

**बिड दस्तावेज़ / Bid Document**

बिड विवरण/Bid Details	
बिड बंद होने की तारीख/समय /Bid End Date/Time	12-02-2026 12:00:00
बिड खुलने की तारीख/समय /Bid Opening Date/Time	12-02-2026 12:30:00
बिड पेशकश वैधता (बंद होने की तारीख से)/Bid Offer Validity (From End Date)	60 (Days)
मंत्रालय/राज्य का नाम/Ministry/State Name	Ministry Of Railways
विभाग का नाम/Department Name	Indian Railways
संगठन का नाम/Organisation Name	Western Railway
कार्यालय का नाम/Office Name	Western Railway
वस्तु श्रेणी /Item Category	Custom Bid for Services - Provision of Subsidized meal to the Occupants of Running Room Chittorgarh for the period of Two Years (730 days) as per scope of work and schedule-A attached
समान श्रेणी/Similar Category	<ul style="list-style-type: none"> <li>Catering Service per Packet based</li> </ul>
अनुबंध अवधि /Contract Period	2 Year(s)
एमएसएमई के लिए अनुभव के वर्षों और टर्नओवर से छूट प्रदान की गई है/MSE Relaxation for Years of Experience and Turnover	No
स्टार्टअप के लिए अनुभव के वर्षों और टर्नओवर से छूट प्रदान की गई है /Startup Relaxation for Years of Experience and Turnover	No
विक्रेता से मांगे गए दस्तावेज़/Document required from seller	Experience Criteria,Bidder Turnover,Certificate (Requested in ATC) *In case any bidder is seeking exemption from Experience / Turnover Criteria, the supporting documents to prove his eligibility for exemption must be uploaded for evaluation by the buyer
क्या आप निविदाकारों द्वारा अपलोड किए गए दस्तावेज़ों को निविदा में भाग लेने वाले सभी निविदाकारों को दिखाना चाहते हैं? संदर्भ मेन् है/Do you want to show documents uploaded by bidders to all bidders participated in bid?	No
बिड लगाने की समय सीमा स्वतः नहीं बढ़ाने के लिए आवश्यक बिड की संख्या। / Minimum number of bids required to disable automatic bid extension	1

**बिड विवरण/Bid Details**

दिनों की संख्या, जिनके लिए बिड लगाने की समय-सीमा बढ़ाई जाएगी। / <b>Number of days for which Bid would be auto-extended</b>	3
ऑटो एक्सटेंशन अधिकतम कितनी बार किया जाना है। / <b>Number of Auto Extension count</b>	1
बिड से रिवर्स नीलामी सक्रिय किया/Bid to RA enabled	No
बिड का प्रकार/Type of Bid	Two Packet Bid
तकनीकी मूल्यांकन के दौरान तकनीकी स्पष्टीकरण हेतु अनुमत समय /Time allowed for Technical Clarifications during technical evaluation	2 Days
अनुमानित बिड मूल्य /Estimated Bid Value	7284524
मूल्यांकन पद्धति/Evaluation Method	Total value wise evaluation
मध्यस्थता खंड/Arbitration Clause	No
सुलह खंड/Mediation Clause	No

**ईएमडी विवरण/EMD Detail**

एडवाइजरी बैंक/Advisory Bank	State Bank of India
ईएमडी राशि/EMD Amount	145690

**ईपीबीजी विवरण /ePBG Detail**

एडवाइजरी बैंक/Advisory Bank	State Bank of India
ईपीबीजी प्रतिशत (%) /ePBG Percentage(%)	5.00
ईपीबीजी की आवश्यक अवधि (माह) /Duration of ePBG required (Months).	26

(a). जेम की शर्तों के अनुसार ईएमडी छूट के इच्छुक बिडर को संबंधित केटेगरी के लिए बिड के साथ वैध समर्थित दस्तावेज़ प्रस्तुत करने है। एमएसई केटेगरी के अंतर्गत केवल वस्तुओं के लिए विनिर्माता तथा सेवाओं के लिए सेवा प्रदाता ईएमडी से छूट के पात्र हैं। व्यापारियों को इस नीति के दायरे से बाहर रखा गया है।/EMD EXEMPTION: The bidder seeking EMD exemption, must submit the valid supporting document for the relevant category as per GeM GTC with the bid. Under MSE category, only manufacturers for goods and Service Providers for Services are eligible for exemption from EMD. Traders are excluded from the purview of this Policy.

