

# कार्यालय पुलिस महानिरीक्षक, पीएसी, पश्चिमी जोन, मुरादाबाद ।

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पत्रांक: पीएसी-डब्ल्यूजैड-एचसी-26-2016

दिनांक: नवम्बर 10, 2016

## पुनर्निविदा सूचना

आधुनिकीकरण योजना 2014-15 के अन्तर्गत जनपदों हेतु स्वीकृत 500 अदद बॉडी प्रोटेक्टर विद शिन एल्बो गार्ड के कय हेतु दिनांक: 08-09-2016 को आमंत्रित की गयी निविदा को निरस्त करते हुए पुनः दो-दो प्रतियों में टेक्निकल एवं फाइनेन्सियल निविदा अलग-अलग मोहरबन्द आमंत्रित की जाती हैं :-

क्र० सं०	उपकरण का नाम	कुल मात्रा	धरोहर राशि ( Earnest Money )	टेण्डर फार्म का मूल्य	सम्पूर्ति का स्थान
				नकद/बैंक ड्राफ्ट	
1	बॉडी प्रोटेक्टर विद शिन एल्बो गार्ड	500	रु० 1,60,000-00	रु० 500-00	23वीं वाहिनी पीएसी, मुरादाबाद ।

- उपरोक्त उपकरणों की आपूर्ति हेतु इच्छित निविदादाता सूचना प्रकाशन की तिथि से किसी भी कार्य दिवस में कार्यालय पुलिस महानिरीक्षक, पीएसी पश्चिमी जोन मुरादाबाद से निविदा फीस ₹ 500/- (रुपये पाँच सौ मात्र) नकद जमा करके निविदा फार्म मय टेक्निकल/फाइनेन्सियल निविदा के नियम व शर्तें तथा उपकरण का तकनीकी स्पेसिफिकेशन प्राप्त कर सकते हैं। सम्बन्धित फर्म निविदा फार्म की निर्धारित धनराशि का बैंक ड्राफ्ट रुपये 575/- (रुपये पाँच सौ पछहत्तर मात्र) पुलिस महानिरीक्षक, पीएसी पश्चिमी जोन मुरादाबाद के पक्ष में भेजकर डाक से भी प्राप्त कर सकते हैं।
- निविदा प्रपत्र उत्तर प्रदेश पुलिस की वेबसाइट [www.uppolice.gov.in](http://www.uppolice.gov.in) एवं निदेशक, सूचना विभाग, उ०प्र० की वेबसाइट [www.up.gov.in](http://www.up.gov.in) से भी डाउनलोड की जा सकती है, लेकिन टेण्डर जमा करने के साथ रुपये 500/- का बैंक ड्राफ्ट पुलिस महानिरीक्षक, पीएसी पश्चिमी जोन मुरादाबाद के पक्ष में संलग्न करना होगा।
- निविदा से सम्बन्धित कोई भी जानकारी किसी भी कार्य दिवस में कार्यालय पुलिस महानिरीक्षक, पीएसी पश्चिमी जोन मुरादाबाद से टेलीफोन नम्बर 0591-2412971 तथा मोबाइल नम्बर 9454418842 पर प्राप्त की जा सकती है।
- प्रत्येक निविदा के साथ उपकरण के सम्मुख दर्शाई गई अर्नेस्ट मनी (EMD) जमा की जायेगी, जो डिमाण्ड ड्राफ्ट/बैंकर चैक/काल डिपोजिट रिसीट (Call Deposit Receipt) के रूप में पुलिस महानिरीक्षक, पीएसी पश्चिमी जोन मुरादाबाद के पक्ष में बनवाकर प्रस्तुत की जायेगी।
- अधोहस्ताक्षरी किसी भी निविदा को बिना कारण बताये आंशिक अथवा पूर्ण रूप से अस्वीकार करने हेतु सक्षम होंगे। अधोहस्ताक्षरी को कय किये जाने वाले उपकरणों की संख्या घटाने, बढ़ाने का भी अधिकार होगा।
- उक्त विज्ञप्ति उ०प्र० पुलिस विभाग की वेबसाइट [www.uppolice.gov.in](http://www.uppolice.gov.in) व सूचना विभाग की वेबसाइट [www.up.gov.in](http://www.up.gov.in) पर उपलब्ध है।

निविदा जमा करने व खोलने हेतु समय-सारणी निम्नवत् निर्धारित की गयी है :-

- |     |  |   |  |
|-----|--|---|--|
| 1.  | निविदा आमंत्रित किये जाने की तिथि                              | — | वेबसाई पर आने/निविदा प्रकाशित होने की तिथि से  |
| 2.  | निविदा जमा करने की अन्तिम तिथि                                 | — | दिनांक: 29-11-2016 पूर्वाह्न 11:00 बजे तक  |
| 3.  | तकनीकी निविदा खोले जाने की तिथि                                | — | दिनांक: 29-11-2016 अपराह्न 12:30 बजे   |
| 4.  | तकनीकी समिति की बैठक एवं उपकरणों के प्रदर्शन की तिथि           | — | तकनीकी बिड खोले जाने के बाद निर्धारित की जायेगी।   |
| 5.  | अर्ह पायी गयी फर्मों की वित्तीय निविदा खोले जाने की तिथि—      | — | तकनीकी समिति की आख्या प्राप्त होने पर निर्धारित की जायेगी, तदनुसार फर्मों को सूचित कर दिया जायेगा। |
| 6.  | कय समिति की बैठक की तिथि                                       | — | उपरोक्तानुसार।   |
| (7) | निविदा विषयक सर्वाधिकार क्रय समिति के अध्यक्ष में निहित होंगे। |   |  |

(एस०के० गुप्ता)

पुलिस महानिरीक्षक,  
पीएसी पश्चिमी जोन,  
मुरादाबाद/अध्यक्ष  
कय समिति

## **INSTRUCTIONS TO TENDERERS**

### **GENERAL**

The date for submission of tender offers shall be 29-11-2016 up to 11:00 hrs, unless otherwise notified.

