

**NEW DELHI MUNICIPAL COUNCIL**  
**PALIKA KENDRA : NEW DELHI.**

**COUNCIL'S MEETING NO. 14/2011-12 DATED 28.03.2012 AT 11-00 A.M.**

**Arrangement of business**

ITEM NO.	SUBJECT	PAGE	ANNEXURE
01 (C-29)	Confirmation and signing of the minutes of the Council's Meeting No. 13/2011-12 held on 09.02.2012.		
02	Laying of 33KV, 3Cx 400sq.mm (XLPE) cables from 220KV/33KV ESS Trauma Centre to 33KV ESS Race Course & from 33KV ESS Trauma Centre to 33KV ESS State Guest House.		
03	Providing Mechanized Facility Management Services at NDCC Phase-II.		
04	Revision of Enlistment norms of Contractors in Electricity Deptt. of NDMC		
05	Improvement of LT Rising Mains at Lok Nayak Bhawan, New Delhi. Sub-Head: Supply, Installation, Testing and Commissioning of TPN Sandwich Rising main of Aluminium 1200 Amp Bus Bar.		
06	Purchase of LT ACB Panels in two Tier.		
07	Construction of 33/11 KV below Ground Sub-Station of NDMC at Church Road by DMRC.		
08	Improvement to Staff Quarters at Rohini. SH:- Imp. to 256 NDMC Staff Quarters, Sector – XI Rohini.		
09	S/R of roads in NDMC area. SH.: Providing mastic surface on road surface in Khan Market.		
10	Desilting and rehabilitation of 1100 mm & 1200 mm dia sewer line at Ashoka Road from Nirvachan Sadan to C-Hexagon. (Preliminary Estimate Thereof).		
11	Improvement of Palika Awas Housing Complex, Sarojini Nagar. SH Improvement of Palika Awas Housing Complex, Sarojini Nagar with grit wash plaster using marble chips of different colours.		
12	S/R of roads in NDMC area. SH: Providing and Laying cement concrete service roads in Bharti Nagar.		
13	Improvement & upgradation of colony roads, back lanes taken over from CPWD in Sarojini Nagar (Part-I)		
14	Improvement & upgradation of colony roads, back lanes taken over from CPWD in Sarojini Nagar (Part-II)		
15	Redevelopment of Community Centre at Babar Road.		
16	Improvement to Palika Gram Housing Complex, Sarojini Nagar. SH: Improvement to toilets, kitchens, flooring and other connected items in flats at Palika Gram Housing Complex.		

17	Resurfacing of colony roads, lanes by lanes in R-III Division.		
18	Hiring of 5 Nos. Cranes & 5 Nos. Raid Vans from the year 2012-2015.		
19	Re-appropriation of funds.		
20	Contracts/Schemes involving an expenditure of Rs.1 Lac but not exceeding Rs.100 lacs.		
21	Action Taken Report on the status of ongoing schemes/works approved by the Council.		

**ITEM NO. 01 (C-29)**

Confirmation and signing of the minutes of the Council's Meeting No. 10/2011-12 held on 23.12.2011 **(See pages 4 )**.

**COUNCIL'S DECISION**

**NEW DELHI MUNICIPAL COUNCIL  
PALIKA KENDRA : NEW DELHI**

**MINUTES OF THE COUNCIL'S MEETING NO. 13/2011-12 HELD ON 09.02.2012 AT 3-00 P.M. IN THE COUNCIL ROOM, PALIKA KENDRA, NEW DELHI.**

<b>MEETING NO.</b>	<b>:</b>	<b>13/2011-12</b>
<b>DATE</b>	<b>:</b>	<b>09.02.2012</b>
<b>TIME</b>	<b>:</b>	<b>3-00 P.M.</b>
<b>PLACE</b>	<b>:</b>	<b>PALIKA KENDRA, NEW DELHI.</b>

**PRESENT :**

<b>1.</b>	<b>Ms. Archna Arora</b>	<b>-</b>	<b>Chairperson</b>
2.	Smt. Tajdar Babar	-	Vice Chairperson
3.	Sh. Karan Singh Tanwar	-	Member
4.	Sh. Ashok Ahuja	-	Member
5.	Sh. Dharmendra	-	Member
6.	Sh. Santosh D. Vaidya	-	Secretary

<b>ITEM NO.</b>	<b>SUBJECT</b>	<b>DECISION</b>
01 (C-25)	Confirmation and signing of the minutes of the Council's Meeting No. 10/2011-12 held on 23.12.2011.	Minutes confirmed.
02 (A-18)	Preservation/restoration of heritage building in NDMC area. SH:- Extended project of NP Boys Sr. Sec. School, Mandir Marg, New Delhi.	<p>Resolved by the Council, by majority, that the 1<sup>st</sup> and 2<sup>nd</sup> call of tenders be rejected and in the 3<sup>rd</sup> call of tender, the offer of M/s Devi Construction Co. at its quoted rate of Rs.8,36,62,869/-, which is 11.49% below the justified cost of Rs.8,95,19,531/- and 15.03% above the estimated cost of Rs.7,27,29,893/- for the work of Preservation/restoration of heritage building in NDMC area SH: Extended project of NP Boys Sr. Sec. School, Mandir Marg, New Delhi, be accepted.</p> <p>It was further resolved by majority to accord Revised Administrative Approval and Expenditure Sanction for Rs.8,61,72,000/- including 3% contingencies.</p> <p>It was also resolved by the Council that further action may be taken by the Department in anticipation of confirmation of the minutes by the Council.</p>
03 (A-19)	S/R of roads in NDMC area. Sh:- Construction of Cement Concrete Pavement for lanes & colonies of the Sector-II DIZ area.	<p>Resolved by the Council to :</p> <p>(i) Accord approval for taking over of colony roads/lanes/service roads &amp;</p>

		<p>parks form CPWD in Sector-II, DIZ area of NDMC area for its maintenance, upgradation / improvement to concrete roads in anticipation of formal communication from CPWD to transfer the public streets &amp; parks to NDMC.</p> <p>(ii) Accord approval for carrying out the maintenance, upgradation / improvement works in the area taken over from CPWD out of NDMC's funds in anticipation of receipt of direction vesting of these roads/streets &amp; parks form Central Government.</p> <p>(iii) Accord Administrative Approval &amp; Expenditure Sanction for Rs.9,98,76,000/- for the work "Construction of Cement Concrete Pavement in lanes &amp; colonies of the Sector-II DIZ area".</p> <p>It was also resolved by the Council that further action may be taken by the Department in anticipation of confirmation of the minutes by the Council.</p>		
04 (A-20)	Construction of additional block on Palika maternity Hospital and addition / alteration of the existing building at Lodhi Colony. SH:- Survey Report.	<p>CE (C) –II explaining the proposal mentioned that due to typographical error in Annexure 'A' in column 13 may be read as :</p> <table><tr><td>Reserve price (11-10)</td><td>3,11,712.00 – Rs.2,93,908.00 = Rs.17,804.00</td></tr></table> <p>Resolved by the Council that the survey report with a written off amount of Rs.4,25,132/- and reserve price of Rs.17,804/- is accepted and be written off from the books on account of demolition of the existing structure.</p> <p>It was also resolved by the Council that further action may be taken by the Department in anticipation of confirmation of the minutes by the Council.</p>	Reserve price (11-10)	3,11,712.00 – Rs.2,93,908.00 = Rs.17,804.00
Reserve price (11-10)	3,11,712.00 – Rs.2,93,908.00 = Rs.17,804.00			
05 (B-16)	Purchase of 33KV,HT(XLPE) Cable of size 400 sq. mm/3Cores, duly ISI marked.	<p>Explaining the proposal CE (E)-II indicated that on page 45, in the table showing comparison of L-1 rates with market rates and BSES rates, 11KV XLPE Cable of 300mm.sq./3 cores may be read as 33 KV (XLPE) Cable of size 400 sq.mm/3 cores. He also mentioned that no cables of this specification was available in stock for the works listed in the proposal.</p>		

		Resolved by the Council, by majority, to approve ex post facto, the action taken by the Department, with the consent of the Chairperson.
06 (F-01)	Determination of municipal tax, rates, cesses and rebates for the year 2012-13 and other related matters.	Resolved by the Council to approve the proposals as contained in Paras - 07 to 09 and permit implementation, in anticipation of confirmation of minutes of the meeting.
07 (K-02)	o'¼] fo/ok ,oa fodykax (lkekftd vkfFkZd lgk;rk) isa'ku ;kstuk	<p>iff"kn~ }kjk ikfjr fd;k x;k fd fnYyh ljdkj ds jkti=k lao ,lkQ 41(8)@,lkQ,-lh-@Mh-,l-MCY;w-@o'¼@2007&amp;o8@2358&amp;2368 fnukad 11 uoEcj] 2011 o'¼koLFkk lgk;rk fu;ekoyh 2009 esa la'kks/u dj fn;k x;k gS ftlds vk/kj ij u-fn-u-ik-iff"kn~ {ks=k esa fuokl djus okys 70 o"kZ rFkk blls vf/d vk;q oxZ ds o'¼ksa dks isa'ku jkf'k 1000@&amp;#o izfrekg esa 500@&amp;#o izfrekg o'¼ djdq 1500@&amp;#o izfrekg dh nj ls ekg vDrwcj] 2011 ls ns; isa'ku (vU; oxZ ds isa'ku/kfj;ksa dks ;Fkkor~ 1000@&amp;#o izfrekg feyrh jgsxh) ds lkFk gh cdk;k (fj;j) jkf'k dk ns; frfFk ls Hkqxrku ,oa foÜkh; o"kZ 2012&amp;13 ds ckn ls vk;q o'¼ foRrh; o"kZ ds lkzjEHk ls vFkkZr~ vius vki lkzR;sd o"kZ ds vizSy ls lkzjEHk ekuh tk,xh dh Lohd'fr dk izLrko iff"kn~ ds le{k fopkjFkZ ,oa vuqeksnuFkZ izLrqr fd;k tk jgk gS A</p> <p>iqu% ;g Hkh ikfjr fd;k x;k fd vc ls jk-jk- {ks=k fnYyh ljdkj }kjk isa'ku dh foftHkUu JsF.k;ksa esa dksbZ Hkh ,slh o'¼ u-fn-u-iff"kn~ ds vè;kj dh Lohd'fr ls u-fn-u-iff"kn~ esa ykxw dh tkuh pkfg, rFkk mDr ds lca/ esa iff"kn~ dks lwfpr fd;k tk, A</p>
08 (A-21)	Replacement of Municipal Water Mains in NDMC Area (SH Replacement of 450mm dia water mains along Tilak	Resolved by the Council to accord administrative approval and expenditure sanction to the preliminary estimate

	Marg from Sikandra Road to UGR at Tilak Lane Boosting Station).	amounting to Rs.1,79,30,500/- for work of Replacement of Municipal Water Mains in NDMC Area (SH Replacement of 450mm dia water mains along Tilak Marg from Sikandra Road to UGR at Tilak Lane Boosting Station).  It was further directed by the Council that henceforth life of the existing pipeline and one proposed to be laid should also be indicated in the proposal.															
09 (A-22)	Demolition of Type-II Flats at Golf Link Sadan, Golf Link, New Delhi. SH:- Survey Report.	Resolved by the council, by majority, that the survey report with a written off amount of Rs.2,02,502/- with reserve price of Rs.23,266/- is accepted and be written off from the books on account of demolition of the existing structure.  It was also resolved by the Council that further action may be taken by the Department in anticipation of confirmation of the minutes by the Council.															
10 (A-23)	BSUP Project for construction of 240 five storied EWS dwelling units for slum at Bakarwala, Delhi under JNNURM scheme.	i) Resolved by the Council to accord administrative approval and expenditure sanction to the preliminary estimate amounting to Rs. 21.89 Crores for the work of BSUP Project for construction of 240 five storied dwelling units at Bakarwala by NDMC under JNNURM scheme as per details as under:  <table> <tr> <td>Central Govt. Shares=</td><td>Rs.</td><td>786.55 Lacs</td></tr> <tr> <td>State Govt. Shares =</td><td>Rs.</td><td>139.00 Lacs</td></tr> <tr> <td>Beneficiary Shares =</td><td>Rs.</td><td>144.00 Lacs</td></tr> <tr> <td>NDMC (ULB) Shares =</td><td>Rs.</td><td><u>1119.19 Lacs</u></td></tr> <tr> <td><b>Total =</b></td><td></td><td><b><u>Rs. 2188.74 Lacs</u></b></td></tr> </table> ii) It was further resolved by the Council that a suitable consultant, who has the experience of JNNURM projects, be appointed through open tendering process.  It was also resolved by the Council that further action may be taken by the Department in anticipation of confirmation of the minutes by the Council.	Central Govt. Shares=	Rs.	786.55 Lacs	State Govt. Shares =	Rs.	139.00 Lacs	Beneficiary Shares =	Rs.	144.00 Lacs	NDMC (ULB) Shares =	Rs.	<u>1119.19 Lacs</u>	<b>Total =</b>		<b><u>Rs. 2188.74 Lacs</u></b>
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Beneficiary Shares =	Rs.	144.00 Lacs															
NDMC (ULB) Shares =	Rs.	<u>1119.19 Lacs</u>															
<b>Total =</b>		<b><u>Rs. 2188.74 Lacs</u></b>															
11 (A-24)	S/R of roads in NDMC area. SH: - Widening and strengthening of colony service roads by concrete roads and widening of M.S Gates in Lodhi Colony.	Resolved by the Council to accord approval to award the work to M/s. Raunaq construction at their tendered amount of Rs.3,10,31,431/- which is 13.92% above the estimated cost of Rs.2,72,38,817/- against justification of 25.90% above the estimated cost for the work "Sub: S/R of roads in NDMC area. SH: - Widening and strengthening of colony service roads by concrete roads and widening of M.S Gates in Lodhi Colony.  It was also resolved by the Council that															

		further action may be taken by the Department in anticipation of confirmation of the minutes by the Council.
12 (T-02)	Procurement of Winter Livery Items for the biennial 2011-2012.	<p>Resolved by the Council, by majority, to accord :</p> <ul style="list-style-type: none"> <li>(i) Ex-post facto approval for payment of cash in lieu of winter uniform for 2011-2012 (biennial) to all eligible Group "C" &amp; "D" employees as mentioned in para No.4 of the agenda is approved. The amount be credited through CBS into their salary account.</li> <li>(i) Expenditure sanction amounting to Rs.1,59,71,540/- is accorded.</li> <li>(ii) Chairperson is authorized to allow payment of cash in lieu of winter uniform for 2011-12 (biennial) to the left out eligible employees if any, after verification.</li> </ul>
13 (A-25)	Waste Water Management / Treatment for Reuse of Water for Hort, Purpose. S. H.: Construction of Tertiary Treatment Plants at Lodhi Garden, Nehru Park and Talkatora Garden. (Preliminary Estimate Thereof).	<p>Resolved by the Council to accord administrative approval and expenditure sanction amounting to Rs.5,11,30,000/- for the work of "Name of Work:- Waste Water Management / Treatment for Reuse of Water for Hort, Purpose. S. H.: Construction of Tertiary Treatment Plants at Lodhi Garden, Nehru Park and Talkatora Garden."</p> <p>It was further resolved by the Council to first execute the above work at the Talkatora Garden as a pilot project and on evaluating its results, further projects be undertaken.</p>
14 (C-26)	REPORT OF THE COMMITTEE CONSTITUTED U/S 9 OF NDMC ACT 1994, FOR ADVISING THE COUNCIL ON FRAMING BYE-LAWS / REGULATIONS, IN ITS MEETING HELD ON 31.01.2012 AT 3-00 P.M. AND AGAIN HELD ON 03.02.2012 AT 12-00 NOON, ADJOURNED FOR WANT OF QUORUM AND AGAIN HELD ON THE SAME DAY AT 12-15 P.M. IN THE COUNCIL ROOM, PALIKA KENDRA, NEW DELHI.	Resolved by the Council, by majority, to accord approval to the amended NDMC (Procedure and Conduct of Business) Regulations, as placed at Annexure –VI of the preamble with the direction to send the same to the Central Government for its approval and notification.
15 (A-26)	Construction of additional block in Palika Maternity Hospital and addition/alteration of the existing building at Lodhi Colony.	Resolved by the Council that the lowest tender of M/s Vir Bhan Mittal is accepted at its quoted rate of Rs.4,70,64,700/- which is 9.26% above the estimated cost of Rs.4,30,76,334/- and



		<p>8.15% below the justified cost of Rs.5,12,39,299/- for the work of Construction of additional block in Palika Maternity Hospital and addition/alteration of the existing building at Lodhi Colony.</p> <p>It was also resolved by the Council that further action may be taken by the Department in anticipation of confirmation of the minutes by the Council.</p>
16 (C-27)	Contracts/Schemes involving an expenditure of Rs.1 Lac but not exceeding Rs.100 lacs.	Information noted.
17 (C-28)	Action Taken Report on the status of ongoing schemes/works approved by the Council.	Information noted.

Sd/-  
**(SANTOSH D. VAIDYA)**  
**SECRETARY**

Sd/-  
**(ARCHNA ARORA)**  
**CHAIRPERSON**

**ITEM NO.****1. Name of Subject / Project:-**

Laying of 33KV, 3Cx 400sq.mm (XLPE) cables from 220KV/33KV ESS Trauma Centre to 33KV ESS Race Course & from 33KV ESS Trauma Centre to 33KV ESS State Guest House

**2. Name of the Department/Departments concerned:-**

ELECTRICITY DEPARTMENT

**3. Brief History of the Subject/Project:-**

The Electric Sub-Station 220KV/33KV at Trauma centre with transformation capacity 200 MVA (2x100 MVA) has been established by M/S DTL. In order to provide system reliability and strengthening of existing 33KV ESS in NDMC area, it has been proposed to provide various feeders of 3C x 400sq.mm for utilization of transformation capacity of the 220KV/33KV ESS. There is a scheme of 16 feeders emanating from 220KV/33KV ESS Trauma centre for NDMC, out of which estimate for 12 feeders have already been framed and approved by council., As there is no spare panel at 33KV ESS State Guest House to terminate the proposed feeder; therefore proposal for one additional panel has been kept. For a short term arrangement, one out of 7 panels of same make (meant for 33KV ESS Aliganj Jorbagh) are laying spares with C-VI division may be installed at the ESS state Guest House in order to maintain the continuity of power supply. Thereafter as panel would be procured by the Deptt same shall be installed at 33KV ESS Aliganj Jorbagh for which provision of 7 Nos. panels board has been kept.

It is proposed that 33KV cable between 33KV ESS SGH & 33KV ESS Trauma Centre may be laid to provide duplicate feed at Trauma Center and another feed from 220KV/33KV ESS Trauma Centre to 33KV ESS Race Course.

**4. Detailed Proposal on the Subject/Project:-**

In order to keep the system healthy and providing smooth & reliable operation, along with optimum utilization of electrical power following are being proposed.

1. 33KV, 3CX400Sq.mm, XLPE Cable from 220KV/33KV ESS Trauma Centre to 33KV ESS Race Course ..... = 5.5Km
2. 33KV, 3CX400Sq.mm , XLPE Cable from 33kv ESS Trauma Centre to 33KV ESS State Guest House.....= 3.8Km
3. 33KV SF6 panel with its accessories i/c its C&R .....= 1 No.

**5. Financial Implications of the proposed Project/Subject:-**

Rs. 281.45 Lacs including 3% contingencies. The expenditure shall be charged to the Budget Head Chart of A/C 81/209/410/70 for which a budget provision of Rs. 5 Lacs has been kept in RE-2011-12 and subsequently in BE 2012-13.

**6. Implementation schedule with timeliness for each stage including internal processing:**

The scheme will be executed within 18 months & shall be executed through call of tender and partially by department.

**7. Comments of the Finance Department on the subject:-**

The Finance Deptt has concurred the estimate vide diary No. 310/Finance/R-Elect. Dt. 21.02.12

**8. Comments of the Department on comments of Finance Deptt:-**

Nil

**9. Final views of Finance Department:-**

Nil

**10. Legal implication of the Subject/Project: -**

No legal implication in involve.

**11. Details of Previous Council Resolutions, existing law of Parliament and Assembly on the subject:-**

Nil

**12. Comments of the Department on the comments of Law Deptt:-**

Nil

**13. Final view of Law Deptt [wherever necessary]:-**

Nil

**14. Certificate that all Central Vigilance Commission's guidelines have been followed while processing the case:-**

Certified that all CVC guidelines on the subject have been followed while processing & implementing the case.

**15. Recommendation:-**

The estimate amounting to Rs 281.45 Lacs for laying of 3CX400sq.mm XLPE from 220KV/33KV ESS Trauma Centre to 33KV ESS Race Course and from 33KV ESS Trauma Centre to 33KV ESS

State Guest House may be placed before the Council to accord Administrative Approval and Expenditure Sanction.

**16. Draft Resolution:-**

Resolved by the Council that Administrative Approval & Expenditure Sanction is granted to the estimate amounting to Rs 281.45 Lacs for laying of 3CX400sq.mm XLPE from 220KV/33KV ESS Trauma Centre to 33KV ESS Race Course and from 33KV ESS Trauma Centre to 33KV ESS State Guest House.

**COUNCIL'S DECISION**

**ITEM NO.**

1. **Name of the Subject: Providing Mechanized Facility Management Services at NDCC Phase-II**

2. **Name of Department:** Electricity Department

3. **Brief History of the Subject:**

The NDCC Phase-II building is allotted to Ministry of Home Affairs (M.H.A.), National Investigating Agency (N.I.A.), Advisor to Prime Minister of India etc. For maintenance of the services this building is outsourced to a single agency for smooth operation & maintenance of all the existing services

4. **Detailed proposal on the Subject:**

An estimate amounting to Rs.2,75,84,780/- based on current prevailing labour rate as per the Govt. Rules current trend of salary of Supervisors & Maintenance Head and rate of the current annual maintenance contract has been prepared for the following services in Block 'C' of NDCC Phase-II:

1. Providing services of 'Mechanized & Automated House Keeping Job' (Including rent for tools & equipment, repair, maintenance & insurance, housekeeping chemicals and consumables & manpower) as per maintenance schedule.
2. Running, maintenance and operation of 'DG Sets' as per the scope of work and maintenance schedule specified.
3. Running maintenance and operation of 'HVAC system' as per the scope of work and maintenance schedule specified.
4. Operation of 'Lifts' as per the scope of work of specified.
5. Running maintenance and operation of 'Electrical system' as per the scope of work and maintenance schedule specified.

The estimate is consisting of two parts i.e. Part-A comprising the schedule of work, to be done by Facility Management Agency & Part-B contains the Material cost which will be required for day to day maintenance of service in a year.

Finance has concurred the detailed estimate amounting to Rs.2,75,84,780/-, vide Dy.No.125/Finance/R-Elect. dated 03/02/12 with the remark that sufficient budget provision in relevant budget head may be ensured before incurring the liability. In this regard budget provision of Rs.3.0 crores has been made in the budget book, BB-2012-13 at 02/230/52/215/P-160.

5. **Financial Implication:** Rs.2,75,84,780/-

6. **Implementation Schedule:** 12 months.

7. **Comments of Finance Department:**

Finance Deptt. has concurred the case with the remarks that sufficient budget provision in relevant budget head may be ensured before incurring the liability.

8. **Comments of the Department on the comments of Finance Department:**  
Budget provision of Rs 3.0 Crores has been made in the budget book, BB-2012-13 at 02/230/52/215/P-160.
9. **Final views of the Finance Department:** As above at Sr. No.7
10. **Legal Implication of the subject:** NIL
11. **Details of previous Council Resolution, Existing Law of Parliament and Assembly on the subject:**  
  
Item No. 14 (B-19) Council meeting No. 07/2009-10 on dated 30/09/09 (**Annexure – I, See pages** ).
12. **Comments of the Department on the comments of Law Department:** Nil
13. **Final view of Law Department (wherever necessary) – Nil**
14. **Certificate that all CVC guidelines have been followed, while processing the case:**  
  
Certified that CVC guidelines have been followed while processing the case.
15. **Recommendation:**  
  
Detailed estimate amounting to Rs. Rs.2,75,84,780/- may be placed before the Council for according administrative approval and expenditure sanction.
16. **Draft Resolution:**  
  
Resolved by the Council to accord administrative approval and expenditure sanction to the detailed estimate, amounting to Rs,2,75,84,780/- for the work of Providing Mechanized Facility Management services at NDCC Phase-II. Approval is also accorded to invite tender in anticipation to the confirmation of minutes of the Council Meeting.

### **COUNCIL'S DECISION**

Annexure 2 pages

Annexure ends



**ITEM NO.**

1. **Name of work: Revision of Enlistment norms of Contractors in Electricity Deptt. of NDMC.**
2. **Name of Department: Electricity Department.**
3. **History of subject/project.**

The registration and enlistment of the contractors in Electricity Deptt. of NDMC came in to force since 01-04-92. In this regard the guidelines/norms for enlistment of Electrical Contractors were approved by the Committee first time vide Reso. No.12 dt. 19-02-91 which were effective from 01-04-92. Further tendering limits, required works experience, existing limit of working capital required, enlistment fee as well as re-enlistment fee and application fee were revised vide Reso. No.3 dt.07-08-92. A further resolution No.3 (II) dt.26-09-07 was also resolved by the Council that CPWD Manual as amended/modified/updated from time to time shall continue to be adopted in NDMC subject to limitation in administrative and financial powers as provided, under NDMC Act 1994. Accordingly, tendering limits, experience required and minimum limit of solvency certificate were revised. It was further decided that enlistment of contractors in all classes/categories will be done by the Chief Engineer on the recommendations of Screening Sub Committee formed as per Chief Engineer's(E) vide order dt. 08-12-2003(P-21/N). This practice will be continued till the revision of new norms of enlistment are finalized. Since due to further revision of these norms in CPWD in 2007 and revision done in Civil Engineering Deptt. of NDMC, the necessity of revision of these norms also arised in Electricity Deptt. of NDMC. Chief Engineer (E) also emphasized the need for taking up this issue on priority basis with regard to revision of existing norms on CPWD pattern. However, copy of revised norms of enlistment in the Electricity Deptt. of CPWD has been loaded from their website.