(b).ईएमडी और संपादन जमानत राशि, जहां यह लागू होती है, लाभार्थी के पक्ष में होनी चाहिए। / EMD & Performance security should be in favour of Beneficiary, wherever it is applicable.

**लाभार्थी /Beneficiary :**

Sr.DFM, Western Railway, Ratlam  
Sr.DFM, Western Railway, Ratlam  
(Sr.dfm, Western Railway, Ratlam)

बोली विभाजन लागू नहीं किया गया/ Bid splitting not applied.

**एमआईआई अनुपालन/MII Compliance**

एमआईआई अनुपालन/MII Compliance	Yes
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**एमएसई खरीद वरीयता/MSE Purchase Preference**

एमएसई खरीद वरीयता/MSE Purchase Preference	Yes
सूक्ष्म और लघु उद्यम मूल उपकरण निर्माताओं को खरीद में प्राथमिकता, यदि उनका मूल्य L1+X% तक की सीमा में हो / Purchase Preference to MSE OEMs available upto price within L1+X%	15

1. Purchase preference to Micro and Small Enterprises (MSEs): Purchase preference will be given to MSEs as defined in Public Procurement Policy for Micro and Small Enterprises (MSEs) Order, 2012 dated 23.03.2012 issued by Ministry of Micro, Small and Medium Enterprises and its subsequent Orders/Notifications issued by concerned Ministry. If the bidder wants to avail the Purchase preference for services, the bidder must be the Service provider of the offered Service. Relevant documentary evidence in this regard shall be uploaded along with the bid in respect of the offered service. If L-1 is not an MSE and MSE Service Provider (s) has/have quoted price within L-1+ 15% of margin of purchase preference /price band as defined in the relevant policy, then 100% order quantity will be awarded to such MSE bidder subject to acceptance of L1 bid price. The buyers are advised to refer to the [OM No.1 4 2021 PPD dated 18.05.2023](#) for compliance of Concurrent application of Public Procurement Policy for Micro and Small Enterprises Order, 2012 and Public Procurement (Preference to Make in India) Order, 2017. Benefits of MSE will be allowed only if the credentials of the service provider are validated on-line in GeM profile as well as validated and approved by the Buyer after evaluation of submitted documents.
2. If L-1 is not an MSE and MSE Service Provider (s) has/have quoted price within L-1+ 15% of margin of purchase preference /price band as defined in the relevant policy, then 100% order quantity will be awarded to such MSE bidder subject to acceptance of L1 bid price.
3. Estimated Bid Value indicated above is being declared solely for the purpose of guidance on EMD amount and for determining the Eligibility Criteria related to Turn Over, Past Performance and Project / Past Experience etc. This has no relevance or bearing on the price to be quoted by the bidders and is also not going to have any impact on bid participation. Also this is not going to be used as a criteria in determining reasonableness of quoted prices which would be determined by the buyer based on its own assessment of reasonableness and based on competitive prices received in Bid / RA process.