**1. Work Description**

Supply of "Body Protector with Shin Elbow Guard" as per specification mentioned therein.

**2- Eligibility and Qualification**

To be eligible: Tenderer shall provide satisfactory evidence of their eligibility, capability and adequacy of resources. For this, all offers submitted shall include the following information.

- (1) The tenderer should be manufacturer OR Authorized DEALER of Manufacturer/ Company.

The tenderer should have authorization certificate for participating in the tender on behalf of Manufacturer, or authorization of the respective Company. An agreement between manufacturers should be submitted along with the tender to ascertain the authenticity.

- (2) The Tenderer should have got registration under UP Trade Tax or have got registration under Central sales tax at the time of submission of tenders. Proof towards this has to be submitted along with the bid.

- (3) All the offered items shall come with minimum one year warranty. An undertaking to this effect shall be appended.

- (4) The tenderers should also enclose a Performance statement for the last three years giving details of orders received and executed. Supply orders /certificates/ Performance certificates should also be enclosed from the respective deptt. (Annexure-3)

- (5) An affidavit that, tenderer:- (by public notary on stamp paper)

- (i) Has not been declared bankrupt by any institution or Government.

- (ii) Is not blacklisted by the Government or any other organization for failure of any dues.

- (iii) Has not been adjudged by any court as insolvent or was/were not under any law for an offence involving moral turpitude or any criminal activities etc.

- (6) Permanent Income Tax and Trade Tax account number. Latest Income Tax clearance certificate self attested photocopy.

- (7) Early deliveries are required. It shall be executed within one month from the date of issuing order. Tenderers are required to quote their delivery schedule.

- (8) Firms are required to submit full technical details, printed leaflets, full specifications of item given in (Annexure 1).

- (9) All the accessories should conform to the relevant Indian standards that his equipment conform to. The tenderer should specify the full specification etc. that they are offering which in no case should be inferior than the specifications attached as Annexure 1. Any deviation on this may be specified clearly.

- (10) In case of a J.V./Consortium it is obligatory that all constituents of the bidder shall provide their M.O.U. and their consent in writing to establish the legality, credibility of their association.

In the case of a partnership firm or consortiums, names of all partners should be disclosed and the offer shall be signed by all the partners or in the event of absence of any partner, it shall be signed on his behalf by a person holding a power of attorney, authorizing him to do so along with duly attested copy of the partnership deed should be furnished along with the offer.

In the case of a limited Company/Joint venture, the names of all the Directors should be mentioned and the offer should be accompanied by a certificate certifying that the person signing the offer is empowered by a resolution of the Board of Directors to do so on behalf of the company and a certified copy of the resolution along with a copy of Memorandum and Articles of Association of the company should be furnished

- (11) All entries by the tenderers should be in one ink. Cancellations and insertions should be avoided but if done each one should be signed by the tenderer.
- (12) All firms are required to deposit Earnest Money. The Earnest money shall be in the form of bank draft/bankers cheque / Bank Guarantee/call deposit receipt of a scheduled/Nationalized bank/FDR in favour of the Inspector General of Police, PAC Western Zone, Moradabad, UP.

Tenderers who claim for exemption from Earnest Money deposit are required to submit required certificate/document issued by competent authority.

### 3. **Contents of tender Document**

- (1) The offer document issued for the purpose of offer shall include all the documents listed in clause 2 in a chronological order together with any addendum there to be issued in accordance with clause 4. Each page of Tender Document, Technical Bid, Financial Bid should contain page number from beginning to end & initial of tenderer.
- (2) All papers must be submitted in duplicate including enclosures.
- (3) The tenderer must enclose copy of Tender document purchased from office of Inspector General of Police, PAC Western Zone, Moradabad, UP. and can be downloaded from Information Deptt. of Uttar Pradesh website- [www.upgov.nic.in](http://www.upgov.nic.in) and UP Police website- <http://uppolice.gov.in> duly signed on each page, failing which their offer is liable to be rejected.
- (4) Duly filled/ signed check list must be enclosed with the offer as per Annexure-2 failing which tender may be rejected.

### 4. **Amendments to Tender Document**

- (1) At any time prior to the deadline for the submission of the offer, the Inspector General of Police, PAC Western Zone, Moradabad, UP. may for any reason whether at its own initiative or in response to a clarification requested by an eligible tenderer, modify the offer document by issuance of an addendum.
- (2) For any change in terms and conditions of tender/ tender specification, the tenderers are requested to visit websites <http://uppolice.gov.in/> & <http://uppolice.gov.in> regularly. Any changes/modifications in tender enquiry will be intimated through the above mentioned websites.

5. **PREPARATION OF OFFER**

(1) Language of Offer

The language of offer shall be in Hindi/ English.

(2) Documents Comprising the Offer

The offer to be submitted by the tenderer shall comprise of the following:

- a) Form of offer and appendices there to
- b) The earnest money or the relevant documents for exemption.
- c) The document about eligibility and qualification as required.
- d) Any other material required to be completed and submitted in accordance with the instructions to tenderers embodied in the offer document. The forms, and the data provided in this document shall only be used without exception.
- e) The structure of the offer will be strictly in accordance with the evaluation criteria prescribed for technical evaluation.

6. **Validity** of the offer shall be 60 days from the date of opening of tender.

7. **Place of delivery**

Place of delivery shall be FOR destination. It shall be the supplier's responsibility to deliver at 23 BN. PAC, Moradabad, UP. at his own cost in full and good condition.

