

NSPCL
(A joint Venture of NTPC & SAIL)

SHARED SERVICE CENTRE, Bhilai

CONTRACT & MATERIAL DEPTT

Section-I

NOTICE INVITING TENDER (NIT)

FOR

Supply of Earth and JCB/Excavator for backfilling in FGD areas at PP-3 Expansion power plant, NSPCL-BHILAI).

Tender Ref: NSPCL/SSC-Bhilai

GEM Bid No. GEM/2025/B/6262155

NTPC SAIL POWER COMPANY LIMITED (NSPCL) invites online bids through GeM Portal on “**Single Stage Two Envelope Bidding basis (Envelope-I: Techno-commercial Bid & Envelope-II: Price Bid)**” from eligible bidders for aforesaid package, as per the scope of work briefly mentioned hereinafter.

1.0 BRIEF SCOPE OF WORK

The scope of work comprises Supply of Earth and JCB/Excavator for backfilling in FGD areas at PP-3 Expansion power plant, NSPCL-BHILAI.

NSPCL intends to finance subject Package through Internal Resources.

2.0 Detailed Specification, Scope of Work and Terms & Conditions are given in the Bidding Documents, which are available for examination and Sale at our eProcurement Portal (<https://eprocurementpc.nic.in/nicgep/app>) **GeM Portal and as per the following schedule:**

Form of Contract/Tender Category	Services*
Source of IFB/NIT	NSPCL-SSC-Bhilai
Mode of Tendering	Custom Bid Service on GeM Portal
NIT Date	As per details at GeM Portal
Document sale Commencement Date	
Last date for receipt of queries from bidders (if any)	
Last Date & time for Bid submission	
Technical Bid Opening Date & Time	
Price bid Opening Date & time	Shall be intimated separately.
Bid Security / EMD	Rs 2,00,000/-
Benefit to MSE	Applicable. Micro and Small Enterprises (MSEs) registered with Udyam as specified by Ministry of Micro, Small and Medium Enterprises as per MSMED Act 2006, for goods produced and services rendered, shall be issued the bid documents free

	<p>of cost and shall be exempted from paying Earnest Money Deposit.</p> <p>The award shall be made as follows:-</p> <p>a) Award shall be given to L1 bidder if L1 bidder is a MSE.</p> <p>b) In case L1 bidder is not a MSE, then all the MSE vendor(s) who have quoted within the range of L1 + 15%, shall be given the opportunity in order of their ranking (starting with the lowest quoted MSE bidder and so on) to bring down its price to match with L1 bidder. Award for full quantity shall be placed on the MSE vendor who matches its price with L1 bidder at the price quoted by L1 bidder.</p> <p>c) If no MSE vendor who has quoted within range of L1+15% accepts the price of L1 bidder then the award shall be made to the L1 bidder.</p> <p>The benefit as above to MSEs shall be available only for goods/services produced & provided by MSEs for which they are registered.</p> <p>MSEs seeking exemption and benefits should enclose a attested/self certified copy of valid registration certificate, giving details such as validity, stores/services etc. failing which they run the risk of their bid being passed over as ineligible for the benefits applicable to MSEs.</p>
Contract Period	4 Months
Pre-Bid Conference Date & Time (if any)	Not Applicable
Reverse Auction	Not Applicable
Integrity Pact	Not Applicable

"No Queries from Bidders, whatsoever, shall be entertained by the Employer beyond the last date of receipt of Queries/ Pre-Bid Conference (if applicable) as specified on online portal".

Corrigendum (if any) shall be available on [GeM](https://gem.gov.in) Portal only.

As per provisions of Bidding Documents, the Bidders shall submit "Techno-Commercial Proposal" and "Price Proposal" online (<https://gem.gov.in>), within the bid submission date and time as mentioned on Gem Portal. Only Techno-Commercial proposals will be opened on the date and timed mentioned on Gem Portal.

Note: For any corrigendum and extension of date of bid submission, please visit the website <https://gem.gov.in>.

