



**MADHYA PRADESH POWER-GENERATING COMPANY LIMITED**

(Govt. of Madhya Pradesh Undertaking)

**OFFICE OF THE CHIEF ENGINEER (GENERATION)**

**SATPURA THERMAL POWER STATION: MPPGCL**

**P.O. SARNI: DISTRICT- BETUL (MP) PIN 460 447, FAX (07146)278466/PHONE-278422**

E-mail: [se.pnw1234@gmail.com](mailto:se.pnw1234@gmail.com), E-Tendering Website: [www.mptenders.gov.in](http://www.mptenders.gov.in)

Tender No. 08-004/STPS/P&W/Civil/cwt-5118/TID-2026\_MPPGC\_483291\_1/129 Sarni Date: 07/05/2026

**NOTICE INVITING TENDER**

**“Through e-tendering process only”**

**(1) M.P. Power Generating Co. Ltd. invites Electronic tenders from reputed/established Contractor/ Firms/ Service Provider for the following items for STPS, MPPGCL, SARNI :-**

S. No	Tender No.	Tender Particulars	Estimated Cost (Rs.)	EMD in Rs.	Tender Cost Rs.	Due Date and time for closing of online submission	Due Date & time of opening of e-Tender
1	MPPGCL Tender No (TID-2026_MPPGC_483291	Excavation, loading of pond ash from 111 hectare Ash pond of STPS Sarni and its transportation & unloading at designated locations of Construction of 4 laning of NHAI road project of Budhni to Shahganj Bypass end (Package – III) of NH-146 B from design Km 73.750 Km to 102 Km (Design length 28.25 Km) under NH(O) in the state of MP on Hybrid Annuity Mode.	Rs. 2121.24 Lakh (Including GST) Quantity – 4.14 Lakh Cubic Meter Completion Period - 02 Years	21,21,300.00	5000.00 Inclusive of GST	<b>08.06.2026</b> Up to 15:30 hrs	<b>10.06.2026</b> from 17:30 hrs onwards

These tenders are being invited through e-tendering system. For viewing detailed NIT, downloading tender documents and participating in Electronic Tenders, for any clarifications and/or due date extension or corrigendum, please visit the website [www.mptenders.gov.in](http://www.mptenders.gov.in) regularly. Any clarifications and/ or due date extension or corrigendum shall be issued on the website [www.mptenders.gov.in](http://www.mptenders.gov.in) only.

**Note: Following conditions will over-rule the conditions stated in the tender documents, wherever relevant and applicable.**

**(2) MPPGCL has decided that the bidders not submitting all the desired documents as per NIT/Tender document at the time of submitting bids, shall not be allowed to submit documents subsequently and their bids shall be rejected on account of incomplete documents”.**

**The list of desired documents to be uploaded along with the offer are as under :-**

- Documents related to tender fee (Refer clause No. 4 of NIT).
- Documents related to EMD (Refer clause No. 5 of NIT).
- Documents related to PQR of respective tender (Refer clause No 7 of NIT)
- Affidavit for no banning/black listing/delisting on duly notarized non judicial stamp paper of Rs. 200/- as per Annexure-IX of SBD (Refer clause No. 10 of NIT).

**The above documents electronically submitted with initial offer shall be treated as final documents for processing of tender and placement of order. The physical copy of above documents wherever indicated is to be submitted within stipulated time by the bidder after opening of bid.**

**The list of other documents also to be uploaded along with the offer are as under:-**

- (a) Tender Acceptance letter as per Annexure-XI of SBD (Refer clause No. 11 of NIT).
- (b) Undertaking as per Annexure-III of SBD (Refer clause No. 8 of NIT).
- (c) Undertaking as per Annexure-IV of SBD (Refer clause No 9 of NIT).
- (d) Model Certificate of Tenders (Refer clause No. 28 (X) of NIT).

