



KERALA STATE ELECTRICITY BOARD LIMITED

(Incorporated Under the Companies Act, 1956

Corporate Identity No.U40100KL2011SGCO27424

Registered Office: Vydyuthi Bhavanam, Pattom, Thiruvananthapuram-695004, India,

Ph:+91-471-2446853, E-mail: cescm@kseb.in, website:www.kseb.in

Abstract

Tender for procurement of 33kV Indoor VCB Panel set- Temporary debarment of M/s.Megawin Pvt Ltd from participating in the tender for one year for the bidded items in KSEBL -Orders Issued.

Corporate Office (Supply Chain Management)

B.O(FTD) No. 415 /2023 (CE(SCM)/XM-AE17/eP.13/22-23/33kV Indoor VCB Panel)

Dated, Thiruvananthapuram 26/08/2023

Read:- (1) Tender no: e-Tender No.KSEB/SCM/eP/13/2022-23 dated 04.07.2022.

(2) Letter No.XM/AE17/SCM/2022-23/33kV IVCB/7231 dated 10.01.2023 from O/o Chief Engineer(SCM).

(3) Letter No.MSPL/D06232/UT/KL/2022-23/G dated.13.01.2023 of M/s. Megawin Pvt Ltd.

(4) Letter No. MSPL/D06232/UT/KL/2022-23/ dated 18.01.2023 of M/s.Megawin Pvt Ltd.

(5) Letter No:XM/AE17/SCM/2022-23/33kV IVCB/8783 dated 22.03.2023 from O/o Chief Engineer(SCM).

(6) Letter No. MSPL/D06232/UT/KL/2022-23/ dated.28.03.2023 of M/s.Megawin Pvt Ltd.

(7) Note No:SCM/XM/AE17/eP13/2022-23/33kV IVCB/1319 dated 07.06.2023 (Agenda No:03/08/2023).

ORDER

Two part e-tender as per bid read as (1st) above was invited for 7 sets of 33 kV indoor VCB 3 panel set and 7 sets of 33 kV indoor VCB 5 panel sets with spares on fixed price basis. Based on the PQ decision, the price bids of the prequalified firms (M/s.Megawin Pvt Ltd, M/s.C G Power, M/s.Stelmec Pvt Ltd) were opened on 29.12.2022. Comparing the rates of the BOQ furnished in e tender site, M/s.Megawin Pvt Ltd was the L1 for 33kV 5 panel set IVCB and M/s.CG Power was the L1 bidder for 33kV 3 panel set IVCB.

After revealing the price, M/s.Megawin had informed that in BOQ, there is a

typographical error while entering the prices ie, 3 panel set price entered in 5 panel set and vice versa and requested to consider the price quoted in Proforma-A for the price evaluation as absolute value and also requested to place 100% order quantity on them being an overall L1. Complying the tender conditions and BOQ, being the lowest bidder for 5 panel set, M/s. Megawin was requested to furnish the rock bottom rate as per letter read as (2nd) above, since the firm didn't inform that they would not supply the 5 panel set at BOQ rate. The firm has furnished the rock bottom rate higher than the price quoted with BOQ, stating the same reasons. M/s.Megawin had informed as per letter read as (3rd) above that they were ready to extend bid validity for the discounted price offered with reference to Proforma A and also mentioned that the price mentioned in BOQ are not at all viable to execute .The firm had extended validity based on the discounted price with reference to Proforma as per letter read as (4th) above .All these actions from the side of firm are against tender conditions.

The irresponsibility from the part of bidder in uploading the price in BOQ wrongly, which is the most important part of the tender document, is viewed seriously. Being BOQ price is the criteria which select the L1 bidder for a tender, it is serious lapse from the part of the bidder. Also instead of expressing their inability to supply in BOQ rate, the firm had quoted a rock bottom rate higher than the BOQ value, which is the violation of clauses in the Store Procurement Manuals. Negligence from their part disturbed all further activities, there by cause delay in the present process of procurement of 33kV indoor VCB panel set.

Remarks of Financial Advisor were sought for the subject tender and following remarks were offered. Regarding the procurement of 33kV indoor VCB 5 panel set with spares, the act of L1 bidder is not acceptable and hence their EMD may be forfeited after obtaining remarks from LA & DEO. As the firm being MSME, there is no EMD to forfeit. Remarks of LA & DEO were also sought.

The matter was taken up with the Director (Distribution, IT, and SCM) and as directed the tender was cancelled and show cause notice was issued to M/s.Megawin Pvt Ltd as per note read as (5th) above. However the explanation given by M/s.Megawin Pvt Ltd was not found satisfactory.

The Chief Engineer (SCM) has recommended as per note read as (7th) above to temporarily debar the firm from participating in the tenders for the same items for next one year in KSEBL, citing the clause 6 of the Annexure in the Office Memorandum of Department of Expenditure, Ministry of Finance.

The matter was placed before the Full Time Director as per note read as (7th) above .Having considered the matter in detail, the Full Time Directors in its meeting held on 11/08/2023 resolved to temporarily debar M/s.Megawin Pvt Ltd for one year from participating in the tenders for the same items in KSEBL only.

Orders are issued accordingly.

BY ORDER OF THE FULL TIME DIRECTORS

**Sd/-
Lekha.G
Company Secretary**


To

1) The Chief Engineer (SCM)

Copy to:-

- The Legal Advisor & Disciplinary Enquiry Officer.
- The Chief Engineer (Transmission- South, North).
- All Deputy Chief Engineers, Transmission Circles.
- TA to Chairman & Managing Director / Director (Distribution,Safety, IT&SCM)/ Director (Transmission & SO, Planning)/ Director (Generation-Civil)/Director (Generation-Electrical, REES, Soura& Sports & Welfare)
- PA to Director (Finance)/Senior C.A. to Secretary(Administration)
- Company Secretary.
- The Library, KSEB Limited/Stock file.

Forwarded/ By Order


Assistant Engineer