



बिहार स्टेट पावर ट्रांसमिशन कंपनी लिमिटेड

Bihar State Power Transmission Company Limited

(निबंधित कार्यालय:-विद्युत भवन, बेली रोड, पटना)

(Regd. Office: Vidyut Bhawan, Bailey Road, Patna)

Website: www.bsptcl.inc.in

DEPARTMENT OF HR & ADMINISTRATION

पत्रांक:- _____ / पटना, दिनांक:- _____ /

Tr-VII/ज0 शि0-13058/2025

प्रेषक,

महफुज आलम,
उप महाप्रबंधक (मांस0/प्रशा0),

सेवा में,

Sri Ashok Kumar,
Managing Director, GCKC Projects and works Pvt. Ltd.
Corporate office: 24 Mission Compound, Ajmer Road,
Jaipur-302001, Rajasthan, India.
E-mail- info@gckcinfra.com , jpr@gackcinfra.com

निबंधित/ईमेल

विषय:-

आपके द्वारा समर्पित अपील अभ्यावेदन दिनांक-21.10.2025 के संबंध में।

महाशय,

निदेशानुसार, उपर्युक्त विषयक आपके द्वारा समर्पित अपील अभ्यावेदन पत्र संख्या-GCKC/Tech/BSPTCL/25-26/385-386 दिनांक-21.10.2025 पर सक्षम प्राधिकार द्वारा सम्यक विचारोपरांत पारित स्वतः स्पष्ट आदेश की प्रति सूचनार्थ की प्रति संलग्न है।

अनु०-यथा उपर्युक्त।

विश्वासभाजन,

उप महाप्रबंधक (मांस0/प्रशा0),

ज्ञापांक:-..... पटना, दिनांक:-.....

सानुलग्नक प्रतिलिपि:- अध्यक्ष - सह-प्रबंध निदेशक के विशेष कार्य पदाधिकारी / प्रधान आप्त सचिव, बिहार स्टेट पावर (होल्टिंग) कंपनी लिमिटेड, पटना / प्रबंध निदेशक के विशेष कार्य पदाधिकारी (मांस0/प्रशा0) बिहार स्टेट पावर ट्रांसमिशन कंपनी लिमिटेड, पटना को सूचनार्थ प्रेषित।

ह0/-

उप महाप्रबंधक (मांस0/प्रशा0),

ज्ञापांक:-..... पटना, दिनांक:-.....

सानुलग्नक प्रतिलिपि:- अनुलग्नक की प्रति संहित सरकार के उप सचिव, ऊर्जा विभाग, बिहार सरकार के पत्रांक- प्र0/ऊर्जा/ज0 शि0/मुख्य सचिव-08/2025-5229 दिनांक-04.11.2025 के आलोक में सूचनार्थ प्रेषित।

ह0/-

उप महाप्रबंधक (मांस0/प्रशा0),

ज्ञापांक:- 1010 पटना, दिनांक:- 02/04/26

सानुलग्नक प्रतिलिपि:- निदेशक (परियोजना) / निदेशक (परिचालन)/महाप्रबंधक (मांस0/प्रशा0) / महाप्रबंधक (वित्त एवं लेखा)/ सभी मुख्य अभियंता/ मुख्य अभियंता (असैनिक)/ सी०डी०बी०ए०, बिहार स्टेट पावर ट्रांसमिशन कंपनी लिमिटेड, पटना को सूचनार्थ प्रेषित।

2. सी०डी०बी०ए०, बिहार स्टेट पावर ट्रांसमिशन कंपनी लिमिटेड, पटना से अनुरोध है कि आदेश की प्रति कंपनी की वेबसाइट पर अपलोड कराने की कृपा की जाय।

उप महाप्रबंधक (मांस0/प्रशा0),

02-04-26

Speaking Order

Cancellation of Notification of Award, Forfeiture of Earnest Money/Bid Guarantee and debarment of M/s Mavin Switchgear in JV with M/s GCKC Projects and works Pvt. Ltd.