**The above documents electronically submitted with initial offer shall be treated as final documents for processing of tender and placement of order. The physical copy of above documents wherever indicated is to be submitted within stipulated time by the bidder after opening of bid.**

**(3) e-Tendering :-**

- (i) For participation in e-tendering module of MPPGCL, it is mandatory for prospective bidders to get it registered on e-procurement website i.e. [www.mptenders.gov.in](http://www.mptenders.gov.in). Therefore, it is advised to all prospective bidders to get them registered by completing the requirements for online registration including payment of requisite fee at the earliest.
- (ii) The registration fees for the e-procurement website should be borne by the bidders and no exemptions are allowed in registration fees.
- (iii) Service and gateway charges as applicable shall be borne by the bidders.
- (iv) The bidders are required to sign their bids online using Class-III Digital Signature Certificates (DSC). Bidders are therefore advised to obtain the same at the earliest without waiting for the due date of bid submission.
- (v) The issuance of Digital Signature Certificate may take up to 7 to 10 working days. In such situations, MPPGCL will not be responsible for delay in issue of Digital Signature Certificate.
- (vi) If bidder is going first time for e-tendering, then it is obligatory on the part of bidder to fulfill all formalities such as registration, obtaining Digital Signature Certificate etc. well in advance.
- (vii) Bidders are requested to visit e-procurement website regularly for any clarifications and/ or amendments and/or due date extension.
- (viii) Bidder must positively complete online e-tendering procedure at e-procurement website i.e. [mptenders.gov.in](http://mptenders.gov.in).
- (ix) MPPGCL shall not be responsible in any way for delay/difficulties/ inaccessibility of the downloading facility from the e-procurement/ MPPGCL website for any reason whatsoever.
- (x) The bidder whosoever is submitting the offer by their Digital Signature Certificate shall invariably upload the scanned copy of the authority letter to submit offer on behalf of the firm.
- (xi) DSC once mapped to an account cannot be remapped to any other account. It can only be inactivated.
- (xii) For any type of clarifications bidders can visit [www.mptenders.gov.in](http://www.mptenders.gov.in) and help desk contact No. 0120-4200462, 0120-4001002, 0120-4001005 & 0120-6277787 and email: **Technical - support-eproc@nic.in.**

**(4) Exemption for MSEs, START UP and SSI of MP from payment of Tender Fees**

Bidder may avail exemption in Tender fee as detailed below and in Annexure XVII (page no. 98) of SBD instead of point No.(1.15- II, page no. 19) of "Instructions to Bidders(ITB) in Standard Bid Document":-

The bidders "Situated/Based" in the state of Madhya Pradesh and registered as,

- i) "Micro & Small Enterprises (MSES)" /"START UP".

Corporate Office: M.P. POWER GENERATING CO. LTD (Govt. of M.P. Undertaking), Block No.9, Shakti Bhawan, Vidhyut Nagar, Rampur, Jabalpur, M.P.-482008  
CIN:40109MP2001SGC014882 GSTIN 23AADC4472A1ZZ.

- ii) "S.S.I. units with D.I.C. (District Industries Centre)".
  - iii) "Khadi & Village Industries Commission (KVIC)"/"Khadi & Village Industries Board (KVIB)"/ "Coir Board" / "Directorate of Handicrafts and Handloom".
  - iv) "Udyog Aadhar Memorandum (UAM)" or "any other body specified by Ministry of Micro, Small & Medium Enterprises (MOMSME)",
- for the tendered item(s), are exempted from paying the tender fees; however such firms shall have to upload the requisite documents on e-procurement website.

**NOTE: -Apart from above, no other bidder is exempted from payment of Tender Fees.**

**(5) EARNEST MONEY DEPOSIT (EMD):**

- (i) **EXEMPTION OF EMD:** Only followings are exempted from deposition of EMD. For this, the bidder has to opt for "exemption" option on the website and to upload scanned copy of Document for exemption of EMD. Others opting exemption shall be rejected out rightly without making any correspondence through shortfall window.