8. **Earnest Money**

- (1) All firms are required to deposit Earnest Money. The Earnest money shall be in the form of bank draft/bankers cheque/call deposit receipt of a scheduled/Nationalized bank in favour of the Inspector General of Police, PAC Western Zone, Moradabad, UP. Tenderer will submit certificate/document issued by competent authority with technical bid, if claims exemption from depositing Earnest Money.
- (2) Any offer not accompanied by the Earnest Money Deposit will be rejected. No correspondence shall be entertained.
- (3) In the event of the offer being accepted subject to provisions of the bid the said amount will not be appropriated towards the amount of Performance Security payable by him.
- (4) The Earnest Money shall not carry any interest in any circumstances.
- (5) If after submitting the offer, the tenderer withdraws his offer or modifies the same, the Inspector General of Police, PAC Western Zone, Moradabad, UP. shall be entitled to forfeit the full amount of Earnest Money deposited as part of the offer.
- (6) The earnest money of unsuccessful tenderers shall be returned within 30 days of finalization of tender.
- (7) The earnest money of successful tenderer shall be returned after the performance security deposit as required in terms of the resulting contract is furnished by the firm.

- (8) If the successful tenderers fail to furnish the performance security deposit as required in the contract within the stipulated period, the earnest money shall be liable to be forfeited by the purchaser.

9. **PRICE**

- (1) Price will be quoted in figures as well as in words in Indian currency only. L-1 firm would be decided by adding the cost of all the equipments, guarantee/warranty including all other livable taxes and duties. Format for the price bid is enclosed as *Annexure 4 & 5*
- (2) If the rates quoted are INCLUSIVE OF CUSTOM, EXCISE DUTY AND CENTRAL SALES TAX/ VAT TAX, the rates of Custom duty, Excise Duty and CST/ VAT Tax must be specified by the tenderers and failing which their offer shall be ignored .
- (3) If there is any discrepancy between the offer quoted in figures and in words, the lower of the two will be treated as the offer.

10. **SAMPLE:**

Tender sample will be deposited before bid submission end date physically otherwise bids will be liable for rejection.

- 1- All the bidders are required to submit three (3) nos. sample (One each of Medium size, Large size and Extra Large size) of Body Protector with Shin, Elbow guard.
- 2- The sample is to be deposited in the office of Inspector General of police, PAC Western Zone, Moradabad, failing which offer of the firm will be liable for rejection.
- 3- Samples sent on "Freight to Pay" basis will not be accepted and the Tenderer would submit sample on "No cost-No commitment" basis.
- 4- All Tender samples should have cards affixed on it duly signed and stamped by the firm indicating the following:-
  - (a) Name and address of the firm
  - (b) Tender No with date of opening
  - (c) Name of item, item No & size
- 5- Tender sample should have card affixed duly signed and stamped by concerned Lab, issued the Lab Test Report of the intended tender sample, otherwise the offer is liable for rejection.
- 6- Samples submitted by the Tenderers whose offers are not accepted, may be collected by their authorized representatives on requisition or hearing from this office. In case samples are not collected within one month time from intimation, the samples will be disposed off at the risk and cost of the tenderer.

11. **SUBMISSION OF OFFER**

- (1) The Offer Submission Sealed, independent Technical and Financial offers shall be submitted in two sealed envelopes marked envelope No 1 (for technical bid) and envelope No 2 (for financial bids) and shall be again put together in one common cover and sealed. Each sealed cover shall be marked on the left-hand top corner 'Offer for the supply of "Body Protector with Shin Elbow Guard" . The full name and address of the tenderers and the name of authorized agent delivering the sealed cover containing the offer shall be written on the bottom left hand corner.
- (2) Contents of envelope no. 1:

The envelope no. 1 shall contain following documents:-

- a) Earnest Money and Technical proposal in form prescribed.
  - b) Documents mentioned in tender clause 2 and all qualifying documents mentioned in tender terms and conditions.
- (3) Contents of envelope no. 2:
- The second envelope clearly marked envelope No 2 shall contain the financial offer fully, Offer shall be submitted in sealed envelop marked " Financial Bid for supply of "Body Protector with Shin Elbow Guard"
- (4) The tenderer shall place his financial offer in envelope No. 2. He shall not quote his financial offer anywhere directly or indirectly in envelope no. 1. Tender offer in duplicate. The tenderer shall submit the bid in duplicate with the financial bid and technical bid in separate sealed envelopes clearly marked " Financial bid duplicate" and "Technical bid duplicate" and both placed in one sealed envelope clearly indicate the name of the tendering firm and marked duplicate. Photocopy of earnest money will be placed with duplicate technical bid.
- (5) Place of Submission
- The offers shall be received in the tender box kept in the office of The Inspector General of Police, PAC, Western Zone Moradabad, UP.
- (6) If submitted by post, the sealed envelope marked above shall be enclosed in another envelope properly addressed and shall be sent by registered post acknowledgement due or by speed post subject to receipt in the office of Inspector General of Police, PAC Western Zone, Moradabad, UP. by the specified date and time. The date and time of receipt of the offer shall strictly apply in all cases. Any delay will be the responsibility of Tenderer.

12. **Date and Time of Submission of Offer**

The offer shall be received by the office of Inspector General of Police, PAC Western Zone, Moradabad, UP. at the address mentioned above not later than 29-11-2016 up to 11:00 hrs. The Inspector General of Police, PAC Western Zone, Moradabad, UP may at his discretion extend the dead line for submission of offer by issuing an addendum in accordance with Clause 4 in which case all rights and obligations of the Inspector General of Police, PAC Western Zone, Moradabad, UP. and tenderers previously subjected to the original dead line shall therefore be subjected to new dead line.

13. **Late Bids**

Offers received after the dead line of submission will not be opened and shall be returned unopened to the tenderer.