In the light of revised enlistment norms of CPWD, the existing enlistment norms in Electricity Deptt of NDMC were also to be revised by the Sub Committee framed by Chairperson vide his order dt. 18-12-07. Accordingly, the case was processed/submitted by this office but the said file was misplaced as the movement of the case/file in the office EE(T) of Electric Deptt. was not available. A circular in this regard was also issued with prior permission of CE(E)II but suddenly during the shifting of the office of CE(E)II, the said file was traced out in his office and given by hand to AO(E)I on 31-10-2011 to pursue the case.

The case was further sent to Finance for considering the advise who stated as under:-

"The case has been received after a gap of 2 years. Department is advised to finalize the norms in respect of enlistment/revalidation of contractors in a time bound manner after taking into account all the relevant amendments made during last 2 years in the CPWD manual 2010."

As such the said case was submitted to Chairperson for the following:-

- 1) A fresh screening sub-committee may be constituted of the following persons:-

- |                               |                         |
|-------------------------------|-------------------------|
| 1. Sh. N.S. Sagar, (in chair) | C.E(E)II                |
| 2. Sh. S.K. Bhardwaj          | S.E(E-V)                |
| 3. Sh. Chandra Mohan          | Dy. Law Officer4.       |
| 4. Sh. V.S. Gupta             | Dy. Financial Advisor-I |

2) The existing norms of enlistment may be continued, till the finalization of new norms, as the existing validity of registration of the contractors is going to expire and fresh, applications for registration are lying unattended since long.

**The Chairman has accorded approval of the above proposals on dt. 26-12-2011 at P-73/N with the condition that the sub-committee may submit report by 31-01-2012.**

In this regard, a meeting of the Screening Sub-Committee was held on 09-01-12 at 11.00 A.M. and detailed discussions were made considering the effectiveness of registration of contractors. During the discussions C.E.(E)II & SE(E-V) have opined that the registration of HVAC, D.G.sets, Electric Sub-stations & Lifts/elevators may also be included considering increasing trend of these works. The members of Finance & Law have also considered some financial changes in the processing fee of registration/revalidation fee.

**4. The detailed proposal on the subject are as under:-**

- (a) Proposed norms of Enlistment(enclosures attached) are completely based on the rules prevailing for registration/revalidation of contractors in CPWD, 2010 and also guidelines provided for enlistment in Civil Deptt., NDMC.
- (b) Endeavours of the Deptt. have been to define, refine and making the process of enlistment/revalidation of contractors more simpler and more transparent and also to avoid undue delay in the process of registration/revalidation of the contractors.
- (c) Necessary terms wherever necessary have been defined clearly along with the duties of officers responsible for the purpose of registration/revalidation of contractors.
- (d) Enlistment procedure has been defined in clause 6.1 to 6.12 the revised fee structure for the registration is as under:

**(e) Revised fee structure for registration:-**

Discipline	Enlistment processing Fee of				Remarks (on the basis of )
	Class-I	Class-II	Class-III	Class-IV	
1. Internal & External Electrical Installation	Rs.5000/-	Rs.3500/-	Rs.2500/-	Rs.2000/-	NDMC, Civil Engg. Deptt.
2. HVAC.	Rs.20000/-	Rs.10000/-	Rs.10000/-	Rs.5000/-	CPWD
3 Diesel Generating Sets (DG Sets).	Rs.10000/-	Rs.10000/-	Rs.5000/-	-	-do-
4. Electrical Sub-Stations.	Rs.10000/-	Rs.10000/-	Rs.5000/-	-	-do-
5. Lifts/Elevator.	Rs10000/-	-	-	-	-do-
<b>Existing fee structure of no.1 above only.</b>	Rs.750/-	Rs.675/-	Rs.450/-	Rs.225/-	

**Revised fee structure for revalidation:-**

Discipline	Enlistment processing Fee of				Remarks (on the basis of)
	Class-I	Class-II	Class-III	Class-IV	
1. Internal & External Electrical Installation	Rs.2500/-	Rs.2000/-	Rs.1500/-	Rs.1000/-	NDMC,Civil Engg.Deptt
2. HVAC.	Rs.10000/-	Rs.5000/-	Rs.5000/-	Rs.2500/-	
3 Diesel Generating Sets (DG Sets).	Rs.5000/-	Rs.5000/-	Rs.2500/-	-	
4. Electrical Sub-Stations.	Rs.5000/-	Rs.5000/-	Rs.2500/-	-	
5. Lifts/Elevator.	Rs. 5000/-	-	-	-	

Further, provision for receipt of application for revalidation with late fee and penal fee have also been provided but application for revalidation shall not be entertained after 90 days from the date of expiry of registration (Clause 16.3)

- (f) Process of verification of documents submitted by the contractors in support of execution of works has also been defined very clearly.
- (g) CE(E) shall be the competent authority for enlistment of all class/category of contractors on the recommendation of Screening Sub Committee meant for scrutiny of cases of applied for contractors for their enlisting .
- (h) **Tendering Limits** have also been revised for various categories keeping in view hike in various cost indices.

Class	Discipline	Existing Limits	Revised Limit.	Remarks
I	a) Internal& External Electrical Installation	Up to any amount	up to 3 crore	Based as per CPWD Manual-II
	b) HVAC	-	upto 5 crore	-do-
	c) D.G sets	-	upto 2 crore	-do-
	d) Electrical Sub-stations	-	upto 2 crore	-do-
	e) Lifts/Elevators	-	upto 2 crore	-do-
II	a) Internal& Electrical Installation.	upto 10 lacs	up to 90 lacs	-do-
	b) HVAC	-	upto 150 lacs	-do-
	c) D.G sets	-	upto 60 lacs	-do-
	d) Electrical Sub-stations	-	upto 60 lacs	-do-
III	a) Internal& External Electrical Installation	upto 5 lacs	up to 30 lacs	- do-
	b) HVAC	-	up to 60 lacs	-do-
	c) D.G sets	-	upto 20 lacs	-do-
	d) Electrical Sub-stations	-	upto 20 lacs	-do-
	-do-			
IV	a) Internal&External Electrical Installation	upto 1 lacs	up to 9 lacs	-do-
	b) HVAC	-	up to 15 lacs	-do-

The criteria to adjudge financial soundness have also been defined in Table-1 (flag pink) alongwith the required T & P/machinery and past experience as well as the technical establishments.

- (i) Provision for ACRs of contractors to be prepared by them and to be verified by the concerned EE/SE etc. have also been made in clause-18. To make contractors more responsible and the Engineers accountable as the CRS shall be scrutinized by the CE(E).
- (j) Chapter for "Disciplinary Actions" have also been included in Clause-20 defining penal actions for the misconducts, misbehaviors and non-completion/defective completion of work.

**5. Financial implications of the proposed project/subject.**

The revised fee structure shall generate more revenue.

**6. Implementation schedule.**

Will be implemented with effect from the date of the Resolution of the Council.

**7. Comments of the Finance Deptt.**

Finance have no objection to the draft proposal for revision of enlistment norms of contractor in Electricity Department as prepared by the Sub-Committee and recommended by the department.

**8. Comments of the Department on comments of Finance Deptt**

Nil

**9. Legal Implication of the Subject:**

There is no legal implication as the norms are going to replace existing administrative instructions, already in force at present.

**10. Details of previous Council Resolution**

The enlistment/registration of contractors for Electrical works in Electricity Deptt. on the pattern of CPWD adopted vide its Reso. No.12 dt. 19-02-91 read with Reso. No. 3 dt. 07-08-02. Since then the said enlistment rules are being followed.

**11. Comments of Law Department.**

The administrative guidelines are being placed before Council for approval. This has no legal issue.

**12. Comments of the department on the comments of Law Deptt.**

Nil

**13. Certification by the Department.**

All the guidelines of CPWD/CVC have been followed.

**14. Recommendations of the Department.**

The case may be placed before the Council for approval of revision of the norms for enlistment/registration/revalidation of the contractors in Electric Deptt. of NDMC as per the recommendations of the Screening Sub-Committee, which are enclosed herewith.

It may be further resolved by the Council that further action may be taken by the Department in anticipation of confirmation of the minutes by the Council.

**COUNCIL'S DECISION**

Anenxures

40 pages























































































Annexure ends

**ITEM NO.****1. Name of Project:**

Improvement of LT Rising Mains at Lok Nayak Bhawan, New Delhi.  
 Sub-Head: Supply, Installation, Testing and Commissioning of TPN Sandwich Rising main of Aluminium 1200 Amp Bus Bar.

**2. Name of Department concerned:** Electricity Department.**3. Brief History of the project:**

Frequent power disruption in Lok Nayak Bhawan were observed and the issue was taken up at very senior level to take remedial steps with adequate arrangement of power supply system to avoid such frequent power disruption.

Accordingly the Estimate for upgradation of complete LT distributions Network in Lok Nayak Bhawan amounting to Rs. 99,87,000/- was approved by the Chairperson vide item no.14 (B-iv) dated: 01-10-2009 (**Annexure 'A' See pages** ).

After calling tenders the work was awarded to M/s Shiv Electric at a total cost of Rs 1,12,02,840/- , with due approval of council vide Reso. No. XI D-38 dated 19-3-2010. During the execution of work, due to site requirement, certain modifications in the route and change of design were considered essential, necessitating execution of additional works to complete the project. Decided after due examination of planning. The additional quantity statement amounting to Rs 34,03,026/- has been checked by planning division and concurred by finance for approval and as per completion / deviation statement work carried out by M/s Shiv Electric. This is 30.74% of Rs.1,12,02,840/- since it is more than 10% of sanction and additional quantity is more than 30% of it needs approval of the Council.

On account of above, the total cost of the work executed amounts to Rs 1,46,46,820/- which exceeds the original sanctioned of Rs.1,12,02,840/-. The revised estimate amounting to Rs. 1,46,46,820/- has been concurred by the Finance for approval.

**4. Detailed Proposal on the project:**

Tenders were invited through e-portal system for the work of Improvement of LT Rising Mains at Lok Nayak Bhawan, New Delhi. The work was awarded to M/s Shiv Electric with due approval of council Vide Resolution no. 11(B)-38 dated: 19-03-2010 (**Annexure-'B' See pages** ) amounting to Rs. 1,12,02,840.00. During execution of the work, due to site requirement & modification in the route and change of design, additional quantity of LT Rising Main had to be executed. As against 250 meters of LT rising main stipulated in the original estimate, 364.58 meters of LT rising main was actually installed at site. The revised estimate amounting to Rs. 1,46,46,820.00 has been concurred by finance vide diary no. 2121/finance dated 19-10-2011 for seeking approval of the competent authority.

The details are briefed as under:

- |                                    |                     |
|------------------------------------|---------------------|
| 1. Sanctioned Amount of Work award | : Rs 1,12,02,840.00 |
| 2. Amount of revised estimate      | : Rs 1,46,46,820.00 |

**5. Financial Implication of the proposed project:**

Rs. 1,46,46,820.00 (Rs. One Crore forty six lacs forty six Thousand eight hundred Twenty only)

**6. Implementation Schedule:**

Work already completed.

**7. Comments of Finance Department on the subject:**

Finance concurred the Revised Estimate amounting to Rs 1,46,46,820.00.

**8. Comments of the Department on the comments of Finance Department:** NIL

**9. Final views of Finance Department:** Finance concurred the revised estimate for seeking approval of competent authority

**10. Legal Implication of the project:** NIL**11. Details of previous council Resolution ,existing law of parliament and assembly on the subject:**

Resolution no. 11(B)-38 dated: 19-03-2010 (Annexure 'B')

**12. Comments of the Department on the comments of LAW Department:** NIL**13. Final view of Law Department:** NIL**14. Certified that all CVC's guidelines have been followed while processing the case.**

It is certified that all CVC's guidelines have been followed while processing the case.

**15. Recommendations:**

The case may be placed before the council for approval of Revised Estimate amounting to Rs.1,46,46,820.00 for the work of Improvement of LT Rising Mains at Lok Nayak Bhawan, completed on 15-3-2011, as concurred by Finance.

**16. Draft Resolution**

Resolved by the council that approval is accorded to the Revised Estimate amounting to Rs.1,46,46,820.00 for the work of Improvement of LT Rising Mains at Lok Nayak Bhawan, completed on 15-3-2011, as concurred by finance.

**COUNCIL'S DECISION**

Annexure 6 pages











Annexure ends

**ITEM NO.**

1. **Name of Subject/Project:** Purchase of L.T. ACB Panels in Two Tier.
2. **Name of the Department** : ELECTRICITY DEPARTMENT
3. **Brief History of the subject/Project:** A case for the procurement of 111 Nos. Purchase of L.T. ACB Panels in Two Tier was processed against following sanctioned estimates duly approved by council /chairman.

S.No	Estimate No.	Qty.	Suctioned amount for item	A/A & E/S
1.	E-40/2009/EEP Repl./Aug.of Oil type transformers with dry type transformer in M/N area.	60 nos.	Rs.1,58,50,000/-	By Council, vide item No.10 (B-37) dt.19.03.2010 Rs.5,83,09,500.00 (G) & Rs.5,75,03,000.00 (N) <b>Annexure 'A'</b>
2.	E-53/2009/EEP Aug. of 11KV S/S Pandara Park.	12 nos.	Rs.29,25,000/-	By Chairman, vide item No. 44 (B-xiv) dt.10.01.2011 Rs.84,69,500.00 <b>Annexure 'B'</b>
3..	E-35/2009/EE(P) Installation of Addl. Transformers at various S/S in M/S area.	19 nos.	Rs.,46,10,000/-	By Council, vide Reso. No.06 (B-2) dt.21.04.2010 Rs.1,44,79,000/- <b>Annexure 'C'</b>
4.	E-20/2010/EEP Construction of Type-I Staff Housing Complex at Bapu Dham.	08 nos.	Rs.59,83,583/-	By Council, vide Reso. No.29 (A-96) dt.30.09.2009 Rs.10,16,00,000.00 <b>Annexure 'D'</b>
5.	E-2/2010/EEP Aug. of transformer capacity at S/S Swati working girls hostel.	03 nos.	Rs.7,20,000/-	Detail estimate approved by CE(E)II (PE approved by Council vide Reso. NO. 16 (A-58) dt. 17.09.2008 Rs.17,33,131.00 (G)& Rs.16,59,500.00 (N) <b>Annexure 'E'</b>
6.	E-48/2009/EEP Construction of 11KV S/S near American Embassy School.	06 nos.	Rs 10,60,208/-	By Council Reso. No. 04 (B-21) dated. 27.10.2010 Rs.2,70,58,500/- <b>Annexure 'F'</b>
7.	E-42/2010/EEP (Deposit work) Enhancement of load in MP Flats North Avenue area.	03 nos.	Rs.7,53,000/-	By CE(E)II Rs.34,44,500.00 <b>Annexure 'G'</b>
	<b>Total</b>	<b>111</b>	<b>Rs.319,01,791 /-</b>	

- 4. Detailed Proposal of the Subject/Project:** Tenders were invited in three bid system through e-procurement system from the manufacturers for the purchase of 111 Nos. of Purchase of L.T. ACB Two Tier Panels by giving due publicity to the NIT as per the codal provisions. In response to the Tender Enquiry, offers of the following seven firms were received on due date of opening i.e.19.09.11 on e-portal system.

1. M/s. C&S Electric Limited
2. M/s. Surendra Electricals Pvt. Ltd.
3. M/s. Kaybee Electricals
4. M/s. Jakson Engineers Limited
5. M/s. Tech-up Engineering Pvt. Ltd.
6. M/s. Rashmi Electricals
7. M/s. Sudhir Gensets Limited

The offers of the above firms were scrutinized and subsequently examined by the planning division, following five firms were found eligible as per NIT requirement.

1. M/s. C&S Electric Limited
2. M/s. Surendra Electricals Pvt. Ltd.
3. M/s. Kaybee Electricals
4. M/s. Jakson Engineers Limited
5. M/s. Tech-up Engineering Pvt. Ltd.

The following firms are not found eligible

1. M/s. Rashmi Electricals (EMD was not submitted by the firm)
2. M/s. Sudhir Gensets Limited (Valid Factory Licence not submitted )

With the approval of CE(E-II), the price bids of five eligible firms were opened on 16.01.12

The Position of each tendering firm is as under:

Name of the Firms	Description of Items (Item No.1) LT ACB Panels in two tier as per following combinations.		
	1 (a)	1(b)	1(c)
	IC + Coupler (2500A+2500A) Qty: 14 Nos.	I/C +O/G (2500A+800A) Qty: 08 Nos.	O/G +O/G (800A+800A) Qty: 46 Nos.
<b>M/s C &amp; S Electric Ltd.</b>	QR- 45,69,348.00 CR- 51,40,790.66	QR- 22,60,464.00 CR- 25,43,157.63	QR- 82,48,720.00 CR- 92,80,304.92
M/s. Surendra Electricals Pvt. Ltd.	QR- 40,74,938.00 CR- 49,05,149.75 <b>(L-I)</b>	QR- 18,06,048.00 CR- 22,16,712.36 <b>(L-I)</b>	QR- 67,69,774.00 CR- 86,70,491.94 <b>(L-I)</b>
M/s. Kaybee Electricals	QR- 46,76,000.00 CR- 52,77,580.56	QR- 23,00,000.00 CR- 25,97,238.00	QR- 1,01,43,000.00 CR- 1,14,66,683.58
M/s. Jakson Engineers Limited	QR- 44,10,000.00 CR- 49,61,514.60 <b>(L-II)</b>	QR- 21,04,000.00 CR- 23,67,126.24	QR- 80,50,000.00 CR- 90,56,733.00

M/s. Tech-up Engineering Pvt. Ltd	QR- 43,05,420.00 CR- 50,51,713.83	QR- 19,83,760.00 CR- 23,49,081.03 <b>(L-II)</b>	QR- 73,91,878.00 CR- 89,77,326.26 <b>(L-II)</b>
M/s. Rashmi Electricals	Financial Bid was not opened as the firm did not submit the EMD.		
M/s. Sudhir Gensets Limited	Financial Bid was not opened as the firm did not submit the valid Factory License.		

Name of the Firms	Description of Items (Item No.2) LT ACB Panels in two tier as per following combinations.		
	2 (a)	2(b)	3(c)
	<b>IC + Coupler (1600A+1600A) Qty:09 Nos.</b>	<b>I/C +O/G (1600A+800A) Qty: 05 Nos.</b> .	<b>O/G +O/G (800A+800A) Qty: 29 Nos.</b>
<b>M/s C &amp; S Electric Ltd.</b>	QR- <u>18,53,541.00</u> CR- 20,85,344.84	QR- <u>10,06,795.00</u> CR- 11,32,704.78	QR- <u>48,63,967.00</u> CR- 54,72,254.71 <b>(L-II)</b>
M/s. Surendra Electricals Pvt Ltd.	QR- <u>15,59,736.00</u> CR- 19,60,887.58 <b>(L-I)</b>	QR- <u>8,13,340.00</u> CR- 10,29,556.30 <b>(L-I)</b>	QR- <u>42,67,901.00</u> CR- 54,66,179.70 <b>(L-I)</b>
M/s. Kaybee Electricals	QR- <u>21,37,500.00</u> CR- 24,15,615.75	QR- <u>11,65,000.00</u> CR- 13,16,694.90	QR- <u>63,94,500.00</u> CR- 72,28,996.17
M/s. Jakson Engineers Limited	QR- <u>18,90,000.00</u> CR- 21,26,363.40	QR- <u>10,00,000.00</u> CR- 11,25,060.00	QR- <u>50,75,000.00</u> CR- 57,09,679.50
M/s. Tech-up Engineering Pvt. Ltd	QR- <u>16,36,614.00</u> CR- 19,71,239.95 <b>(L-II)</b>	QR- <u>9,13,845.00</u> CR- 11,00,340.46 <b>(L-II)</b>	QR- <u>46,11,812.00</u> CR- 56,05,150.21
M/s. Rashmi Electricals	Financial Bid was not opened as the firm did not submit the EMD.		
M/s. Sudhir Gensets Limited	Financial Bid was not opened as other firm did not submit the valid Factory License.		



M/s. Surendra Electricals Pvt. Ltd. emerged as first lowest tendering firm with their Ex-works rates Rs.40,74,938.00, Rs.18,06,048.00, Rs.67,69,774.00, Rs.15,59,736.00, Rs.8,13,340.00 & Rs.42,67,901.00 [for item Nos.1(a), 1(b), 1(c), 2(a), 2(b) & 2(c) respectively] + ED @ 10.3% Extra (or as applicable) + CST @ 2% against form 'C' + Freight & Insurance {Rs.14,168.00 each for item 1(a), Rs.16,327.00 each for item 1(b), Rs.18,500.00 each for item 1(c), Rs.17,700.00 each for item 2(a), Rs.18,020.00 each for item 2(b) & Rs.18,500.00 each for item 2(c)} + Local Cartridge & Handling {Rs.8,732.00 each for item 1(a), Rs.6,773.00 each for item 1(b), Rs.4,415 each for 1(c), Rs.5,199.00 each for item 2(a), Rs.4,880.00 each for item 2(b) & Rs.4,415.00 each for item 2(c)} thus making computed cost to Rs.49,05,149.75, Rs.22,16,712.36, Rs.86,70,491.94, Rs.19,60,887.58, Rs.10,29,556.30 & Rs.54,66,179.70 for item no. 1(a), 1(b), 1(c), 2(a), 2(b) & 2(c) respectively. The overall computed cost for the purchase of 111 Nos. LT ACB Panels is **Rs.2,42,48,977.63.**

Justification statement based on the offer obtained from other manufacturer i.e. (M/s L & T Ltd., M/s Kanishka Power Control) & LPR vide S.O.No.38/DP/EE(S-I)/2010-11 08.12.10 has been prepared, tabulated as under:-

S. N o.	Description	As per the offer of L-I firm M/s. Surendra Electricals (Ex works rate) (Rs.)	As per the LPR vide SO NO. 38/DP/EE(S-I)/2010-11 dt.8.12.10. (Ex works rate) (Rs.)	As per the current market rates of M/s. Kanishka Power Control (Ex works rate) (Rs.)	Remarks
1.	LT ACB Panels in Two tier, as per following combinations  a) I/C + Coupler : (2500A + 2500A) Qty: 14 Nos.  b) I/C + OG: (2500A + 800A) Qty: 08 Nos.  c) O/G + O/G (800A + 800A) Qty: 46 Nos.	2,91,067.00 Each  2,25,756.00 Each  1,47,169.00 Each	3,19,158.00 Each  2,65,885.00 Each  1,67,425.00 Each	3,10,000.00 Each  2,60,000.00 Each  1,65,000.00 Each	Rates of L-I firms, M/s. Surendra Electricals are <b>8.80%, 15.09%, 12.09%, 11.58%, 13.67% &amp; 6.22% below</b> for item Nos. 1(a), 1(b), 1(c), 2(a), 2(b) & 2(c) respectively than the last purchase order vide S.O.No.38/DP/EE(S-I) dt.08.12.10 and <b>6.10%, 13.17%, 10.80%, 17.47%, 12.07% &amp; 10.80% below</b> for item
2.	LT ACB Panels in Two tier, as per following combinations  a) I/C + Coupler: (1600A + 1600A) Qty: 09 Nos.  b) I/C + O/G (1600A + 800A) Qty: 05 Nos.	1,73,304.00 Each  1,62,668.00 Each	1,96,003.00 Each  1,88,421.00 Each	2,10,000.00 Each  1,85,000.00 Each	

	c) O/G + O/G (800A + 800A) Qty: 29 Nos.	1,47,169.00 Each	1,56,925.00 Each	1,65,000.00 Each	Nos.1(a), 1(b), 1(c), 2(a), 2(b) & 2(c) respectively than the current market rate of M/s Kanishka Power Control.
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The rates of lowest tendering firms M/s Surendra Electricals Pvt. Ltd. are lowest , competitive, reasonable and hence justified.

The case was examined by the Planning and subsequently concurred by Finance vide Dy. No. 665/Finance/R-Electric dated 19.03.2012.

**5. Financial Implications of the proposed subject/Project: Rs. 2,42,48,977 /-** (Rs. Two Crore forty two lakh forty eight thousand nine hundred seventy Seven only), inclusive of taxes & duties etc.

**6. Implementation Schedule with timeline for each stage including processing:**  
Commencing with 21 Nos. within two months and completion @ 30 Nos. per month thereafter and completion in **five months** from the date of approval of drawings to be submitted within 15 days from the date of issue of supply order.