(a) Exemption should be read as detailed under and in Annexure XVII (page no. 98) of SBD instead of point No.(1.10- IV-a, page no. 18) of "Instructions to Bidders(ITB) in Standard Bid Document":-

The bidders "Situating/Based" in the state of Madhya Pradesh and registered as,

- (i) "Micro & Small Enterprises / START UP".
- (ii) "S.S.I. units with D.I.C. (District Industries Centre) of Madhya Pradesh".
- (iii) "Khadi & Village Industries Commission (KVIC)"/"Khadi & Village Industries Board (KVIB)" / "Coir Board" / "Directorate of Handicrafts and Handloom".
- (iv) "Udyog Aadhar Memorandum (UAM)" or "any other body specified by Ministry of Micro, Small & Medium Enterprises (MOMSME)",

for the tendered item(s), are exempted from paying the earnest money; however, such firms shall have to upload the requisite documents on e-procurement website.

**Bidders may please note that MSEs of other state shall not be considered for benefit of EMD exemption.**

- (b) Small scale units permanently registered with NSIC are exempted from submission of EMD, however such firms shall have to upload the requisite documents on e-procurement website. Their registration certificate should be valid for the work/services quoted against the tender, on original due date of opening of tender. Copy of application or acknowledgement of application submitted by the bidder to NSIC regarding registration / renewal of registration shall not be considered.
- (c) PSU/Govt. sector companies (State and Central) like BHEL, NTPC, Railway/RITES/IOCL/HPCL/BPCL/CIL etc. and reputed institutes like GEC/IIT/NIT/NPTI/CPRI/Other State Government Power Institutions etc. will also be exempted from submission of EMD. They have to upload a declaration in this regard.
- (d) M.P. Laghu Udyog Nigam Ltd./M.P. Agro Industries Development Ltd. They have to upload a declaration in this regard.
- (6) For other bidders, EMD is to be submitted either online on the portal or uploading of scanned copy of BG on website at the time of submission of e-tender. In case, if bidder is submitting requisite EMD in the form of Bank Guarantee, then bidder has to submit separate envelope containing original documents regarding EMD. This envelope should be properly super- scribed that this envelope contains original EMD documents against respective tender with due date & time of tender opening as per NIT. **This EMD envelope should be submitted in physical form but only after opening of bid(s), within seven days thereafter. The bid of such bidder shall be considered for evaluation only after receipt of original BG in physical form and its verification.** The tenderer or their authorized representatives may be present at the time of tender opening.

**No correspondence with regard to EMD shall be done through shortfall window. The offers received without EMD, shall be summarily rejected.**

**In no case bidder should physically contact MPPGCL officials before opening of T&C Bid.**

- 5.1 In case if bidder is submitting Bank Guarantee towards EMD then the same shall be issued from scheduled Bank as per prescribed format for BG with validity of 9 months from the date of opening of tender. The EMD in physical form i.e. the BG is to be submitted in a sealed envelope super scribing "EMD of Rs. ----- in the form of BG against tender No. ---".
- 5.2 If EMD is submitted in the form of Bank Guarantee, it is the responsibility of the bidder to submit the same strictly in prescribed format only, failing which the offer may be rejected.
- 5.3 **No offer will be accepted without valid Earnest Money Deposit unless exempted as detailed in Annexure XVII (page no. 98) in Standard Bid Document".**
- 5.4 The prospective bidders will upload scanned and self- certified copies of requisite EMD documents/ documents for exemption of EMD on the website along with tender offer.  
For this, the bidder has to opt for "exemption" option on the website and to upload scanned copy of Bank Guarantee / Document for exemption of EMD

(7) **Credential and PQR:** The prospective bidders, who have adequate documents to fulfill criteria of credential and Pre-Qualification-Requirement (PQR) as detailed hereunder for respective tender, will upload scanned self-certified copies of requisite documents as required in e-tendering process. The credential documents and Pre-Qualification Requirement for the instant tender is as under:-