Appeal has been filed by M/s GCKC Projects and works Pvt. Ltd. vide letter dated 21.10.2025 for review of the order issued by BSPTCL vide Office Order No. 80, Memo No 1164 dated 15.10.2025 relating to cancellation of Notification of Award, Forfeiture of submitted Earnest Money/Bid Guarantee, debarment of M/s Mavin Switchgear in JV with M/s GCKC Projects for next 03 (Three) years from date of issue of the order" as per NIT No.02/PR/BSPTCL/2025.

From perusal of the records and documents related to termination of NOA of M/s Mavin Switchgear in JV with M/s GCKC Projects, following facts has been found: -

1. NOA was issued to M/s Mavin Switchgears and Control Pvt. Ltd. in JV with M/s GCKC Projects and Works Pvt. Ltd. on dated 01.07.2025 after approval of Board of Directors, BSPTCL.
2. The Clause no. 11.4.7 of section IV of "General Condition" of Contract of the "Standard Bidding Document" reads as hereunder: -

"The successful bidder, after receipt of NOA, shall execute the agreement within 30 days of award of the contract after duly furnishing the 10% bank guarantee. If there is delay beyond the specified period in submission of contract performance BG, 15 days' notice will be given to the successful bidder and after which the Employer may entail cancellation of letter of award after giving another 15 days final notice and forfeiting of earnest Money/bid guarantee as also detailed under Earnest Money clause."
3. M/s Mavin Switchgears and Control Pvt. Ltd. in JV with M/s GCKC Projects and Works Pvt. Ltd. did not submit the required performance Security Bank Guarantee till 30.07.2025 as per the above said Clause 11.4.7 of the SBD.
4. Hence, 15 days' notice was issued on dated 30.07.2025 to M/s Mavin Switchgear in JV with M/s GCKC Projects for submission of performance security BG as per Clause 11.4.7 of the SBD. However, the firm did not submit the required Performance Security.
5. Thereafter, final 15 days' notice was issued to the firm vide BSPTCL letter no. 919 dated 19.08.25 for submission of the performance security as per clause no. 11.4.7 of Sec-IV: General Condition of Contract of the Standard Bidding Document. The firm have again failed to submit the Performance Security.
6. M/s Mavin Switchgear in JV with M/s GCKC Projects requested on dated 10.09.2025 for the submission of Performance Security on or before 16.09.2025. However, they have again failed to submit the Performance Security.

In view of natural justice, another notice in regard to submission of Performance Security was issued on dated 18.09.2025 by Director (Projects), BSPTCL stating that:

“In view of natural justice, you are again directed to submit the required Performance Security bank Guarantee within Seven Days from the issue of this letter otherwise stern action i.e. cancellation of award, forfeiture of Earnest Money and Subsequent debarment of the firm M/s Mavin Switchgears and Control Pvt. Ltd. will be taken.”

7. After giving sufficient time (105 days from issue of NOA), the firm M/s Mavin Switchgear in JV with M/s GCKC Projects did not submit Performance Security BG.

The commitment made by the firm to provide Performance Security Bank Guarantee failed several times and finally the firm is unable to submit the required performance Security as per requirement of clause no. 11.4.7 of Sec-IV: General Condition of Contract of the Standard Bidding Document.

8. The firm has made several false commitments and delay tactics and is solely responsible for non-submission of Performance Security which caused delay in execution of the project by at least 6 Months. It is a very prestigious project under the flagship of Govt. of Bihar and also very essential work for providing Second Source connectivity to important GSSs in Bihar. Second Source Connectivity to various GSS was proposed in this project for N-1 compliance for uninterrupted reliable and quality power supply to the people of Bihar. Any delay in execution of the work will badly hamper the essence of this project. It is a very serious matter of concern and totally violation of the terms & conditions of the NIT.

Further it is to mention that, because of the failure of the firm, the NOA against NIT No. 02/PR/BSPTCL/2025 was cancelled on 15.10.2025 and re-tendering has already been invited vide another NIT No. 69/PR/BSPTCL/2025.

In light of the foregoing, order issued by BSPTCL vide Office Order No. 80, Memo No 1164 dated 15.10.2025 is just & proper in light of the provision and terms & conditions as contained in SBD and is in order. There is no ground for reconsideration of the above-mentioned order of BSPTCL and hence the appeal made by M/s GCKC Projects and works Pvt. Ltd. is accordingly rejected.

Handwritten signature and date: 20/10/2025

CMD, BSPHCL