**7. Comments of the Finance Department on the subject.**

- As per detailed placed in the file, 111 no. LT panels in two tier are being purchased by the department against various estimates which are sanctioned whether by Council or Chairman, but the copy of these Resolutions/approval of the Chairman has not been placed on record. The same may be placed on record for better appreciation of the case. Further, as per information submitted at point no. 5 of detail, the C.E. (E) has been shown the authority for according AA & E/S of the estimate. As per delegation of powers, dt. 24.11.2009, the C.E. (E) is empowered to accord AA & E/S in r/o only those works which related to release of electric connection/increase in land in terms of policy/guidelines or DERC. The department may clarify as to whether the AA & E/S of the C.E. (E) is in accordance with the aforesaid delegation of powers or otherwise the reason may be brought on record.
- The details reasons on the basis of which the offer of M/S Sudhir Gen Set is ignored needs to be placed on record.
- We did not find the online financial quote of M/s Jakson Engineers Ltd. Further, the name of said firm is also not mentioned in the online comparative statement placed in the file. The department may clarify.
- The department has not prepared correct justification statement and rates have been made justified on the basis of quotations obtained from one firm M/s Kanishka Power Control. Whether the said firm is holding the authorized certification for supply of similar makes, specified in the tender document or not, needs to be brought on record. The justification may be prepared on the basis of similar purchase order placed by other DISCOMS. Besides, deptt. may also compare rates with latest tender awarded for these AC Panels in NDMC.
- The case may also be get checked from AO (Electric) and the check-list may be got signed from him.
- A technical evaluation sheet may be added.
- A necessary certificate in r/o correctness of data/rates requires to be recorded below the comparative statement in accordance with the provisions contained in the CPWD Manual 2010.

## 8. Comments of the Department on the comments of the Finance Deptt.

1. As desired, Copies of Reso./approval of Chairman have been obtained & placed in the file as per detail given below:-

- a. Council Reso. No.10(B-37) placed in estimate file. (**Annexure 'A'**)
- b. Approval of Chairman vide No.44(B-XIV) placed in estimate file. (**Annexure 'B'**)
- c. Council Reso. No.6 (B-2) placed in the estimate file. (**Annexure 'C'**)
- d. Council Reso. No.29(A-96) Placed in the estimate file. (**Annexure 'D'**)
- e. Approval of CEE-II placed & main estimate vide Council Reso. No.16(A-58) placed in estimate file. (**Annexure 'E'**)
- f. Council Reso. No. 04 (B-21) dated. 27.10.2010 placed in the estimate file. (**Annexure 'F'**)
- g. Approval of CEE-II placed in the estimate file. (**Annexure 'G'**)

Further, it is confirmed that PE for item No.5 has been approved (A/A & E/S) by council vide Reso. No.16 (A-58) and DE in respect of works which related to enhance of electric load was approved by CEE-II which was in the competency of CE(E)II.

2. The offer of M/s Sudhir Gen Set was ignored because the firm does not meet the eligibility condition. The firm has not furnished the valid Factory Licence as on date (valid upto 2006).

3. All the Financial bids placed in the file were available & downloaded from e-portal only. The financial bid M/s Jackson Engineer is also downloaded from e-portal but the firm has created separate format instead of filling the standard format thereby name of the firm is not appearing in the computer generated comparative statement.

4. In all seven tender offers were received and out of seven, financial bids of five eligible tenderers were opened. Rates received were very competitive & reasonable. Further,

- Rates of L-I firm M/s Surendra Electricals were compared with LPR dt.08.12.10 (Estimated cost put to the tender is based on LPR dt.08.12.10).

- Rates of L-I firm were also compared with current market rates by obtaining the offer from other manufacturers.

- M/s Kanishka Power Control is the manufacturer of control panel, MCC, PCC AMF Panels, 33 KV relay panels etc. The firm has given their rates as per our BOQ & makes LT, ACB Panel in

Two Tiers are Tailor made item and being procured as per requirement. Other Discoms are procuring LT ACB with their requirement & conditions having different technical specifications.

5. AO(E) has checked & signed the checklist.

6. Technical evaluation sheet is already placed in the file.

7. Necessary certificate in respect of correctness of data/rates has been given and placed in the file.

#### 9. Final view of the Finance Department:

Keeping in view the reply of the department and the facts that quoted rates of the firm are below the estimated cost/LPR as well as that of justified cost as worked out by the department, Finance concurred in the proposal vide Dy. No. 665/Finance/R-Electric dated 19.03.2012, of the department to place the supply order on M/S Surindra Electricals Pvt Ltd. at their total computed cost of Rs **2,42,48,977/-** and on the terms, conditions and specifications of NIT.

**10. Legal Implication of the Subject/Project:** Nil

#### 11. Details of previous Council Resolution, existing law of Parliament and Assembly on the subject:

S.No	Estimate No.	Qty.	Suctioned amount for item	A/A & E/S
1.	E-40/2009/EEP Repl./Aug.of Oil type transformers with dry type transformer in M/N area.	60 nos.	Rs.1,58,50,000/-	By Council, vide item No.10 (B-37) dt.19.03.2010 Rs.5,83,09,500.00 (G) & Rs.5,75,03,000.00 (N) <b>Annexure 'A'</b>
2.	E-53/2009/EEP Aug. of 11KV S/S Pandara Park.	12 nos.	Rs.29,25,000/-	By Chairman, vide item No. 44 (B-xiv) dt.10.01.2011 Rs.84,69,500.00 <b>Annexure 'B'</b>
3..	E-35/2009/EE(P) Installation of Addl. Transformers at various S/S in M/S area.	19 nos.	Rs.,46,10,000/-	By Council, vide Reso. No.06 (B-2) dt.21.04.2010 Rs.1,44,79,000/- <b>Annexure 'C'</b>
4.	E-20/2010/EEP Construction of Type-I Staff Housing Complex at Bapu Dham.	08 nos.	Rs.59,83,583/-	By Council, vide Reso. No.29 (A-96) dt.30.09.2009 Rs.10,16,00,000.00 <b>Annexure 'D'</b>
5.	E-2/2010/EEP Aug. of transformer capacity at S/S	03 nos.	Rs.7,20,000/-	Detail estimate approved by CE(E)II (PE approved by Council vide Reso. NO. 16 (A-58) dt. 17.09.2008

	Swati working girls hostel.			Rs.17,33,131.00 (G)& Rs.16,59,500.00 (N) <b>Annexure 'E'</b>
6.	E-48/2009/EEP Construction of 11KV S/S near American Embassy School.	06 nos.	Rs 10,60,208/-	By Council Reso. No. 04 (B-21) dated. 27.10.2010 Rs.2,70,58,500/- <b>Annexure 'F'</b>
7.	E-42/2010/EEP (Deposit work) Enhancement of load in MP Flats North Avenue area.	03 nos.	Rs.7,53,000/-	By CE(E)II Rs.34,44,500.00 <b>Annexure 'G'</b>
	<b>Total</b>	<b>111</b>	<b>Rs.319,01,791 /-</b>	

## 12. Comments of department on comments of the Law Department:

Nil

## 13. Final view of the Law Department:

It is case of acceptance of tender and has no legal issue for Law Deptt.

## 14. Certification by the Department:

All Central Vigilance Commission (CVC) guidelines have been followed while processing the case.

**15. Recommendations of the Department:** The case may be placed before the Council for the purchase of 111 Nos. of L.T. ACB Two Tier Panels from the eligible lowest tendering firm M/s Surendra Electricals Pvt. Ltd with their Ex-works rates Rs.40,74,938.00, Rs.18,06,048.00, Rs.67,69,774.00, Rs.15,59,736.00, Rs.8,13,340.00 & Rs.42,67,901.00 (for item Nos.1(a), 1(b), 1(c), 2(a), 2(b) & 2(c) respectively) + ED @ 10.3% Extra (or as applicable) + CST @ 2% against form 'C' + Freight & Insurance {Rs.14,168.00 each for item 1(a), Rs.16,327.00 each for item 1(b), Rs.18,500.00 each for item 1(c), Rs.17,700.00 each for item 2(a), Rs.18,020.00 each for item 2(b) & Rs.18,500.00 each for item 2(c)} + Local Cartridge & Handling {Rs.8,732.00 each for item 1(a), Rs.6,773.00 each for item 1(b), Rs.4,415 each for 1(c), Rs.5,199.00 each for item 2(a), Rs.4,880.00 each for item 2(b) & Rs.4,415.00 each for item 2(c)} thus making computed cost to Rs.49,05,149.75, Rs.22,16,712.36, Rs.86,70,491.94, Rs.19,60,887.58, Rs.10,29,556.30 & Rs.54,66,179.70 for item no. 1(a), 1(b), 1(c), 2(a), 2(b) & 2(c) respectively on the terms, conditions and specifications of NIT. The overall computed cost for the purchase of 111 Nos. LT ACB Panel is

**Rs.2,42,48,977/-.** Since the material requirement is of urgent nature, approval may also be accorded to place Supply Orders on the firm in anticipation of the confirmation of the minutes of the Council meeting.

**16. Draft Resolution:** Resolved by the Council that the approval is accorded to the purchase of 111 Nos. of L.T. ACB Two Tier Panels from the eligible lowest tendering firm M/s Surendra Electricals Pvt. Ltd with their Ex-works rates Rs.40,74,938.00, Rs.18,06,048.00, Rs.67,69,774.00, Rs.15,59,736.00, Rs.8,13,340.00 & Rs.42,67,901.00 (for item Nos.1(a), 1(b), 1(c), 2(a), 2(b) & 2(c) respectively) + ED @ 10.3% Extra (or as applicable) + CST @ 2% against form 'C' + Freight & Insurance {Rs.14,168.00 each for item 1(a), Rs.16,327.00 each for item 1(b), Rs.18,500.00 each for item 1(c), Rs.17,700.00 each for item 2(a), Rs.18,020.00 each for item 2(b) & Rs.18,500.00 each for

item 2(c)} + Local Cartridge & Handling {Rs.8,732.00 each for item 1(a), Rs.6,773.00 each for item 1(b), Rs.4,415 each for 1(c), Rs.5,199.00 each for item 2(a), Rs.4,880.00 each for item 2(b) & Rs.4,415.00 each for item 2(c)} thus making computed cost to Rs.49,05,149.75, Rs.22,16,712.36, Rs.86,70,491.94, Rs.19,60,887.58, Rs.10,29,556.30 & Rs.54,66,179.70 for item no. 1(a), 1(b), 1(c), 2(a),2(b) & 2(c) respectively on terms, conditions & specifications of NIT. The overall computed cost for the purchase of 111 Nos. LT ACB Panel is **Rs.2,42,48,977/-**. Approval is also solicited to place Supply Orders on the firm in anticipation of the confirmation of the minutes of the Council meeting.

#### **COUNCIL'S DECISION**

**ITEM NO. 10 (B-37)/19.3.2010**

(1) **Name of the work :** Replacement / Augmentation of oil type transformers with dry type transformers in left out multi storeyed buildings in M/N area.

(2) **Name of the Department :** Electricity

(3) **Brief History of the case :**

Delhi Electricity Regulatory Commission vide their Public Notice published in Times of India has mandated for replacement of oil type transformers with dry type transformers inside all residential and commercial buildings. Accordingly, estimates for augmentation/ replacement of oil type transformers with dry type transformers were prepared in phases. Two such estimates have already been approved by Council and the work is in the process of execution.

Advisor (Elect.) inspected a few Sub-stations and suggested that possibility of shifting the transformers in the open area be explored instead of replacing the existing oil type transformers with dry type transformers. The estimate was accordingly prepared and discussed at length on 26-11-09 in the chamber of Advisor (Elect.) in the presence of S.E.(E-II) & S.E.(E-V) . It was finally decided that the whole estimate may be split up considering the execution facility, nature of sites etc. (as per the point No.3 & 4 of the Minutes of the Meeting,

Accordingly as per Point No.3 (a) & 4 of the Minutes, a separate estimate amounting to Rs.8,27,82,500/- (G) & Rs.8,19,75,500/- (N) for replacement/augmentation of oil type transformers with dry type transformers of higher capacity was prepared. The higher capacity transformers are essentially required in view of increasing load demand from the consumers of these multi storeyed buildings. As per the discussion held in the meeting in the chamber of F.A. on 16.02.2010, revised estimate amounting to Rs. 5,83,09,500/- (G) & 5,75,03,000/- (N) has been framed after taking new rate of 1600 KVA dry type transformer.

(4) **Detailed proposal on the Project :**

In view of above, Replacement/Augmentation of transformers & LT panels in M/N division were examined and it was decided to carry out the work of replacement in M/N division of left out 7 Electric Substations of multi storeyed buildings. The transformers to be dismantled are in good condition and giving satisfactory service. They may be used for day-to-day maintenance in future. The following transformers are to be installed in place of existing oil type transformers in various buildings:

S.NO.	EQUIPMENT	QUANTITY
1.	Transformer 1600KVA	20
2.	LT Panel two tier 2500/2500 A	13
3.	LT Panel two tier 2500/800 A	7
4.	LT Panel two tier 800/800 A	40

- (5) **Financial implications** : Financial implications in the proposal is anticipated to be Rs.5,83,09,500/- (G) & Rs.5,75,03,000/- (N).

- (6) **Implementation schedule:** Nine months

- (7) **Comments of the Finance Deptt. on the subject :**

Finance Deptt. vide Dy. No. 404/Finance/R-Elect dated 19-2-10 have concurred in the estimate subject to the following conditions :

1. Approval of the competent authority.
2. Availability of funds.
3. The work would be got executed after adhering all codal provisions and CVC's guidelines.

- (8) **Comments of the Deptt. on the Comments of the Finance Deptt. :**

- (i) Approval of the competent authority is being obtained.
- (ii) The funds have been made available in B.E. 2010-11.
- (iii) All codal provisions and guidelines of CVC have been adhered to.

- (9) **Legal implication of the Project** : - No legal implication is involved.

- (10) **Details of previous Council Resolution** : NIL

- (11) **Comments of Law Deptt. :** NIL

- (12) **Comments of the Deptt. on the comments of Law Deptt. :** NIL

- (13) **Certification by the Deptt. that all Central Vigilance Commission (CVC) guidelines have been followed :**

It is certified that all Central Vigilance Commission (CVC) guidelines have been followed in processing the case.

- (14) **Recommendation :**

The estimate amounting to Rs.5,83,09,500/- (G) & Rs.5,75,03,000/- (N) for Replacement/ Augmentation of oil type transformers with dry type transformers in left out multi storeyed buildings in M/N area may be placed before the Council to accord administrative approval and expenditure sanction.

- (15) **Draft Resolution :**

Resolved by the Council that Administrative approval and expenditure sanction is granted to the estimate amounting to Rs.5,83,09,500/- (G) & Rs.5,75,03,000/- (N) for Replacement/



Augmentation of oil type transformers with dry type transformers in left out multi storeyed buildings in M/N area.

**COUNCIL'S DECISION**

Resolved by the Council to accord administrative approval and expenditure sanction to the estimate amounting to Rs.5,83,09,500/- (G) & Rs.5,75,03,000/- (N) for Replacement/ Augmentation of oil type transformers with dry type transformers in left out multi storeyed buildings in M/N area.

ANNEXURE B 3 PAGES



ANNEXURE ENDS

**ITEM NO. 06 (B-2)/21.4.2010**

(1) **Name of the work :** Installation of additional transformers at various substations in Sarojini Nagar and Kidwai Nagar (West) area.

(2) **Name of the Department :** Electricity

(3) **Brief History of the case :**

A number of notes have been received from EE(D/S) and EE(M/S) that load is rapidly increasing in Sarojini Nagar and Kidwai Nagar Areas and they are facing problem in meeting the load demand of these areas. More and more air conditioners and other electrical appliances are being added by the consumers in their premises and a substantial increase in load is expected in the next two three years. Considering the same a joint inspection by EE(P), EE(M/S), AEE(P) and JE(M/S) was carried out on 30.06.09 at various substations to explore the possibility of enhancement in the transformer capacity. During discussion of E. E.(E)(P.11KV) with Advisor (Elect.), it was decided that two existing oil type transformers of 1000 KVA at Sub-station Kidwai Nagar (West) are to be shifted from their present location in the Sub-station-cum- multi storied residential complex to the open space under temporary shed. This shifting is to be carried out for safety purpose. Moreover, one additional oil type transformer of 1000 KVA will also be installed under temporary shed at Sub-station Kidwai Nagar (West). Therefore, an estimate has been prepared to augment the transformer capacity at the following Sub-stations :

1. S/S Indira Niketan, Laxmi Bai Nagar
2. S/S C-Block, Sarojini Nagar
3. S/S I- Block, Sarojini Nagar
4. S/S Kidwai Nagar (West)

(4) **Detailed proposal on the Project :**

- (a) 2x1000 KVA Transformers each shall be installed at S/S I-Block & S/S C-Block in Sarojini Nagar and 1x1000 KVA transformer each will be installed at S/S Kidwai Nagar (West) and Sub-station Indira Niketan, Laxmi Bai Nagar. In all 6 Nos. of additional 1000KVA oil type transformers shall be installed at the above mentioned substations. The 1000 KVA oil type transformers to be installed at the above sub-stations would be available as spare after replacement/ augmentation of oil type transformer with dry type transformer (phase-II). 50% cost of new transformer as indicative cost has been taken in this estimate on account of providing old dismantled transformer.
- (b) Two 11KV VCB panels each at S/S I Block & S/S C-Block in Sarojini Nagar and one each at S/S Kidwai Nagar (West) & Sub-station Indira Niketan, Laxmi Bai Nagar. In all 6 Nos. of HT panels have been proposed for installation .
- (c) One LT ACB Two Tier (I/C+C) 1600A+1600A each at s/s I Block, S/S C-Block, S/S Kidwai Nagar (West) & Indira Niketan. A total of 4 Nos. of these LT ACB two tier (I/C+C) panels are to be installed.
- (d) One LT ACB two tier (I/C+O/G) 1600A+800A each at S/S I Block, S/S C-Block is proposed to be installed. In all 2 No. of these panels are proposed for installation.

Four LT ACB Two Tier (O/G+O/G) 800A+800A each at S/S I Block, S/S C-Block & two each at S/S Kidwai Nagar (West) and S/s Indira Niketan are to be installed. In all 13 Nos. of these LT ACB Two tier (O/G+O/G) 800A+800A are proposed to be installed.

- (5) **Financial implications :** Rs.1,44,79,000/-.
- (6) **Implementation schedule:** Nine months.
- (7) **Comments of the Finance Deptt. on the subject :** Finance Deptt. vide Dy. No. 339/Finance/R-Elect dated 5-3-10 have concurred in the estimate with no further comments.
- (8) **Comments of the Deptt. on the Comments of the Finance Deptt. :** NIL
- (9) **Legal implication of the Project :** - No legal implication is involved.
- (10) **Details of previous Council Resolution :** NIL
- (11) **Comments of Law Deptt. :** NIL
- (12) **Comments of the Deptt. on the comments of Law Deptt. :** NIL
- (13) **Certification by the Deptt. that all Central Vigilance Commission (CVC) guidelines have been followed :** It is certified that all Central Vigilance Commission (CVC) guidelines have been followed in processing the case.
- (14) **Recommendation :** The estimate amounting to Rs. 1,44,79,000/- for Installation of additional transformers at various substations in Sarojini Nagar and Kidwai Nagar (West) area may be placed before the Council to accord administrative approval and expenditure sanction. Approval may also be accorded to take further action in anticipation to confirmation of the Minutes of Council Meeting.
- (15) **Draft Resolution :** Resolved by the Council that Administrative approval and expenditure sanction is granted to the estimate amounting to Rs. 1,44,79,000/- for Installation of additional transformers at various substations in Sarojini Nagar and Kidwai Nagar (West) area. Approval is also accorded to take further action in anticipation to confirmation of the Minutes of Council Meeting.

#### **COUNCIL'S DECISION**

Resolved by the Council that administrative approval and expenditure sanction is granted to the estimate amounting to Rs. 1,44,79,000/- for Installation of additional transformers at various substations in Sarojini Nagar and Kidwai Nagar (West) area.

It was also resolved that further action may be taken by the Department in anticipation of confirmation of the Minutes by the Council.

**ITEM NO. 29 (A-96)/30.09.2009**

- 1. Name of subject :- Construction of Type I Staff Housing Complex at Bapu Dham, St. Martin Marg, Chankya Puri.**
- 2. Name of the deptt.:- Civil Engineering Department.**
- 3. Brief history of the Subject:-**

There are 288 Nos. Type I quarters in four storied building with 19 blocks existing at Bapu Dham. The building was constructed during the year 1969. It was observed during inspection carried out by Secretary NDMC & CE(C-I) on dated 8.5.2005 and by other official from time to time that the condition of the structure is very bad and it may not be safe for the residents as there had been instances of ceiling plaster falling very frequently. It was decided that rectification work would be waste of money and it is appropriate to have new construction as the building is about 40 years old. Accordingly a proposal for construction of 296 Type-I quarters have been initiated. Survey report in respect of existing building was prepared and the same has been concurred by Finance Deptt. with a reserve price of Rs.9,89,102/- (Minus) to be written off by the competent authority.

**4. Detailed proposal of the subject:-**

No. of Flats	-	296 Nos. Type-I
(a) Eight storied block With stilt parking	-	4 Nos. – (No of flats 128)
(b) Seven storied block With stilt parking	-	6 Nos. ( No. of flats 168)

Structure :- RCC framed structure

Foundation :- Pile foundation .

Specification :- As per CPWD / NDMC norms.

**5. Financial Implication of the Project:-**

On the basis of Architectural drawing, the Preliminary estimate amounting to Rs.54,54,79,000/- prepared on the basis of PAR 2007 and DSR 2007 duly checked by Planning has been concurred by Finance for Rs.54,54,79,000/-.

The work comprises of the following :-

(a) Civil work	=	Rs.36,80,22,575/-
(b)Electrical work	=	Rs.16,76,21,205 /-
(c) Fire Fighting	=	Rs. 98,35,000 /-
<b>Total</b>	<b>=</b>	<b>Rs.54,54,78,780/- say 54,54,79,000/-</b>

**6. Implementation schedule with time lines for each stage including internal processing :-**

3½ Years after the award of work on availability of site

**7. Comments of the Finance department at the subject:-**

Finance has concurred the case subject to:-

(i) approval of survey report by the competent authority (ii) ensuring and certifying that the proposed quarters are constructed within the approved norms of GOI for appropriate type of quarters (iii) the items of work will be within the approved specifications of NDMC (iv) the necessary permission of DUAC / other agencies, if required are obtained before execution of work to avoid any dispute delay at execution stage (v) availability of funds

**8. Comments of the department on the comments at the Finance department:-**

The clarification of the observation of Finance deptt. are as under:-

1. Survey report has been concurred by finance deptt. vide their diary no. FA- 2056 dt. 11.9.09 and the same shall be placed in council along with A/A & E/S.
2. The proposal has been received from Architect department which is based on norms of GOI.
3. The items of work considered is within the approved norms of CPWD/NDMC.
4. DUAC has approved the proposal
5. The requisite funds will be sought in R.E. 2009-2010.

Finance Department have seen and they have no further comments.

**9. Legal Implication of the Subject / Project.**

NIL

**10. Details pf previous council resolution/ existing and of Parliament and assembly on the Subject.**

NIL

**11. Comments of the Law department on the subject / Project.**

NIL

**12. Comments of the department on the comments of Law department.**

NIL

**13. Certification by the department that all central Vigilance Commission (CVC) guidelines have been followed, while processing the case.**

Certified that necessary guidelines of CVC have been followed while processing the case.

**14. Recommendation:-**

The case is placed before the council for (i) According Administrative Approval and Expenditure Sanction of the preliminary estimate amounting to Rs.54,54,79,000/- for construction of 296 Type-I Flats at Bapu Dham along with the survey report with a reserve cost of Rs.9,89,102/- (Minus) (ii) Writing of Rs.9,89,102/- (Minus) from the books towards demolition of existing structure.



It is also further recommended that the work will be taken up in phased manner due to shortage of Type- I Flats and consequential delay in shifting of occupants as per proposal as under.

Sl. No.	Phase	Block no to be demolished	No. of Flats to be demolished	Proposal for new Flats	Tentative time for Demolishing After Vacating the house	Tentative time for construction of New Flats	Total Time required
1.	Phase -I	14 to 19	92 Nos.	88 Nos.,	6 months	1 Year .	3½ Years
2.	Phase-II	1 to 5	75	88 Nos.	6 Months	9 Months	
3.	Phase-III	6 to 13	121	120	6 Months	9 Months .	

The cost and time are likely to increase as the work has to be taken up in phased manner which involves shifting of personnel. It is also recommended that permission be also accorded for taking further action in anticipation of confirmation of the minutes by the council.

#### 15. Draft resolution

- (i) Resolved by the Council that A/A & E/S is accorded to the Preliminary estimate amounting to Rs.54,54,79,000/- ( Rupees fifty four crore fifty four lacks seventy nine thousand only ) for construction of 296 Type I flats at Bapu Dham.
- (ii) It is also resolved by the council that survey report with a reserve price of Rs.9, 89,102/- (Minus) be written off and further action in the matter may be taken in anticipation of confirmation of the minutes by the Council .

#### **COUNCIL'S DECISION**

Resolved by the Council to accord administrative approval and expenditure sanction to the Preliminary estimate amounting to Rs.54,54,79,000/- for construction of 296 Type I flats at Bapu Dham.

It was further resolved by the Council to accept the survey report with a reserve price of Rs.9,89,102/- (Minus) and to approve writing off of this amount from the books towards demolition of existing structure.

It was also resolved that further action in the matter be taken in anticipation of confirmation of the minutes by the Council.

**ITEM NO. 16 (A-58)/17.09.2008****1. NAME OF THE PROJECT:****Community and Multipurpose Halls.****SH:- Improvement to Barat Ghar, Lodhi Colony.****2. NAME OF THE DEPARTMENT CONCERNED:****Civil Engineering Department (Zone-II)****3. BRIEF HISTORY OF THE PROJECT:**

Lodhi Colony Barat Ghar is situated on Maxmullar Marg, it is surrounded, by on the east side of the Veer Sawarkar park in the middle of the lodhi colony main market, and by roads on three sides. It is situated near Jor Bagh, Sewa Nagar, Prem Nagar, Kotla, Khan Market, Ravinder Nagar, Ali Ganj, B.K. Dutt colony, NDMC Palika Niwas and various categories of Central Govt. employees residences. The NDMC provides all basic amenities to the residents and the employees working in its area like water supply, sewerage, drainage, roads, foot paths etc. including other social activities like cultural, educational, medical & facilities for social functions i.e. marriages etc.