(a) **Bidder should be a Contractor / Firm / Service Provider / Joint Venture. GST and EPF registration are to be uploaded. Consortium is not allowed.**

(b) **Copies of successfully executed order(s)/contract agreement(s) (including part executed) by the bidder as a main contractor for same or similar work (Excavation and Transportation work etc.) in state Owned Power Generating Companies / Other Captive Power Utilities of PSU / NTPC / Govt. Industries or Departments / Semi Govt. Industries or Departments / Other Leading Industries / IPPs / PSUs in India placed in last 7 years ending with initial date of opening of bid are to be uploaded for the works and values as under:-**

(i) **Past Experience of the bidder- The bidders should have executed works in last 07 years with order value of minimum 30% of annualized estimated value (i.e .Rs.318.19 lakh) work through single or multiple orders but in case of multiple orders, these should be within a single span of time period of 01 year.**

**And**

**The bidders should have executed transportation by road or Rail cum Road (hybrid annuity mode) (with or without loading / unloading ) of Ash/ Coal/ Coal Churi / over burden/ Soil / Earth/ Sand / Aggregate / Stone/ Ballast/ Ore/Mineral /Any other loose material works of quantity minimum 30% of annualize estimated quantity (i.e. 0.621 Lakh Cu.m.) in a single or multiple orders (in parallel) but in case of single / multiple orders these should be within a single span of time period of 01 year.  
Note:-**

(1) **In case if the order copy submitted by bidder is having contract period more than a year, then for evaluation purpose, annualized value / quantity shall be considered and where as in case of order of less than a year, the value/ quantity of order shall be considered to meet out the PQR criteria.**

(2) **In case if bidder uploads an contract agreement having contract period more than one year, then the sum of orders executed by the bidder in a year against the agreement shall be considered for evaluation for order values/quantities as mentioned at Sr.No.(b).**

- (c) Average annual turnover of the bidder during 3 consecutive financial years (FYs) in last 4 FYs should not be less than the 30% of annualized estimated value of tender (i.e. Rs. 318.19 Lakh) . Documentary evidence as applicable from the following is required to be uploaded:"
- (i) In case if the estimated tender value on annual basis is equal or less than Rs.200 lakh, Audited balance sheets and P&L accounts OR certificate issued by chartered accountant containing UDIN is to be uploaded.
- (ii) In case if the estimated tender value on annual basis is more than Rs.200 lakh, Audited balance sheets and P&L accounts AND certificate issued by chartered accountant containing UDIN is to be uploaded.
- (d) Participating bidder (except PSUs / Government Organizations) is required to upload notarized affidavit on non-judicial stamp paper of appropriate value (which is presently Rs. 200/-) that "Neither the bidder nor any of its sister concern are facing Insolvency &Bankruptcy".
- (e) Special Requirement: -

(i) Bidder should have ownership of required vehicles for at least 15% of average daily quantity (i.e. 85.07 Cu.M. per day) to be lifted. Valid Registration certificate of owned vehicle along-with a list of owned vehicle indicating the validity of registration and capacity should also be uploaded

(ii) Bidder should have at least one loader registered in his name with min. capacity of 2.00 Cu.M or should have legal agreement for hiring of such or higher capacity loader. The bidder is required to give an undertaking in the form of an affidavit (on non - judicial stamp value Rs-200/-) to deploy equipment/ tippers/ Pay loaders commensurate with the tendered quantity.

(iii) Road construction Agencies to whom contract have been awarded by NHAI for the same section of Road for which tender for the transportation of ash is invited and private mine owners for backfilling of their mines , will upload the relevant documents (detailed order copies including work schedule, scope of work etc.) as the evidence. Such bidders are not required to submit copies of successfully executed orders as indicated in (b) and special requirement as indicated in (e) above."

(8)The undertaking as per Annexure –III of SBDs (clause no.1.15 i.e. Preparation, submission, opening and verification of Bid Proposals of Instructions to Bidders sub clause-IX) for successful execution of contract earlier awarded to prospective bidder is to be uploaded/submitted with required PQR documents by all the bidders except Government Organizations and/or Public Sector Undertakings.