3.0 All bids must be accompanied by Bid Security for an amount (as mentioned at Clause 3.0 above) and Integrity Pact (if applicable). Integrity Pact shall be submitted as per instruction mentioned in ITB/SCC.

"ANY BID NOT ACCOMPANIED BY AN ACCEPTABLE BID SECURITY IN A SEPARATE SEALED ENVELOPE SHALL BE REJECTED BY THE EMPLOYER AS BEING NON-RESPONSIVE AND SHALL NOT BE OPENED."

Any bid without an acceptable Bid Security and Integrity Pact (if applicable) shall be rejected by Employer as being non-responsive and shall not be opened.

4.0 QUALIFYING REQUIREMENTS FOR BIDDERS.

The bidder who wishes to participate in the bidding shall meet the Qualifying Requirements stipulated hereunder:

The Bidders who wish to participate in the bidding shall satisfactorily establish that they fulfil the following qualifying Requirements:

1.0 Technical Criteria:

1.1 The bidder should have executed contract for similar work(s) in the preceding seven (07) years; reckoned as on the date of Techno-commercial Bid Opening with executed contract value (s) as mentioned below:

a) One (1) order having contract value not less than ` 159.44 lakhs

OR

b) Two (2) orders having contract value not less than ` 99.65 lakhs each.

OR

c) Three (3) orders having value not less than ` 79.72 lakhs each.

2.0 Financial Criteria:

2.1 The average annual turnover of the Bidder in the preceding three(3) financial years, reckoned as on the date of Techno-commercial Bid Opening should not be less than ` **199.30 lakhs** (Indian Rupees One Crore Ninety Nine lakh Thirteen thousand only).

NOTES:

- a. The word "Executed" means the bidder should have achieved the criterion specified in Qualifying Requirements, even if the total contract is not completed /closed. A work executed in the preceding seven (7) years reckoned as on the date of technical bid opening, even if it has been started earlier, will also be considered for meeting the requirements against Clause 1.1. above. Agency has to furnish proof of executed value of the work in the form of copies of RA Bills, Relevant PO copy and client's completion certificate/RA bill/Final Deviation Statement etc. in support of meeting Qualifying Requirement.
- b. The phrase Similar Work(s) means **"Civil Works involving Earth or Ash or Sand excavation/ Filling works along with supply of Earth in Civil Construction or Maintenance works"**.
- c. In cases where audited results for the last financial year as on the date of Techno-Commercial bid opening are not available, the financial results certified by a practicing Chartered Accountant shall be considered acceptable. In case, Bidder is not able to submit the Certificate from practicing Chartered Accountant certifying its financial parameters, the audited results of three consecutive financial years preceding the last financial year shall be considered for evaluating the financial parameters. Further, a Certificate would be required from the CEO/CFO as per the format enclosed in the bidding documents stating that the financial results of the Company are under audit as on the date of Techno-commercial bid opening and the Certificate from the practicing Chartered Accountant certifying the financial parameters is not available.
- d. Other income shall not be considered for arriving at annual turnover
- e. The figures indicated in 1.1 & 2.1 are Exclusive of Taxes and Duties.

5.0 Any Certificate(s) / Financial Statement(s) / Audited Balance Sheet and P&L Account (wherever applicable) undertaken/ signed by a Member of Institute of Chartered Accountant of India (ICAI), which Bidders submit in support of compliance to Qualifying Requirements (QR), will carry Unique Document Identification Number (UDIN) generated in line with the Gazette Notification of Council of Institute of Chartered Accountant of India (ICAI).

6.0 Notwithstanding anything stated above, the Employer reserves the right to assess the **credentials/capabilities/capacity** of the Bidder/ his collaborators / associates/ subsidiaries / group companies to perform the contract, should the circumstances warrant such assessment in the overall interest of the Employer.

The physical or any mode of assessment/verifications by Employer shall include but not be limited to the assessment/verifications of office/ facilities/ banker's/ submitted reference works in lieu of credentials. A negative determination of such assessment of credentials/capacity/capabilities may result in rejection of the bid.