The authorities of NDMC has decided to improve/modernize all the Barat Ghars of NDMC, to keep the structure matching with the specification/facilities of modern banquet halls in this area. This has been considered in view of the overwhelming response of the renovated Barat Ghar at Kaka Nagar. The revenue is likely to increase manifold, as has been experienced in Kaka Nagar Barat Ghar.

In Compliance to the direction of Chairperson, NDMC has decided to carryout all the works related to up gradation of NDMC Barat Ghar with the consultation of CA after making joint inspection with field staff of civil Engg. Department.

**4. DETAILED PROPOSAL OF THE PROJECT:**

The Architect Department issued the drawings for improvement which comprises following:-

1. M.S. railing and Dholpur stone finish in boundary wall and gate.
2. 100x100 mm industrial vitrified pavers with spacer of approved design and colour in flooring of open area.
3. 550x550 mm kota stone flooring of open cooking and washing etc.
4. 300x300 mm ceramic tiles of approved shade in dado of kitchen, flooring and flooring of store.
5. Precut and pre-polished (factory finish) marble stone /granite stone of approved colour in entrance lobby.
6. Prefabricated toilet partition metal/laminate base anchored to the floor.
7. Stainless steel fixtures and fittings shall be provided in kitchen counters.
8. 1000x1000 mm precut and pre-polished (factory finish) marble stone/granite stone of approved colour be provided in multipurpose hall flooring.
9. 600x600 mm precut and pre-polished (factory finish) marble stone/granite stone of approved colour be provided in office rooms.
10. Stainless steel railing of approved design for stairs.
11. UPVC windows/ aluminum frames for windows.
12. Pressed steel frame, pre laminated factory finish flush door shutter for doors.
13. Service counters 900 mm wide, top finished with baroda green stone wall finished with 75x75 mm coloured vitrified tiles middle counter made of kota stone.

14. 100x700 mm Dholpur stone, with 1000x250 mm rough finish dholpur stone projected canopy shall be finished with aluminum cladding as exterior finish.
15. Fire fighting work
16. Electrical works.
17. Air Conditioning Works.
18. False Ceiling.
19. Land scaping & horticulture works.

## **5. FINANCIAL IMPLICATIONS OF THE PROJECT:**

Accordingly preliminary estimate is framed on the basis of drawings and specifications given by CA deptt, amounting to Rs. 3,45,76,500/= which comprises of following works :-

1. Civil works	Rs. 2,20,32,500
2. Electrical	Rs. 1,00,00,000
3. Fire Fighting	Rs. 10,44,000
4. Horticulture.	Rs. 15,00,000
Total	<b><u>Rs. 3,45,76,500</u></b>

## **6. IMPLEMENTATION SCHDULE WITH TIME LIMIT**

8 months from Award of work

## **7. COMMENTS OF THE FINANCE DEPARTMENT ON THE SUBJECT.**

We express our concern stating that in baratghars recently renovated i.e. at Kaka Nagar and Moti Bagh, major deviations have been resorted to after award of work. In order to avoid repetition of what has been observed in these two baratghars, department may ensure that all items of work considered necessary for securing completion of work should be taken due care of at the time of according technical sanction to the detailed estimate, in such a way that there remains no room for deviations after award of work except trivial ones.

Besides above, it is observed that the cost on renovation as proposed roughly comes to Rs 40,000/- per sq. mtr. based on the discussion with concerned XEN who happens to visit this office in connection with this case. This appears too high. Due justification for the proposed cost certifying that no other economical option is available for achieving the intended purpose be detailed in the Draft Agendum for consideration of the Council.

Subject to above, we concur in the estimate amounting to Rs 3,45,76,500/- (Rs. Three Crore forty five lac seventy six thousand five hundred only) as checked by Planning and proposed by the department subject to correctness of information, data and computation and following conditions:

- 1) Minutes of Meeting held in Council room as mentioned by the department or AIP of competent authority to carry out this work may be added with the case, since the same have not been found on record.
- 2) The department may justify the replacement items by certifying that they have outlived their prescribed lives or otherwise as per NDMC approved policy/norms.
- 3) The department may certify that no permission from any agency/DUACC is required for execution of the proposed work.
- 4) It has been seen that there is provisions for improvement of some Barat Ghars under Plan Funds (P-235 bottom onwards of BB 2008-09). The department may clarify the position about these Barat Ghar and seek Plan Funds to meet the expenditure.
- 5) The position about revision/enhancement of charges of Barat Ghar after proposed work may also be brought on record since the same has not been found mentioned on record.

- 6) Availability of funds for execution of work be ensured and sufficient funds may be get allotted in RBE/BE.

**This issue with the approval of F.A.**

**8. COMMENTS OF THE DEPARTMENT ON THE COMMENTS OF THE FINANCE DEPARTMENT.**

The observation of finance Deptt are reply are here as under :-

1. Due care will be taken while framing detailed estimate seeking technical sanction to avoid deviations in the work.
2. The cost is calculated on the basis of specifications provided by CA deptt. as well as the expenditure to be incurred on outer development and cost involved in electrical , horticulture and fire fighting works including Air conditioning works.

While concurring preliminary estimate finance deptt. has put conditions which are replied here as under :-

1. No minutes were issued the Architectural drawing were issued after approval from Chairperson.
2. As the renovation work of various Barat Ghar is being taken up after approval from the Chairperson and hence, accordingly items were deliberated in the estimate.
3. As there is no major change in the existing structure and hence no such approval is required from any agency.
4. The provision exists in the budget year and remaining will be sought in RBE/BE the matter will be taken up with Delhi govt. for allotment of plan fund.
5. The enhancement of charges of Barat Ghar will be done after completion of work on the basis of actual expenditure incurred as earlier worked out in the case of Kaka Nagar Barat Ghar.
6. The funds are available in current budget year and remaining will be sought in RBE/BE.

**9. LEGAL IMPLICATION OF THE PROJECT/SUBJECT:**

NIL

**10. DETAILS OF PREVIOUS COUNCIL RESOLUTIONS, EXISTING LAW OF PARLIAMENT AND ASSEMBLY ON THIS SUBJECT:**

NIL

**11. COMMENTS OF THE LAW DEPARTMENT ON THIS PROJECT:**

NIL

**12. COMMENTS OF THE DEPARTMENT ON THE COMMENTS OF LAW DEPARTMENT:**

The law deptt has no objection.

- 13. Certification by the Department that all Central Vigilance Commission (CVC) guidelines have been followed while processing the case**  
 Certified that necessary guidelines of CVC have been followed while processing the tender case.

**14. RECOMMENDATIONS:**

The case is placed before the council for according administrative approval and expenditure sanction of the preliminary estimate amounting to Rs.3,45,76,500/-(Rs. three crore forty five lacs seventy six thousand five hundred only) for improvement of Lodhi Colony Barat Ghar.

**15. DRAFT RESOLUTION:**

Resolved by the Council that A/A & E/S is accorded to the preliminary estimate amounting to Rs. 3,45,76,500/-(Rs. three crore forty five lacs seventy six thousand five hundred only) for improvement of Lodhi Colony Barat Ghar.

**COUNCIL DECISION**

Resolved by the Council to accord administrative approval and expenditure sanction to the preliminary estimate amounting to Rs. 3,45,76,500/- for improvement of Lodhi Colony Barat Ghar.

**ANNEXURE 'F'****ITEM NO. 04 (B-21)/27.10.2010**

(1) **Name of the work :** Construction of 11 KV Electric Switching-station near American Embassy School, Chanakya Puri, New Delhi.

(2) **Name of the Department :** Electricity

(3) **Brief History of the case :**

Keeping in view the growing load demand in NDMC area, Chairperson NDMC had written a letter dated 1-2-2001 to Minister of Urban Development, Govt. of India for allotment of 81 sites for establishing of E.S.S. at 220 KV, 66 KV, 33 KV & 11 KV voltage levels at various places in NDMC area. A large number of new buildings are coming up for diplomatic missions and international organizations, spurt in constructional activities upgradation of markets and government colonies, hospitals as well as enhancement of air conditioning load in the existing buildings in NDMC area.

A plot for establishing 11 KV Electric Switching-station near American Embassy School, Chanakya Puri, New Delhi has been allotted by L&DO. The drawing of the same has also been prepared by C.A., NDMC. This proposed Sub-station would conceptually be a local distribution Sub-station as well as a switching station.

The plot is strategically located in various Diplomatic Missions and institutions. Recently some new buildings like; Embassy of Palestine, Embassy of Tanzania, Vivekanand Kendra, Afro-Asian organization, Kathak Dance Kendra etc. have already been built. Some more buildings like; Embassy of Saudi Arabia, expansion of Thailand Embassy etc. are likely to come up soon. Presently there is no other Sub-station in the vicinity of these Institutions/Embassies to feed power supply to them. Beside this the other existing Sub-stations in Chanakyapuri like; Nehru Park, Bapu Dham, S.P.Marg are generally over loaded. These are to be given relief by shifting some feeders to this proposed Sub-station.

(4) **Detailed proposal on the Project :**

The sub-station shall have provision of 2x1000 KVA capacity with one no. H.T. Board having 9 nos. panels and following HT cables:-

- (a) 2 x 400 sq.mm 11 KV XLPE cable has been proposed from 33 KV Sub-station Sanjay Gandhi Camp as incomer.
- (b) 2 x 400 sq.mm 11 KV XLPE cable has been proposed from Switching-station Veeranwali .

The proposed oil type transformers shall be installed out of the transformers which would be spare after replacement/ augmentation of oil type transformer with dry type transformer. 50% cost of new transformer as indicative cost has been taken in this estimate on account of providing old dismantled transformer. The service cable for IEI of sub- station have been proposed from near by G.S. Pillar.

(5) **Financial implications :** Financial implications in the proposal is anticipated to be Rs. 2,70,58,500/-(Electrical & Civil Work).

(6) **Implementation schedule:** Eight months

- (7) **Comments of the Finance Deptt. on the subject :**  
Finance Deptt. vide Dy. No. 1887/PS/FA/D-10 dated 11-8-10 have concurred in the estimate with no further comments.
- (8) **Comments of the Deptt. on the Comments of the Finance Deptt. :** NIL
- (9) **Legal implication of the Project :** - No legal implication is involved.
- (10) **Details of previous Council Resolution :** NIL
- (11) **Comments of Law Deptt. :** "No legal issue is involved in Draft Agenda item proposed to be placed before the Council. This has concurrence of the Law Deptt."
- (12) **Comments of the Deptt. on the comments of Law Deptt. :** NIL
- (13) **Certification by the Deptt. that all Central Vigilance Commission (CVC) guidelines have been followed :** It is certified that all Central Vigilance Commission (CVC) guidelines have been followed in processing the case.
- (14) **Recommendation :** The estimate amounting to Rs. 2,70,58,500/- for Construction of 11 KV Electric Switching-station near American Embassy School, Chanakya Puri, New Delhi may be placed before the Council to accord administrative approval and expenditure sanction.
- (15) **Draft Resolution :** Resolved by the Council that Administrative approval and expenditure sanction is granted to the estimate amounting to Rs. 2,70,58,500/- for Construction of 11 KV Electric Switching-station near American Embassy School, Chanakya Puri, New Delhi.

#### **COUNCIL'S DECISION**

Resolved by the Council to accord administrative approval and expenditure sanction to the estimate amounting to Rs.2,70,58,500/- for Construction of 11 KV Electric Switching-station near American Embassy School, Chanakya Puri, New Delhi.

Annexure G

2 pages



Annexure nds

**ITEM NO.**

1	<b>Name of the subject/project -</b>	Construction of 33/11 KV below Ground Sub-Station of NDMC at Church Road by DMRC.
2.	<b>Name of the -department/departments Concerned</b>	Electricity
3.	<b>Brief history of the subject/project</b> -	<p>A plot of land measuring 1485 sq.mts. was allotted to NDMC by L&amp;D.O for establishing a 33/11 KV ESS at Church Road to meet the growing load demand of Parliament House, North block, Rastrapati Bhawan &amp; the near by area of North Avenue. Also CPWD was constructing a new Parliament library building having load requirement of 6 M VA in this area. Considering the increased load demand, Council vide resolution No. 3 (xviii) dt. 27.11.97 had accorded administrative approval &amp; expenditure sanction to the estimate amounting to ` 643.16 Lacs for the work of establishing a 33 KV sub-station at Church Road. However no work was done against this estimate as earlier the work of construction of this Sub-Station was a part of turnkey execution of system strengthening work in NDMC areas awarded to M/s PGCIL, but because of height restrictions imposed by Central Vista Committee Guidelines, PGCIL could not undertake this work and they were allotted another site at Kaventer Dairy in lieu of this Sub-Station. As on date addition of 12 MW in load capacity is expected in near future to cater the additional load requirement of RML hospital, SPM swimming pool &amp; nearly residential area.</p> <p>Delhi Metro Rail Corporation (DMRC) during the intervening period had established an underground 66 KV Sub-Station for its air-port line after seeking clearance of Central Vista Committee. The Sub-Station constructed by DMRC is a below ground Sub-Station having power transformers, GIS switchgears and associated infrastructure. Terrace of the Sub-Station is landscape gardening and boundary wall is the only structure protruding above ground. The Sub-Station was commissioned by DMRC &amp; is operational.</p>

		Considering that DMRC has constructed a similar Sub-Station in the adjoining plot of land and have the requisite technical expertise & resources besides their being a joint venture of Govt. Of India & Govt. of Delhi, DMRC was approached to undertake the work of constructing the Sub-Station for NDMC. The matter was discussed in the chamber of Chairperson on 5-2-2010, wherein DMRC agreed to undertake the work of establishing a 33/11 KV belowground Sub-Station for NDMC in the plot of land adjoining and contiguous with the site of DMRC underground 66 KV Sub-Station at Church Road.
4.	<b>Detailed proposal on the subject/project</b> -	Chairperson vide D.O. dated 01.07.2010 addressed to M.D, DMRC requested for intimating the modalities and other terms and conditions for this project work. After due deliberations and discussions in joint meetings, DMRC vide letter dated 14.03.2012 submitted a memorandum of understanding ( <b>Annexure-'A' See pages )</b> detailing the scope of work, methodology project cost, departmental charges, taxes & duties, terms of payment, time schedule etc. along with an estimate ( <b>Annexure 'B' See pages )</b> for turn key project work . The project estimate includes the cost of Civil work and Sub-Station equipments, besides departmental charges @ 12.50%. Taxes & duties are payable extra. The estimate & MOU have been seen by finance.
5.	<b>Financial implications of the proposed project/subject</b> -	``25,25,54,874/- (Rupees Twenty Five Crores Twenty Five Lacs Fifty Four Thousand Eight Hundred Seventy Four only)
6.	<b>Implementation schedule with timeliness for reach stage including internal processing.</b> -	30 Months from the date of release of advance or clearance from Central Vista Committee, which ever is later.
7.	<b>Comments of the Finance Department on the subject</b> -	<ol style="list-style-type: none"> <li>1. The case has come up for examination/concurrence of Finance Department first time. As such, department needs to mention in the proposal and to place on record the "in principle approval of competent authority" vide which it was decided to construct of a new 33/11 KV underground ESS at Church Road through M/S DMRC.</li> <li>2. It has been mentioned that M/S. PGCIL, who was supposed to carry out the work of ESS at Church Road was allotted another site at Keventer Dairy in lieu of</li> </ol>

		<p>Church Road site. The necessity and justification for now establishing a new ESS at Church road in addition to one at Keventer Diary brought on record along with benefit/advantage out of it.</p> <ol style="list-style-type: none"> <li>3. The estimate amounting to `25,25,54,874/- forwarded by M/s DMRC seems to be indicative/tentative cost. Since the necessary equipments such as transformers panels, board, switch gears, capacitors banks etc, would be same as required in the case of establishing of our ground ESS, the reasonability of rates needs to be worked out on the basis of similar works awarded by NDMC in the past. However, for the portion of work related to underground, the department may analyze the cost incurred by DMRC while constructing their own underground 66/33/25 KV station.</li> <li>4. The basis of departmental charges @ 12.50% needs to be examined/ brought on record with reference to departmental charges/service charges being paid to M/s PGCIL. The reasonability of the same also requires to be assessed.</li> <li>5. The draft MOU may be considered based upon the resolution passed and direction given by the council on the matter.</li> </ol>
8.	<p><b>Comments of the Department</b></p> <p>-</p> <p><b>on comments of Finance Department</b></p>	<ol style="list-style-type: none"> <li>1. A meeting was held with DMRC officials in the Chamber of Chairman, NDMC on 5-2-2010 where in the issue of Construction of NDMC Sub-Station at Church Road was discussed. In this meeting it was agreed that DMRC will be in a position to undertake the job of construction of 33/11 KV underground Sub-Station for NDMC in the plot of land adjoining &amp; contiguous with their on going construction site of underground 66 KV Sub-Station at Church Road.</li> </ol> <p>Chairperson vide D.O. No.624/PS/Chairman/10 dated 1-7-2010 addressed to Dr. E.Shreedharan, Managing Director, DMRC had informed of the decisions arrived in the meeting &amp; requested that modalities, rates, terms &amp; conditions, to take up the work be informed to NDMC.</p> <p>The expression of interest conveyed by NDMC in the meeting</p>

		<p>held on 5-2-2010 &amp; D.O. of Chairman NDMC dated 1-7-2010 clearly conveys the inprinciple approval of competent authority to construct a new 33/11 KV underground ESS at Church Road through DMRC.</p> <p>2. The plot of land measuring 1485 sq.mts. was allotted to NDMC by L &amp; D.O in 1994 for establishing a 33/11 KV ESS at Church Road to meet the growing Load demand of VVIP area including North Block, South Block, Rashtrapati Bhawan, North/ South Avenue, Parliament House, Parliament Annexes etc.</p> <p>The Proposed Sub-Station at Church Road would be near to the load centre and besides meeting the increased load demand would enhance availability, reliability and quality of power supply in this VVIP area, whereas ESS Kaventer Dairy, which was established by PGCIL in lieu of this Sub-Staiton, is to cater the power demand of Chankayapuri area housing embassies, State Guest Houses, Hotels &amp; adjoining residential areas of S.P.Marg.</p> <p>3. The estimate furnished by DMRC amounting to <b>`25,25,54,874/-</b> is indicative of the estimated cost of the project work. The proposed Sub-Station would be a below ground sub-station although similar to the one constructed by DMRC for its Air-port line however the equipments are of different voltage levels. This is a composite turnkey work including Civil &amp; Electrical component NDMC had awarded a similar turnkey work to PGCIL for system strengthening wherein all the substations are above ground. Broadly rates of electrical items in DMRC estimate are based on the PGCIL work with cost escalation @ 5 % per year &amp; for civil work rates are DSR/non schedule item rates.</p> <p>As per the proposed MOU, DMRC would furnish a cost estimate to NDMC within 15 days from signing of the MOU. However project cost shall be payable based on actual expenditure.</p> <p>Further the total approximate cost incurred by DMRC for its</p>
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		<p>66 KV below ground sub-station at Church Road is Rs. 60 Crores. This work of DMRC is however more than three years old &amp; ESS is operational now. Although the plot area of DMRC is 5000 sq mts. &amp; there are seven nos. 66 KV transformers with associated switchgear, in our case the plot area is 1485 sq.mts with two 33 KV transformers and associated switchgears &amp; exact comparison is not possible.</p> <p>Further DMRC, based on detailed design and engineering, specifications, bill of quantities finalized, shall invite open/single tender based on detailed estimates technically sanctioned by the competent authority of the DMRC and finalize suitable agency/agencies for complete/part execution of the assigned work.</p> <p>4. DMRC is seeking departmental charges for the work at the deposit fees of 12.5% of the actual executed cost of work which is similar to the departmental charges claimed &amp; paid by NDMC to PGCIL for the system strengthening &amp; SCADA work, although the MOU was signed with PGCIL in the year 2007. Besides above, DMRC is a joint venture of Govt. of India and Govt. of Delhi.</p> <p>5. The draft MOU &amp; estimate would be submitted to council for approval after the concurrence of finance.</p>
9.	<b>Final views of Finance -Department</b>	<p>Finance has no objection to the proposal of the department to process the case for seeking approval of competent authority for Construction of 33/11KV under ground sub-station at Church Road, to be done by M/s DMRC as a deposit work at a tentative cost of `25.25 Crores and further advised the department to certify the conditions of MOU as acceptable &amp; get the same vetted from Law department.</p> <p>Department certifies that conditions of MOU are acceptable &amp; MOU is being vetted from Law department before placing the proposal to competent authority.</p>
10.	<b>Legal implication of -subject/project</b>	NIL
11.	<b>Details of previous</b>	1. Resolution No. 3 (xviii) dt. 27.11.97 for according A/A &

	- <b>Council Resolutions, existing law of Parliament and Assembly on the subject</b>	E/S for the work of establishing a 33 KV sub-station at Church Road, New Delhi ( <b>Annexure 'C' See pages )</b> 2. Resolution No. 07 (B-36) dt. 19.12.2007 for turnkey execution of system strengthening work in NDMC area ( <b>Annexure 'D' See pages )</b>
12.	<b>Comments of the Department - on the comments of Law Department</b>	NIL
13.	<b>Final view of Law Department - wherever necessary.</b>	MOU shall be examined after the Council's approval of the proposal. It has no legal issue.
14.	<b>Certificate that all Central Vigilance Commission's guidelines have been followed while processing the case.</b>	It is Certified that all CVC guidelines have been followed while processing the case.
15.	<b>Recommendation</b> -	It is recommended to accord Administrative approval and expenditure sanction to the estimate furnished by the DMRC for the work of establishing a 33/11KV below ground Sub/station at Church Road for NDMC amounting to `25,25,54,874/-(Rupees Twenty Five Crores Twenty Five Lacs Fifty Four Thousand Eight Hundred Seventy Four only) i/c Civil/Electrical works & to accord approval of terms & conditions as per draft annexed at Annexure 'A' dated 14.03.2012 for payment of deposit fees of 12.5% of the actual executed cost of work which will be adjusted on pro-rata basis in the advance payments made by NDMC. MOU shall be entered on mutually agreed terms.
16.	<b>Draft Resolution</b> -	Resolved by the Council to accord Administrative approval and expenditure sanction to the estimate furnished by the DMRC for the work of establishing a 33/11KV below ground Sub/station at Church Road for NDMC amounting to `25,25,54,874/-(Rupees Twenty Five Crores Twenty Five Lacs Fifty Four Thousand Eight Hundred Seventy Four only) i/c Civil/Electrical works and payment of deposit fees of 12.5% of the actual executed cost of work as per draft terms & conditions which will be adjusted on pro-rata basis in the advance payments made by NDMC. MOU be also entered into on mutually agreed terms.

**COUNCIL'S DECISION**



Annexure 25 pages





















































Annexure ends

**ITEM NO.****1. Name of the subject/project:**

Sub:- Improvement to Staff Quarters at Rohini.

SH:- Imp. to 256 NDMC Staff Quarters, Sector – XI Rohini.

**2. Name of Deptt. / Deptt. concerned:**

Civil Engineering Department, NDMC

**3. Brief history of the subject/project:**

There are 256 flats (type –III 220 & type-II 36 Flats) at NDMC Housing Complex Rohini, Sector-XI Extension. These flats were constructed in the year 1999-2000. The present condition of the existing mosaic and plain cement concrete flooring in these flats is not good and requires improvement as per latest norms.

The RWA of the Housing Complex has requested at number of times about this and to improve this complex. References received from the RWA are also placed in the file.

The Project report of this work has also been prepared and duly signed by the officers concerned as per the standing order issued by SE(Planning).

The estimate has been prepared as per approved project report by the Technical sub-committee.

**4. Detailed proposal on the subject/project:**

For up-gradation of the Housing Complex, following major items have been considered in the proposal.

- (i) P/L vitrified floor tiles in type-III flats and ceramic floor tiles in type-II flats:- During course of inspection by Senior Officers of NDMC it was noticed that the condition of floor is not appreciable and therefore flooring with tiles may be provided as improvement works to the flats as has been done in other complexes.
- (ii) P/F flush door shutters with 1mm lamination sheet on both sides in WC and bath room:- Earlier 12mm thick particle board are provided in the existing paneled door shutters of bath room and WC. This has been damaged due to water.
- (iii) Ceramic wall tiles in the passage along with WC and bathroom:- This is also an improvement nature of work.
- (iv) Other co-related items have also been taken in the estimate.

**5. Financial implications of the proposed project/subject:**

The Improvement works being carried out to increase the life of the structure and hence the socio-economic aspect will be met. These improvements to staff quarters will benefit the habitant staff of NDMC P.E. amounting to Rs.3,35,83,000/- has been prepared for obtaining A/A & E/S.

**6. Implementation schedule with timeliness for each stage including internal processing:**

1. 15 Months from the award of the work.
2. Likely date for processing

- (i) D.E. - 15.05.2012
- (ii) NIT - 15.06.2012
- (iii) Tender Award - 30.09.2012

## **7. Comments of the Finance Department on the subject:**

Finance Department observe as under:

1. The item taken in the estimate such as vitrified tiles in type-III flats and ceramic floor tiles in type-II flats, P/F flush door shutters with 1mm lamination sheet on both sides in WC and bath rooms, ceramic wall tiles in the passage along with WC and bathroom, flush pointing with cement mortal and other correlated items, deptt. ensure that the existing items have outlived their lives.
2. Deptt. may certify that the proposal in hand is within the norms of NDMC and meant for these types of flats and there is no other economic way to fulfill the requirement.
3. Deptt. also bring on record whether this type of treatment has been given to other complexes of the NDMC.
4. The project report placed in the file may be signed by all the members and necessary corrections, i.e. HOA, estimated cost etc. may be done on the same.
5. Deptt. may bring on record the total expenditure incurred during the last three years for annual repair and maintenance and on special repairs if any.
6. It needs to be ensured that dismantled items have been taken into consideration properly.
7. Another estimate for this complex has also been received in F.D. The deptt. may clarify as to why a single estimate cannot be prepared to, so that to call one tender for entire work.
8. There is no budget provision for 2012-13 under the proposed HOA. Availability of funds for execution of work may be clarified.
9. The deptt. may certify that items and specifications taken in the estimate are within approved norms of NDMC for these types of flats.