(9) The undertaking as per Annexure-IV of SBD (clause no. 1.52 i.e. corrupt practice/ Fraudulent Practice of Instructions to Bidders) is to be uploaded/ submitted with techno-commercial offer for observing fair and ethical practices by all the bidders except Government Organizations and/or Public Sector Undertakings.

(10) The affidavit for No Banning/ Black Listing/ Delisting on non-judicial stamp paper of Rs.200/- as per Annexure-IX of SBD (clause no. 1.26- i.e. Disqualification of Bidder of Instructions to Bidders) is to be uploaded/submitted with techno-commercial offer by all the bidders except Government Organizations and/or Public Sector Undertakings.

**NOTE: Physical copy of original notarized affidavit must be submitted to this office within 07 days from the date of opening of Bid.**

- (11) The Tender Acceptance Letter to be given on letter head of company of the bidder as per Annexure-XI of SBD (clause no. 1.16- i.e. Deviations from Terms & Conditions/Tender acceptance letter of Instructions to Bidders) is to be uploaded/submitted with techno-commercial offer.
- (12) The checklist of formats/ documents as per Annexure-XV– The duly filled checklist of formats /documents issued for subject tender is required to be uploaded/ submitted with techno-commercial offer.
- (13) The clause no. 1.36 of Instructions to Bidders “Reverse Auction/Forward Auction” is not applicable for this tender.
- (14) The clause no. 1.37 of Instructions to Bidders “Benefits to Enterprises/ Entrepreneurs of Madhya Pradesh (Including Micro & Small Scale Enterprises/ Startups/ SSI units)” is **Not Applicable** for instant tender.
- (15) The clause no. 1.40 of Instructions to Bidders “**Quantity Distribution**” is **Not Applicable** for instant tender.
- (16) The clause no. 1.42 of Instructions to Bidders “**Distribution of Work and Services**” is **applicable for this tender.**
- (17) The clause no. 1.44 of Instructions to Bidders “**Abnormally High / Low Quotes by the Bidders**” is **Applicable** for instant tender.
- (18) The clause no. 2.38 of **General Conditions of Contract** “Royalties & patents” is not applicable for this tender.
- (19) The clause no. 2.4 of **General Conditions of Contract** “Price Variation” is **not applicable for this tender. However diesel price variation shall be applicable as mentioned in special conditions of contract.**

**(20) The Clause No. 2.8 I (a) Security Deposit**

Security Deposit is not required for contract value up to Rs. 2 Lakh. For contract value above Rs. 2 Lakh, the security deposit is applicable as under-

I. On receipt of order, the successful bidder/contractor has to submit the security deposit within 15 days from the date of award of the order, for an amount of 10% (Ten Percent) of the annualized value of work as security in any of the following modes for satisfactory execution of the order and to cover the performance guarantee /contract period as the case may be-

a) Cash to be deposited with the Accounts Officer of MPPGCL as mentioned in the Order or Demand Draft drawn in favor of the Accounts Officer of MPPGCL as mentioned in the order, drawn on any Nationalized/Scheduled Bank.

**OR**

Bank Guarantee from any Nationalized/Scheduled Bank, strictly as per MPPGCL format (as per Annexure-V) valid sufficiently to cover the performance guarantee/ contract period and grace period of six months

**(21) The clause no. 1.8 of Instructions to Bidders “Participation through Joint Venture Company” shall be applicable for this tender with terms and conditions as below:**

Eligibility Criteria for Joint Venture Company:-

Participation through Joint Venture Company, (Termed herein under as JVC) shall be applicable with terms and conditions as below:

- (i) The JVC should be incorporated under Companies Act, 1956 and number of Partners shall be limited to two (02) Nos. only. The minimum stake holding of any of partners in JVC should be 26%.
- (ii) The JVC by itself should be in the business at least for last 3 years ending on the initial date of opening of bid of tender.
- (iii) The GST registration and EPF registration (if required) should be in the name of JVC itself.