7.0 The reference works whose details have been declared in their bid shall only be considered to ascertain the bidder's compliance to the specified qualifying Requirement (QR). The Employer at its discretion may seek any clarification and/or documentary evidence only for the reference works as mentioned above.

However, no change or substitution of the reference works by new/additional plant for conforming to the specified qualifying Requirement shall be sought, offered or permitted”.

- 8.0** *“Bidders are required to furnish the details of the past experience like authentic Work Orders/Purchase Orders/Letter of Awards/Contract Agreements, client certificates, completion certificate, etc. in support of meeting the Qualifying Requirements based on which selection is to be made as per format. However, if any of the Work Orders/Purchase Orders/Letter of Awards/Contract Agreements pertains to the work executed by Bidder for NSPCL in the past, then in respect of such Work Orders/Purchase Orders/Letter of Awards/Contract Agreements, Bidder shall not be required to enclose Client Certificate along with its Bid.”*

1) All the bidders, who are required to submit the details of the past experiences, shall submit all the documents, in support of Technical Qualification Requirements (such as copy of Purchase Orders/ Work Orders/ Contract Agreements/ Client Certificates etc.), duly certified and verified for authenticity from Independent Statutory Auditor of their Company or specified Third-Party Inspection Agency (TPIA).

Further, wherever information can be drawn from books of accounts, records and other relevant documents, Bidders can also submit a certificate issued by their Independent Statutory Auditor certifying the data required for meeting the Technical Qualification Requirements.

Such bidder shall be required to submit duly certified and verified documents from their Statutory Auditors or specified TPIA in support of meeting Technical QR along with a certificate regarding verification of authenticity of documents as per the format placed at Annexure-II (Appendix-1 to Attachment-3 - Undertaking from Statutory Auditor) and/ or Annexure-III (Appendix-2 to Attachment-3 - Undertaking from TPIA). All the documents submitted by the bidder in support of meeting Technical QR shall be digitally signed by the Statutory Auditor and/ or specified TPIA.

(ii) In case documents are certified & verified for authenticity through TPIA, the verification and certification of authenticity of documents is acceptable from any of the following TPIAs:

- 1) SGS India Pvt. Ltd*
- 2) International Certification Services Pvt. Ltd.*
- 3) TUV Rheinland (India) Pvt. Ltd*
- 4) TÜV SÜD South Asia Pvt. Ltd.*
- 5) TUV India Pvt. Ltd. (TÜV Nord Group)*
- 6) Intertek India Pvt. Ltd.*
- 7) Competent Inspectorate and Consultants Pvt. Ltd.*
- 8) KBS Certification Services Pvt. Ltd.*
- 9) ICS India Pvt. Ltd.*
- 10) Assure Quality Management Certification Services Pvt. Ltd.*
- 11) Hertz Inspection & Services Pvt. Ltd.*
- 12) Industrial Inspection and Verification Services (I) Pvt. Ltd.*
- 13) IRCLASS Systems & Solutions Private Limited*
- 14) Quality Services & Solutions Pvt. Ltd.*
- 15) Phistream Consulting Pvt. Ltd.*
- 16) Conformity India International Pvt. Ltd.*
- 17) Dr. Amin Controllers Pvt. Ltd. (Amin)*
- 18) RSJ Inspection Service Limited (RSJ)*

The following website may be referred for contact details of above eighteen (18) TPIAs:

http://nabcb.qci.org.in/accreditation/reg_bod_inspection_bodies.php

Any document pertaining to reference works/ plants in support of Technical QR, which is not certified by specified TPIA or Statutory Auditor of the bidder, as per the format enclosed with the bidding documents, shall not be considered verified/ certified for the purpose of evaluation, and the bid shall be liable for rejection.

(iii) The Bidder shall be responsible to get their documents/ credentials in support of Qualifying Requirements verified & certified by their Statutory Auditor(s) and/ or specified TPIAs. All the costs pertaining to third party verification and certification (including those by statutory auditors) shall be borne by the Bidder. Employer shall have no liability (financial or otherwise)

towards the same and shall not be liable for any claim/ dispute between the bidder and TPIA and/ or Statutory Auditor.