14. **Modification and Withdrawal of Offer**

If after submission of the offer, the tenderer withdraws his offer or unilaterally modifies the same, without prejudice to any other rights and power of the Inspector General of Police, PAC Western Zone, Moradabad, UP. hereunder or in law, the Inspector General of Police, PAC Western Zone, Moradabad, UP. shall be entitled to forfeit the full amount of the Earnest Money deposited by the tenderer.

15. **OFFER OPENING AND EVALUATION**

(1) Offer Opening

All offers received in the tender box will be opened by a Technical committee in the presence of the tenderers/their authorized representatives. The following procedure will be adopted.:-

- (i) First of all the information about number of tenderers will be announced for information of all those present.
- (ii) The outer envelope containing envelope no 1 and 2 of all the offers received will be opened first. Envelope 1 and 2 of all the offers will be arranged alphabetically as far as possible and will be marked with serial number accordingly.
- (iii) Envelope no 1 of each tenderer will be then opened serially. Documents in the envelope no 1 will be verified by the opening authority to check the validity as per requirement. At the first stage only Earnest money, technical proposal will be summarily checked. If any requisite is wanting a note to that effect will be recorded by the committee. The date of opening of envelope 2 will be notify in due course to the eligible tenderers.
- (iv) All the envelope(s) no 2 of the tenderers whose envelope no 1 does not contain the specified document or any of the specified document is missing, will be separated out. A note on the envelope no 1 of such offers indicating the nature of deficiency will be recorded. The envelope no 2 of such tenderers shall not be opened and a note to the effect will be recorded on the concerned envelope No.2.
- (v) After scrutiny of technical bids and demonstration of items, the financial bid of technically qualified firms will be opened and ranking statement will be prepared and the finalization of tender will be done on L-1 (the least price) basis.
- (vi) If tenderer fails to supply the equipment within the specified period, the Tender Accepting Authority may resort to cancellation of the said order.

16. The supplier shall have to bear all the expenses and other accessories required for the testing and trials to be conducted by the Indenting Officer.

17. **Clarification of Offer**

To assist in examination and evaluation of offers, the Inspector General of Police, PAC Western Zone, Moradabad, UP. or his representative may ask tenderers individually for clarification of their offer including break up costs, reasons in case of very high/very low offer etc. The response thereof shall be in writing.

18. **Offer Liable For Rejection**

The offer is likely to be rejected, if on opening, it is found that:

- a) The tenderer has not included one year warranty.
- b) The tenderer has not strictly followed the procedure laid down for submission of offer.
- c) The tenderer has proposed conditions or qualifications which are inconsistent and contrary to the terms and conditions specified.
- d) Additions, corrections or alteration are made by the tenderer/s on any page of the document.
- e) Any page or pasted slips are missing.
- f) The tenderer has specified any additional condition

- g) The bidder is expected to examine carefully all instructions; conditions and terms.  
Bids failing to comply with the requirements will be summarily rejected.

19. **Tender Accepting Authority's Right To Reject**

The Tender Accepting Authority reserves the right to accept or reject any offer and to nullify or suspend the offer process and reject all the offers at any time prior to award of contract without any assurance for costs or consequences on the part of the tenderers.

20. **Notification of Award**

Prior to the expiration of offer validity period or any such extended validity period, the Tender Accepting Authority will notify the successful tenderer in writing and also by a registered letter that his offer has been accepted. This letter (herein after and in conditions of contract called letter of acceptance/supply order) shall specify the details of accepted offer for removal of any doubts.

21. **Delivery Period**

- (1) Early deliveries are required. It shall be executed **within 30 Days** from the date of issuing order. Tenderers are required to quote their delivery schedule.
- (2) Penalty @ 0.5% per week or part thereof of the contract value shall be levied for delay in supply subject to maximum of 10% in the form of LD.
- (3) In case the firm does not complete the supply within the delivery period, action will be taken against the firm as per Para 15.7 of DGS&D Manual and Para 14.7(i) of Ministry of Commerce, department of supply of the general conditions of the contract.
- (4) Firm should not deliver stores to consignee(s) beyond scheduled delivery period without obtaining prior sanction of purchaser.
- (5) In case, firm deliver stores after scheduled delivery period, even if the stores are accepted by the consignee, it would be at the risk and cost of the seller as the supply may not be taken as contractually accepted.
- (6) Inspector General of Police, PAC, Western Zone Moradabad U.P. may extend delivery period with or without liquidated damage in exceptional circumstances.

22. **SUPPLY/INSTALLATION OF ORDERED STORES**

- (1) The bulk supplies in the case of successful tenderers should conform to tender samples accepted in trial evaluation in all respects besides specification mentioned .
- (2) The tenderers will be fully responsible for proper installations, testing and making the equipment functional before acceptance of stores and final settlement of account.
- (3) The equipment should be brand new, lot/make/model no/batch number/year of manufacturing/name of manufacturer & other detail should be given.
- (4) Original literature supplied with the item/equipment should also be provided.

23. **Guarantee/Warranty**

That supplier shall provide warranty of not less than one year that the stores supplied would continue to be of the same quality and particulars for a period of one year from the date of supply of the store to consignee. If during the aforesaid period of not less than one year, the said stores be discovered not to conform to the description and quality aforesaid not giving satisfactory performance or have deteriorated, the decision of the tender accepting authority in that behalf shall be final and binding on the supplier and the Inspector General of Police, PAC Western Zone, Moradabad, UP. shall be entitled to call upon the supplier to rectify and/or replace the stores or such portion thereof as it finds to



be defective within a reasonable period, or such specified period as may be allowed by the tender accepting authority in his discretion of application made thereof by the supplier and in such an event, the above period shall apply to the stores rectified and/ or replaced from the date of rectification ; and/or replacement mentioned in warranty thereof. Otherwise the supplier shall pay to the Inspector General of Police, PAC Western Zone, Moradabad, UP. such compensations as may arise by reasons of the warranty therein contained.

