contractor not enlisted with MES should meet the enlistment criteria of <b>'C' class &amp; b (i)</b> category 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 and 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>).</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 C (i) below. However, requirement of MoU is exempted for contractors who themselves are having requisite rating by rating agency mentioned here-in-before.</p>

				<div><div>(iii) Not carrying adverse remarks in Work Load Return (WLR) or any other similar report circulated by any competent authority, if already working in MES.</div><div>(iv) 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.</div><div>(v) 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 <b>MES</b>.</div><div>(vi) Details of works completed and under progress in MES be submitted in the followingformat: -<table><tr><td>S. N o.</td><td>CA No. and Nam e of work</td><td>Val ue of CA</td><td>Date of commencem ent</td><td>Date of completion</td><td>Extended date of completion</td></tr><tr><td></td><td></td><td></td><td></td><td></td><td></td></tr></table></div></div>	S. N o.	CA No. and Nam e of work	Val ue of CA	Date of commencem ent	Date of completion	Extended date of completion						
S. N o.	CA No. and Nam e of work	Val ue of CA	Date of commencem ent	Date of completion	Extended date of completion											
		(C) For All Contractors	÷	<div><div>(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 the month previous to the month of bid submission start date, should be any of the following: -<div><div>(a) One work of capacity not less than 80 KWP.</div><div>OR</div><div>(b) Two works of capacity not less than 50 KWP.</div><div>OR</div><div>(c) Three works of capacity not less than 40 KWP.</div></div></div><div><div>NOTES:</div><div><div>(i) No contractor (enlisted or unenlisted) will be allowed to execute the work by subletting or through power of attorney holder on his behalf to a third party/ another firm except sons/ daughters of proprietor/ partner/ Director, Project Manager as per contract conditions.</div><div>(ii) In the tender, the eligible solar power firms can either bid as direct participant/bidder or under MoU with MES enlisted/unenlisted contractors, but cannot bid simultaneously for the same tender as direct participant/bidder as also under MoU with MES enlisted/unenlisted contractors. Joint Venture is also permitted.</div><div>(iii) MoU will be permitted between one eligible solar power firm and one MES enlisted/unenlisted contractor bidding for the same tender.</div><div>(iv) In case any violation of conditions at (i) to (iii) above is notice, all such bids shall be treated as invalid.</div></div></div></div>												

9.	Tender issuing and Accepting Officer	:	HQ CWE (Hills) Pithoragarh E-mail: <a href="mailto:pghhls3-mes@nic.in">pghhls3-mes@nic.in</a>
10.	Executing agency	:	GE PITHORAGARH
11.	Earnest Money	:	Rs. 1,32,000/- (Rupees One Lakh Thirty Two Thousand Only) in favour of GE PITHORAGARH

**APPENDIX 'A' TO NOTICE INVITING TENDER (NIT) (Contd/..)****NOTES: -**

1. In case after opening of Cover 1, the number of MES enlisted contractors of eligible class as well as eligible un-enlisted contractors, if any, fulfilling the other eligibility criteria given in NIT is less than 7 (Seven), applications in respect of MES contractors of one class below the eligible class shall also be considered subject to fulfillment of other eligibility criteria given in the NIT. Therefore, MES contractor's one class below may also bid for this tender. Such contractors (contractors of one class below the eligible class) shall not be considered in case their present residual work in hand is more than **FIVE TIMES** their present tendering limit. However, in case such contractors fulfil the criteria of upgradation to the stipulated eligible class based on past experience of completed works (individual work experience and /or average annual turnover, as applicable) and financial soundness (solvency/financial soundness and working capital), the ceiling of present residual work will not apply and they will be considered for issue of tender. **Such bidders shall upload in their Cover-1 bid details related to residual work in hand like details of works in hand showing names of work, names of Accepting Officers, Contract amounts, dates of commencement and completion (stipulated) and progress as on bid submission date. Such contractors, if claim to fulfil the criteria of upgradation shall also upload the requisite information/documents in support of upgradation.** These details shall be verified by the Tender issuing Authority from concerned formations in case bids of such contractors are considered for evaluation.