## **8. Comments of the Department on comments of Finance Department:**

Parawise clarifications to the observations raised by finance department are as under:-

1.
  - (i) The items like P/L vitrified tiles in type-III flats and ceramic floor tiles in type two flats are taken in the estimate as per modification of circular issued vide No.D/67/EC/C-II dated 31.01.2008 (placed in the file) as the condition of existing floors are not appreciable/good condition.
  - (ii) The item of flush door shutters with 1mm lamination sheet on both sides in WC and bath rooms are taken in the estimate to replace the damaged and outlived their lives.
  - (iii) Flush pointing has been taken on the roof to stop the seepage from the roof in rainy season as the existing pointing has been damaged.
- 2&9 It is certified that the estimate has been framed within the norms/approved norms of NDMC and meant for these type of flats and there is no other economic way to fulfill the requirement.

3. This type of work has already been executed in other Housing Complexes of NDMC of per modified norms please.
4. All the Sub-Committee members mentioned in the circular issued by SE(Planning) and placed at Page-73 have already signed the project report. The estimated cost has now been corrected in the project report at the time of signing the PR SE(BM) was incharge of both SE(BM-I) & SE(BM-II).
5. Details of expenditure incurred during the last three year for A/R & M/O is enclosed herewith. Further no work has been executed on special repairs to this complex during the last three year.
6. Credit for the material received after dismantling has been taken in the estimate please.
7. This estimate was prepared and submitted in the year 2011. Modifications are being incorporated time to time in this estimate accordingly to the requirement of alloties, modifications in norms and decisions reviewed by Senior Officers. The scope of work of this proposal is differing then the other estimate submitted to Finance Department.
8. Though the scheme exist in the budget book, but the provision for this enhance scope of work was not taken in the proposed budget. However this amount will be sought in the R.E(Revised budget estimate) 2012-13.

**9. Final views of Finance Department:**

In view of information brought on record at 11/N and 13/N by the deptt.. Deptt. may process the PE amounting to Rs. 3,35,83,000/- for approval of the competent authority. Availability of funds needs to be ensured in RE-2012-13 as stated at P-11/N.

**10. Legal implication of the subject/project:**

NIL

**11. Details of previous Council Resolution, existing law of Parliament and Assembly on the subject:**

NIL

**12. Comments of the Department on the comments of Law Department:**

LA has seen the case.

**13. Final view of Law Department (wherever necessary):**

It has no legal issues.

**14. Certificate that all Central Vigilance Commission's guidelines have been followed while processing the case:**

Certified that all Central Vigilance Commission (CVC) guidelines have been followed while processing the case

**15. Recommendation:**

The case is placed before the Council for obtaining A/A & E/S amounting to Rs.3,35,80,000/- for Improvement to Staff Quarters at Rohini.

**16. Draft Resolution:**

Resolved by the Council, that the proposal for Improvement to Staff Quarters at Rohini amounting to Rs.3,35,80,000/- as proposed by the Sub-committee has been approved and department to initiate action in anticipation of confirmation of the minutes by the Council.

**COUNCIL'S DECISION**

**ITEM NO.****1. Name of the subject/project**

Sub.: S/R of roads in NDMC area.

SH: Providing mastic surface on road surface in Khan Market.

**2. Name of the Department/departments concerned**

Civil Engineering Department, Road-II Division

**3. Brief history of the subject/project**

- a) During inspection in an around Khan Market, Prithvi Raj Market and Lok Nayak Bhawan condition of roads was found to be pathetic and it was desire to take action for resurfacing the road in Khan Market area.
- b) The condition of road are in a very bad shape and the day by day its condition is deteriorating. Surface is worn out due to raveling.
- c) Being a market area in prime location VVIP movement is also very frequent including foreign dignitaries. The number of offices in Lok Nayak Bhawan of ministries are also lying in this area. These roads were last resurfaced during 2006-07 and outlived its life.
- d) The CRRI has evaluated the road surface and recommended the bituminous mastic treatment. The same has been taken for estimate. Accordingly preliminary Estimate has been prepared by the project team for Rs.1,72,64,600/- which has been checked by Planning Division and concurred by Finance Department.

**4. Detailed proposal on the subject / project**

- (i). Tack Coat
- (ii). DBM 50mm thick
- (iii). Mastic Asphalt 25mm thick
- (iv). Thermoplastic paint
- (v). 15% of PE for drainage Improvement.

**5. Financial implications of the proposed project/subject**

The financial implications of the proposal works out to Rs. 1,75,64,600/-

**6. Implementation schedule with time line for each stage including internal processing**

The schedule with time line for each stage including internal processing work is as under: -

One month for Approval of Detailed Estimate

One month for Approval of NIT

One & Half Month for Award of work

Completion of work has been taken for six months

**7. Comments of finance department on the subject with diary No. & date**

Finance Department vide diary No. 649/Finance/R-Civil dated 19.3.2012 has concurred the Preliminary Estimate for Rs. 1,75,64,600/- and mentioned that "*FD has no objection to the proposed estimate amounting to Rs. 1,75,64,600/-. As the funds are stated yet to be sought, availability be ensured before incurring any liability. The department is advised to ensure before execution of work or incurring expenditure that the proposed work does not come in alignment of re-development of Khan Market project so that to avoid any wasteful expenditure*".

**8. Comments of the department on the comments of Finance Department**

- (i). It is stated that the funds shall be sought either by re-appropriation of fund or in R.E 2012-13.
- (ii). It is ensured that the proposed work does not come in alignment of re-development of Khan Market project.

**9. Legal Implication of the subject/proposal**

NIL

**10. Detail of previous Council Resolution, existing law of Parliament and Assembly on the subject.**

NIL

**11. Comments of Law Department on the subject/project.**

This is PE only and no legal point is involved. However, before taking up this work and calling tender. This should be discussed with Sh. Godbole who is attending the redevelopment of this market and construction of M.S. Parking. It may not go waste if it is to be redeveloped or M.S. Parking provided.

**12. Comments of the Department on the comments of the Law Department.**

The Khan Market Redevelopment Plan will not affected the proposed work and M.S. Parking site is entirely different from this proposed work. The proposed work is urgently required and will not be wasted.

**13. Certificate by the Department that while processing the case, all guidelines of the CPWD Manual have been followed.**

Certified that all guidelines of CVC has been followed during tendering.

**14. Recommendations**

The case is placed before the Council for consideration and

- (a) To Accord of Administrative Approval and Expenditure Sanction for Rs.1,75,64,600/- for the work of "Sub: - S/R of roads in NDMC area. SH: -Providing mastic surface on road surface in Khan Market.
- (b) To initiate further action in anticipation of confirmation of minutes of the Council Meeting.

**15. Draft Resolution**

Resolved by the Council that the proposal to accord of Administrative Approval and Expenditure Sanction for Rs.1,75,64,600/- for the work of "Sub: - S/R of roads in NDMC area. SH: -Providing mastic surface on road surface in Khan Market area and to initiate further action in anticipation of approval of minutes of Council meeting.

**COUNCIL'S DECISION**



**ITEM NO.****1. Name of Project: - Rehabilitation of old sewer.**

Sub-Head. Desilting and rehabilitation of 1100 mm & 1200 mm dia sewer line at Ashoka Road from Nirvachan Sadan to C Hexagon.

(Preliminary Estimate Thereof).

**2. Name of the Department concerned :** Civil Engineering, Public Health Circle, Sewer Project Division.**3. Brief History of the Project:**

The Preliminary estimate amounting to Rs 7,87,53,000/- has been framed to cover the cost of desilting and rehabilitation of the existing sewer line from Nirvachan Sadan to C-Hexagon at Ashoka Road. The existing sewer line was laid in 1977 by laying NP2 class RCC pipe from Bhai Veer Singh Marg via Gole Dakkhanna Nirwachan Sadan to C-Hexagon being it outfall into 84 inch dia brick barrel running along C-Hexagon and out lived its life. The up stream portion of this sewer line from Bhaiveer Singh Marg to Gole Dakkhanna to Nirwachan Sadan has been recently rehabilitated by CIPP technology. This proposal is for rest of downstream portion of this remaining sewer line. Due to formation of cavities the sewer line was collapse during Mansoon season on August 16, 2010 at roundabout of Ashoka Road and Mansingh Road near Andhra Bhawan. This created an emergency situation and temporary arrangements were made to make through the road. To avoid any future emergency a permanent solution of the problem is being sought by rehabilitation the old and out lived sewer line by CIPP technology. Therefore, the rehabilitation of the line is proposed to be taken up with CIPP technology after recommendation of consultant IIT Delhi who was appointed to study the sewerage network in NDMC area. A technical subcommittee was formed to evaluate the existing condition of existing sewer line, finally the subcommittee was of the view that this sewer line may be rehabilitated from NIrwacha sadan to C-Hexagon at Ashoka Road.

The propose sewer line 1864 m running from Nirwachan Sadan to C-Hexagon at Ashoka Road and the sewage flowing thorough this sewer line further discharge into trunk sewer of dia 2200 mm dia for its final disposal.

**4. Detailed Proposal on the project:**

The proposal contained for the rehabilitation in a length of 1864 metres of dia 1100 & 1200 mm sewer line including desilting. The technology to be used shall be CIPP liner which is considered most suitable and recommended by IIT Delhi.

**5. Financial Implications of the proposed project :**

There exists a budget provision of 2.00 lakhs under RE for year 2011-12 and Rs 75 lakhs under BE for year 2012-13 under head 52.412.40.4.20.1.116 at page no. 359 of budget book 2012-13 Vol.2. The total length proposed for desilting and rehabilitation 1864 m

**6. Implementation Schedule with Timeliness for each stage including Internal Processing:**

After approval, the implementation schedule will be as under:-

Technical sanction/DE	06 weeks.
Preparation and approval of draft NIT	06 weeks.
Call of tenders	08 weeks
Award of work	04 months.
The execution of works	12 months.

**7. Comments of the Finance Department on the Project:**

The Finance department has concurred the proposal of the department vide Dy. No 2136 dt 15.11.2011 and further vide diary no. 95 dt. 12.01.2012 the finance dept. advised to process the case by updating the budget provision as per RE 2011-12 and also mentioning the length of proposed for desilting and rehabilitation.

**8. Comments of the Department on Comments of Finance Department:**

The department has added the DPR and brought on record the recommendations of technical subcommittee as per requirement of finance department.

The budget provision as per revised estimate 2011-12 has been modified in draft agendum at Serial no. -05 and the length of the proposed sewer line incorporated.

**9. Final views of Finance Department:**

Finance department concurred the proposal vide diary no 671 dt. 15.03.2012.

**10. Legal Implication of the Project:**

--Nil--

**11. Details of previous Council Resolutions. Existing Law of Parliament and Assembly on the subject:**

--Nil--

**12. Comments of the Law Department on the subject / project:**

It has no legal issue.

**13. Comments of Department on comments of Law Department:**

--Nil--

**14. Final view of Law Department: ( Whenever necessary)**

--Nil--

**15. Certificate that all Central Vigilance Commission's (CVC) guidelines have been followed while processing the case.**

It is certified that all the CVC guidelines have been followed.

**16. Recommendations:**

The case is laid before the council for the consideration and accord of A/A&E/S for an amount of Rs.7,87,53,000/- for the work of "Rehabilitation of old sewer. SH:-Desilting and rehabilitation of 1100 mm & 1200 mm dia sewer line at Ashoka Road from Nirvachan Sadan to C Hexagon."

**COUNCIL'S DECISION**

**ITEM NO.****1. Name of Subject / Project :-**

**Sub :- Improvement to Palika Avas Housing Complex, Sarojini Nagar.**  
**SH :- Improvement of Palika Avas Housing Complex, Sarojini Nagar with grit wash plaster using marble chips of different colours.**

**2. Name of the Department/ Department concerned: -Civil Engineering Department****3. Brief history of the subject / project :-**

Palika Avas Housing Complex comprising of 143 dwelling units of type-II flats was constructed in 1988. During the passage of time day to day maintenance works were carried out but no major rehabilitation work was carried out in the complex except internal improvement work which has been completed recently. It is an asset of the council and its up-keep and maintenance is the function of the council. Keeping this in view and the fact that it requires extensive repair work, the matter has been taken up to get the outer façade of the complex with grit wash plaster done as has been done in other complexes of NDMC. This will improve structural strength of the building.

**4. Detailed proposal on the subject /project:-**

An inspection of the complex was carried out and it was observed that the present condition of the outer exposed brick work of the complex is not good therefore façade restoration is essentially required and accordingly, the DPR for the above proposal was prepared and it was proposed that improvement be considered for façade restoration of Palika Avas Housing Complex, Sarojini Nagar with grit wash plaster using marble chips of different colour. This will give the buildings aesthetic look beside strengthening the external façade.

**5. Financial implications of the proposed projects/subject:-**

A total financial implications of proposal in hand would be Rs. 1,42,60,000/-. There is a budget provision of Rs. 25 Lacs exists under head of a/c 6-412-40-0-43 -102, page -296 of budget book 2012-13, However rest of the budget will be sought in the revised BE-12-13.

**6. Implementation schedule with timeliness for reach stage including internal processing**

- (A) 12 months from the date of award of work.
- (B) Likely timeline for each stage.
  - (i) Preparation of detailed estimate and issue of T.S.15.05.12
  - (ii) Preparation/issue of NIT 15.06.12
  - (iii) Award of work 30.08.12

**7. Comments of the Finance Department on the subject:-**

- 1. It may be clarified whether the existing treatment has outlived its life and the inspection note in respect of inspection made by Sr. officers needs to be added.
- 2. As stated that the proposed work is not including in the sub committee report but as per condition of the restoration work the same needs to be done, specific justification may be brought on record. The deptt. may also bring on record as to when this complex was constructed and if any improvement or special repair work has been carried out in this complex in past. If so when and expenditure incurred thereof.
- 3. Deptt. certify that the proposal in hand is within the norms of NDMC and meant for these types of flats and there is no other economic way to fulfill the requirement.

4. Deptt. also bring on record, whether this type of treatment has been given to other complexes of the NDMC.
5. The estimate has not been signed by CE, the same needs to be signed.
6. The DPR has been signed by all the members but SO (M/H) has signed the same in place of Dir. (MH), require clarification.
7. The work appears to be the work related to plastering which falls under special repairs. The deptt. may bring on record clear position for executing the work under improvement scheme.
8. It may be ensured and certified that the items, quantities and specifications taken in the estimate are based on actual requirement and within approved norms of council.
9. How many flats/ houses are there in palika house housing complex, Sarojini Nagar.

## **8. Comments of departments of on comments of Finance Department**

1. It is certified that the existing treatment, i.e., of exposed brick work has already outlived its life and requires immediate strengthening. Regarding inspection note of senior officers, no specific inspection note was issued; however, team of senior officers inspected the complex on the direction of Chairman, NDMC to attend the request of Resident Welfare Association.
2. As already clarified, the existing condition of the exterior surface requires restoration work and a team of officers decided to carry out the grit wash plaster with marble chips as has been done in other similar complexes of NDMC. The complex was constructed in 1988 and after that no major improvement work has been carried out in respect of façade improvement/ special repair. However, recently internal improvement works such as floor tiles, wall tiles, doors, windows and cupboards etc. were replaced in the year 2011 with the total expenditure of Rs.1.50 crores. No permission from Architect, DUAC, Fire Deptt. or any other agency is required for the proposed work.
3. It is certified that proposal in hand is within the norms of NDMC and meant for these types of flats and economically it fulfills the requirement.
4. It is certified that similar type of treatment has been given in other complexes of NDMC.
5. The estimate has been signed by CE(C) please.
6. SO(MH) has signed the DPR on behalf of Director (MH) as SO(MH) has attended the said meeting due to pre-occupation of other senior officers.
7. The said work is not covered under Special Repair as it is an Improvement work and earlier external surface of exposed brick work which requires restoration and strengthening for which the proposal is put up.
8. It is ensured and certified that the items, quantity and specifications taken in the estimate are based on actual requirement and within the norms and specification as per recommendation of Sub-Committee and executed in similar type of staff quarter.
9. There are 143 flats in PalikaAvas Housing Complex, Sarojini Nagar.

## **9. Final views of Finance Department :-**

Finance department has no objection to the proposal of the deptt. i.e. P.E amounting to Rs.1,42,60,000 (Rupees One crore forty two lakh sixty thousand only ) for the above said work .

## **10. Legal implication of the subject /project :-**

Nil

## **11. Comments of the Law department on the subject / project:-**

It involves an improvement of an asset of the council, which is one of the functions of the Council and has no legal implication.

**12. Comments of the department on the comments of Law departments**

Nil

**13. Final view of Law Department (wherever necessary)**

It involves an improvement of an asset of the council, which is one of the functions of the Council and has no legal implication.

**14. Certification by the department that all central vigilance commission (CVC) guidelines have been followed while processing the case.**

It is certified that all CVC guidelines have been followed.

**15. Recommendations :-**

The case is placed before the Council for Administrative approval and Expenditure sanction for Rs. 1,42,60,000/-. For Improvement of Palika Avas Housing Complex, Sarojini Nagar with grit wash plaster using marble chips of different colours. Permission may also be granted to take further action in anticipation of confirmation of the minutes of the council.

**16. Draft resolution :-**

It is resolved in the council that administrative approval & expenditure sanction is accorded for amounting **Rs. 1,42,60,000/ (Rs. One Crore Forty Two Lac Sixty Thousand Only)**. For Improvement of Palika Avas Housing Complex, Sarojini Nagar with grit wash plaster using marble chips of different colours. Permission is also granted to proceed further in anticipation of confirmation of the minutes of the Council.

**COUNCIL'S DECISION**

**ITEM NO.****1. Name of the subject/project**

Sub.: S/R of roads in NDMC area.

SH: Providing and laying cement concrete service roads in Bharti Nagar.

**2. Name of the Department/departments concerned**

Civil Engineering Department, Road-II Division

**3. Brief history of the subject/project**

- (a) Prime Minister's office vide L.No. 680/50/c/9/2006-ES.I dated 08 Jan.,07 (Annexure 'A' See pages 101-102) while reviewing the issues of civic amenities in Delhi has recorded that the colonies that are to be handed over to NDMC from CPWD are to be listed and municipal functions are to be carried out by NDMC in these colonies as per the report by Ministry of Urban Development.
- (b) Accordingly as per decision taken in the meeting held in 26 Nov.'07 with Secretary (UD) Roads/back lanes and civil structures of parks in 36 colonies have been taken over from CPWD by NDMC and confirmed to Secretary, NDMC D.O. Letter NO. D/27/DH/08 dated 14 Jan.'08 (Annexure 'B' See pages 103-108).
- (c) The roads, lanes and civil structure of parks of Pandara Road Colony and C-I Flats Lodhi Garden area were taken over from CPWD in Dec.'07.
- (d) The roads and back lanes in this colony taken over from CPWD are in a very bad condition and need immediate upgradation of civil work. Accordingly plan for upgradation of this colony roads to concrete road has been prepared and rough cost of upgradation of these colony roads and civil works of parks is about Rs. 120 Crores.

**4. Detailed proposal on the subject / project**

- (i). RMC- M-40
- (ii). RMC- M-10.
- (iii). H.D-20 of 560 mm dia.
- (iv). NP2 class RCC pipe.
- (v). Earth Work.
- (vi). CC 1:5:10/1:2:4/1:3:6.
- (vii). RCC Manhole cover
- (viii). Road gully chamber
- (ix). HDPE pipes
- (x). Making connection
- (xi). Forming groves.
- (xii). S/S reinforcement and RCC

**5. Financial implications of the proposed project/subject**

The financial implications of the proposal works out to Rs.1,32,23,100/-

**6. Implementation schedule with time line for each stage including internal processing**

The schedule of completion of work is Seven months after award of work.

**7. Comments of finance department on the subject with diary No. & date**

Finance Department vide diary No. 91/Finance/R-Civil dated 25.1.2012 has concurred the Preliminary Estimate for Rs. 1,32,23,100/- and they have mentioned that *"As the original estimate has been stated misplaced, the department ensuring that scope of the work is the same as sanctioned in the original P.E may process revised PE amounting to Rs. 1,32,23,100/- as checked by Planning for approval of the competent authority also bringing on record whether the original estimate has been traced or not. The department may ensure availability of fund"*.

**8. Comments of the department on the comments of Finance Department**

- (i). The scope of work is the same as sanctioned in the original P.E.
- (ii). The misplaced file was traced but not found.
- (iii). It is ensure that necessary fund is available in budget book 2012-13 vide scheme No. ST-X-319/Scheme No. 32.11 for Rs. 5,00,000/- in R.E & Rs. 100 lacs in B.E 2012-13 under G.1.3 (4124002)

**9. Legal Implication of the subject/proposal**

No Legal Issue.

**10. Detail of previous Council Resolution, existing law of Parliament and Assembly on the subject.**

PE for the work amounting to Rs.1,09,07,800/- approved vide Reso No. 09 (A-04) dated 1.4.2010.

**11. Comments of Law Department on the subject/project.**

It has no legal issue.

**12. Comments of the Department on the comments of the Law Department.**

Nil.



**13. Certificate by the Department that while processing the case, all guidelines of the CPWD Manual have been followed.**

Certified that all guidelines of CVC have been followed during tendering.

**14. Recommendations**

The case is placed before the council for consideration and

(a) Accord of Revised Administrative Approval and Expenditure Sanction for Rs.1,32,23,100/- for the work of "Sub: -S/R of roads in NDMC area during 2009-10.

SH: Providing and laying cement concrete service roads in Bharti Nagar.

(d) To initiate further action in anticipation of confirmation of minutes of the Council Meeting.

**15. Draft Resolution**

Resolved by the Council that the proposal to accord of Revised Administrative Approval and Expenditure Sanction for Rs.1,32,23,100/- for the work of "Sub: -S/R of roads in NDMC area during 2009-10. SH: Providing and laying cement concrete service roads in Bharti Nagar and to initiate further action in anticipation of approval of minutes of Council meeting.

**COUNCIL'S DECISION**

**ITEM NO.****1. Name of the subject/ project**

Sub: Improvement & up gradation of colony roads, back lanes taken over from CPWD in Sarojini Nagar (Part-I)

**2. Name of the Department**

Civil Engineering Department, Road Division-III

**3. Brief history of the subject/ project**

- (a) The case was discussed in Special Council meeting on 03 Sep.'09. It was resolved by the council that work may be taken up by NDMC itself, out of its own funds & necessary provisions to be made in Budget 2010-11. **(Annexure-I).**
- (b) The roads & back lanes in these colonies taken over from CPWD are in a dilapidated condition & need immediate repairs/ up gradation. Accordingly a comprehensive plan for up gradation of these colony roads to concrete roads along with improvement of civil works of parks was prepared & approved by council through various resolutions.
- (c) The request for sending formal communication to NDMC for transfer of public streets maintained by them was sent to Director General (Works), CPWD on 15 Sep.'09. **(Annexure-II).**
- (d) A meeting was held under the Chairmanship of Hon'ble Chief Minister on 14.03.12 regarding issues related to maintenance work in NDMC area & minutes of the meeting was issued Vide No. CMO/OSP2/2012/119-130 where Chief Engineer, NDZ-III, CPWD informed that CPWD is finalizing Redevelopment Plan in some Govt. Colonies. It was, however, agreed that this redevelopment plan may take 5-6 years to finalize/implement, therefore, internal roads may be taken up by NDMC for maintenance purposes. CPWD would formally handover all other roads for maintenance, other than Kidwai Nagar. **(Annexure-III).**
- (e) Based on earlier decision of Council on 03 Sep.'09 & 30Sep.'09, tender for the work were invited. In the first call of tender technical bid was opened on 23.07.2010. After evolution of technical bid it was found that only single bidder is eligible for opening of financial bid. The tender was rejected for want of better competition .

The tender was recalled for second time and during the pre bid meeting of the second call of tender, certain modifications were sought by the participants which were agreed upon. The NIT was accordingly modified and approved by the Competent Authority. However in the meantime approval of chairperson was obtained for splitting up the NIT into two parts( i.e Part –I & II ) for better competition in tender and accordingly the second call of tender was abandoned.

In the 3<sup>rd</sup> call of tender through e-tendering system with the date of opening as 20.01.2012 Seven tender were received the detail of which are as follows:-

S.No	Name	Estimated Cost	Tendered Amount	Rates Quoted	Remarks
1.	M/S Atcon India Ltd.	Rs. 103034744/-	Rs. 97449702/-	5.42% below	L-I
2.	M/S Raunak Const.	- Do -	Rs. 103033191/-	0.001% below	L-II
3.	M/s. C P Arora cons. Co. Pvt. Ltd.	- Do -	Rs. 108039916/-	4.86% above	L-III
4.	M/s Satya Prakash & brothers Pvt. Ltd.	- Do -	Rs. 108700042/-	5.50% above.	
5.	M/s. Dinesh Chandra R. Agrawal Infracon Pvt. Ltd.	- Do -	Rs. 108798581/-	5.59% above.	
6.	M/s. Swastic const. Co.	- Do -	Rs. 108838232/-	5.63% above.	
7.	M/s Gawar const. Co.	- Do -	Rs. 122158869/-	18.56% above.	