24. **Performance Security Deposit**

A Performance Security deposit equivalent to 10 percent of the total value of the estimated cost have to be furnished by the successful supplier in the form of Bank Guarantee/ fixed deposits from a scheduled Nationalized Bank acceptable to Inspector General of Police, PAC Western Zone, Moradabad, UP. within 3 days of issue of Purchase Order for due performance of the aforesaid agreement. The Performance Security Deposit will not carry any interest whatsoever in any circumstances.

25. **Claims under performance security:**

The U.P. Police/ P.A.C. shall make the claims under performance security after notifying to the supplier stating the nature of the default in which respect the claim is made.

- (i) In the event of any default on the part of the supplier to comply with any of the terms of this supply, the Inspector General of Police, PAC Western Zone, Moradabad, UP. is entitled to issue a termination notice to the supplier. The supplier is required to comply with the actions/penalties imposed upon the supplier, including termination of supply order within 7 days from the date of receipt of written notice. The "Inspector General of Police, PAC Western Zone, Moradabad, UP. " shall have the right to forfeit the entire or part of the amount of Performance Security Deposit & Earnest Money Deposit, lodged by the supplier/s and to appropriate the Performance Security Deposit or any part thereof in or towards the satisfaction of any claim of the "Inspector General of Police, PAC Western Zone, Moradabad, UP." for any damage, losses, costs, charges or expenses or otherwise. The decision of Inspector General of Police, PAC Western Zone, Moradabad, UP. in respect of such damages, losses, costs, charges or expenses or otherwise howsoever shall be final and binding on the supplier's.
  - (ii) In the event of Performance Security Deposit being found insufficient or if the Security Deposit has been wholly forfeited, the balance of the total sum recoverable as the case shall be deducted from any sum due to the supplier or which at anytime thereafter may become due to supplier with the "Inspector General of Police, PAC Western Zone, Moradabad, UP." Should that sum also be not sufficient to cover the full amount recoverable, the supplier shall forthwith pay to the "Inspector General of Police, PAC Western Zone, Moradabad, UP. " on demand the remaining balance due or the same can be recovered as arrears of Taxes under the provision of the Act.
  - (iii) Upon the compliance by the supplier with all obligations and requirements, the Earnest Money Deposit or such part thereof as shall not be liable to be forfeited or appropriated as aforesaid shall be refunded to the supplier at the successful completion of the supply & to the satisfaction of the user.
26. Disputes, if any, between the two parties shall be settled by Arbitration. The Arbitrator shall be appointed by Inspector General of Police, PAC Western Zone, Moradabad, UP. and Arbitration proceedings shall be held at Moradabad. The decision of the Arbitrator shall be binding on both the parties.

27. Any legal issue arising out of or in respect of the Contract shall be settled by Legal Court at Moradabad only.

28. **Contract Agreement**

The supplier shall execute an agreement on a non-judicial stamp paper of Rs 100/-. The Agreement annexed to said Conditions, will be prepared and completed at the cost of the supplier with such modifications as may be necessary.

29. **Compliance With Statutes or Regulations**

The supplier shall conform and implement all Central or State Statutes, Rules, Regulations and other judicial orders issued from time to time in all respect.

30. **Recovery of Dues**

The Inspector General of Police, PAC Western Zone, Moradabad, UP. or his representative shall, without prejudice to its any other rights and remedies, be entitled to recover from the supplier all amounts due to or recoverable by Inspector General of Police, PAC Western Zone, Moradabad, UP. from him/ them, there under as arrears of taxation as per the U.P. Police Acts, Statutes, Clauses governing the recovery of taxes.

31. All the specifications mentioned in the Annexure-1 in this tender are the minimum required and tenderers are advised to quote only for the same or better specifications, otherwise their bid will be technically disqualified. Performance in the real type situations shall be the basis to judge the specifications. The technical committee appointed by the Inspector General of Police, PAC Western Zone, Moradabad, UP. will judge the performance.

32. **PAYMENT TERMS**

100% Payment will be released on receipt of stores in good condition and survey at consignee(s) locations.

33. **Transfer and sub-letting**

The tenderer has no right to give bargain, sell, assign or sub-let or otherwise dispose of the resultant contract or any part thereof, as well as to give or to let a third party take benefit or advantage of the resultant contract or any part thereof.

34. **Definitions**

(1)

- a. The term "Government" shall mean the Govt. of Uttar Pradesh and Govt of India.
- b. The term "Inspector General of Police, PAC Western Zone, Moradabad, UP." shall mean and include his successors and assigns.
- c. The term "Specified Bank" shall mean any scheduled Bank in India.
- d. The term "U.P. Police" means Uttar Pradesh Police constituted under the Police Act.
- e. "Tender Accepting Authority" shall mean the Inspector General of Police, PAC Western Zone, Moradabad, of Uttar Pradesh.
- f. "Tender Issuing Authority" shall mean the Inspector General of Police, PAC Western Zone, Moradabad, UP.

(2) **Interpretation**

Words imparting persons or parties shall include firms, joint ventures and organization having legal capacity.

(3) **Singular and Plural**

Words imparting the singular only also include the plural and vice versa where the context requires.

(4) **Notices, Consents, Approvals, Certificates and Determinations**

Wherever in the contract any provision is made for the giving or issue of any notice, consent or approval or certificate or determination by any person, unless otherwise specified such notice, consent, approval, certificate or determination shall be in writing and the words 'notify', 'certify', or 'determine' shall be constructed accordingly. Any such consent, approval, certificate or determination shall not unreasonably be withheld or delayed.