- 9.0 'Class-I local suppliers' only are eligible to participate in this tender, as defined in the bidding documents/ Public Procurement (Preference to Make in India), Order 2017 and its subsequent amendments/ revisions issued by DPIIT. **The bidders may apprise themselves of the relevant provisions of bidding documents in this regard before submission of their bids.**
- 10.0 Any 'Bidder from a country which shares a land border with India', as specified in the Bidding Documents, will be eligible to bid in this tender only if bidder is registered with the Competent Authority as mentioned in the Bidding Documents.
However, the said requirement of registration will not apply to bidders from those countries (even if sharing a land border with India) to which the Government of India has extended lines of credit or in which the Government of India is engaged in development projects.
- 11.0 NSPCL reserves the right to reject any or all bids or cancel / withdraw the Invitation for Bids/NIT without assigning any reason whatsoever and in such case no bidder / intending bidder shall have any claim arising out of such action.
- 12.0 The bidding document is available online. A complete set of Bidding Documents may be downloaded by any interested Bidder from the [GeM](https://gem.gov.in) Portal (<https://gem.gov.in>). The Bidder would be required to register on the website.

First time users are required to register themselves on GeM Portal only. First time users not allotted any vendor code by NSPCL, should send a copy of the registration details to the e-mail address specified in this NIT under Address for Communication with following details at least three working days prior to Technical Opening Date:

- a) Request on the letter head of the Company
- b) Address Proof
- c) Copy of GST Registration Certificate & PAN Card,
- d) Email ID and Contact No.
- e) Name and Designation of the contact person
- f) Cancelled cheque & E.F.T form duly verified by bank

Note: No Hard Copy of bidding documents shall be issued.

- 13.0 **Address for communication:**
AGM/DGM (Contracts & Materials)
NTPC SAIL POWER COMPANY LIMITED (NSPCL),
Shared Service Centre, Bhilai
Expansion Site, Near Purena Village, Bhilai (East) , PO-Dist:Durg(C.G.)
Pin Code-490021
Tel. No.: 0788-2282435
Email: ak.sahoo@nspcl.co.in/ arti.choure@nspcl.co.in
Websites: <https://gem.gov.in> or www.ntpctender.ntpc.co.in or www.nspcl.co.in
- 14.0 **Registered Office:**
NSPCL,, 4TH Floor, NBCC Tower,
15, Bhikaji Cama Place,
New Delhi

Bid Document/ बिड दस्तावेज़

Bid Details/बिड विवरण	
Bid End Date/Time/बिड बंद होने की तारीख/समय	06-06-2025 18:00:00
Bid Opening Date/Time/बिड खुलने की तारीख/समय	06-06-2025 18:30:00
Bid Offer Validity (From End Date)/बिड पेशकश वैधता (बंद होने की तारीख से)	180 (Days)
Ministry/State Name/मंत्रालय/राज्य का नाम	Ministry Of Power
Department Name/विभाग का नाम	Ntpc Sail Power Company Ltd
Organisation Name/संगठन का नाम	Ntpc Sail Power Company Ltd
Office Name/कार्यालय का नाम	Nspcl Ssc Bhilai
क्रेता ईमेल/Buyer Email	buyer10.nspcl.cg@gembuyer.in
Item Category/मद केटगरी	Custom Bid for Services - Supply of Earth and JCB/Excavator for backfilling in FGD areas at PP-3 Expansion power plant, NSPCL-BHILAI
Similar Category/समान श्रेणी	<ul style="list-style-type: none"> Operation and Maintenance Power House / Power Plant
Contract Period/अनुबंध अवधि	4 Month(s)
MSE Exemption for Years of Experience and Turnover/ अनुभव के वर्षों से एमएसई छूट	No
Startup Exemption for Years of Experience and Turnover/ अनुभव के वर्षों से स्टार्टअप छूट	No
Bid to RA enabled/बिड से रिवर्स नीलामी सक्रिय किया	No
Type of Bid/बिड का प्रकार	Two Packet Bid
Time allowed for Technical Clarifications during technical evaluation/तकनीकी मूल्यांकन के दौरान तकनीकी स्पष्टीकरण हेतु अनुमत समय	2 Days
Estimated Bid Value/अनुमानित बिड मूल्य	23517400
Evaluation Method/मूल्यांकन पद्धति	Total value wise evaluation
Arbitration Clause	No
Mediation Clause	No