**अतिरिक्त योग्यता /आवश्यक डेटा/Additional Qualification/Data Required**

**Introduction about the project /services being proposed for procurement using custom bid functionality:**[1768823468.pdf](#)

**Instruction To Bidder:**[1768823475.pdf](#)

**Pre Qualification Criteria ( PQC ) etc if any required:**[1768823482.pdf](#)

**Scope of Work:**[1768823505.pdf](#)

**Payment Terms:**[1768823511.pdf](#)

**Penalties:**[1768823517.pdf](#)

**Project Experience and Qualifying Criteria Requirement:**[1768823552.pdf](#)

Any other Documents As per Specific Requirement of Buyer -1:[1:1768823619.pdf](https://www.bidsite.in/attachment/1768823619.pdf)

Any other Documents As per Specific Requirement of Buyer -2:[1:1768823637.pdf](https://www.bidsite.in/attachment/1768823637.pdf)

GEM Availability Report ( GAR):[1768888848.pdf](https://www.bidsite.in/attachment/1768888848.pdf)

Undertaking of Competent Authority is mandatory to create Custom Bid for Services. Please download standard format document and upload:[1768888879.pdf](https://www.bidsite.in/attachment/1768888879.pdf)

**Custom Bid For Services - Provision Of Subsidized Meal To The Occupants Of Running Room Chittorgarh For The Period Of Two Years (730 Days) As Per Scope Of Work And Schedule-A Attached ( 1 )**

**तकनीकी विशिष्टियाँ /Technical Specifications**

विवरण/ Specification	मूल्य/ Values
<b>कोर / Core</b>	
Description /Nomenclature of Service Proposed for procurement using custom bid functionality	Provision of Subsidized meal to the Occupants of Running Room Chittorgarh for the period of Two Years (730 days) as per scope of work and schedule-A attached
Regulatory/ Statutory Compliance of Service	YES
Compliance of Service to SOW, STC, SLA etc	YES
<b>एडऑन /Addon(s)</b>	

**अतिरिक्त विशिष्टि दस्तावेज़ /Additional Specification Documents**

**परेषिती/रिपोर्टिंग अधिकारी /Consignees/Reporting Officer and Quantity**

क्र.सं./S.N o.	परेषिती/रिपोर्टिंग अधिकारी /Consignee Reporting/Officer	पता/Address	संसाधनों की मात्रा / The quantity of procurement "1" indicates Project based or Lumpsum based hiring.	अतिरिक्त आवश्यकता /Additional Requirement
1	Hariram Meena	312001,Combined Crew Lobby, Near Platform No.01, Chittorgarh, Rajasthan, Pin Code-312001	1	N/A

**क्रेता द्वारा जोड़ी गई बिड की विशेष शर्तें/Buyer Added Bid Specific Terms and Conditions**

**1. Generic**

OPTION CLAUSE: The buyer can increase or decrease the contract quantity or contract duration up to 25

percent at the time of issue of the contract. However, once the contract is issued, contract quantity or contract duration can only be increased up to 25 percent. Bidders are bound to accept the revised quantity or duration

## 2. Forms of EMD and PBG

Bidders can also submit the EMD with Fixed Deposit Receipt made out or pledged in the name of A/C

Sr.DFM, Western Railway, Ratlam

. The bank should certify on it that the deposit can be withdrawn only on the demand or with the sanction of the pledgee. For release of EMD, the FDR will be released in the favour of the bidder by the Buyer after making endorsement on the back of the FDR duly signed and stamped along with covering letter. Bidder has to upload scanned copy/ proof of the FDR along with bid and has to ensure delivery of hardcopy to the Buyer within 5 days of Bid End date/ Bid Opening date

## 3. Buyer Added Bid Specific ATC

Buyer Added text based ATC clauses

**As per GCC of services,**

### 2.6.1 Minimum Eligibility Criteria

**2.6.1.1 Work Experience** The bidder should have satisfactorily completed in the last three previous financial years and the current financial year upto the date of opening of the tender, one similar single service contract\*\* for a minimum of 35% of advertised value of the bid.

**\*Completed service contract** includes on-going service contract subject to payment of bills amounting to at least 35% of the advertised value of the bid.