(f) M/s. Atcon India Ltd. Is the lowest bidder at 5.42% below the estimate cost of Rs. 103034744/- against the justification 10.14% above the estimate cost with the tendered amount of Rs. 97449702/-

(g) The rates quoted by the lowest bidder after scrutiny by planning have been found to be reasonable and recommended for acceptance by the council.

(h) The finance department has concurred the proposal for awarded of work to lowest bidder i.e. M/s. Atcon India Ltd. At their quoted rate @ 5.42% below the estimated cost.

(i) The validity of tender is up to 19.04.2012.

#### 4. Detailed Proposal of the subject/ Project

- HDPE pipe ducts for laying of Elect. / Communication cables.
- Precast RCC pipe 300mm dia for drainage.
- Ready mix concrete M-10 & M-40.
- Precast RCC manhole covers, gully grating, manhole and RCC works.
- Disposal of generated Malba/ Surplus earth

#### 5. Financial Implication of the proposed project / Subject

The financial implications of the proposed work is Rs. 9,74,49,702/-.

#### 6. Implementation schedule with timelessness for each stage including internal processing.

The scheduled time for completion of project is fifteen months after award of work.

## **7. Comments of the Finance Department of the Subject.**

Finance department offered the following comments vide diary no. FA-480/Finance/R-Civil/07.03.12.

1. As per record, definition of similar work has been modified after prebid for which corrigendum has been stated issued by the department, it may be ensured that publicity was given to the corrigendum. Further, department may also explain the reasons, why the need was arisen to issue the Corrigendum on this issue when the tender has already floated through e-procurement solutions on 30.12.2011
2. Certification that due publicity has been given to tender & advertisement have been made as per NDMC approved policy. Copy of the Newspaper cutting may be placed on record.
3. As the tender value is 16.73% below the justified cost, department may ensure & certify that rates of L-1 firm are workable and in close proximity of rates of similar nature of works.
4. Department may certify that justification has been prepared having regard to the provision of CPWD Works manual including OM dated 08.06.2009 of CPWD.
5. As proposed work falls in the CPWD colonies, the deptt. may ensure and bring on record the action taken on CPWD's reference dated 01.01.2010 reg. that the proposed work will not fall in the alignment of Master Plan under finalization

## **8. Comments of the Department on comments of Finance Department.**

1. In response to a query raised by the attending bidders during the pre bid meeting of Part-II tender, it was agreed that part of the clause 10B which deals with secured advance may be restored as far as secured advance is concerned. However, mobilization advance shall remain deleted. Further it is also decided that in the NIT the work of RMC in bridges shall be considered for the purpose of similar works as bridges form part of the road work. However, in the performance certificate, the work of RMC should separately be certified by the issuing authority. The Corrigendum was published on the web site well before the opening of tenders.
2. Certified that the due publicity has been given to tender and advertisements have been made as per NDMC approved policy. Copy of press cutting placed at P 353/C.
3. It is certified that the rates of L-I firm are workable.
4. It is certified that the justification has been prepared having regard of provisions of CPWD work manual including OM 08.06.09 of CPWD. The condition of these roads being bad the council had already resolved to carry out improvement & upgradation of these colony roads through NDMC funds.
5. It has been ensured that the instant work has no confrontation with regard to CPWD's reference dated 01.01.10/master plan under finalization.

## **9. Final views of Finance Department.**

This is the third call and rates of L-1 firm are 14.13% below the justified cost. FD has no objection to the proposal of the department to award the work to L-1 firm, i.e. M/s. Atcon India Ltd amounting to Rs.9,74,49,702.00/- i.e. 5.42% below the Estimated Cost of

Rs.10,30,34,744.00/- against the justification of 10.14% above EC duly checked y planning at P-128/N. by diary no. 660/Finance/R-Civil/ 19.03.12.

**10. Legal implication of the subject/ project.**

No legal implications involved.

**11. Details of previous council resolution existing law of Parliament and Assembly on the subject.**

- (a) Council vide special meeting No. 06/2009-10 held on 03 Sep.'09 has resolved that work may be taken up by NDMC itself out of its own funds.
- (b) Administrative Approval and Expenditure Sanction for Rs.21,47,29,000/- was accorded by council vide item no. 06(A-148) in its meeting held on 25.02.2010.

**12. Comments of the department on the comments of the law department.**

NIL

**13. Final view of law Department ( wherever necessary)**

It has no legal issue.

**14. Certificate that all Central Vigilance Commission's (CVC) guidelines have been followed while processing the case.**

Certified that all necessary CVC guidelines have been followed during the tendering process.

**15. Recommendations.**

The case is placed before the council for consideration and according:-

- (a) Approval to carry out the subject work out of NDMC funds in view of severe hardships faced by residents of the area in the line with its earlier decision taken on 03 Sep.'09 & supersession of its earlier decision of carrying out these works in anticipation of vesting roads/ parks with council taken on 30 Sep.'09.
- (b) (b) Approval for acceptance of the lowest offer of M/S Atcon India Ltd. @ 5.42% below the estimated cost of Rs. 10,30,34,744/- against the justification of 10.14% with tendered amount of Rs. 9,74,49,702/- for the work 'Improvement & up gradation of colony roads, back lanes taken over from CPWD in Sarojini Nagar (Part-I)'.

**16. Draft Resolution :**

Resolved by the Council to accord:-

- (a) Approval to carry out the subject work out of NDMC funds in view of severe hardships faced by residents of the area in the line with its earlier decision taken on 03 Sep.'09 & supersession of its earlier decision of carrying out these works in anticipation of vesting roads/ parks with council taken on 30 Sep.'09.
- (b) Approval for acceptance of the lowest offer of M/s. Atcon India Ltd. of Rs. 9,74,49,702/- which is 5.42% below the estimated cost of Rs. 10,30,34,744/- and 14.13% below the justified cost for the work 'Improvement & upgradation of colony roads, back lanes taken over from CPWD in Sarojini Nagar (Part-I)'. The justification has been worked out 10.14% above the estimated cost.

It was also resolved that the further actions may be taken by the department in anticipation to the confirmation of minutes by the council.

**COUNCIL'S DECISION**

**Annexure 8 pages**















**Annexure ends**



**ITEM NO.****1. Name of the subject/ project**

Sub: Improvement & up gradation of colony roads, back lanes taken over from CPWD in Sarojini Nagar (Part-II)

**2. Name of the Department**

Civil Engineering Department, Road Division-III

**3. Brief history of the subject/ project**

- (a) The case was discussed in Special Council meeting on 03 Sep.'09. It was resolved by the council that work may be taken up by NDMC itself, out of its own funds & necessary provisions to be made in Budget 2010-11. **(Annexure-I).**
- (b) The roads & back lanes in these colonies taken over from CPWD are in a dilapidated condition & need immediate repairs/ up gradation. Accordingly a comprehensive plan for up gradation of these colony roads to concrete roads along with improvement of civil works of parks was prepared & approved by council through various resolutions.
- (c) The request for sending formal communication to NDMC for transfer of public streets maintained by them was sent to Director General (Works), CPWD on 15 Sep.'09. **(Annexure-II).**
- (d) A meeting was held under the Chairmanship of Hon'ble Chief Minister on 14.03.12 regarding issues related to maintenance work in NDMC area & minutes of the meeting was issued Vide No. CMO/OSP2/2012/119-130 where Chief Engineer, NDZ-III, CPWD informed that CPWD is finalizing Redevelopment Plan in some Govt. Colonies. It was, however, agreed that this redevelopment plan may take 5-6 years to finalize/implement, therefore, internal roads may be taken up by NDMC for maintenance purposes. CPWD would formally handover all other roads for maintenance, other than Kidwai Nagar. **(Annexure-III).**
- (e) Based on earlier decision of Council on 03 Sep.'09 & 30Sep.'09, tender for the work were invited. In the first call of tender technical bid was opened on 23.07.2010. After evolution of technical bid it was found that only single bidder is eligible for opening of financial bid. The tender was rejected for want of better competition .

The tender was recalled for second time and during the pre bid meeting of the second call of tender, certain modifications were sought by the participants which were agreed upon. The NIT was accordingly modified and approved by the Competent Authority. However in the meantime approval of chairperson was obtained for splitting up the NIT into two parts( i.e. Part –I & II ) for better competition in tender and accordingly the second call of tender was abandoned.

In the 3<sup>rd</sup> call of tender through e-tendering system with the date of opening as 27.01.2012 Seven tender were received the detail of which are as follows:-



S.No	Name	Estimated Cost	Tendered Amount	Rates Quoted	Remarks
1.	M/S Atcon India Ltd.	Rs.103034744/-	Rs.9,68,44,693/-	6.01% below	L-I
2.	M/s Satya Prakash & brothers Pvt. Ltd.	- Do -	Rs.10,24,79,442/-	0.54% below.	L-II
3.	M/s. Dinesh Chandra R. Agrawal Infracon Pvt. Ltd.	- Do -	Rs.10,85,43,134/-	5.35% above.	L-III

- (f) M/s. Atcon India Ltd. Is the lowest bidder at 6.01% below the estimate cost of Rs. 103034744/- against the justification 10.14% above the estimate cost with the tendered amount of Rs. 96844693/-. The firm fulfilling the bidding capacity after considering the work yet to be awarded for part- 1 of Sarojini Nagar area being same agency.
- (g) The rates quoted by the lowest bidder after scrutiny by planning have been found to be reasonable and recommended for acceptance by the council.
- (h) The finance department has concurred the proposal for awarded of work to lowest bidder i.e. M/s. Atcon India Ltd. At their quoted rate @ 6.01% below the estimated cost.
- (i) The validity of tender is up to 26.04.2012.

#### **(4) Detailed Proposal of the subject/ Project**

- HDPE pipe ducts for laying of Elect. / Communication cables along with duct chamber.
- Precast RCC pipe 300mm dia for drainage along with gully grating and manholes.
- Ready mix concrete M-10 & M-40 to be laid on roads.
- Precast RCC manhole covers, RCC works in manhole and duct chambers.
- Disposal of generated Malba/ Surplus earth.

#### **(5) Financial Implication of the proposed project / Subject**

The financial implications of the proposed work of Rs. 9,68,44,693/-.

#### **(6) Implementation schedule with timelessness for each stage including internal processing.**

The scheduled time for completion of project is fifteen months after award of work.

**(7) Comments of the Finance Department on the subject.**

Finance department offered the following comments vide diary no. FA-596/R-CE(C-I)/16.03.2012

1. As per record, definition of similar work has been modified for which corrigendum has been stated issued by the department, department may bring on record how many corrigendum was issued along with the contents of the corrigendum. It may be ensured that publicity was given to the corrigendum. Further, department may also explain the reasons, why the need was arisen to issue the Corrigendum on this issue when the tender has already floated through e-procurement solutions on 30.12.2011.
2. Certification that due publicity has been given to tender & advertisements have been made as per NDMC approved policy. Copy of the Newspaper cutting may be placed on record.
3. Justification has been worked out as 10.14% above EC for this work while in another tender of similar work i.e. Improvement & up gradation of colony roads, back lanes taken over from CPWD in Sarojini Nagar (Part-II), justification was worked out 13.58% above EC, the reasons may be brought on record for difference in the justification when the work are similar in nature.
4. Department may ensure & certify that rates of L01 firm are workable and in close proximity of rates of similar nature of works.
5. Department may certify that justification has been prepared having regard to the provisions of CPWD works manual including OM dated 08.06.2009 of CPWD.
6. Copy of resolution of A/A & E/S may also/be places on record.
7. As the proposed work falls in the CPWD Colonies, the department may ensure and bring on record the action taken on CPWD's reference dated 01.01.2010 regarding that the proposed work will not fall in the alignment of Master Plan under finalization.

**(8) Comments of the Department on comments of Finance Department**

1. In response to a query raised by the attending bidders during the pre bid meeting of Part-II tender, it was agreed that part of the clause 10B which deals with secured advance may be restored as far as secured advance is concerned. However, mobilization advance shall remain deleted. Further it is also decided that in the NIT the work of RMC in bridges shall be considered for the purpose of similar works as bridges form part of the road work. However, in the performance certificate, the work of RMC should separately be certified by the issuing authority. The Corrigendum was published on the web site well before the opening of tenders. Only one corrigendum has been issued.
2. Certified that the due publicity has been given to tender and advertisements have been made as per NDMC approved policy. Copy of press cutting placed at P-1/C.
3. The Justification has been modified by deducting the 12.05% excise on item of readymixed concrete and adding the 2% VAT as well as 1% Cess as applicable. The justification work out to 10.14% above the E.C. which is similar as in the case of improvement to and upgradation of colony roads, back lanes taken over from CPWD in Sarojini Nagar (Part-II).

4. It is certified that the rates of L-I firm are workable. The rates are in close proximity of the similar nature of work which are in progress in NDMC area in other cases.
5. It is certified that the justification has been prepared having regard of provisions of CPWD work manual including OM 08.06.09 of CPWD.
6. Copy of resolution of A/A & E/S is enclosed Flag A.
7. The roads & back lanes in these colonies taken over from CPWD are in a dilapidated condition and the residents are suffering badly therefore need immediate repairs / upgradation of the roads. Accordingly a comprehensive plan for upgradation of these colony roads to concrete roads alongwith improvement of civil works of parks was prepared and approved by Council for all the colonies taken over from CPWD taken through various resolutions and including improvement to roads and drainage system in Sarojini Nagar area vide resolution no. 06A 148 dated 25.02.10 for 21,47,29,000/- . The case was also discussed in Special Council meeting on 03 Sep 09. It was resolved by the Council that work may be taken up by NDMC itself out of its own funds & necessary provisions were made in Budget. The similar works are been carried out / in progress by NDMC in Netaji Nagar , Narouji Nagar , Laxmi Bai Nagar, East & West Kidwai Nagar, Moti Bagh & DIZ area. It is further ensured that the instant work has no confrontation with regard to CPWD dt. 01.01.10 that the CPWD's colonies i.e. Sarojini Nagar colony fall in alignment of the master plan under finalization. As no communication has been received from U D Ministry/CPWD up to till date.

**(9) Final views of Finance Department.**

This is the third call and FD has no objection to the proposal of the department to award the work to L-1 firm i.e. M/s. Atcon India Ltd. At their quoted rates amounting to Rs. 9,68,44,693.00/- i.e. 6.01% below the EC of Rs. 10,30,34,744.00/- and 14.66% below the justified cost, whereas the justification being 10.14% above EC as also checked by Planning at Page-31 & 31/N. vide diary no. 706/R-Civil/ 19.03.12

**(10) Legal implication of the subject/ project.**

No legal implications involved.

**(11) Details of previous council resolution existing law of Parliament and Assembly on the subject.**

- (a) Council vide special meeting No. 06/2009-10 held on 03 Sep.'09 has resolved that work may be taken up by NDMC itself out of its own funds.
- (b) Administrative Approval and Expenditure Sanction for Rs.21,47,29,000/- was accorded by council vide item no. 06(A-148) in its meeting held on 25.02.2010.

**(12) Comments of the department on the comments of the law department.**

NIL

**(13) Final view of law Department ( wherever necessary)**

It has no legal issue.

**(14) Certificate that all Central Vigilance Commission's (CVC) guidelines have been followed while processing the case.**

Certified that all necessary CVC guidelines have been followed during the tendering process.

**(15) Recommendations.**

The case is placed before the council for consideration and according:-

- (a) Approval to carry out the subject work out of NDMC funds in view of severe hardships faced by residents of the area in the line with its earlier decision taken on 03 Sep.'09 & supersession of its earlier decision of carrying out these works in anticipation of vesting roads/ parks with council taken on 30 Sep.'09.
- (b) Approval for acceptance of the lowest offer of M/S Atcon India Ltd. @ 6.01% below the estimated cost of Rs. 10,30,34,744/- against the justification of 10.14% with tendered amount of Rs. 9,68,44,693/- for the work 'Improvement & up gradation of colony roads, back lanes taken over from CPWD in Sarojini Nagar (Part-II)'.

**(16) Draft Resolution :**

Resolved by the Council to accord:-

- (a) Approval to carry out the subject work out of NDMC funds in view of severe hardships faced by residents of the area in the line with its earlier decision taken on 03 Sep.'09 & supersession of its earlier decision of carrying out these works in anticipation of vesting roads/ parks with council taken on 30 Sep.'09.
- (b) Approval for acceptance of the lowest offer of M/s. Atcon India Ltd. of Rs. 9,68,44,693/- which is 6.01% below the estimated cost of Rs.10,30,34,744/- and 14.66% below the justified cost of the work 'Improvement & up gradation of colony roads, back lanes taken over from CPWD in Sarojini Nagar (Part-II)'. The justification has been worked out 10.14% above the estimated cost.

It is further resolved that the further actions may be taken by the department in anticipation to the confirmation of minutes by the council.

**COUNCIL'S DECISION**

**ANNEXURE 10 PAGES**



















**ANNEXURE ENDS**

**ITEM NO.****1. NAME OF SUBJECT/PROJECT**

Redevelopment of Community Centre at Babar Road.

**2. NAME OF THE DEPARTMENT/DEPARTMENT CONCERNED**

Civil Engineering Department (BM-PK)

**3. BRIEF HISTORY OF THE SUBJECT/PROJECT**

The Community Centre at Babar Road had been constructed during 1972 by NDMC. This building is double story (ground floor and first floor) having a big hall and lobby at ground floor, Gymnasium and Library at first floor beside the Senior Citizen Centre. This is used by the residents of the area for their cultural and other functions. Since the condition of floors toilets, kitchen, stair case, and external fascia are not satisfactory, case for its renovation consequent to the visit/ inspection has been proposed on the lines of redevelopment work of Community Centre at Golf Link, JorBagh and Malcha Marg. The Resident Welfare Association of Babar Road has also requested for its renovation and improvement. Accordingly, the CA branch was requested to prepare the drawings for its improvement and renovation after inspection of said Community Centre. Thereafter the CA branch prepared the preliminary architectural drawings for the preparation of preliminary estimate. Accordingly the preliminary estimate amounting to Rs. 2,31,20,000/- was prepared and consequently the A/A & E/S accorded by Council vide its resolution No 05(A-10) dt.26.06.2011 for Rs.2,31,20,000/-

**4. DETAILED PROPOSAL ON THE SUBJECT/PROJECT:**

Major items covered in the estimate are as under:

**(A) Civil Works:-**

1. Construction of new staircases.
2. Providing and fixing earthen silicon coated cladding of brick tiles on facade.
3. Aluminum windows with powder coating.
4. Vitrified floor tiles, ceramic and granite wall tiles in toilets and hall.
5. Granite stone flooring in corridor/lobby/staircase/toilets.
6. Wooden flooring in Gymnasium.
7. Stainless steel hand rail on ramp and staircase.
8. M.S. Spiral staircase
9. Renovation of toilets and Kitchen.

**(B) Electrical works, fire fighting system and Horticulture work**

Internal electrification. fire fighting system and horticulture works have also been considered.

The preliminary estimate amounting to Rs.2,31,20,000/- approved by the council and A/A & E/S was accorded for the same vide council resolution no. 05(A-10) dated 26.06.2011 **(Annexure-I)**.

Accordingly, the tenders were invited through e-tendering after completing the codal formalities. The tenders were received & opened on 22.02.2012. Two tenders were received and both were found eligible and thus financial bid of two agencies were opened, the details of tenders are as under:

Sr. No.	Name of Agency	Tender Amount in Rs.	Percentage	Remarks
1	M/s R.K.Jain& Sons Hospitality service Pvt Ltd	1,55,28,611/-	4.69% below	L1
2	M/s India Guniting Corporation Honer (Arvinder Pal Singh)	1,75,11,462/-	7.46% above	L2

The justification has been prepared and checked by planning division as 4.35% below the estimated cost of Rs. 1,62,94,112/-. The tendered amount of lowest tenderer is Rs.1,55,28,611/- which is 4.69% below the estimated cost. The tendered amount of lowest tenderer is 0.36% below the justified cost.

#### **5. FINANCIAL IMPLICATIONS OF THE PROPOSED SUBJECT/PROJECT**

The tendered amount is Rs. 1,55,28,611/-. The expenditure shall be charged to Budget Head of Account 412.40.0.27, S. No. 55 at page 366, budget book 2012-13 for community Centre at Babar Road.

#### **6. IMPLEMENTATION SCHEDULE WITH TIMELINESS FOR REACH STAGES INCLUDING INTERNAL PROCESSING**

Twelve (12) months from the award of the work.

#### **7. COMMENTS OF THE FINANCE DEPARTMENT ON THE SUBJECT:**

Keeping in view the information now brought on record, FD has no objection to the proposal of the deptt. for acceptance of tender of L-1, M/s R.K Jain & Sons Hospitality Service Pvt. Ltd. at their quoted rates amounting to Rs.1,55,28,611.00 (Rupees One core fifty five lac twenty eight thousand six hundred eleven only) i.e. 4.69% below the EC of Rs.1,62,94,112.00 against the justified rates worked out as 4.35% below the EC making the tendered amount 0.36% below the justified rates. However, the deptt. is advised not to sign the contract/award the said work till the structural safety of the building is confirmed from the approved agencies as directed by the Council in its decision/resolution dated 26.06.2011 while approving the A/A & E/S.

#### **8. COMMENTS OF THE DEPARTMENT ON THE COMMENTS OF FINANCE DEPARTTMENT:**

The job for checking structural stability of the building has been entrusted to M/S Jaitely Associates and the report is likely to be submitted shortly. Work will be awarded only after ascertaining the structural stability of the building.



**9.FINAL VIEWS OF FINANCE DEPARTMENT:**

Finance Department has concurred in the proposal vide their diary no 711/Finance/R/Civil dated 21.03.2012

**10. LEGAL IMPLICATION OF THE PROJECT/SUBJECT:**

NIL

**11. DETAILS OF THE PREVIOUS COUNCIL'S RESOLUTION, EXISTING LAWS OF PARLIAMENT AND ASSEMBLY ON THIS SUBJECT:**

Administrative approval and expenditure sanction accorded by the Council vide Resolution no. 05(A-10) dated 26.06.2011 for Rs.2,31,20,000/-.

**12.COMMENTS OF THE LAW DEPARTMENT ON THE SUBJECT/PROJECT:**

NIL

**13. COMMENTS OF THE DEPARTMENT ON THE COMMENTS OF LAW DEPARTMENT:**

NIL

**14. FINAL VIEWS OF LAW DEPARTMENT (WHEREVER NECESSARY):**

NIL

**15. CERTIFICATION BY THE DEPARTMENT THAT ALL CVC GUIDELINES HAD BEEN FOLLOWED, WHILE PROCESSING THE CASE:**

Certified that CVC guidelines have been followed while processing the case.

**16. RECOMMENDATIONS:**

The case is placed before the council for acceptance of the lowest offer of M/s R.K. Jain & Sons Hospitality Service Pvt. Ltd. With tendered amount of Rs.1,55,28,611/- for the work; "Redevelopment of Community Centre at Babar Road" which is 4.69% below the estimated cost of Rs.1,62,94,112/-. The tendered amount by the lowest tenderer is 0.36% below the justified cost. Permission may also be given for taking further action in anticipation of the confirmation of the minutes of the Council.

**17. DRAFT RESOLUTION:**

Resolved by the council that the work of "Redevelopment of Community Centre at Babar Road" be awarded to the lowest tenderer M/S R.K. Jain & Sons Hospitality Service Pvt. Ltd. at their tendered amount of Rs.1,55,28,611/- (Rupees One crore fifty five lacs twenty eight thousands six hundred eleven only) which is 4.69% below the estimate cost of Rs.1,62,94,112/- and 0.36% below the justified cost. Permission is also granted for taking further action in anticipation of confirmation of the minutes of the Council.

**COUNCIL DECISION**



**ANNEXURE -I****ITEM NO. 05 (A-10)/29.06.2011****1. NAME OF SUBJECT:**

Redevelopment of Community Centre at Babar Road.

**2. NAME OF THE DEPARTMENT:**

Civil Engineering Department (BM-PK)

**3. BRIEF HISTORY OF THE PROJECT:**

The Community Centre at Babar Road had been constructed during 1972 by NDMC. This building is double storey (ground floor and first floor) having a big hall and lobby at ground floor, Gymnasium and Library at first floor beside the Senior Citizen Centre. This is used by the residents of the area for their cultural and other functions. Since the condition of floors toilet and kitchen, stair case, external fascia are not satisfactory, case for its renovation consequent to the visit/ inspection of Secretary has been proposed on the lines of redevelopment work of Community Centre at Golf Link, Jor Bagh and Malcha Marg. The Resident Welfare Association of Babar Road has also demanded for its renovation and improvement. Accordingly the CA branch was requested to prepare the drawings for its improvement and renovation after inspection of said Community Centre. Thereafter the CA branch prepared the preliminary architectural drawings and issued for the preparation of preliminary estimate. Accordingly the preliminary estimate amounting to Rs. 2,31,20,000/- has been prepared on the basis of DSR 2007 inclusive of 49 % cost index and 3 % contingencies.

**4. DETAILED PROPOSAL OF THE PROJECT:**

Major items covered in the estimate are as under:

**(A) Civil Works:-**

1. Construction of new staircases.
2. Provision of new lift.
3. Providing and fixing earthen silicon coated cladding of brick tiles on facade.
4. Aluminium windows with powder coating.
5. Vitrified floor tiles, ceramic and granite wall tiles in toilets and hall.
6. Granite stone flooring in corridor/lobby/staircase/toilets.
7. Wooden flooring in Gymnasium.
8. Stainless steel hand rail on ramp and staircase.
9. M.S. Spiral staircase.
10. Renovation of toilets and Kitchen.