- (iv) The JVC fulfilling conditions (i), (ii) & (iii) above, should also meet any of the following conditions:-
- (a) The JVC by itself should meet the financial and past experience criteria.
  - (b) The JVC by itself should meet any one i.e. either financial or past experience criteria.
- AND
- Any one of the partners of JVC (of Indian Origin only) should meet the other criteria (i.e. either financial or past experience criteria) which have not been met by the JVC by itself.
- (v) The JVC cannot rely on any other arrangement such as Consortium or supporting company of the JV partner for meeting technical experience criteria.
  - (vi) An independent undertaking in addition to “Undertaking of Joint Undertaking” from the Joint Venture Partner, based on whose experience the JV has qualified, shall be submitted stating that they shall maintain minimum 26% shareholding in the JV from date of opening of bid till the completion of the contract period.
  - (vii) The JVC and the Joint Venture partners shall be jointly and severally liable for the execution of the contract and an undertaking to this effect shall be submitted along with the PQR document.
  - (viii) The JV partners shall not be allowed to bid independently or as a member in a Consortium/Other JV for this bid.
  - (ix) In case of award of contract, JVC partner who meet out the experience criteria shall be required to submit a Bank Guarantee for an amount equal to 1% of the total order value in addition to the Contract Performance Guarantee of 10% of total order value to be furnished by the JVC.
  - (x) JVC has to submit the true copies of Article of Association including the details of directors of their respective board, percentage share of the JV partners in the Company and share holding pattern of each of the Partners, duly certified by the competent authority of JVC, as on the date of submission of bid.
  - (xi) JV partners should invariably submit the self certified copy of latest income tax returns.
  - (xii) MPPGCL reserves the right to seek additional information as it may deem fit to satisfy itself of the eligibility of the bidder.

(22) The bidding process is a two bid single envelop process consisting of two parts: -

- (i) **Techno Commercial Bid: - To be submitted Online Only.**
- (ii) **Price Bid: - To be submitted Online Only.**

(23) **Techno-Commercial Bid:** Bidders must positively complete e-tendering procedure at [www.mptenders.gov.in](http://www.mptenders.gov.in). Bidders shall have to submit the following documents online in the website:-

- (a) Their complete techno-commercial offer containing detailed material description, specification and all commercial terms & conditions. This document should not contain any price part.
- (b) Techno-commercial information in the form of questionnaire and schedules (downloaded from website and filled as per instructions). The online submission of duly filled questionnaire and schedules is mandatory. Terms & conditions filled in questionnaire shall be treated as final. The requisite documents as per NIT i.e. credential & PQR related to financial status/ experience for supply of tendered items and as per questionnaire should only be uploaded.

(24) **Price bid :**

Bidder shall have to download the Price bid format from website and after filling prices of quoted tendered items, the same is to be uploaded as per instructions therein. **Physical submission of price bid will not be considered.** The price bid of techno-commercially qualified bidder shall be opened online at the notified date at [www.mptenders.gov.in](http://www.mptenders.gov.in). Bidders can view information of date of price bid opening on web site.

(25) MPPGCL reserves the right for extension of due date of opening of techno- commercial bid.

(26) MPPGCL reserves the right to accept or reject any or all tenders without assigning any reason whatsoever.