**\*\* Similar service contract** means any contract that is so specified by the competent authority.

**Similar Single Service work in this context means:-**

**“Any work of housekeeping or catering undertaken for Railways/ Any other Central/ State Government department / undertakings or Government teaching institutions”.**

Work experience certificate from private individual shall not be accepted. Certificate from public listed company/private company/Trusts having annual turnover of Rs 500 crore and above subject to the same being issued from their Head office by a person of the company duly enclosing his authorisation by the Management for issuing such credentials.

#### **Notes:**

The bidder shall submit details of work executed by them in the prescribed format along with bid for the service contracts to be considered for qualification of work experience criteria clearly indicating the nature/scope of contract, actual completion cost and actual date of completion for such contract.

**2.6.1.2 Financial Standing:** The Bidders will be qualified only if they have minimum financial capabilities as below -

(i) **T1- Financial Turnover:** The bidder should have an aggregate financial turnover not less than **1.5 times** the advertised Bid value during the last three previous financial years and in the current financial year upto the date of opening of the tender. The audited balance sheet reflecting financial turnover certified by chartered accountant with her stamp, signature and membership number shall be considered.

Note : For Tenders opened between Apr to Sept, acceptance of Certificate from the Chartered Accountant issued on the basis of any other Govt. approved document like GST return/VAT statement (if applicable) in place of Audited balance sheet of the previous year as specified above shall be accepted. (Authority: ED/EnHM/CE Railway board's letter No File no. 2016/EnHM/06/02 dated 18.10.2018)

(ii) **T2-Liquidity:** The bidder should have access to or has available liquid assets, lines of credit and other financial means to meet cash flow that is valued at **5% of the estimated bid value** net of applicant's commitments for other contracts. The audited balance sheet and/or banking reference certified by chartered accountant with her stamp, signature and membership number shall be submitted by the bidder along with bid.

Banking reference should contain in clear terms the amount that bank will be in a position to lend for or this work to the applicant/member of the Joint Venture/Consortium. In case the Net Current Assets (as seen from the Balance Sheets) are negative, only the Banking references will be considered. Otherwise the aggregate of the Net Current Assets and submitted Banking references will be considered.

dered for working out the Liquidity.

The banking reference should be from a Scheduled Bank in India and it should not be more than 3 months old as on date of submission of bids. **(See Annexure-A below)**

In Case of JV firms overall liquidity of JV firm shall be assessed by arithmetic sum of liquidity of all members of JV.

Notes: Liquidity shall be seen from the last audited balance sheets and/or from the banking reference. (Ref: SBD Dated 23.08.17 issued by RB)

Last audited balance sheet means: Audited balance sheet of latest completed financial year (i.e. Previous FY w.r.t. Current FY).

**Annexure-A**

**SAMPLE FORMAT FOR BANKING REFERENCE / BANK CERTIFICATE  
FOR LIQUIDITY CRITERIA OF FINANCIAL STANDING**

This is to certify that M/s ..... is a reputed company with a good financial standing.

If the contract for the work, namely

.....  
.....

is awarded to the above firm, we shall be willing to provide overdraft / credit facilities to the extent of

Rs. .... to meet their working capital requirements for executing the above

contract.

**Signature of chartered accountant**

\_\_\_\_\_

**with his/her stamp and membership number**

\_\_\_\_\_

**Name of the Bank & Address:**

**Authorized Signatory** \_\_\_\_\_

**Date :**

**Note:** The banking reference should be from a **Scheduled Bank in India** and it **should not be more than 3 months old** as on date of submission of bids. The amount should be minimum **5%** of the estimated bid value. The banking reference certified by chartered accountant with her stamp, signature and membership number shall be submitted by the bidder along with bid.