EMD Detail/ईएमडी विवरण

Advisory Bank/एडवाइजरी बैंक	State Bank of India
EMD Amount/ईएमडी राशि	200000

ePBG Detail/ईपीबीजी विवरण

Advisory Bank/एडवाइजरी बैंक	State Bank of India
ePBG Percentage(%) / ईपीबीजी प्रतिशत (%)	5.00
Duration of ePBG required (Months) / ईपीबीजी की अपेक्षित अवधि (महीने).	7

(a). EMD EXEMPTION: The bidder seeking EMD exemption, must submit the valid supporting document for the relevant category as per GeM GTC with the bid. Under MSE category, only manufacturers for goods and Service Providers for Services are eligible for exemption from EMD. Traders are excluded from the purview of this Policy./जेम की शर्तों के अनुसार ईएमडी छूट के इच्छुक बिडर को संबंधित कैटेगरी के लिए बिड के साथ वैध समर्थित दस्तावेज़ प्रस्तुत करने हैं। एमएसई कैटेगरी के अंतर्गत केवल वस्तुओं के लिए विनिर्माता तथा सेवाओं के लिए सेवा प्रदाता ईएमडी से छूट के पात्र हैं। व्यापारियों को इस नीति के दायरे से बाहर रखा गया है।

(b). EMD & Performance security should be in favour of Beneficiary, wherever it is applicable./ईएमडी और संपादन जमानत राशि, जहां यह लागू होती है, लाभार्थी के पक्ष में होनी चाहिए।

Beneficiary/लाभार्थी :

Sr.Manager(SSC-CS)

NSPCL SSC Bhilai, NTPC SAIL Power Company Ltd, NTPC SAIL Power Company Ltd, Ministry of Power (Arti Choure)

MII Compliance/एमआईआई अनुपालन

MII Compliance/एमआईआई अनुपालन	Yes
-------------------------------	-----

MSE Purchase Preference/एमएसई खरीद वरीयता

MSE Purchase Preference/एमएसई खरीद वरीयता	Yes
---	-----

1. Purchase preference to Micro and Small Enterprises (MSEs): Purchase preference will be given to MSEs as defined in Public Procurement Policy for Micro and Small Enterprises (MSEs) Order, 2012 dated 23.03.2012 issued by Ministry of Micro, Small and Medium Enterprises and its subsequent Orders/Notifications issued by concerned Ministry. If the bidder wants to avail the Purchase preference for services, the bidder must be the Service provider of the offered Service. Relevant documentary evidence in this regard shall be uploaded along with the bid in respect of the offered service. If L-1 is not an MSE and MSE Service Provider (s) has/have quoted price within L-1+ 15% of margin of purchase preference /price band as defined in the relevant policy, then 100% order quantity will be awarded to such MSE bidder subject to acceptance of L1 bid price. The buyers are advised to refer to the [OM No.1 4 2021 PPD dated 18.05.2023](#) for compliance of Concurrent application of Public Procurement Policy for Micro and Small Enterprises Order, 2012 and Public Procurement (Preference to Make in India) Order, 2017. Benefits of MSE will be allowed only if the credentials of the service provider are validated on-line in GeM profile as well as validated and approved by the Buyer after evaluation of submitted documents.

2. If L-1 is not an MSE and MSE Service Provider (s) has/have quoted price within L-1+ 15% of margin of purchase preference /price band as defined in the relevant policy, then 100% order quantity will be awarded to such MSE bidder subject to acceptance of L1 bid price.