2. 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 eligibility criteria given in NIT, are 7 (Seven) or more, applications of only those one class below the eligible class bidders shall be considered, who have previously completed similar works satisfactorily and are meeting the criteria of up gradation in respect of past experience of completed works (individual work experience and/or 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.**

3. Unenlisted contractor shall be considered provided he meets the criteria. 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.

4. Contractors enlisted with MES will upload following documents in Cover-1 checking eligibility:  
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- (a) Application for tender on firm's letterhead.
- (b) Enlistment letter issued by the Registering Authority duly renewed for the cycle period in vogue.
- (c) Scanned Copy Of DD/Bankers cheque towards cost of tender and EMD instruments in case SSD Bond is not signed at time of registration.
- (d) OTHER DOCUMENTS AS PER NIT
- (e) MOU WITH SOLAR POWER FIRMS HAVING EXPERIENCE AS PER ELIGIBILITY CRITERIA SPECIFIED WHEREVER APPLICABLE (FORMAT ENCLOSED AS ANNEX II)
- (f) Any other documents required as described in this appendix.

5. Contractors not enlisted with MES will be required to upload following documents in Cover-1 for checking eligibility: -

- (a) Application for tender on Firm's letter head.
- (b) Scanned copy of DD/ Bankers cheque toward cost of tender and Earnest Money Deposit (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 valid passport of Proprietor/each Partner/each Director.

(d) All documents required for enlistment in MES for the class mentioned in Para 8(B) above as per Para 1.5 of MES Manual on Contracts 2020.

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

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

(g) MOU WITH SOLAR POWER FIRMS HAVING EXPERIENCE AS PER ELIGIBILITY CRITERIA SPECIFIED WHEREVER APPLICABLE (FORMAT ENCLOSED AS ANNEX II)

6. 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.

7. Contractors should ensure that their original physical DDs and Earnest Money Deposit (EMD) instruments (as applicable) reach the office of Accepting Officer within Seven (07) days of bid submission end date, (\*The number of days to be mentioned shall be as decided by Accepting Officer, but it shall not be less than 5 days) 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 shall 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 unenlisted contractors, where scanned copies of requisite DD/Bankers Cheque towards cost of tender have been uploaded 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 unenlisted 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).

8. Contractor 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.

9. 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 tenderer as per NIT, a communication in the form of email/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.

10. 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 Bareilly Zone** on email id **cezb2-mes@nic.in** 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 seven working days for 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.

11. In case an un-enlisted contractor is already executing works in MES, he shall not be considered eligible for the subject tender if the total value of such works is more than twice the tendering limit of the MES class of contractor for which it is eligible. For this purpose, details of the works being executed by such a contractor shall be uploaded in the Cover – 1 of the bids and shall be checked/verified by the Accepting Officer.

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 their 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 unenlisted 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 Government 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. In case of rejection of technical/prequalification bid, contractor may appeal to next higher Engineer authority i.e., HQ Chief Engineer Bareilly Zone on email/fax/speed Post against rejection, whose decision shall be final and binding. However, contractor/bidder shall not be entitled to any compensation whatsoever for rejection of technical/prequalification bid.

16. Court of the place from where tender has been issued shall alone have jurisdiction to decide any dispute arising out of or in respect of this tender. After acceptance of tender, Condition 72 (Jurisdiction of Courts) of IAFW-2249 shall be applicable.

#### 17. JOINT VENTURE:

17.1 Two firms are permitted to bid for the tender based on Joint Venture agreement/Joint Bidding agreement between them. Joint Venture (JV) shall not comprise more than two firms (called parties of JV). The format of agreement is attached as Annexure IV hereto. The JV shall be considered as unenlisted contractor. The JV shall submit earnest Money Deposit for all tenders as per instructions.

17.2 No JV shall be allowed to participate if either or both the parties are banned/adversely remarked in work load return of MES or debarred from tendering by any authority.