**(These conditions will prevail over the GeM conditions )**

**Note- Bidder must fulfill the minimum eligibility criteria as above. If the bid documents submitted by the bidder will not fulfill the minimum eligibility criteria then his offer will be summarily rejected.**

4. Before quoting the offer, bidder must see the details of "Schedule-A", "Important Note 1", "Important Note 2" & "Important Note 3" below "Schedule-A" under "Scope of work & Schedule-A" attached with bid document.
5. *Instruction for Schedule-A (Item NS/2)*

Note for NS/2 a(i): Bidder can quote his offered rate for subsidized meal (Schedule-A) Below/AT PAR /Above against total estimated cost of NS/2, Subsidy would be Maximum subsidy Rs.66/- or 90% of the cost of the Meal whichever is less given by railway, however as per railway board's letter no. 2006/M(L)467/2 dated 12.08.2015 & 23.10.2015, zonal railways are advised to revise subsidized meal subsidy per meal in every six months by taking into consideration of CPI(IW) of June & December). During revision of rate, rate is to be rounded off to nearest rupee value.

Note for NS/2 a(ii): Cost per subsidized meal given by running staff shall be 10% amount of cost of accepted rate per subsidized meal or difference amount between accepted rate per subsidized meal and subsidy per subsidized meal (90% of cost of accepted rate per subsidized meal or maximum subsidy per meal whichever is less) whichever is higher. Cost of per subsidized meal will be calculated on the basis of accepted rate of subsidized meal as per railway board's letter no. 2006/M(L)467/2 dated 23.10.2015. Amount per subsidized meal given by the staff will also be revised in ratio of subsidized meal rate every six months during the contract. During revision of rate, rate is to be rounded off to nearest rupee value.

Note for NS/2 (b): Payment is made to the contractor on accepted rate only for Item NS/2(b) and there will not be any increase in the accepted rate during the entire period of the contract.
6. Definition of Similar nature of services for the work of "Provision of Subsidized meal to the Occupants of Running Room Chittorgarh for the period of Two Years (730 days)" is "Any work of housekeeping or catering undertaken for Railways/ Any other Central/ State Government department/undertakings or Government teaching institutions".  
(Approved by PCEE/CCG vide HQ letter no. EL 91/L/1 (Works) dated 08.10.2021)
7. **Bidder must fulfill the minimum eligibility criteria as per Important Note 2. If the bid documents submitted by the bidder will not fulfill the criteria of minimum eligibility criteria as per Important Note 2 then his offer will be summarily rejected.**
8. **The bidders shall be required to submit an undertaking (See Annexure-XVIII) certifying the truthfulness of all the documents submitted/uploaded along with the tender. This shall be mandatory for all the bidders In case of failure of the bidder to submit the undertaking, their offer shall be summarily rejected.**
9. In case of multiple qualified L-1 bidders, GeM portal has discontinued the manual selection of L-1 bidders and randomly selects the L-1 bidder, under "Run L-1" option. Hence while finalizing service tenders on GeM portal, para 2.6.3 of GCC for Services - 2018 will not be applicable.
10. Estimated amount mentioned in "Schedule-A" (in attached scope of work & schedule-A) or Estimated bid value mentioned in Bid document are inclusive of GST & all type of taxes.
11. Bidder will submit his offer against estimated amount of schedule-A.
12. Offer of bidder will be accepted by railway administration inclusive GST and all types of expenditure included in the scope of work. While quoting the offer, bidder must take into account this fact.
13. The tenderer/bidder must inspect the site, study scope of work & Schedule-A along with "Important Note 1", "Important Note 2" & "Important Note 3" attached with bid document and satisfy himself with the working conditions before quoting the rates.
14. Joint Venture (JV) Firms are not eligible for this tender/Bid. (Authority: Railway Board's Letter No. 2002/CE-I/37 JV Pt. VIII Dated 14.12.2012).
15. EMD Exemption to MSEs: Benefits of Public Procurement Policy, as applicable, will be given to all eligible MSEs irrespective of the relevance of product category and as per SI. No. 3 of FAQ. (see Ref: Railway Board's letter no. 2022/RS(G)/363/1 New Delhi dated 21.09.2022 on FAQ on Public Procurement Policy for MSEs, Order 2012 attached with bid document)
16. **All bidders must note that Performance Guarantee required in this bid is as under: Performance guarantee** at a rate of 5% of the contractual value shall be deposited by the successful