## **DECLARATION**

I (Name of authorized representative)-----son of -----of  
M/S (Name of firm)-----have read all the rules of tender  
(1 to 34) given above. These are acceptable to our firm. Earnest money in the form of bank  
draft/bankers cheque /call deposit receipt of a scheduled/Nationalized bank of Rs.-----  
(in words)----- in favors of Inspector General of  
Police, PAC Western Zone, Moradabad, UP. is enclosed herewith.

PALCE-----

DATE-----

(Signature)

**Common requirements for Chest protector, Elbow guards and Shin guards.**

- Material - Cloth Jackets of fire retardant cloth in required colour and required camouflage pattern.
- Colour - As required – plain Khaki or camouflage pattern.
- Size- Medium/Large/Extra Large in the Ratio of 40% Medium, 40% Large and 20% Extra Large (The description is given here for large size, but shall be applicable for all sizes)

**Properties**

- Physical protection against brick batting, cane/knife/acid attacks, Molotov cocktails and projectiles as encountered in Riot situation and other policing functions.
- Special fire retardant, high impact resistance rubber inserts.
- Protective sheets for front and back pouches with trauma pads.
- Sweat absorbing mesh fabric (detachable & washable) in lined elbow and shin guards ergonomically formed to protect limbs during riot/mob situation.
- Impact attenuation (reduction) above 80%.
- Ergonomic design for maximum wearing comfort.
- Thoroughly tested by leading NABL laboratories engaged in research in physiology and bio-engineering with certificate to that effect.
- Design ensures restrain free movement long life, light wt. with Excellent Protection capability.

**(i) Chest Protector**

- a) Length - 45 cm $\pm$ 10%
- b) Up to 4.5 mm $\pm$ 10% thick poly foam.
- c) Inner Lining made of mesh fabric (Detachable & Washable) with sweat absorbing lining 2mm $\pm$  10% thick foam with specified (16-22) shore A hardness and engineered plastic certified from a NABL lab.
- d) Weight : - Less than 3.00 kg.
- e) Material – High quality unbreakable engineered plastic for front and back pouches with trauma pads.
- f) High impact resistant rubber insert to absorb trauma.
- g) All sandwiches padding's of soft plastic with EVA (Ethylene and vinyl Acetylene based polymer) foam or any other technically better test proven material, should have number of small holes for free movement of air.
- h) Inter stichable so as to remain in place and not slip.
- i) Back protector of same specifications stitched at the shoulders with front portion of the chest protector.

**(ii) Elbow Guard.**

- a) Length- 37 cm $\pm$  10 %
- b) Made of soft engineered plastic
- c) Velcro closure.
- d) EVA (Ethylene and vinyl Acetylene based polymer) Poly foam of minimum specified hardness.  
Engineered plastic with matt surface of 2.5mm $\pm$ 10% thickness.
- e) Mesh fabric poly foam of up to 4mm $\pm$ 10% specified hardness.

- f) Inter stichable so as to remain in place and not slip.
- g) Should be able to withstand impact from one meter on hard surface.
- h) All sandwiches padding's of soft plastic with EVA (Ethylene and vinyl Acetylene based Polymer) foam or any other technically better test proven material, should have number of small holes for free movement of air.
- i) The fabric should be detachable & washable

**(iii) Shin guard**

- a) Length- 55 cm $\pm$ 10%
- b) Made of soft engineered plastic of any other NABL proven superior material.
- c) Elastic stripes for easy wearing.
- d) Velcro closure
- e) Sweat absorbing mesh fabric Poly foam 10mm $\pm$ 10% hardness.
- f) Inter stichable so as to remain in place and not slip.
- g) All sandwiches padding's of soft plastic with EVA (Ethylene and vinyl Acetylene based Polymer) foam or any other technically better test proven material, should have number of small holes for free movement of air.
- h) The fabric should be detachable & washable.

Technical specifications given above are based upon industry norms. The bidders are expected to mention latest technological innovations, if any, in the industry. The same may be negotiable and subject to practical test and market survey.

**Check List**

1.	Have you attached proof of registration under UP Trade Tax or Central Trade Tax?	Yes / No	Page No. (कहाँ से कहाँ तक)
2	Have you attached undertaking not less than one year warranty ?	Yes / No	
3	Have you attached Performance statement, copy of supply orders & necessary Certificates from current/previous clients?	Yes / No	
4.	Have you attached an affidavit on appropriate non judicial stamp paper that you :		
	(a.) Have not been declared bankrupt by any Institution or Government?	Yes / No	
	(b.) Is not black listed by the Government or any other Organization for failure to any dues?	Yes / No	
	(c.) Have not been adjudged by any court as insolvent or was not under any law for an offence involving moral turpitude or any criminal activities etc.?	Yes / No	
5	Have you furnished your Permanent Income Tax and Sales Tax Account Number?	Yes / No	
6	Have you mentioned rates of Excise duty & CST/UPTT if quoted exclusively?	Yes / No	
7.	The deliveries shall be executed <b>within 30 days</b> form the date of issuing order. Have you attached delivery schedule & its justification?	Yes / No	
8	Have you attached full technical details, printed leaflets with full & detailed specifications of each item, Make, Model of proposed equipment?	Yes / No	
9	Have you attached detailed specifications of accessories?	Yes / No	
10	Have you attached copy of purchased/ downloaded tender document duly signed on each page?	Yes / No	
11	Have you submitted all papers including enclosures in duplicate (duplicate should strictly be same as originals)?	Yes / No	
12	Have you marked page numbers from beginning to end of your tender proposals i.e. Technical & Financial proposals?	Yes / No	
13.	Have you made initials on each page of tender document, Technical Bid, Financial Bid & enclosures thereof?	Yes / No	
14	Has Earnest Money deposit been enclosed ? If not then supporting documents are submitted for exemption of Earnest Money.	Yes / No	
15	Has the cost of tender been enclosed with the document if downloaded from website?	Yes / No	
16	Has tenderer accepted the offer validity as required ?	Yes / No	
17	Has tenderer submitted Balance sheet of Previous two years.	Yes/No	

