

## Response to pre-bid queries

(Tender No. DDU-EN-TRACK-BALLAST-350)

**Name of Works** - Supply and Stacking of 70,000 cum 65mm gauge machine crushed track ballast conforming to RDSO Specification IRS-GE-1 June 2016 (as updated) for BG Railway Track for Japla Siding and loading into BOBYN/Open Wagons and unloading the same on DFCCIL track in DDU-Sone-Nagar Section of EDFC

Pre -Bid Meeting was held on 28.01.2022 in the office of General Manager/Co, DFCCIL, DDU and also through Webex conferencing platform. Following have participated in the pre-bid meeting through webex platform:

- 1.Shri Dilip Behani (Bhagwati Infratech).
- 2.Shri Sujit Kumar
- 3.Rajeev Shah

These participants have not yet submitted their queries in writing/through email.

DFCCIL received queries from the following prospective bidders through email on 28/01/22 & 29/01/22, which are being responded here:

- 1- Jyoti construction and Engineering Private Limited, Village& P.O. Papraur, PS: Barauni, Distt: Begusarai (Bihar).

### Response to Pre-Bid Queries of M/S Jyoti construction and Engineering Private Limited.

S N	Bidder's Query/Request	DFCCIL Response
Received Through Email dated.28.01.2022		
1	<p>In a reference to above subject we would like to draw your kind attention to the tender document published by your kind office. In the said tender document you have requested a different schedule for the unloading of material which can be merged in schedule -1as loading/unloading.</p> <p>Further, we would like to draw your kind attention to the document you have mentioned in the stack measurement which is not possible at that location because there is no place for staking of ballast, hence we request you please amend the document as wagon measurement.</p> <p>Further, we would also like to draw your kind attention relating to GST rate as per earlier published advertisement loading and unloading are prescribed in separate schedule that may attract 12% GST. That need to be adjusted in supply schedule then GST rate will be 5% and work will come under the supply contract instead of works contract.</p> <p>Therefore we are questing you to please look at the tender document and make appropriate adjustment as you think.</p>	<p><b>(a)</b>Merging of schedule B-1 with schedule A-1 is not agreed to. <u>Original Tender shall prevail.</u></p> <p><b>(b)</b>Clause 2.1.6.1 and 2.1.6.2 deals with stack measurement and wagon measurement respectively which will be applicable as per loading condition. Payment schedule has been mentioned in contract clause 1.5.17 (v)(a) at page no 88 of 165 of Tender Document. In case loading is done directly into wagons, payment against item no. 1of schedule A-1 shall be made only after loading into wagon.</p> <p><b>(c)</b> This tender is a composite supply of works contracts as defined in clause 119 of section 2of CGST Act, 2017 and as per relevant sub clause of this Act, applicable CGST rate for this works contract is 6%. <u>No change.</u> <u>Original Tender condition shall prevail .</u></p>

2	<p>Rates in the above tender are not suitable for any other tender because we already doing work in Japla siding and we supply the ballast to ECR so that we are evaluating in the given rate no tenderer of can execute the work. Therefore, we request you please look at the rates for your ready reference we are including some LAR.</p> <p>Further, we would like to draw your kind attention to the document you have mentioned the stack measurement which is not feasible at that location because there is no place for the stacking of ballast hence, we request you please amend the document as wagon measurement</p>	<p>This tender is primarily for supply and loading of Ballast from Japla siding. In unavoidable circumstances if the supply/loading station is changed, the same will be done with the consent of parties.</p> <p>No change. Original Tender conditions should preverbal.</p>
S N	Bidder's Query/Request	DFCCIL Response
<b>Received Through Email dated.29.01.2022</b>		
1	<p>In the tender Document Page number 16 of 165 of tender document under the head of the scope of work in para (b) a paragraph graph has been sent as "The nominated ballast siding in Japla in EC railway in Jharkhand state. However, in case of any difficulty at Japla siding beyond control of parties contractor may be asked to supply and stack the ballast at any other sidings for example Pakur railway Ballast siding. The Contractor to make arrangements for supply and loading at no extra cost.</p> <p>We would like to say that, the above statement's character is shown contradictory, as we know that there is no place for stacking of ballast at Japla siding, there is only provision for direct loading of ballast at Japla siding similarly as you asked for stacking at Pakur ballast siding again we would like to inform you that there is no place for stacking at pakur siding direct loading is in practice and wagon measurement is preferred for measurement of ballast.</p> <p>So we would like to inform you that a different location rate of Ballast supply is differ and due to this clause, it may be favorable for lowest tenderer. Due to the above clause some tender took advantage and quote rate very below which is not possible for the other tenderers for quoting at such a below rate, hence no fair tendering process is happened.</p> <p>Therefore. we are requesting you please amend the said clause of tender documents for practicing fair tendering process.</p>	<p>This tender is primarily for supply and loading of Ballast from Japla siding. If in an unavoidable circumstances if the supply/ loading is changed, the same will be done with the consent of parties.</p>

*Rakesh Babu*  
01/02/22

**(Rakesh Babu)**  
PM/Engg/DFCCIL/DDU