- (27) Any change/modifications/alteration in the tender documents shall not be allowed and such tender shall be liable for rejection.
- (28) In case of any discrepancies found between the tender document uploaded by the bidder and the tender documents uploaded by the tender inviting authority, the later shall prevail. No claim/appeal on this account will be entertained or given cognizance.
- (29) Tenderers will be solely responsible for the correctness/genuineness of the downloaded tender documents from the website. If the offer submitted through the downloaded tender documents, which are incomplete or with changed contents, the offer will be summarily rejected.
- (30) For amendment/due date extension/clarification /update if any, please visit [www.mptenders.gov.in](http://www.mptenders.gov.in) website regularly. In case of any bid amendment /due date extension/clarification/update, the responsibility lies with the bidders to collect the same from the web site [www.mptenders.gov.in](http://www.mptenders.gov.in) or from the office of undersigned prior to deadline of submission of bid. MPPGCL shall have no responsibility for any delay/omission on the part of the bidder.
- (31) Please refer Clause (2.76) “Jurisdiction” of General Conditions of the Contract in Standard Bid Document (SBD) vide which any dispute or difference, arising under, out of, or in connection with this Tender/ Contract shall be subject to exclusive jurisdiction of competent court of Madhya Pradesh at Jabalpur only.
- (32) Instructions for participation of bidders from a country which shares a land border with India**
- I. Any bidder ( including the term “tenderer”, ‘ consultant ’ or ‘service provider’ in certain contexts) from a country which shares a land border with India will be eligible to bid in the Tenders covered in the NIT only if the bidder is registered with the Competent Authority. ( Ref. Ministry of Finance GoI Order No. 6/18/2019 –PPD Dtd.23.07.2020 uploaded with this NIT)
- II. Any bidder from a country which shares a land border with India will be eligible to bid in any procurement whether of good, serviced,(including consultancy services and non-consultancy services) or works ( including turnkey projects) only if the bidder is registered with the competent Authority. Further, any bidder (including bidder from India) having specified Transfer of Technology (ToT) arrangement with an entity from a country which shared a land border with India , shall also require to be registered with the same competent authority.
- III. Bidder (including the term tenderer consultant of service providing in certain contexts) means any person or firm or company, including any member of a consortium or joint venture (that is an association of several persons, firms or companies), every artificial juridical person not falling in any of the description of bidders stated hereinbefore, including any agency branch or office controlled by such person, participating in a procurement process.
- IV. “Bidder (or entity) from a country which shares a land border with India” for the purpose of this clause means:-
- An entity incorporated, established or registered in such a country; or
  - A subsidiary of an entity incorporated, established or registered in such a country; or
  - An entity substantially controlled through entities incorporated, established or registered in such a country; or
  - An entity whose beneficial owner is situated in such a country; or
  - An Indian (or other) agent of such an entity; or
  - A natural person who is a citizen of such a country; or
  - A consortium or joint venture where any member of the consortium or joint venture falls under any of the above

V. The beneficial owner for the purpose of IV above will be us under:

1. In case of a company or Limited Liability Partnership, the beneficial owner is the natural person(s), who whether acting alone or together, or through one or more juridical person, has a controlling ownership interest or who exercises control through other means.

Explanation-

- a. "Controlling ownership interest" means ownership of or entitlement to more than twenty-five per cent of shares or capital or profits of the company.
  - b. "Control" shall include the right to appoint majority of the directors or to control the management or policy decisions including by virtue of their shareholding or management rights or shareholders agreements or voting agreements.
2. In case of a partnership firm, the beneficial owner is the natural person(s) who, whether acting alone or together, or through one or more juridical person, has ownership of entitlement to more than fifteen percent of capital or profits of the partnership.
  3. In case of unincorporated association or body of individuals, the beneficial owner is the natural person(s), who, whether acting alone or together, or through one or more juridical person, has ownership of or entitlement to more than fifteen percent of the property or capital or profits of such association or body of individuals;
  4. Where no natural person is identified under (1) or (2) or (3) above, the beneficial owner is the relevant natural person who holds the position of senior managing official;
  5. In case of a trust, the identification of beneficial owner(s) shall include identification of the author of the trust, the trustee, the beneficiaries with fifteen percent or more interest in the trust and any other natural person exercising ultimate effective control over the trust through a chain of control or ownership.

VI. An Agent is a person employed to do any act for another, or to represent another in dealings with third person.

VII. The successful bidder shall not be allowed to sub-contract works to any contractor from a country which shares a land border with India unless such contractor is registered with the Competent Authority.