3. Estimated Bid Value indicated above is being declared solely for the purpose of guidance on EMD amount and for determining the Eligibility Criteria related to Turn Over, Past Performance and Project / Past Experience etc. This has no relevance or bearing on the price to be quoted by the bidders and is also not going to have any impact on bid participation. Also this is not going to be used as a criteria in determining reasonableness of quoted prices which would be determined by the buyer based on its own assessment of reasonableness and based on competitive prices received in Bid / RA process.

Excel Upload Required/एक्सेल में अपलोड किए जाने की आवश्यकता :

BOQ 23053 - [1748002318.xlsx](#)

Additional Qualification/Data Required/अतिरिक्त योग्यता /आवश्यक डेटा

Introduction about the project /services being proposed for procurement using custom bid functionality:[1747902309.pdf](#)

Instruction To Bidder:[1747902311.pdf](#)

Pre Qualification Criteria (PQC) etc if any required:[1748002050.pdf](#)

Payment Terms:[1747973486.pdf](#)

Scope of Work:[1747973558.pdf](#)

Quantifiable Specification / Standards of The Service/ BOQ:[1747902359.pdf](#)

GEM Availability Report (GAR):[1748000923.pdf](#)

Undertaking of Competent Authority is mandatory to create Custom Bid for Services. Please download standard format document and upload:[1748000949.pdf](#)

Any other Documents As per Specific Requirement of Buyer -1:[1748002107.pdf](#)

Any other Documents As per Specific Requirement of Buyer -2:[1748002414.pdf](#)

Custom Bid For Services - Supply Of Earth And JCB/Excavator For Backfilling In FGD Areas At PP-3 Expansion Power Plant, NSPCL-BHILAI (1)

Technical Specifications/तकनीकी विशिष्टियाँ

Specification	Values
Core	
Description /Nomenclature of Service Proposed for procurement using custom bid functionality	Supply of Earth and JCB/Excavator for backfilling in FGD areas at PP-3 Expansion power plant, NSPCL-BHILAI
Regulatory/ Statutory Compliance of Service	YES
Compliance of Service to SOW, STC, SLA etc	YES
Addon(s)/एडऑन	

Additional Specification Documents/अतिरिक्त विशिष्टि दस्तावेज़

Consignees/Reporting Officer/परेषिती/रिपोर्टिंग अधिकारी

S.No./क्र. सं.	Consignee Reporting/Officer/ परेषिती/रिपोर्टिंग अधिकारी	Address/पता	The quantity of procurement "1" indicates Project based or Lumpsum based hiring.	Additional Requirement/अतिरिक्त आवश्यकता
1	GAJENDRA NATH CHAUHAN	490021, NSPCL Expansion Site PP3 Near Purena Village Bhilai (East)	1	N/A

Buyer Added Bid Specific Terms and Conditions/क्रेता द्वारा जोड़ी गई बिड की विशेष शर्तें**1. Generic**

OPTION CLAUSE: The buyer can increase or decrease the contract quantity or contract duration up to 25 percent at the time of issue of the contract. However, once the contract is issued, contract quantity or contract duration can only be increased up to 25 percent. Bidders are bound to accept the revised quantity or duration

Disclaimer/अस्वीकरण

The additional terms and conditions have been incorporated by the Buyer after approval of the Competent Authority in Buyer Organization, whereby Buyer organization is solely responsible for the impact of these clauses on the bidding process, its outcome, and consequences thereof including any eccentricity / restriction arising in the bidding process due to these ATCs and due to modification of technical specifications and / or terms and conditions governing the bid. If any clause(s) is / are incorporated by the Buyer regarding following, the bid and resultant contracts shall be treated as null and void and such bids may be cancelled by GeM at any stage of bidding process without any notice:-