bidder. The successful bidder shall have to submit a Performance Guarantee (PG) valuing 5% of the contract value in four separate parts of 1.25% each of the contract value, within 30 (thirty) days from the date of issue of Letter of Acceptance (LOA). Extension of time for submission of PG beyond 30 (thirty) days and upto the date of submission of PG from the date of issue of LOA may be given by the Authority who is competent to sign the contract agreement. However, a penal interest of 15% per annum shall be charged for the delay beyond 30 (thirty days, i.e. from 31st day after the date of issue of LOA. In case the contractor fails to submit the requisite PG after 60 days from the date of issue of LOA, a notice shall be served to the contractor to deposit the PG immediately however not exceeding 90 days from the date of issue of LOA). In case the contractor fails to submit the requisite PG even after 90 days from the date of issue of LOA, the contract shall be terminated duly forfeiting EMD and other dues, if any payable against that contract. The failed contractor shall be debarred from participating in re tender for that work. In case 60th day is a bank holiday or office closure next working day should be considered as the last day for submission of the PGs. Decision of Authority competent to sign the Contract Agreement would be final in case of any dispute.

**17.** The Performance Guarantees shall be submitted by the successful bidder after the Letter of Acceptance (LOA) has been issued, but before signing of the contract agreement. These PGs shall be initially valid up to the stipulated date of completion and maintenance period, if any plus 60 days beyond that. In case, the time for completion of service gets extended, the contractor shall get the validity of PGs extended to cover such extended time for completion and maintenance period, if any of service plus 60 days.

**18. Duration of Performance Guarantee required: 26 months**  
**Performance Guarantee should be in favour of Beneficiary: Sr.DFM Western Railway Ratlam**

**19.** Firm has to deposit a FDR of Rs 30000/- (Rs. Thirty Thousands only) in favour of Sr.DFM/ Western Railway/Ratlam as special security deposit against the material issued to him related with subsidized meal provision. The validity of the FDR will be for 30 months. The said FDR should be submitted by the contractor before starting the work. Special security deposit will be released after physical completion of the work and no dues certificate given by the CTCC-COR.

**20. Bidder may download Annexure-A (SAMPLE FORMAT FOR BANKING REFERENCE / BANK CERTIFICATE FOR LIQUIDITY CRITERIA OF FINANCIAL STANDING) and Annexure-XVIII (UNDERTAKING FOR TRUTHFULNESS/ CORRECTNESS OF THE DOCUMENTS SUBMITTED / UPLOADED BY TENDERER ALONGWITH THE TENDER/BID) from attached "Scope of work" with this GeM Bid Document for better clarity as sometimes fonts are disturbed in Buyer Added Bid Specific ATC.**

**21. Please refer "Scope of work & Schedule-A" attached with this GeM Bid Document for better clarity as sometimes fonts are disturbed in Buyer Added Bid Specific ATC.**

**22. GCC for services 2018 is attached with this GeM Bid Document.**

**23. Any additional document and any modification / alteration / addition / deletion submitted by bidders in their re-presentation will not be accepted.**

{Important Note- 1) All the conditions above will prevail over GeM conditions. 2) GCC for SERVICES, 2018 with latest amendments upto date of opening of bid will prevail over GeM conditions. 3) Scope of work including special terms & conditions (STC) will prevail over GCC and GeM Conditions.}

## ANNEXURE-XVIII

### UNDERTAKING FOR TRUTHFULNESS/ CORRECTNESS OF THE DOCUMENTS SUBMITTED / UPLOADED BY TENDERER ALONGWITH THE TENDER/BID

I..... (Name and designation)\*\* appointed as the attorney/authorized signatory of the tenderer (including its constituents),

M/s \_\_\_\_\_ (hereinafter called the tenderer) for the purpose of the Tender documents for the work of \_\_\_\_\_ as per the tender No. \_\_\_\_\_ of (----- Railway), do hereby solemnly affirm and state on the behalf of the tenderer including its constituents as under:

1. I/we the tenderer (s), am/are signing this document after carefully reading the contents.
2. I/We the tenderer(s) also accept all the conditions of the tender and have signed all the pages in confirmation thereof.
3. I/we hereby declare that I/we have downloaded the tender/Bid documents from GeM Portal website <https://gem.gov.in/>. I/we have verified the content of the document from the website and there is no addition, no deletion or no alteration to the content of the tender document. In case of any discrepancy noticed at any stage i.e. evaluation of tenders, execution of work or final payment of the contract, the master copy available with the railway Administration shall be final and binding upon me/us.
4. I/we declare and certify that I/we have not made any misleading or false representation in the forms, statements and attachments in proof of the qualification requirements.
5. **I/We also understand that my/our offer will be evaluated based on the documents/credentials submitted alongwith the offer and same shall be binding upon me/us.**
6. **I/We declare that the information and documents submitted along with the tender by me/us are correct and I/we are fully responsible for the correctness of the information and documents, submitted by us.**
7. I/we understand that if the certificates regarding eligibility criteria submitted by us are found to be forged/false or incorrect at any time during process for evaluation of tenders, it shall lead to forfeiture of the tender EMD besides banning of business for a period of upto five year. Further, I/we (*insert name of the tenderer*) \*\* \_\_\_\_\_ and all my/our constituents understand that my/our offer shall be summarily rejected.
8. I/we also understand that if the certificates submitted by us are found to be false/forged or incorrect at any time after the award of the contract, it will lead to termination of the contract, alongwith forfeiture of EMD/SD and Performance guarantee besides any other action provided in the contract including banning of business for a period of upto five year.

SEAL AND SIGNATURE  
OF THE TENDERER

Place:  
Dated:

\*\* The contents in Italics are only for guidance purpose. Details as appropriate are to be filled in suitably by tenderer.

## अस्वीकरण/Disclaimer

The additional terms and conditions have been incorporated by the Buyer after approval of the Competent Authority in Buyer Organization, whereby Buyer organization is solely responsible for the impact of these clauses on the bidding process, its outcome, and consequences thereof including any eccentricity / restriction arising in the bidding process due to these ATCs and due to modification of technical specifications and / or terms and conditions governing the bid. If any clause(s) is / are incorporated by the Buyer regarding following, the bid and resultant contracts shall be treated as null and void and such bids may be cancelled by GeM at any stage of bidding process without any notice:-

1. Definition of Class I and Class II suppliers in the bid not in line with the extant Order / Office Memorandum issued by DPIIT in this regard.
2. Seeking EMD submission from bidder(s), including via Additional Terms & Conditions, in contravention to exemption provided to such sellers under GeM GTC.
3. Publishing Custom / BOQ bids for items for which regular GeM categories are available without any Category item bunched with it.
4. Creating BoQ bid for single item.
5. Mentioning specific Brand or Make or Model or Manufacturer or Dealer name.
6. Mandating submission of documents in physical form as a pre-requisite to qualify bidders.
7. Floating / creation of work contracts as Custom Bids in Services.
8. Seeking sample with bid or approval of samples during bid evaluation process. (However, in bids for [attached categories](#), trials are allowed as per approved procurement policy of the buyer nodal Ministries)
9. Mandating foreign / international certifications even in case of existence of Indian Standards without specifying equivalent Indian Certification / standards.
10. Seeking experience from specific organization / department / institute only or from foreign / export experience.
11. Creating bid for items from irrelevant categories.
12. Incorporating any clause against the MSME policy and Preference to Make in India Policy.
13. Reference of conditions published on any external site or reference to external documents/clauses.
14. Asking for any Tender fee / Bid Participation fee / Auction fee in case of Bids / Forward Auction, as the case may be.
15. Any ATC clause in contravention with GeM GTC Clause 4 (xiii)(h) will be invalid. In case of multiple L1 bidders against a service bid, the buyer shall place the Contract by selection of a bidder amongst the L-1 bidders through a Random Algorithm executed by GeM system.
16. Buyer added ATC Clauses which are in contravention of clauses defined by buyer in system generated bid template as indicated above in the Bid Details section, EMD Detail, ePBG Detail and MII and MSE Purchase Preference sections of the bid, unless otherwise allowed by GeM GTC.
17. In a category based bid, adding additional items, through buyer added additional scope of work/ additional terms and conditions/or any other document. If buyer needs more items along with the main item, the same must be added through bunching category based items or by bunching custom catalogs or bunching a BoQ with the main category based item, the same must not be done through ATC or Scope of Work.