VIII. The registration shall be valid at the time of submission of bid and at the time of acceptance of bid.

IX. If the bidder was validly registered at the time of acceptance/placement of order registration shall not be a relevant consideration during contract execution.

X. Certificate to be submitted by the bidders in compliance of above:

Certificate for Tenders: "I have read the clause regarding restrictions on procurement from a bidder of a country which shares a land border with India; I certify that this bidder is not from such a country "

OR

" If from such a country, has been registered with the Competent Authority. I hereby certify that this bidder fulfils all requirements in this regard and is eligible to be considered. [Where applicable, evidence of valid registration by the Competent Authority shall be attached.]"

Certificate for Tenders for Works involving possibility of sub-contracting

"I have read the clause regarding restrictions on procurement from a bidder of a country which shares a land border with India and on sub-contracting to contractors from such countries"; I certify that this bidder is not from such a country or, if from such a country, has been registered with the Competent Authority and will not sub-contract any work to a contractor from such countries unless such contractor is registered with the Competent Authority. I hereby certify that this bidder fulfils all requirements in this regard and is eligible to be considered. [Where applicable, evidence of valid registration by the Competent Authority shall be attached.]"

## **ASSISTANCE TO BIDDERS**

- 1) Any queries relating to the tender document and the terms and conditions contained therein should be addressed to the Tender Inviting Authority for a tender or the relevant contact person in the working day from 10.00AM to 06.00PM as indicated below:-  
Contact Person Mobile Number
- 2) **Er. Paridhi Pandey AE (P&W), Mob: 9109349324**
- 3) **Er. Chetan Kushwaha, EE (P&W), Mob: 9425611019**
- 4) Any queries relating to the process of online bid submission or queries relating to MP TENDERS Portal in general may be directed to the 24x7 MP TENDERS Portal Helpdesk.

**(Pankaj Gajbhiye )**  
**SUPERINTENDING ENGINEER (P&W)**  
**O/o The C.E (GEN): MPPGCL, SARNI**

Copy to: -

- 1) **The SE(Civil), Sarni.**
- 2) The M.P. Govt. Contractor Association, Bhopal.
- 3) M/s.....

F.No.6/18/2019-PPD  
Ministry of Finance  
Department of Expenditure  
Public Procurement Division

161, North Block,  
New Delhi  
23rd July, 2020

Order (Public Procurement No. 1)

**Subject:** Restrictions under Rule 144 (xi) of the General Financial Rules (GFRs), 2017

Attention is invited to this office OM no. 6/18/2019-PPD dated 23<sup>rd</sup> July 2020 inserting Rule 144 (xi) in GFRs 2017. In this regard, the following is hereby ordered under Rule 144 (xi) on the grounds stated therein:

Requirement of registration

1. Any bidder from a country which shares a land border with India will be eligible to bid in any procurement whether of goods, services (including consultancy services and non-consultancy services) or works (including turnkey projects) only if the bidder is registered with the Competent Authority, specified in Annex I.
2. This Order shall not apply to (i) cases where orders have been placed or contract has been concluded or letter/notice of award/ acceptance (LoA) has been issued on or before the date of this order; and (ii) cases falling under Annex II.

Transitional cases

3. Tenders where no contract has been concluded or no LoA has been issued so far shall be handled in the following manner: -

- a) In tenders which are yet to be opened, or where evaluation of technical bid or the first exclusionary qualificatory stage (i.e. the first stage at which the qualifications of tenderers are evaluated and unqualified bidders are excluded) has not been completed: No contracts shall be placed on bidders from such countries. Tenders received from bidders from such countries shall be dealt with as if they are non-compliant with the tender conditions and the tender shall be processed accordingly.
- b) If the tendering process has crossed the first exclusionary qualificatory stage: If the qualified bidders include bidders from such countries, the

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“SAVE ELECTRICITY”