1. Definition of Class I and Class II suppliers in the bid not in line with the extant Order / Office Memorandum issued by DPIIT in this regard.
2. Seeking EMD submission from bidder(s), including via Additional Terms & Conditions, in contravention to exemption provided to such sellers under GeM GTC.
3. Publishing Custom / BOQ bids for items for which regular GeM categories are available without any Category item bunched with it.
4. Creating BoQ bid for single item.
5. Mentioning specific Brand or Make or Model or Manufacturer or Dealer name.
6. Mandating submission of documents in physical form as a pre-requisite to qualify bidders.
7. Floating / creation of work contracts as Custom Bids in Services.
8. Seeking sample with bid or approval of samples during bid evaluation process. (However, in bids for [attached categories](#), trials are allowed as per approved procurement policy of the buyer nodal Ministries)
9. Mandating foreign / international certifications even in case of existence of Indian Standards without specifying equivalent Indian Certification / standards.
10. Seeking experience from specific organization / department / institute only or from foreign / export experience.
11. Creating bid for items from irrelevant categories.
12. Incorporating any clause against the MSME policy and Preference to Make in India Policy.
13. Reference of conditions published on any external site or reference to external documents/clauses.
14. Asking for any Tender fee / Bid Participation fee / Auction fee in case of Bids / Forward Auction, as the

case may be.

15. Any ATC clause in contravention with GeM GTC Clause 4 (xiii)(h) will be invalid. In case of multiple L1 bidders against a service bid, the buyer shall place the Contract by selection of a bidder amongst the L-1 bidders through a Random Algorithm executed by GeM system.
16. Buyer added ATC Clauses which are in contravention of clauses defined by buyer in system generated bid template as indicated above in the Bid Details section, EMD Detail, ePBG Detail and MII and MSE Purchase Preference sections of the bid, unless otherwise allowed by GeM GTC.
17. In a category based bid, adding additional items, through buyer added additional scope of work/ additional terms and conditions/or any other document. If buyer needs more items along with the main item, the same must be added through bunching category based items or by bunching custom catalogs or bunching a BoQ with the main category based item, the same must not be done through ATC or Scope of Work.

Further, if any seller has any objection/grievance against these additional clauses or otherwise on any aspect of this bid, they can raise their representation against the same by using the Representation window provided in the bid details field in Seller dashboard after logging in as a seller within 4 days of bid publication on GeM. Buyer is duty bound to reply to all such representations and would not be allowed to open bids if he fails to reply to such representations.

All GeM Sellers / Service Providers are mandated to ensure compliance with all the applicable laws / acts / rules including but not limited to all Labour Laws such as The Minimum Wages Act, 1948, The Payment of Wages Act, 1936, The Payment of Bonus Act, 1965, The Equal Remuneration Act, 1976, The Payment of Gratuity Act, 1972 etc. Any non-compliance will be treated as breach of contract and Buyer may take suitable actions as per GeM Contract.

This Bid is governed by the [General Terms and Conditions/सामान्य नियम और शर्तें](#), conditions stipulated in Bid and [Service Level Agreement](#) specific to this Service as provided in the Marketplace. However in case if any condition specified in General Terms and Conditions/सामान्य नियम और शर्तें is contradicted by the conditions stipulated in Service Level Agreement, then it will over ride the conditions in the General Terms and Conditions.

In terms of GeM GTC clause 26 regarding Restrictions on procurement from a bidder of a country which shares a land border with India, any bidder from a country which shares a land border with India will be eligible to bid in this tender only if the bidder is registered with the Competent Authority. While participating in bid, Bidder has to undertake compliance of this and any false declaration and non-compliance of this would be a ground for immediate termination of the contract and further legal action

in accordance with the laws./जेम की सामान्य शर्तों के खंड 26 के संदर्भ में भारत के साथ भूमि सीमा साझा करने वाले देश के बिडर से खरीद पर प्रतिबंध के संबंध में भारत के साथ भूमि सीमा साझा करने वाले देश का कोई भी बिडर इस निविदा में बिड देने के लिए तभी पात्र होगा जब वह बिड देने वाला सक्षम प्राधिकारी के पास पंजीकृत हो। बिड में भाग लेते समय बिडर को इसका अनुपालन करना होगा और कोई भी गलत घोषणा किए जाने व इसका अनुपालन न करने पर अनुबंध को तत्काल समाप्त करने और कानून के अनुसार आगे की कानूनी कार्यवाई का आधार होगा।

---Thank You/धन्यवाद---