Signature of Tenderer \_\_\_\_\_

Address \_\_\_\_\_

**Performance statement for last three years**

**Name of Firm/ Organization to whom supply made:**

1. Contact Nos :
2. Description of stores :
3. Quantity of Order :
4. Value :
5. Original Delivery Period :
6. Qty. supplied within original Delivery Period :
7. Final Ext. Delivery Period :
8. Last supply position :
9. Reasons for delay in supplies (if any) :

Signature of Tenderer \_\_\_\_\_

Address \_\_\_\_\_



निविदा हेतु आवेदन-पत्र

सेवा में,

अध्यक्ष कय समिति /  
पुलिस महानिरीक्षक, पीएसी,  
पश्चिमी जोन, मुरादाबाद, उ०प्र०।

महोदय,

मैंने Body Protector with Shin Elbow Guard की आपूर्ति किये जाने के सम्बन्ध में आपके स्तर से प्रकाशित निविदा सूचना दिनांकित-----का अध्ययन किया एवं Body Protector with Shin Elbow Guard की आपूर्ति हेतु निविदा प्रस्तुत कर रहा हूँ:-

क्र० सं०	उपकरण का नाम	कुल मात्रा	उत्पादक इकाई का नाम एवं उपकरण का मैक / माडल संख्या	उपकरणों का मूल्य (कर रहित)	उपकरणों पर अपेक्षित समस्त सभी करों की धनराशि	सभी उपकरणों का शुद्ध मूल्य (समस्त करों सहित)
1.	Body Protector with Shin Elbow Guard	-	-	-	-	-

1. इस निविदा आवेदन पत्र के साथ संलग्न निविदा सूचना संख्या:----- दिनांकित----- में कय हेतु प्रस्तावित उपकरणों का विवरण तथा उपकरण से सम्बन्धित नियम एवं शर्तों का गहनतापूर्वक अध्ययन कर लिया गया है तथा सभी शर्तें बिना किसी आपत्ति के स्वीकार हैं।
2. आपूर्ति हेतु प्रस्तावित उपकरणों के वित्तीय निविदा में अंकित मूल्य बाजार भाव/दर अनुबन्ध पर आधारित है।
3. कय हेतु प्रस्तावित एवं निर्धारित स्पेसिफिकेशन सहित उपकरणों की निविदा प्रस्तुत की जा रही है।

दिनांक-

निविदादाता के हस्ताक्षर सील मुहर सहित  
निविदा प्रस्तुत करने वाली फर्म का नाम  
एवं व्यापार कर/आयकर/बिक्री कर  
का पंजीकरण संख्या

**निविदा हेतु आवेदन-पत्र**

सेवा में,

अध्यक्ष क्रय समिति /  
पुलिस महानिरीक्षक, पीएसी,  
पश्चिमी जोन, मुरादाबाद, उ०प्र०।

महोदय,

मैंने Body Protector with Shin Elbow Guard की आपूर्ति किये जाने के सम्बन्ध में आपके स्तर से प्रकाशित निविदा सूचना दिनांकित-----का अध्ययन किया एवं Body Protector with Shin Elbow Guard की आपूर्ति हेतु निविदा प्रस्तुत कर रहा हूँ :-

क्र०स०	उपकरण का नाम	कुल मात्रा	धरोहर धनराशि	तकनीकी विशिष्टियां
1.	Body Protector with Shin Elbow Guard	—	—	तकनीकी विशिष्टियाँ इस आवेदन पत्र के साथ संलग्न की जा सकती हैं।

1. आपूर्ति हेतु प्रस्तावित उक्त उपकरणों के लिए निविदा में अंकित धनराशि रुपये ----- शब्दों में (रु०-----) धरोहर राशि के रूप में पुलिस महानिरीक्षक, पीएसी, पश्चिमी जोन, मुरादाबाद के पक्ष में देय डिमाण्ड ड्राफ्ट/बैंकर चैक/बैंक गारण्टी/एफ०डी०आर० (Fix Deposit Receipt) संख्या.....दिनांक.....संलग्न है।

2. प्रकाशित निविदा सूचना में अपेक्षित मूल अभिलेख निविदा खुलने के उपरांत तकनीकी समिति के समक्ष प्रस्तुत करूँगा।

3. इस निविदा आवेदन पत्र के साथ संलग्न निविदा सूचना संख्या: ----- दिनांकित-----में क्रय हेतु प्रस्तावित उपकरण का विवरण तथा उपकरणों से संबंधित नियम एवं शर्तों का गहनतापूर्वक अध्ययन कर लिया गया है तथा सभी शर्तें बिना किसी आपत्ति के स्वीकार हैं।

4. क्रय हेतु प्रस्तावित एवं निर्धारित स्पेसिफिकेशन सहित उपकरण की निविदा प्रस्तुत की जा रही है।

दिनांक:-

निविदादाता के हस्ताक्षर सील मुहर सहित  
निविदा प्रस्तुत करने वाली फर्म का नाम  
एवं व्यापार कर/आयकर/बिक्री कर  
का पंजीकरण संख्या