**(B) Electrical works: -**

- (a) Internal electrification.
- (b) Passenger lift: capacity 8 persons.

Besides above fire fighting system and horticulture work have also been considered.

**5. FINANCIAL IMPLICATIONS OF THE PROPOSED SUBJECT:**

Accordingly, Preliminary Estimate is framed on the basis of DSR 2007 + 49% cost index amounting to Rs. 2,31,20,000/- which comprises of following works:-

(A)	Civil works	-	Rs. 1, 71, 98,530/-
(B)	Electric works with Fire fighting & Horticulture	-	Rs. 53, 05,285/-
(C)	Contingencies & credit amount	-	Rs. 6, 16,185/-
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Total			Rs. 2, 31, 20,000/-
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**6. IMPLEMENTATION SCHEDULE WITH AND TIME LINES:**

Twelve (12) months from the award of the work.

**7. COMMENTS OF THE FINANCE DEPARTMENT ON THE SUBJECT:**

Finance has concurred the case vide diary No.FA-1190/R-CE(C) dated 22.06.2011 with certain observations. Reply to the observations are recorded on the file and agenda has been seen by Finance Department.

**8. COMMENTS OF THE DEPARTMENT ON THE COMMENTS OF FINANCE DEPARTMENT.**

No comments in view of Finance Deptt comments .

**9. LEGAL IMPLICATION OF THE PROJECT/SUBJECT:**

NIL

**10. DETAILS OF THE PREVIOUS COUNCIL'S RESOLUTION, EXISTING LAWS OF PARLIAMENT AND ASSEMBLY ON THIS SUBJECT:**

NIL.

**11. COMMENTS OF THE LAW DEPARTMENT ON THIS SUBJECT:**

NIL

**12. COMMENTS OF THE DEPARTMENT ON THE COMMENTS OF LAW DEPARTMENT:**

NIL

**13. CERTIFICATION BY THE DEPARTMENT THAT ALL CVC GUIDELINES HAD BEEN FOLLOWED, WHILE PROCESSING THE CASE:**

Certified that CVC guidelines have been followed while processing the case.

**14. RECOMMENDATIONS:**

The case is placed before the Council to accord administrative approval and expenditure sanction to the estimate amounting to Rs. 2,31,20,000/- for the work Redevelopment of Community Centre at Babar Road. Permission be also accorded to take further action in anticipation of confirmation of minutes of Council.

**15. DRAFT RESOLUTION:**

Resolved by the Council that A/A & E/S is accorded to the estimate amounting to Rs. 2, 31, 20,000/- for the work Re-development of Community Centre at Babar Road. Permission is also accorded to take further action in anticipation of confirmation of minutes of Council.

**COUNCIL DECISION**

Resolved by the Council to accord administrative approval and expenditure sanction to the estimate amounting to Rs.2,31,20,000/- for the work of "Re-development of Community Centre at Babar Road" subject to confirmation of Structural Safety of the building by the department from the approved agencies before undertaking the proposed work.

It was also resolved that further action may be taken by the Department in anticipation of confirmation of the minutes by the Council.

**ITEM NO.****1. Name of the subject / project.**

**Subject:- Resurfacing of colony roads, lanes by lanes in R-III division.**

**2. Name of the department**

Civil Engineering Department, Road-III Division.

**3. Brief history of the subject/project.**

- (a) The lanes and by lanes in the colonies under the jurisdiction of R-III division , namely Sarojini Nagar, Netaji Nagar, Nauroji Nagar, East & West Kidwai Nagar & Moti Bagh, have outlived their life and due for resurfacing since October 2011.
- (b) The CRRI was engaged for structural and functional evaluation of these roads and to recommend the remedial and resurfacing treatment needed to improve the present conditions of the roads.
- (c) After receiving the recommendation from CRRI preliminary estimate amounting to Rs.1,68,41,000/- has been framed.
- (d) Preliminary estimate has already been concurred by the finance Department.

**4. Detailed proposal on the subject /project.**

- a) Tack coat with rapid setting bitumen emulsion @ 0.25/kg.sm.
  - b) 30-40mm bituminous concrete using bitumen of 60/70 grade.
  - c) Mastic Asphalt 30mm thick.
  - d) Thermoplastic road marking paint.
- ( relevant MORT & H (2001) specifications shall be adopted).

**5. Financial implications of the proposal**

The financial implications of the proposal works out to Rs. 1,68,41,000/-.

**6. Implementation schedule with timeliness for each stage including internal processing**

- i) T/S of the estimate by 15 April, 2012
- ii) Approval of NIT by 25 April, 2012
- iii) Call of tender by 20 May, 2012
- iv) Finalization of tender by 15 July, 2012
- v) Completion of work by 15<sup>th</sup> December, 2012.

**7. Comments of the Finance Department on the subject.**

**Finance department offered the following comments vide diary no. FA-455/R-Civil/ 07.03.2011.**

1. The total paved area has been mentioned at P-1/N as 35220 sqmt and also shown as 35221.855 at P-5 of the report submitted by CRRRI. While vide item no. 1 and 3 of the estimate the total proposed paved area has been worked out as 41,009.5 sqmt (38716+2293.5). The reasons for such large variation need to be brought on record.
2. Information as to whether all roads/lanes etc taken in the CRRRI report are covered in this estimate or some roads/lanes etc have been added/deleted needs to be brought on record Names and paved area of such roads/lanes needs to be mentioned.
3. CRRRI vide chapter 6 of report has given conclusion and recommendations. The department may bring on record with due clarifications/justification whether the recommendations of CRRRI have been entirely followed while preparing this estimate or some deviations have been entirely followed while preparing this estimate or some deviations have been made, if so, may also be illustrated.
4. It may be clarified if the roads/lanes etc where mastic asphalt has been proposed are covered under recommendation of CRRRI.
5. We could not find recommendation of CRRRI for applying thermoplastic paints as proposed vide item No. 4 of the estimate. As the proposed work is to be carried out in colony roads,/ lanes etc, the department needs to justify financial and technical advantages of applying thermoplastic paint which is costlier over normal road marking paint in the colony roads/lanes etc. along with bringing on record as to what kind of paint is applied on NDMC roads and colony roads at present.
6. As the estimate has been checked for Rs. 1,68,41,000/- by planning and recommended by the department, the project report may also be amended accordingly.
7. Are the proposed colonies roads are those ones which were handed over by CPWD to NDMC or otherwise. If these are the roads handed over to NDMC, the department may bring on record as to what decision has been taken by NDMC for incurring expenditure on those roads.
8. Department may also certify that all the roads, lanes & by lanes proposed for resurfacing have outlived its life span.
9. Certify that estimate has been prepared according to the recommendation of the CRRRI.
10. Department has certified on the bottom of the Abstract of estimate at Page-3/C that the drainage system is in perfect conditions in the roads, lanes, by-lanes which are considered in the estimate, but it appears no provision has been made in the estimate for such works, the same may be clarified.
11. HOA has been proposed under 21-412-40-02, department may specify complete HOA along with budget provision in the relevant head.
12. CE(R) may sign the abstract of estimate.



## **8. Comments of the department on comments of finance department**

1. Total area to be paved in this estimate is 38,071 sqm which includes the mastic asphalt work. The area has been corrected after scrutiny of the case. It is also certified that no road, lane/area has been deleted/added. The area for tack coat item no 1 is  $38072.00 + 644.00 \text{ M}^2$  which comes 38,716.00M<sup>2</sup> and 6.44 M<sup>2</sup> area of tack coat taken for carrying out filling depression work before carrying out resurfacing work. This has been recommended by CRR I vide there report P-33.
2. It is submitted that all roads/lanes taken in CRR I report are covered in this estimate no roads/lanes has been added/deleted.
3. The recommendation of CRR I has been followed in toto, no deviation has been made in the estimate and it has been prepared according to CRR I report.
4. The area only asphalt has been proposed in parking wherein it is difficult to carry out rolling with road rollers to achieve the required density and the CRR I has recommended vide P\_32 & 34/ of the CRR I report.
5. The road markings are on of the very important feature for road safety/ guidance to the traffic on roads. Lanes. In NDMC area now a days the thermoplastic paints are in use for the road markings which is very cheap in long run as the life of the thermoplastic paint in two years and the regular road marking paint has to be renewed at every three months thus hence cost of the labour/paint is required at every three months which will be saved while carrying out thermoplastic paint.
6. The project report has been amended.
7. These are NDMC roads, no road/lanes considered for resurfacing in this estimate has out lived its life.
8. It is certified that all the roads/ lanes considered for resurfacing in this estimate has out lived its life.
9. It is certified that the estimate has been prepared accordingly to the recommendation of the CRR I.
10. The certificate has been recorded w.r.t. drainage system which correct hence. Forth no provision has been made for Imp. Drainage in this estimate.
11. The Budget provision exist vide 412/40/02 F.C. 21 item/No. 33/3.
12. CE(R) has signed the report.

## **9. Final views of Finance Department.**

In view of reply given by the department & certification that all the roads/lanes considered for resurfacing have outlived their life, FD has no objection to the PE amounting to Rs.1,68,41,000/- (Rupees one crore sixty eight lakh forty one thousand only) against the proposed HOA 21-412-40-0-02 vide item no. 33/3 with budget provision of Rs. 22.00 crore vide diary no. 637/ Finance/ R-Civil/19.03.12.

**10. Legal implications of the subject/project.**

No legal implications involved.

**11. Details of previous council resolution existing law of parliament and assembly on the subject.**

Nil.

**12. Comments of Law department on the subject.**

NIL

**13. Comments of the department on the comments of law department**

NIL

**14. Certification by the department that all Central Vigilance Commission (CVC) guidelines have been followed while processing the case.**

Certified that all necessary CVC guidelines will be followed during tendering.

**15. Recommendations.**

The case is placed before the council for consideration and to:-

- a) accord of administrative approval & expenditure sanction for Rs.1,68,41,000/- for the work of " Resurfacing of colony roads, lanes by lanes in R-III division."
- b) To initiate further action in anticipation of confirmation of minutes of the council meeting.

**16. Draft Resolution.**

Resolved by the council to accord,

- (a) Administrative Approval and Expenditure Sanction amounting to Rs.1,68,41,000/- for work of " Resurfacing of colony roads, lanes by lanes in R-III division."
- (b) To initiate further action in anticipation of confirmation of minutes of the council meeting.

**COUNCIL'S DECISION**

**ITEM NO.****1. Name of Subject / Project :-****Sub: - Improvement to Palika Gram Housing Complex, Sarojini Nagar.****SH: - Improvement to toilets, kitchens, flooring and other connected items in flats at Palika Gram Housing Complex.****2. Name of the Department/ Department concerned: - Civil Engineering Department****3. Brief history of the subject / project:-**

The Palika Gram Housing Complex at Sarojini Nagar comprising of 111 Nos type –II flats was constructed in year 2000. Though day to day maintenance works in flats are carried out in the complex but no major improvement / up-gradation works have been done. Existing Cement Concrete floors and plaster etc. inside the toilets need extensive repair. The complex has accordingly been inspected and it was felt prudent to initiate improvement works as have been done in other residential complexes. Besides RWA and residents have time and again been insisting for similar improvements. Keeping this in view and the fact that it requires extensive repair work, it was felt that the improvement works inside the flats be taken up as per approved norms & specifications as has been carried out in other type –II flats of NDMC complexes.

**4. Detailed proposal on the subject / project:-**

An inspection of the complex was carried out and it was observed that the existing Cement Concrete flooring, plaster and flooring in the toilets and cement concrete counter top in kitchen need extensive repair. In addition the open shelves in the room and kitchen are required to be provided with MS shutter. Accordingly, the DPR for the above proposal was prepared and it was proposed that following improvement/up-gradation works are required to be carried out in complex as no major repair / improvement work has been carried out in the complex since 2000.

- (i) Wall tiles in wc bathrooms upto door height - against normal cement plaster
- (ii) Ceramic glazed tile flooring in Rooms toilet and kitchen - against existing CC flooring.
- (iii) Stone slabs in kitchen counter - against existing CC slabs.
- (iv) M.S shutters - against existing open shelves in rooms and kitchen.
- (v) Replacement of cast iron high level cistern with low level PVC cistern and WCs wherever required.

**5. Financial implications of the proposed project/subject:-**

A total financial implications of proposal in hand would be Rs. 1,35,30,000/-.

The budget will be sought in the R.B.E.2012-13 to meet out the expenditure for Rs.1.35 Crore.

**6. Implementation schedule with timeliness for reach stage including internal processing**

**(A)** 12 months from the date of award of work.

**(B)** Likely timeline for each stage.

(a) Preparation of detailed estimate and issue of T.S.15.05.12

- (b) Preparation/issue of NIT 15.06.12
- (c) Award of work 30.09.12

## **7. Comments of the Finance Department on the subject:-**

- a) The scope of work includes repair/ replacement of flooring, plaster, shutter, WC cistern, kitchen sink, pipes etc. such repair/ replacement fall under special repair as per Chapter 4 of maintenance manual. It may be clarified whether any special repairs have been carried out in the complex during last five years and if so, the expenditure incurred on the same may also be brought on record. It may also be clarified as to why the proposed work may not be charged to special repairs.
- b) it may be clarified whether the approval of architect department for carrying out the proposed work is required or otherwise. If yes , the action taken.
- c) The department may ensure and certify that (i) all replaceable items have served prescribed life. (ii) the specifications of the times taken in the estimate are as per approved norms and conforms to the scale of amenities approved for the type of flats in question (iii) due credit for dismantled material has been taken in the P.E and (iv) items and quantities are based on actual requirement.
- d) A report of the Sub Committee constituted for carrying out improvement works in various NDMC Housing Complexes was brought out in the year 2008. The department may clarify if the proposed work was recommended by the Sub Committee. If not, justification for proposed work may be brought on record.
- e) It may also be clarified in the expenditure to the tune of 1.35 Crore is proposed to be met as no provision under the specified budget head has been kept for the current year.
- f) Point 3(v) in DPR has been diagonally crossed and information in r/o point 5 has not been mentioned. The department may bring clear position in DPR as well as on record. The correct estimated cost also needs to be mentioned in DPR.
- g) It may be brought on record, if approval of any other agency like DUAC , fire etc is required to be obtained keeping in consideration the scope of work . If so, then action taken.
- h) The department may bring on record the type and number of flats in the complex proposed for improvement.
- i) As the item of cost index has been struck off in the estimate / the department may relook the same.

## **8. Comments of department on comments of Finance Department**

- a) The item of work which are going to be replaced such as flooring, shutters, cistern etc are for up-gradation of the housing complex as the up-gradation / improvement work is being carried out in view of approved norms by the NDMC. After the construction of these flats no major work has been carried out i.e since 2000. Considering this as an improvement / up-gradation work and not as repair work it is proposed to charge to improvement work not special repair.
- b) No approval of architect department is required for the proposed work as it is a proposal for internal improvement works inside flats.
- c) It is certified / ensured that :- (i) all replaceable items have served prescribed life. (ii) the specifications of the times taken in the estimate are as per approved norms and conforms to the scale of amenities approved for the type of flats in question (iii) due credit for dismantled material has been taken in the P.E and (iv) items and quantities are based on actual requirement

- d) The sub-committee constituted for carrying out the improvement of various Housing Complexes in 2008 submitted its report only for outer façade restoration and structural rehabilitation and not for the internal works. The decision for improvement work was taken after inspection of senior officers as is being carried out in other complexes.
- e) The budget will be sought in the R.B. E.2012-13 to meet out the expenditure for Rs. 1.35 Crore.
- f) The sub-committee appointed for the DPR rejected the provision of concertina coil fencing of the boundary wall of the complex and accordingly same was deleted from the estimate in S.No. 3(v) . The corrected estimated cost has been mentioned in DPR.
- g) In the said proposal no approval of DUAC, Fire or any other agency is to be obtained since it is an internal improvement work.
- h) There are 111 Nos , type –II flats which were constructed in year 2000 in the Palika Gram Housing Complex.
- i) Since the estimate has been based on DSR- 2012 hence no cost index is required.

**9. Final views of Finance Department:-**

In view of information now brought on record by the deptt. at 13/N and 15/N, deptt. may process the case i.e. Preliminary Estimate amounting to Rs. 1,35,30,000/- (Rupees one crore thirty five lac and thirty thousand only) for the above said work for approval of the competent authority.

**10. Legal implication of the subject /project :-Nil**

**11. Comments of the Law department on the subject / project:-**This is a case of A/A & E/S for some work in NDMC owned Housing Complex and has no legal issue.

**12. Comments of the department on the comments of Law departments : - Nil.**

**13. Final view of Law Department (wherever necessary):-** This is a case of A/A & E/S for some work in NDMC owned Housing Complex and has no legal issue.

**14. Certification by the department that all central vigilance commission (CVC) guidelines have been followed while processing the case.**

It is certified that all CVC guidelines have been followed.

**15. Recommendations:-**

The case is placed before the Council for Administrative Approval and Expenditure sanction for Rs.1,35,30,000/- for Improvement to toilets, kitchens, flooring and other connected items in flats at Palika Gram Housing Complex. Permission may also be granted to take further action in anticipation of confirmation of the minutes of the council.

**16. Draft resolution:-**

It is resolved by the council that Administrative Approval &Expenditure Sanction is accorded for amounting to Rs.**1,35,30,000/ (Rs. One CroreThirty Five Lac Thirty Thousand Only)** for Improvement to toilets, kitchens, flooring and other connected items in flats at Palika Gram Housing Complex. Permission may also be granted to take further action in anticipation of confirmation of the minutes of the Council.

**COUNCIL'S DECISION**

**ITEM NO.**

**1. Name of the subject/project: Hiring of 5 Nos. Cranes & 5 Nos. Raid Vans for the year 2012-2015.**

**2. Name of Department :** Enforcement Department

**3. BRIEF HISTORY OF THE SUBJECT / PROJECT :**

The Main Obligatory function of the Enforcement Department is to remove encroachment from NDMC Area. To facilitate and execution of this function the Department requires the help of Raid Vans and Cranes Continuously.

**4. Detailed proposal on the SUBJECT / PROJECT :**

To Facilitate the function of encroachment removal, the Department hires every year 5 Nos. Raid vans and 5 Nos. Cranes. This year Department proposed for hiring of 5 Nos. Raid Vans & 5 Nos. Cranes for three years with the idea to keep the rates stable in spite of increase in rates of fuel by giving the security for three years to prospective bidders to get hire their vehicles. Therefore Department submitted the proposal for hiring of 5 Nos. Raid Vans and 5 Nos. Cranes for 2012-2015.

**5. Financial implication of the PROPOSED PROJECT/SUBJECT :**

There is a financial implication of Two Crore Forty Lacs calculated approximately on the basis of last year approved rates for Hiring of 5 Nos. Raid Vans and 5 Cranes. This is a merely estimate calculated on the basis of running contract for the previous year.

**6. Implementation schedule with timeliness for each stage including internal processing:-**

<b><u>Date</u></b>	<b><u>target</u></b>
10.04.2012	NIT APPROVAL
END OF APRIL	RECEIPT OF TENDERS & PROCESSING OF TENDRES FOR APPROVAL
MID OF JUNE	AWARD OF WORK

**7. Comments of the Finance :**

Finance Department concurred the proposal of the Department subject to the following:-

- Approval of the competent authority.
- Availability of funds under Head of Account as per new chart of Account.
- Correctness of information, data and computations.
- Certification of Department that vehicles used before and after operation time i.e. 11.00 AM to 8.00 PM during contract period was essentially required for removal of encroachment of the Area.
- Regarding proposal at point No.3, Department is required to ensure that if tenders are invited for three years, bids expected to be received would not be reduced during the ensuring three years.

**8. Comments of the Department on comments of finance department:-**

Para wise replies to the comments of the Finance Department are submitted as under:-

1. Approval of Chairperson has been taken vide order dated 18.01.2012 at page 53/N and Agenda is being submitted for approval of the Competent Authority.
2. There is a provision of Rs, 80, 00,000 for the year 2012-13 and for the next two years the provision shall be sought accordingly.
3. The information, data and computations are correct.
4. It is certified that vehicle used before and after operation time 11.00 Am to 8.00 PM during contract period was essentially required for removal of encroachment of the area.
5. Keeping in view the continuous increase in the rates of fuel, it is ensured that if tenders are invited for three years, bids expected to be received would not be reduced during the ensuing three years.

**9. FINAL VIEWS OF FINANCE DEPARTMENT**

We have no objection to concur the proposal of the Department marked as 'X' at page 52/N. this is subject to:-

1. Approval of the competent authority
2. Availability of funds under Head of Account as per new chart of Account
3. Correctness of information, date and computations
4. Certification of Department that vehicles used before and after operation time i.e. 11.00 AM to 8.00 PM during contract period was essentially required for removal of encroachment of the area.
5. Regarding proposal at point No.3, Department is required to ensure that if tenders are invited for three years, bids expected to be received would not be reduced during the ensuring three years.

Department is also advised to process the case well in time to avoid such extension and also prepare a realistic estimate considering all the above factors while submitting the case for A/A and E/S to Competent Authority in future.

**10. Legal implication of the subject/project: - NIL.**

**11. Details of previous council Reso. existing law of parliament and Assembly on the subject:- NA**

**12. Comments of Law Department on the subject:-**

Law Department observed about the nature of contract whether it is a rate contract or fixed contract.

**13. Comments of the Department on the comments of the Law Department:-**

Department stated that it is a fixed contract inviting rates for per day per vehicle during the ensuing three years. Finance Department also clarified the observations of Law Department as under:-

*"It is not a rate contract rather it is a fixed contract for per day per vehicle. The rates are invited for 9 hours and 6 working days. Few vehicles are used on Sundays and Gazetted Holidays as per requirement. Therefore, it would require the Council's approval".*

**14. Final view of the Law department : LA has seen.**



**15. CERTIFICATE THAT ALL CENTRAL VIGILANCE COMMISSIONS GUIDELINES HAVE BEEN FOLLOWED WHILE PROCESSING THE CASE**

It is certified that all the guidelines of Central Vigilance Commissions have been followed while processing the case.

**16. Recommendations:-**

The case is laid before the council for according administrative approval & expenditure sanction amounting to Rs2,40,00,000/- ( Two Crores and Forty Lakhs only) (Rs,1,20,00,000 each for Cranes and Raid Vans) for hiring of 5 Nos. Cranes & 5 Nos. Raid Vans for the year 2012-2015

**17. DRAFT RESOLUTION**

It is resolved that "Administrative Approval and Expenditure Sanction amounting to Rs.2,40,00,000/- (Two Crores and Forty Lakhs only) (Rs,1,20,00,000 each for Cranes and Raid Vans) for the work of Hiring of 5 Nos. Cranes & 5 Nos. Raid Vans for the year 2012-2015 has been accorded".

**COUNCIL'S DECISION**

**ITEM NO.****1. Name of the Subject/Project**

Re-appropriation of Funds in Revised Estimates 2011-12.

**2. Name of the Department/departments concerned**

Finance (Budget) Department

**3. Brief history of the Subject/Project**

Regulation 8 of the NDMC (Budget Estimates) Regulations, 2010, approved by the Council vide Resolution No. 07 (D-03) dated 27.10.2010 prescribes for re-appropriation of budget allocation as under:

"If at any time during the year, it becomes necessary to increase or reduce Budget Estimates of the current year under one function to another function or from one major head to another major head within the same function, or from one minor head to another minor head within the same major head, and the expenditure for the same cannot wait adoption of Revised Estimates by the Council on the recommendations of the Financial Advisor, the Chairperson, in anticipation of the approval of the Council, may authorize such alteration and place before the Council within one month from the end of the quarter, a report of such alteration and give effect to any order that may be passed by the Council in relation thereto....."

Further, Section 56 of the NDMC Act, 1994, prescribes that the Council may from time to time, during the year, transfer the amount or portion of the amount of the budget grant under any head to any other head.

Sub-section (2) of Section 56 further stipulates that every increase in a budget grant and every additional budget grant made in any year under sub-section (1) shall be deemed to be included in the budget estimates finally adopted for that year.

**4. Detailed proposal on the Subject/Project**

In pursuance of directions as contained in Section 56 of the NDMC Act, 1994 & Regulation 8 of the NDMC (Budget Estimates) Regulations, 2010, a report of the re-appropriations in Revised Estimates 2011-12 authorized during 4<sup>th</sup> Quarter of 2011-12 as per details enclosed as Annexure-I is placed before the Council for information and approval.

**5. Financial implication of the proposed Project/Subject**

No financial implication is involved.

**6. Implementation schedule with timelines for each stage including internal processing.**

Not applicable

**7. Comments of the Finance Department on the subject**

Not applicable

**8. Comments of the department on comments of Finance Department.**

Not applicable

**9. Final views of Finance Department**

Not applicable

**10. Legal Implication of the Subject/Project**

Not Applicable

**11. Details of previous Council Resolution, existing law of Parliament and Assembly on the subject.**

Council vide its Reso. No. 03(D-02) dated 31.10.2011 approved re-appropriation of funds authorized up to 30.09.2011.

**12. Comments of the Law Department on the Subject/Project.**

Not applicable

**13. Comments of the Department on the comments of Law Department**

Not applicable

**14. Certification by the Department that all Central Vigilance Commission (CVC) guidelines have been followed while processing the case.**

Not applicable

**15. Recommendation**

Re-appropriation in Revised Estimates 2011-12 authorized during 4<sup>th</sup> Quarter of 2011-12 as detailed in **Annexure-I** (See pages ) be approved by the Council in terms of Section 56 of the NDMC Act, 1994, & Regulation 8 of the NDMC (Budget Estimates) Regulations, 2010.