17.3 Foreign Companies shall not be permitted to participate in JV. Security clearance of Foreign Companies having foreign citizenship Directors shall dealt with as prescribed hereinafter.



17.4 Indian Companies having Director (s) of foreign origin and Indian Companies having Director (s) of Indian origin but residing abroad / having foreign citizenship shall be permitted to participate in JV. However, security clearance in such cases shall be obtained by following procedure laid down by Ministry of Home Affairs vide their letter No.II/20034/2013-IS II dt 30 Jun 2015 and amendment there of vide OM No II/20034/2013-II dt 09 Dec 2015. These letters, being classified, are not being shared. The case for security clearance shall be processed to E-in-C's Branch for taking up matter with concerned authorities.

17.5 Case for security clearance shall be processed by Accepting Officer on PRIORITY after opening of 'T' bid (Cover-1). Further processing of tender to open Finance Bid (Cover-2) shall not be held up awaiting receipt of security clearance. However, if the JV requiring security clearance of Director (s) becomes L1, the tender shall be accepted only on receipt of security clearance. For this, the Accepting officer will pursue the security clearance vigorously.

17.6 A valid agreement shall exist between the parties of JV defining clearly the role, responsibility and scope of work of each party, percentage share of each party alongwith nomination of leader (lead Party) for the purpose of this work and a confirmation that the parties of the JV are jointly and severally responsible.

17. 7 JV as a single unit or each party of the JV shall have Permanent Account Number (PAN) and GSTIN. However, if the contract is awarded to the JV, then PAN & GSTIN shall be obtained by the JV as single unit.

17. 8 The JV shall have two parties. The lead party of the JV shall meet minimum 60% or the percentage of its share in the JV (whichever is higher) of the qualifying criteria pertaining to (a) past experience of completed works, (b) Average Annual Turnover, (c) Bank Solvency/ Financially Soundness for engagement and (d) Working Capital. Both the parties combined shall meet minimum 120% of the above qualifying criteria. The party other than the lead party shall meet minimum 30% of the above qualifying criteria.

17.9 Both the Parties of JV shall jointly possess the required T&P, machinery and engineering/ supervisory staff. T&P can be either on ownership basis or lease hold as stipulated in NIT/ tender documents and documentary proof of the same shall be submitted. Other qualification criteria shall be meet fully/ jointly by both the parties of JV or as a single unit of JV.

17.10 JV concluded upto the date of bid submission are permitted to apply. Copy of JV should be uploaded. The Department reserves the right to verify the particulars furnished by the applicant independently. If any information furnished by the applicant JV is found incorrect and / or misleading and/or false representation and/or deliberately suppressed information, at a later stage, the JV and both the parties shall be liable to be debarred from tendering / taking up of any work in MES.

17.11 Party / parties will not be allowed to bid for the same tender in their independent capacity as well as under JV. Also, no party will be allowed to bid for the same tender under multiple JVs. In case of violation (party/parties bidding independently as well as under JV for the same tender, party/parties bidding for the same tender under multiple JVs), the bid of the party/parties concerned as well as the bid(s) of the related JV(s) shall not be opened (i.e., shall not be qualified in 'T' bid Cover '1').

17.12 The lead party shall attend all progress review meetings and shall be answerable to all issues relating to the project.

17.13 For any of the defaults as under of the JV, administrative action shall be taken against both the parties of JV: -

(a) In case of non –submission of physical original documents of EMD, parties shall be barred from bidding for six months.

(b) Due to default in performance of contract etc., administrative actions as per existing instructions shall be taken.

17.14 Any unrealized recovery from JV shall be recovered proportionately from the parties in proportion to their percentage share in the JV. If it is not possible to recover proportionate share (partly/fully) from one party, it shall be recovered from other party.

Signature of Contractor

Headquarters  
CWE (Hills) Pithoragarh  
Dated : 15 Apr 2025

DCWE (Contracts)  
for Accepting Officer