

TEMPORARY SUSPENSION ORDER

No. NHIDCL/Tripura/Mtc./ 2026-27/2151

Dated: 25.09.2026

To,

The Authorized Signatory
M/s Sahu Construction
Flat no. 103, B-Block,
Vishwanath Apartment, Devi Manadap Road
Hesal Ranchi, Pin-835703

Subject: Temporary suspension of M/s Sahu Construction having registered office Flat No. 103, B-Block, Vishwanath Apartment, Devi Manadap Road Hesal Ranchi, Pin-835703, EPC Contractor of Improvement and Widening to two lane with paved Shoulder of road from Km 21.100 to Km 29.200 (Total length 8.100 Km) i.e. Kailashahar-Fultali Section of NH-208 (Package-I) in the state of Tripura on EPC mode, from participating in ongoing/future bidding - Reg.

Ref:

- a) HQ Letter no. NHIDCL/Tripura/Kailashahar-Fultali/NH-208/P-I/2020/298 dated:24.11.2020.
- b) Contract Agreement dated 07.12.2020.
- c) EPC Contractor letter no. SC/NHIDCL/AGT/TR/K-F/2020-21/40 dated:23.03.2021.
- d) EPC Contractor letter no. SC/NHIDCL/AGT/TR/K-F/2020-21/93 Dated:21.07.2021.
- e) EPC Contractor letter no. SC/NHIDCL/AGT/TR/K-F/2020-21/119 Dated:13.09.2021.
- f) EPC Contractor letter no. SC/NHIDCL/AGT/TR/K-F/2020-21/172 dated:11.12.2021.
- g) EPC Contractor letter no. SC/NHIDCL/AGT/TR/K-F/2020-21/180 dated:18.11.2021.
- h) EPC Contractor letter no. SC/NHIDCL/AGT/TR/K-F/2020-21/221 Dated:05.01.2022.
- i) EPC Contractor letter no. SC/NHIDCL/AGT/TR/K-F/2022-23/49 Dated:15.02.2022.
- j) PMU letter no. NHIDCL/PMU-Kgt/AE/208& 208A/18(3)/2022-23/2-67 dated: 07.05.2022.
- k) EPC Contractor letter no. SC/NHIDCL/AGT/TR/K-F/2023-24/30 Dated:30.05.2023.
- l) EPC Contractor letter no. SC/NHIDCL/AGT/TR/K-F/2023-24/156 Dated:08.10.2023.
- m) NIT vide No. NHIDCL/RO-Agt/W/T/Kailashahar-Fultali (Pkg-I)/319- Part(1) dated: 11.11.2025.
- n) EPC Contractor letter no. SC/NHIDCL/AGT/TR/K-F/2023-24/464 Dated:27.11.2025.



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- o) EPC Contractor letter no. SC/NHIDCL/AGT/TR/K-F/2023-24/466
Dated:01.12.2025.
- p) Authority's Letter no. URS-MECPL/AE/NHIDCL/KLS-KHOW/NH-208/2025/4732
dated: 18.11.2025
- q) Authority's Letter no. URS-MECPL/AE/NHIDCL/KLS-KHOW/NH-208/2026/5058
dated: 21.02.2026.
- r) Authority's Letter no. URS-MECPL/AE/NHIDCL/KLS-KHOW/NH-208/2026/5015
dated: 06.02.2026.

Whereas, M/s Sahu Construction having registered office Flat No. 103, B-Block, Vishwanath Apartment, Devi Manadap Road Hesal Ranchi, Pin-835703, EPC Contractor of Improvement and Widening to two lane with paved Shoulder of road from Km 21.100 to Km 29.200 (Total length 8.100 Km) i.e. Kailashahar-Fultali Section of NH-208 (Package-I) in the state of Tripura on EPC mode;

2. Whereas, the Appointed Date of the project was 29.12.2020 and the Scheduled Completion Date was 30.06.2022 & the project has substantially completed except certain works.

3. Whereas, during the construction period, deficiencies in the Project Highway were observed/reported, including potholes, cracks, pavement distress, damaged road furniture and other maintenance deficiencies, affecting approximately 3.50 km of the project stretch;

4. Whereas, the aforesaid deficiencies were brought to the notice of the Contractor through the Authority/Authority's Engineer by way of inspection reports, communications, directions and other correspondence, requiring the Contractor to undertake necessary rectification and maintenance works within the stipulated period;

5. Whereas, despite the aforesaid directions and opportunities, the Contractor failed to adequately undertake/complete the required rectification and maintenance works. The works undertaken by the Contractor were also reported to be inadequate/not satisfactory in terms of progress, quality and/or effectiveness, resulting in persistence/reappearance of deficiencies on the Project Highway;