**16. Draft Resolution**

Resolved that the Re-appropriations in Revised Estimates 2011-12 authorized during 4<sup>th</sup> Quarter of 2011-12 as detailed in **Annexure-I** (See pages ) are approved in terms of Section 56 of the NDMC Act, 1994, & Regulation 8 of the NDMC (Budget Estimates) Regulations, 2010.

**COUNCIL'S DECISION**

**ANNEXURE-I**

**Re-appropriation of funds in Revised Estimates 2011-12 during  
4<sup>th</sup> Quarter vide RAO No. 19 to 22**

Statement-IX— Detailed Statement of Expenditure

( ` In Thousands)

CoA	Field Code/Field Name	Particulars	R.E. 11-12	R.E. 2011-12 after Re-Appro.	Remarks/ Reasons for Re-Appro.	Sanction order No. & Date	Remarks
02.210.40.02	320 Pension Branch	Death cum Retirement Gratuity (Control A/c.-Pension Fund)	300000	400000	payment of Retirement cases in excess of estimated expenditure	Budget/ 62/ SA-I / Fin(B) Dated 17.02.12	<b>RAO-19</b>
02.210.30.01	320 Pension Branch	Pension Control A/c.-Pension Fund)	1400000	1300000			
02.220.20.00	319 General Branch	Books & Periodicals	Nil	300	Requirement of Expenditure/ Funds over & above RE-11-12	Budget/ 62/ SA-I / Fin(B) Dated 17.02.12	<b>RAO-19</b>
02.220.80.02	319 General Branch	Other Administrative Expenses	3200	2900			
53.230.59.00	310 FO-cum-NA	Repair & Maintenance— Others	22000	27900	Due to daily wagers payment and other day to day maintenance payment	Budget/ 62/ SA-I / Fin(B) Dated 17.02.12	<b>RAO-19</b>
53.210.20.07	310 FO-cum-NA	Uniform to Staff/ Liveries (FIRE)	500	100			
02.230.59.00	317 Information and technology	Repair & Maintenance— Others	8000	7000			
82.260.10.01	317 Information and technology	Navyug School Education Society	5000	3000			

52.220.11.03	309 Chief Security Officer	Security and Surveillance Expenses	2937	437			
02.220.51.00	311 Secretary Accounts Branch	Legal Expenses	11000	13100	For making payment to the Legal Retainers/ Advocates, and, Requirement of Expenditure/ Funds over & above R.E. 2011-12	Budget/ 62/ SA-I / Fin(B) Dated 17.02.12	<b>RAO-19</b>
02.210.20.25	311 Secretary Accounts Branch	New Medical Health Scheme	540000	535000			
02.210.20.09	311 Secretary Accounts Branch	LTC	2300	2000			
81.210.20.09	311 Secretary Accounts Branch	LTC	300	600			
02.220.52.00	311 Secretary Accounts Branch	Professional & Other Fees	NIL	1500			
02.210.40.00	311 Secretary Accounts Branch	Other Terminal & Retirement Benfits	NIL	200			
02.220.21.00	311 Secretary Accounts Branch	Printing & Stationery	150	850			
03.220.52.00	311 Secretary Accounts Branch	Professional & Other Fees	NIL	2000			
02.220.52.00	334 Computer Billing Section	Professional & Other Fees	2000	500			
61.230.51.25	307 Horticultr e Deptt.	CPWD Colony Parks and Garden	20000	25000	Essential payment to Labour	Budget/ 61/ SA-I / Fin(B)	<b>RAO-20</b>

61.230.51.00	307 Horticulture Deptt.	Repair & Maintenance Park/ Fountains	50000	45000		Dated 17.02.12	
82.230.80.27	318 Education Branch	Food Article Purchase	3000	4000	Due to Payment to Contractors/ Shortage of Funds in Non-Plan head in Education Department	Budget/ 69/ SA-I / Fin(B) Dated 02.03.12	<b>RAO-21</b>
82.220.80.00	318 Education Branch	Other Administrative Expenses	11000	10000			
52.220.12.00	116 Civil Sew. Project	Communication Expenses	70	110	Due to Payment of Communication Expenses for the Month of Feb. & Mar. 2012 in Civil Engineering Roads Department.	Budget/ 69/ SA-I / Fin(B) Dated 02.03.12	<b>RAO-21</b>
52.220.21.00	116 Civil Sew. Project	Printing & Stationery	40	Nil			
02.220.51.00	311 Secretary Accounts Branch	Legal Expenses	13100*	16600	Increase in expenses for payment to Advocates' Fee/ Legal Retainers	Budget/ 73/ SA-I / Fin(B) Dated 06.03.12	<b>RAO-22</b>
58.220.11.03	309 Chief Security Officer	Security & Surveillance Expenses	25192	21692			
<b>Total</b>			<b>241978 9</b>	<b>241978 9</b>			

\* earlier reappropriated vide RAO No. 19 Dated 17.02.2012

Statement-X— Details of Capital Expenditure/Capital works in progress

(` In Thousands)

CoA	Field Code	Scheme No. /Sub Scheme	Particulars	R.E. 11-12	R.E. 2011-12 after	Remarks/ Reasons for Re-Appro.	Sanction order No. & Date	Remarks
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		No.			Re-Appro.			
02.410.60.00	319 General Branch	4/6	Purchase/ Procurement of office and other equipment for administration	Nil	500	Requirement of Expenditure/ Funds over & above RE-11-12	Budget/ 62/ SA-I / Fin(B) Dated 17.02.12	<b>RAO-19</b>
02.410.70.17	319	5	Furniture, Fixtures & Appliances	1700	1200			
<b>Total</b>				<b>1700</b>	<b>1700</b>			

**ITEM NO.****1. Name of the subject/project**

Repair/Renovation, Maintenance and Management of Public Conveniences on BOT Basis with advertisement rights (North of Rajpath).

**2. Name of the department/departments concerned**

Health Department.

**3. Brief history of the subject/project**

The Director (Projects) of NDMC floated tenders for the repair/renovation, maintenance and management of public conveniences on BOT basis with advertisement rights (North of Rajpath) and after fulfilling of the due procedure and codal formalities, M/s City Life Line Travels Pvt. Ltd. emerged as the highest bidder by quoting their rates after getting due technical qualifications examined by Project Department of NDMC.

After considering the details submitted by Director (Project), the Council **vide its Resolution No. 4 (E-4) dated 18.06.2008 (Annexure "A")** resolved as under –

Resolved by the Council to accept the Highest Bid, quoted by M/s City Life Line Travels Pvt. Ltd., @ Rs. 1.55 Crore + applicable taxes per month, with an escalation of 5% every year, after first year, for a period of 10 years subject to the following conditions :

- i) That the advertisements will be allowed only after completion/renovation of the toilet in all respects.
- ii) That the department will ensure that the advertisements are displayed within the earmarked space.
- iii) That no advertisement will be allowed in 'B' category toilets until and unless all the toilets in category 'A' are completed.
- iv) The department should ensure that the work is completed as per schedule.
- v) That the department to ensure that the space provided for advertisement is not violated or misused in any manner.

A Letter of Intent to the successful bidder vide No. Dir (Proj)/MLP/08-09/1939 dated 29.07.08 was issued in favour of M/s City Life Line Travels Pvt. Ltd. by the Director (Projects), NDMC **(Annexure "B")**.

M/s City Life Line Travels Pvt. Ltd. in response to the letter of Dir. (Proj.) our letter dated 29.07.2008, submitted a letter dated 06.08.2008 **(Annexure "C")** accepting the Letter of Intent subject to certain clarifications mentioned therein.

Further, M/s City Life Line Travels Pvt. Ltd. submitted vide their letter dated 29.08.2008 **(Annexure "D")** for grant of extension of three weeks for submitting the Bank Guarantee.

Director (Projects), NDMC vide letter No. 2509/Dir. (Project) dated 17.09.2008 agreed for grant of extension of time for submitting the Bank Guarantee subject to payment of interest by the M/s City Life Line Travels Pvt. Ltd. Further Director (Projects) advised the M/s City Life Line Travels Pvt. Ltd to deposit the Bank Guarantee in the Health Department i.e. Office of MOH, NDMC and sign the concession agreement with MOH, NDMC **(Annexure "E")**.

Accordingly, M/s City Life Line Travels Pvt. Ltd. (the concessionaire) had furnished the said bank guarantee of Punjab & Sindh Bank, Roshnara Road, Delhi having no. 11/08-09 dated



23.09.2008 amounting to Rs.9,30,00,000/- and had deposited an amount of Rs.1.55 Lacs in December 2008 vide Letter NIL dated 25.09.2008 (**Annexure "F"**) towards the interest on account of late submission of the said bank guarantee.

Finally, the project was awarded to M/s City Life Line Travels Pvt. Ltd. and the concession agreement for the same was signed between the concessionaire and NDMC on **17 October 2008 (Annexure "G")** and the same was to be implemented by the Health Department under the control of Medical Officer of Health, NDMC.

As per the concession agreement the concessionaire was supposed to deposit the concession fee @ Rs. 1.55 crore + applicable taxes per month for the entire lot of PTUs to be paid monthly in advance to NDMC (Clause 3.1 (i)).

During the course of implementation of the above said project, the sites were handed over to the concessionaire in phases. At the time of taking up the work at sites, due to one or other reasons, certain discrepancies were surfaced and accordingly the matter was brought into the kind notice of the Competent Authority/Empowered Committee/Sub Committee from time to time in various meetings.

A letter bearing no. D-27/CMO (Projects)/09 dated 27.01.2009 and signed by MOH, NDMC was sent to the concessionaire i.e. M/s City Life Line Travels Pvt. Ltd. to deposit the requisite concession fee amounting to Rs. 1.55 crore + applicable taxes per month on account of concession fee as per the provisions of concession agreement which has not been so far deposited by the concessionaire (**"Annexure "H"**).

In the wake of above developments, eventually the concessionaire M/s City Life Line Travels Pvt. Ltd. vide their letter dated 27.03.2009 and subsequently letter dated 15.05.2009 (**Annexure "I"**) addressed to MOH has reiterated, which is reproduced as under,

***"This is further to our letter dated 27<sup>th</sup> March 2009. We reiterate that we were performe made to stop work under the captioned contract as the allocated sites at lucrative locations could not be made available to us thereby jeopardizing our entire working on the contract. Under these circumstances it would not be possible for us to continue with the contract. It is hence requested that the above contract be terminated.***

***We assure you that in the event of the Council agreeing to the termination, we will not file any claim for the work already executed by us under the contract and shall not take recourse to seek legal remedy or through arbitration for making claims for expenses, costs or damages under the contract whatsoever.***

***We are indemnifying the Council against all such claims, expenses and damages and from legal recourse.***

***It is requested that the Performance Guarantee deposited by us with the Council be released at the earliest.***

***We request that the Council decide on the above matter at the earliest and to release the Bank Guarantee after termination of the Contract."***

In view of above, a **Council meeting** was held on 22.05.2009 and 17.07.2009 and it was decided that the advice of Solicitor General / Addl. Solicitor General of India may be sought in the said case and after receiving the same, the **Council adjourned a Special Meeting** No. 06/2009-10 held on 03.09.2009 (**Annexure "J"**) and council resolved as under:-

*"After detailed discussion and deliberation and considering the opinion of Addl. Solicitor General, the council resolved as under –*

1. *Since M/s City Life Line Travels Pvt. Ltd. has failed to meet its obligation under the concession agreement and has abandoned the same, the steps should be taken to encash the bank guarantee of Rs. 9.30 crore today itself.*
2. *Steps should be taken to black list M/s City Life Line Travels Pvt. Ltd.*
3. *Steps should be taken to invite fresh tenders.*
4. *Steps should be taken to enforce recovery of damages / loss to NDMC beyond Rs. 9.30 crore @ Rs. 1.55 crore per month as per agreement for the period of default."*

In compliance of the Council decision as above, a letter no. D-106/PA/MOH/2009 dated 03.09.2009 was sent to the Sr. Manager, Punjab & Sind Bank, Roshanara Road, Delhi – 110007 to pay the guaranteed amount forthwith and remit the full sum of Rs. 9.30 crore in favour of Secretary, NDMC (**Annexure "K"**).

Thereafter, the "Concessionaire" filed a civil suit bearing No.1681/2009 before the Hon'ble High Court of Delhi seeking the following relief's:-

- (a) Pass a decree in favour of the plaintiff and against defendant No.1 for a sum of Rs.74,26,113/- along with interest @ Rs.13.5.% per annum from the date of the suit till the actual date of payment.
- (b) Pass a Permanent Injunction restraining defendant No.1 from seeking encashment of the Bank Guarantee dated 23.09.2008 for Rs.9.30 crores issued by defendant No.2 in favour of defendant No.1
- (c) Pass a Permanent Injunction restraining defendant No.2 from making any payment under the Bank Guarantee dated 23.9.2008 for Rs.9.30 crores issued by it in favour of defendant No.1
- (d) Declare the Bank Guarantee dated 23.9.2008 for Rs.9.30 crores issued by defendant No.2 in favour of defendant No.1 for the reasons stated in the plaint to be null and void and the same be cancelled and returned to the defendant No.2
- (e) Declare the concession agreement dated 17.10.2008 for the reasons stated in the plaint to be null and void including the arbitration clauses therein.
- (f) Costs of the suit.
- (g) Pass such orders/directions as this Hon'ble Court may deem fit and proper in the facts and circumstances of the case.

The Hon'ble High Court of Delhi vide order dated 19.01.2011 referred prayers (a) & (e) to arbitration with the consent of the parties. In due course, Justice (Retd.) Mukul Mudgil has been appointed as a sole Arbitrator. The remaining prayers namely; prayers (b), (c) and (d) pertained to the Bank Guarantee dated 23.09.2008 for Rs.9.30 Crores. Vide order dated 27.04.2011, the Hon'ble High Court of Delhi was pleased to disposed off the matter and which is reproduced as under:-

***"8. In the facts and circumstances of the case and considering that the NDMC has not raised any demand till date, although it is contemplating to file a counter claim before the learned Mediator, it would be in the interest of justice that the Bank Guarantee dated 23<sup>rd</sup> September, 2008 is kept alive by the plaintiff till the award is passed by the learned Arbitrator. However, the Bank Guarantee shall not be encashed by the defendant till the award is passed by the learned Arbitrator. If the learned Arbitrator holds the plaintiff not liable to pay any amount to the defendant, the Bank Guarantee in question shall stand discharged and in the event, the defendant would be liable to pay the cost of keeping the Bank Guarantee alive to the plaintiff. However, in the event of learned Arbitrator holding the plaintiff liable to pay any amount to the defendant, the defendant would be entitled to encash the Bank Guarantee to the extent of the liability so determined by the learned Arbitrator".***

Against the above orders, the review appeals were filed by NDMC before the Hon'ble Court which were disposed off and finally the Hon'ble Court has passed an order dated 20.01.2012, which is reproduced as under,

***"In terms of orders dated 06.01.2012 and 18.01.2012, the plaintiff has furnished a Bank Guarantee No. 09/11-12 for a sum of Rs. 5,12,24,735/- which is valid till 22.09.2018 issued by defendant No. 2 bank. The statement of Mr. Paramjit Singh, Senior Manager of defendant No. 2, has been recorded separately. He has also produced his authority dated 19.01.2012 to make the statement for verification of the bank guarantee on behalf of the defendant No. 2 and original letter dated 19.01.2012 issued by the bank in this regard. In the said letter, it is clearly stated that the fresh bank guarantee is in substitution of earlier letter of guarantee No. 11/08-09 dated 23.09.2008 for a sum of Rs. 9,30,00,000.0. The learned counsel, appearing on behalf of the defendant, has verified both the bank guarantees and agrees that the terms and conditions are similar. The original bank guarantee for a sum of Rs. 5,12,24,735/- is handed over to Dr. P.K. Sharma, Medical Officer of defendant No. 1. Similarly, the original bank guarantee for a sum of Rs. 9,30,00,000.00 dated 23.09.2008, which had been filed by the defendant No. 2, has been returned back to Mr. Paramjit Singh, Senior Manager of defendant No. 2. Photocopies of both bank guarantees are kept on record. The application stands disposed of."***

In compliance of the above orders, the Bank Guarantee amounting to Rs.9.30 Crores in original which was submitted before the Hon'ble Court by NDMC, in lieu of this a Bank Guarantee amounting to Rs.5,12,24,735.00 (Rupees Five Crore Twelve Lac Twenty Four Thousand Seven Hundred Thirty Five Only) in original was received by the NDMC before the Hon'ble Court.

After complying of the directions of the Hon'ble Court vide order dated 20.01.2012 the same has been forwarded vide our letter No. D-84/CMO (Project) dated 13.02.2012 **(Annexure "L" copy attached)** for the kind appraisal of the Hon'ble Lieutenant Governor of Delhi as the information was sought from his office through a letter.

The matter regarding arbitration is sub-judiced before the Hon'ble High Court Arbitration Center and Mr. Justice (Retd.) Sh. Mudgil is the Arbitrator. On the last date of hearing i.e. 07.02.2012, the Hon'ble Arbitration Court was attended by the MOH, CMO (Project) and A.E. (Project) of Health Department, NDMC and the outcome of the said hearing is awaited.

#### **Further Action of NDMC in respect of the mentioned PTUs**

Besides above, it is worthwhile to mention that after abandoning of the said project of construction and maintenance of PTUs of North of Rajpath by the concessionaire M/s City Life Line Travels Pvt. Ltd., the re-tendering work of the PTUs was undertaken by the Project Department of NDMC under Director (Project). The Project Department, NDMC floated fresh tenders with revised requirements on BOT basis. After fulfilling the due procedures and codal formalities, M/s Hythro Engineers Pvt. Ltd. emerged as the highest bidder for the same. A concession agreement was entered into by both the parties dated 19.03.2010 **(Annexure "M" copy attached)**.

Presently, the work of all the PTUs (except 3 PTUs for which the work is in progress) has been completed and all are put to use for the general public. The project is running under the scheme of Public Private Partnership (PPP basis) and concessionaire is paying a substantial amount in the form of concession fee to the NDMC. It is pertinent to mention that NDMC has not spent even a single penny for the repair/construction, management and operation of all these PTUs. The project is going on successfully.

In compliance of the Hon'ble High Court Order's dated 20.01.2012 Bank Guarantee amounting to Rs.5,12,24,735/- has been received by the Medical Officer of Health, NDMC and the Original Bank Guarantee amounting to Rs.9,30,00,000.00 dated 23.09.2008 has been returned back to Mr. Paramjit Singh, Senior Manager, Punjab & Sind Bank, Roashanara Road, Delhi-110007 i.e. of defendant No.2 in this case.

#### **4. Detailed proposal on the subject/project**

In compliance of Council's Special Meeting No. 06/2009-10 held on 03.09.2009 (**Annexure "J"**) regarding encashment of the Bank Guarantee of Rs.9.30 crore, a letter no. D-106/PA/MOH/2009 dated 03.09.2009 was sent to the Sr. Manager, Punjab & Sind Bank, Roshanara Road, Delhi – 110007 to pay the guaranteed amount forthwith and remit the full sum of Rs. 9.30 crore in favour of Secretary, NDMC (**Annexure "K"**).

Thereafter, the "Concessionaire" filed a civil suit bearing No.1681/2009 before the Hon'ble High Court of Delhi. During the various Court proceedings the Hon'ble High Court of Delhi vide order dated 19.01.2011 referred prayers (a) & (e) to arbitration with the consent of the parties. In due course, Justice (Retd.) Mukul Mudgil has been appointed as a sole Arbitrator. The remaining prayers namely; prayers (b), (c) and (d) pertained to the Bank Guarantee dated 23.09.2008 for Rs.9.30 Crores. Vide order dated 27.04.2011, the Hon'ble High Court of Delhi was pleased to dispose off the matter. Thereafter, review appeals were filed by NDMC before the Hon'ble Court which were disposed off and finally the Hon'ble Court has passed an order dated 20.01.2012.

In compliance of said Court Order's dated 20.01.2012, the Bank Guarantee amounting to Rs.5,12,24,735/- which has been received by the Medical Officer of Health, NDMC and the Original Bank Guarantee amounting to Rs.9,30,00,000.00 dated 23.09.2008 has been returned back to Mr. Paramjit Singh, Senior Manager, Punjab & Sind Bank, Roashanara Road, Delhi-110007 i.e. of defendant No.2 in this case.

#### **5. Financial implications of the proposed project/subject**

Actual financial implications can be measured after the final verdict of the Court.

#### **6. Implementation schedule with timeliness for reach stage including internal processing**

The case is for information of the Council regarding orders passed by the Court.

#### **7. Comments of the Finance Department on the subject**

Finance Department has observed vide FA-697, dated 19.03.2012 that the Finance department has no objection to it subject to it should be in the agenda format and the orders / on which action has been taken judgement of the Court should be annexed to it linking with the earlier Council's Resolutions.

#### **8. Comments of the Department on comments of Finance Department**

The order / judgement of the Court and the relevant Council's Resolutions have been annexed with the agenda.

#### **9. Final views of Finance Department**

Nil.

**10. Legal implication of the subject/project**

Nil. However, the Competent Authority forwarded the case to the Law Department and Law Department has observed that it has to be in the Agenda format and no detailed discussion is necessary and the same has been compiled with.

**11. Details of previous Council Resolutions, existing law of Parliament and Assembly on the subject**

The Council meeting was held on 22.05.2009 and 17.07.2009 and it was decided that the advice of Solicitor General / Addl. Solicitor General of India may be sought in the said case and after receiving the same, the Council adjourned a Special Meeting No. 06/2009-10 held on 03.09.2009 (Annexure "J").

Thereafter, the "Concessionaire" filed a civil suit bearing No.1681/2009 before the Hon'ble High Court of Delhi. During the various Court proceedings the Hon'ble High Court of Delhi vide order dated 19.01.2011 referred prayers (a) & (e) to arbitration with the consent of the parties. In due course, Justice (Retd.) Mukul Mudgil has been appointed as a sole Arbitrator. The remaining prayers namely; prayers (b), (c) and (d) pertained to the Bank Guarantee dated 23.09.2008 for Rs.9.30 Crores. Vide order dated 27.04.2011, the Hon'ble High Court of Delhi was pleased to dispose off the matter. Thereafter, review appeals were filed by NDMC before the Hon'ble Court which were disposed off and finally the Hon'ble Court has passed an order dated 20.01.2012.

In compliance of said Court Order's dated 20.01.2012, the Bank Guarantee amounting to Rs.5,12,24,735/- which has been received by the Medical Officer of Health, NDMC and the Original Bank Guarantee amounting to Rs.9,30,00,000.00 dated 23.09.2008 has been returned back to Mr. Paramjit Singh, Senior Manager, Punjab & Sind Bank, Roashanara Road, Delhi-110007 i.e. of defendant No.2 in this case.

**12. Comments of the Law Department :**

It has to be in the Agenda format. The Council has to be informed of their directions when the Agenda was last put up and that the matter was referred by the Court to Arbitration and is pending there. As regards performance guarantee of 9.30 Crore, the Court has directed that the Bank Guarantee should be slightly more than NDMC claim and as such against Bank Guarantee of 9.30 Crore, fresh Bank Guarantee of Rs.5.12 Crore has been given by Bank, as directed by Court.

**13. Comments of the Department on the comments of Law Department**

The order / judgement of the Court has been annexed with the agenda in the prescribed format.

**14. Final view of Law Department [wherever necessary].**

Nil.

**15. Certificate that all Central Vigilance Commission's guidelines have been followed while processing the case.**

Being a matter of order of Hon'ble Court, not Applicable.

**16. Recommendation**

May kindly be laid before the Council for favour of kind appraisal in compliance of Council's Special Meeting No. 06/2009-10 held on 03.09.2009 (**Annexure "J"**), outcome of the Hon'ble High Court Order's dated 20.01.2012 regarding Bank Guarantee amounting to Rs.5,12,24,735/- which has been received by the Medical Officer of Health, NDMC and the Original Bank Guarantee amounting to Rs.9,30,00,000.00 dated 23.09.2008 has been returned back to Mr. Paramjit Singh, Senior Manager, Punjab & Sind Bank, Roashanara Road, Delhi-110007 i.e. of defendant No.2. The matter regarding Arbitration is sub-judiced in the Hon'ble High Court Arbitration Center before Hon'ble Justice (Retd.) Sh. Mukul Mudgil.

**COUNCIL'S DECISION**

Anneuxres

**ITEM NO.****CONTRACTS/SCHEMES INVOLVING AN EXPENDITURE OF RS. 1 LAC BUT NOT EXCEEDING RS. 100 LACS.**

Section 143 (d) of NDMC Act, 1994 provides that every contract involving an expenditure of Rs.1 lac but not exceeding Rs.100 lacs under clause 143 (c) shall be reported to the Council. In pursuance of these provisions, a list of contracts entered/executed upto January, 2012, have been prepared.

A list of the contracts, entered into for the various schemes, is accordingly laid before the Council for information. **(See pages )**.

**COUNCIL'S DECISION**





**ITEM NO. 17 (C-28)****ACTION TAKEN REPORT ON THE STATUS OF ONGOING SCHEMES/WORKS APPROVED BY THE COUNCIL.**

In the Council Meeting held on 28.8.1998, it was decided that the status of execution of all ongoing schemes/works approved by the Council indicating the value of work, date of award/start of work, stipulated date of completion & the present position thereof be placed before the Council for information.

The said report on the status of the ongoing schemes/works upto January, 2012, had already been included in the Agenda for the Council Meeting held on 09.02.2012.

A report on the status of execution of the ongoing schemes/works awarded upto February, 2012, is placed before the Council for information. **(See pages).**

**COUNCIL'S DECISION**



















































ANNEXURE EMDS