## **DETAILS OF MANUFACTURER**

1. Details of manufacturer.	
(a) Name :	
(b) Office :	
(i) Address :	
(ii) Telephone :	
Land line :	
Mobile :	
(iii) Fax :	
(iv) e-mail :	
(c) Works :	
(i) Address :	
(ii) Telephone :	
(iii) Fax :	
(d) Contact person including name of Head of Firm as well as of Board of Director	
(i) Name:	
(ii) Designation	
(iii) Telephone :	
Land line :	
Mobile :	
(iv) Fax :	
(v) e-mail :	
(e) supporting authorization documents (kindly attach)	
2. Details and Address of Subsidiary Office(s)	
3. In case of foreign firm, contact person in Delhi/ India	
(a) Name :	
(b) Address :	
(c) Name of company :	
(d) Telephone : Land Line : Mobile :	
(e) e-mail :	
(f) Fax :	
(G) Certificate of authorized distributor/dealer (kindly attach)	
4. Please confirm that you have offered packing as per tender enquiry requirements. If not indicate deviations	
5. Gross weight of consignment. (Net weight of each item)	

6. PAN Confirm whether you have attached photocopy of PAN Card duly attested.	
7. Status	
(a) Indicate whether you are LSU or SSL.	
(b) Are you registered with DGS&D for the item quoted? If so, indicate whether there is any monetary limit on registration	
(c) If you are a Small Scale Unit registered with NSIC under Single Point Registration Scheme, whether there is any monetary limit.	
(d) In case you are registered with NSIC under Single Point Registration Scheme for the item quoted, confirm whether you have attached an attested photocopy of the registration certificate indicating the items for which you are registered.	
8. Banker :-	
(a) Name :	
(b) Address :	
(c) Telephone :	
(d) e-mail :	
(e) Fax :	
9. Business name and Constitution of the firm. Is the firm registered under :- (i) The Indian Companies Act, 1956	
(ii) The Indian Partnership Act, 1932. (Please also give name of partners)	
(iii) Any Act; if not, who are the owners. (Please give full names and address.)	
10. Whether the tendering firm is Manufacturer of the store specified in the tender.	
11. (a) If stores offered are manufactured in India, please state whether all the raw materials, components etc used in their manufacturing are also produced in India. If not give details of materials components etc, that are imported and their breakup of the Indigenous and Imported components together with their value and proportion it bears to the total value of the store should also be given.	
(b) Authorized Dealers/Distributors to specify the details of indigenous and imported material with their value.	
12. State whether raw materials are held in stock sufficient for the manufacture of the stores.	
13. Please indicate the stocks in hand at present time.:	

i) Held by you against this Enquiry.	
(ii) Held by M/s. _____ over which you have secured an option	
14. Do you agree to Sole Arbitration by Secretary Ministry of Home Affairs or by some other person appointed by him as provided in Clause 24 of the General Conditions of Contract form DGS&D-68 (Revised) (Your acceptance of non-acceptance of this clause will not influence the decision of the tender. It should, however, be noted that an omission to answer the above question will be deemed as an acceptance of the Clause).	
15. For Partnership firms state whether they are registered or not registered under Indian Partnership Act, 1932. Should the answer to this question by a Partnership firm be in the affirmative, please state further :-	
(a) Whether by the partnership agreement, authority to refer disputes concerning the business of the partnership to arbitration has been conferred on the partner who has signed the tender.	
(b) If the answer to (a) is in the negative, whether there is any general power of attorney executed by all the partners of the firm authorizing the partner who has signed the tender to refer dispute concerning business of the partnership to arbitration.	
(c) If the answer to either (a) or (b) is in the affirmative, furnish a copy of either the partnership agreement or the general power of attorney as the case may be	
N.B.: (1) Please attach to the tender a copy of either document on which reliance is placed for authority of partners or the partner signing the tender to refer disputes to arbitration. The copy should be attested by a Notary Public or its execution should be admitted by Affidavit on a properly stamped paper by all the partners.	
(2) Where authority to refer disputes to arbitration has not been given to the partner signing the tender the tenders must be signed by every partner of the firm	
16. Here state specifically:	

(i) Whether the price tendered by you is to the best of your knowledge and belief, not more than the price usually charged by you for stores of same nature/class or description to any private purchaser either foreign or as well as Govt. purchaser. If not state the reasons thereof if any. Also indicate the margin of difference.	
(ii) In respect of indigenous items for which there is a controlled price fixed by law, the price quoted shall not be higher than the controlled price, and if the price quoted exceeds the controlled price the reasons thereof should be stated.	
17. Are you.	
. (i) Holding valid Industrial License(s)/Registration Certificate under the Industrial Development and Regulation Act, 1981. If so, please give particulars of Industrial Income Registration Certificate.	
(ii) Exempted from the licensing Provision of the Act for the manufacture of item quoted against this tender. If so, please quote relevant orders and explain your position.	
(iii) Whether you possess the requisite license for manufacture of the stores and/or for the procurement of raw materials belonging to any controlled category required for the manufacture of the store? In the absence of any reply it would be assumed that no license is required for the purpose of raw materials and/or that you possess the required license.	
18. State whether business dealings with you have been banned by Min./Deptt. of Supply/Min. of Home Affairs?	
19. Have your Firm ever been black listed or debarred by any Govt or Semi Govt or Autonomous bodies.	
20. Please confirm that you have read all the instructions carefully and have complied with them accordingly.	
21. Sale Tax office Address.	
22. Details of last income Tax return (Enclose copy)	
23. Name and details of Authorized Person detailed For dealing this case with PAC for this Tender (Photo Copy of I-Card to be attached)	
24. Change the name of the firm, if any, since origin, with date and reasons there of :	
25- Details of FIR/ complaint lodged against your	

firm with police, if any.	
Signature of witness	Signature of Tenderer
Full name (Block letters) Address:-	1-Full name (Block letters) 2- Address:-
	(2) Whether signing as Proprietor/ Partner/ Constituted Attorney/ duly authorized by the Company.

N. B. Tenderers should furnish specific answers to all the questions. Tenderers may please note that if the answers so furnished are not clear and/ or are evasive, the tender will be liable to be ignored.

Signature of Tenderer

Date with stamp

Name of Tenderer