6. Whereas, a Cure Period Notice dated 30.05.2026 was issued to the Contractor under the relevant provisions of the EPC Contract Agreement, including applicable provisions of Article 23, providing the stipulated period for rectification of the identified deficiencies. However, the reported deficiencies have not been satisfactorily rectified within the prescribed period / the required rectification has not been completed to the satisfaction of the Authority;

7. Whereas, Article 14.1 of the EPC Contract Agreement requires the Contractor, inter alia, to ensure safe, smooth and uninterrupted flow of traffic on the Project Highway and to undertake routine maintenance including prompt repairs of potholes, cracks, joints, drains, embankments, structures, pavement markings, lighting, road signs and other traffic control devices. Article 14.2 further requires the Contractor to ensure that the Project Highway conforms at all times during the Maintenance Period to the maintenance requirements specified in Schedule-E of the EPC Contract Agreement;

8. Whereas, the continued existence of the aforesaid deficiencies, despite repeated directions for rectification, has adversely affected the condition and serviceability of the Project Highway and has raised concerns regarding the safety of road users;

9. Whereas, MoRT&H Circular dated 06.10.2021 provides for action against Contractors/Concessionaires in cases of specified deficiencies. The Circular provides, inter alia, for declaring a Contractor as a Non-Performer where the Contractor fails to complete rectification within the prescribed time and also in cases of failure to start/delay in maintenance and repair/overlay works;

10. Whereas, the aforesaid Circular further provides that, in cases where public safety is endangered by the behaviour/conduct/action of the Contractor/Consultant/Concessionaire, the Authority may temporarily suspend the concerned Contractor/Consultant/Concessionaire from participating in ongoing/future bidding for a period of up to one month, during which the regular

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process of debarment is to be concluded, subject to the conditions and procedure prescribed in the said Circular;

11. Whereas, based on the records and reports furnished by RO Agartala, the deficiencies and continuing non-compliance in respect of the subject project fall within the categories contemplated under the aforesaid MoRT&H Circular dated 06.10.2021, particularly relating to failure to complete rectification and failure to adequately undertake/progress maintenance and repair works and endangering public safety;

12. Whereas, considering the persistent nature of the deficiencies, non-rectification despite repeated directions and the reported concerns relating to public safety, it is considered necessary to take immediate action in terms of the provisions of MoRT&H Circular dated 06.10.2021, without prejudice to the regular proceedings for declaration of the Contractor as Non-Performer/debarment;

Now, therefore, in exercise of the powers conferred under the applicable provisions of MoRT&H Circular dated 06.10.2021 and subject to the conditions prescribed therein, it is hereby ordered as under:

Temporary Suspension:

M/s Sahu Construction having registered office Flat No. 103, B-Block, Vishwanath Apartment, Devi Manadap Road Hesal Ranchi, Pin-835703, EPC Contractor of Improvement and Widening to two lane with paved Shoulder of road from Km 21.100 to Km 29.200 (Total length 8.100 Km) i.e. Kailashahar-Fultali Section of NH-208 (Package-I) in the state of Tripura on EPC mode, is hereby temporarily suspended from participating in ongoing/future bidding of NHIDCL, MoRTH and its implementing agencies, as applicable under the aforesaid MoRT&H Circular dated 06.10.2021, for a period of up to one month from the date of this Order.

Rectification of Deficiencies:

The above temporary suspension shall be without prejudice to the Contractor's continuing contractual obligations. The Contractor shall remain liable to undertake and complete all required rectification and maintenance works in accordance with the EPC Contract Agreement, applicable MoRTH/IRC specifications and the directions issued by the Authority/Authority's Engineer.

13. Nothing contained in this Order shall be construed as waiver of any right or remedy available to NHIDCL under the EPC Contract Agreement, applicable law, specifications, guidelines or instructions of MoRTH. All such rights and remedies are hereby expressly reserved.

This issues with the approval of the Competent Authority.



(Ralceme S.)
General Manager (Technical)
NHIDCL, HQ, New Delhi

Copy to:

1. Director General (RD) & SS, MoRT&H
2. Director General (Border Roads), Seema Sadak Bhawan, New Delhi
3. PS to Chairman NHAI
4. Chief Secretaries (PWD/Roads) of all State Govt./UT with National Highways and Centrally Sponsored Schemes.
5. PS to MD NHIDCL
6. PS to Director (T)/Director (A&F), NHIDCL
7. All ED (T/P), GM (T/P), DGM(T/P), NHIDCL
8. Media relation/IT Division/Infracon Cell with request to get it hosted on NHIDCL Website
9. Office Copy.