Further, if any seller has any objection/grievance against these additional clauses or otherwise on any aspect of this bid, they can raise their representation against the same by using the Representation window provided in the bid details field in Seller dashboard after logging in as a seller within 4 days of bid publication on GeM. Buyer is duty bound to reply to all such representations and would not be allowed to open bids if he fails to reply to such representations.

**All GeM Sellers/Service Providers shall ensure full compliance with all applicable labour laws, including the provisions, rules, schemes and guidelines under the four Labour Codes i.e. the Code on Wages, 2019; the Industrial Relations Code, 2020; the Occupational Safety, Health and Working Conditions Code, 2020; and the Code on Social Security, 2020 as and when notified and brought into force by the Government of India.**

**For all provisions of the Labour Codes that are pending operationalisation through rules, schemes or notifications, the corresponding provisions of the pre-existing labour enactments (such as The**

**Minimum Wages Act, 1948, The Payment of Wages Act, 1936, The Payment of Bonus Act, 1965, The Equal Remuneration Act, 1976, The Payment of Gratuity Act, 1972, etc. and relevant State Rules) shall continue to remain applicable.**

**The Seller/ Service Providers shall, therefore, be responsible for ensuring compliance under:**

- **All notified and enforceable provisions of the new Labour Codes as mentioned hereinabove; and**
- **All operative provisions of the erstwhile Labour Laws until their complete substitution.**

**All obligations relating to wages, social security, safety, working conditions, industrial relations etc. and any other statutory requirements shall be strictly met by the Seller/ Service Provider. Any non-compliance shall constitute a breach of the contract and shall entitle the Buyer to take appropriate action in accordance with the contract and applicable law.**

This Bid is governed by the [सामान्य नियम और शर्तें/General Terms and Conditions](#), conditions stipulated in Bid and [Service Level Agreement](#) specific to this Service as provided in the Marketplace. However in case if any condition specified in सामान्य नियम और शर्तें/General Terms and Conditions is contradicted by the conditions stipulated in Service Level Agreement, then it will over ride the conditions in the General Terms and Conditions.

जेम की सामान्य शर्तों के खंड 26 के संदर्भ में भारत के साथ भूमि सीमा साझा करने वाले देश के बिडर से खरीद पर प्रतिबंध के संबंध में भारत के साथ भूमि सीमा साझा करने वाले देश का कोई भी बिडर इस निविदा में बिड देने के लिए तभी पात्र होगा जब वह बिड देने वाला सक्षम प्राधिकारी के पास पंजीकृत हो। बिड में भाग लेते समय बिडर को इसका अनुपालन करना होगा और कोई भी गलत घोषणा किए जाने व इसका अनुपालन न करने पर अनुबंध को तत्काल समाप्त करने और कानून के अनुसार आगे की कानूनी कार्रवाई का आधार होगा।/In terms of GeM GTC clause 26 regarding Restrictions on procurement from a bidder of a country which shares a land border with India, any bidder from a country which shares a land border with India will be eligible to bid in this tender only if the bidder is registered with the Competent Authority. While participating in bid, Bidder has to undertake compliance of this and any false declaration and non-compliance of this would be a ground for immediate termination of the contract and further legal action in accordance with the laws.

**---धन्यवाद/Thank You---**