

राष्ट्रीय राजमार्ग एवं अवसंरचना विकास निगम लिमिटेड

सड़क परिवहन और राजमार्ग मंत्रालय, भारत सरकार
तीसरी मंजिल, पीटीआई बिल्डिंग, 4-संसद मार्ग, नई दिल्ली-110 001

National Highways & Infrastructure Development Corporation Limited

Ministry of Road Transport & Highways, Govt. of India

3rd Floor, PTI Building, 4-Parliament Street, New Delhi-110001, +91 11 2335 1282, www.nhidcl.com



सार्वजनिक क्षेत्र का उपक्रम

A PUBLIC SECTOR UNDERTAKING

NHIDCL/Manipur/NH-39/Imphal-Moreh Section/Hiring of NGO

Date: 18.08.2017

To

M/s Janlok Kalyankari Samiti Assotech, Flat No-A-186, Crossing Republic Ghaziabad, U P-201016 Email: vineet@jksamiti.com	M/s Sai International Sansthan A01, Durga Apartment, Ground Floor New Shivpuri Colony Hinoo, Ranchi Jharkhand Email: saiinternationalsansthan@gmail.com
M/s Manavadhikar Samajik Manch 39, Ground Floor, Sant Nagar, East of Kailash, New Delhi-110065 Email: officemail.masm@gmail.com	M/s Organization for Tribals' Benefit programme

Sub:- Two/ Four laning of Imphal-Moreh Section of NH-39 from Km 330.00 to Km 395.680 in the State of Manipur” Hiring of NGO.

Ref: NHIDCL/Manipur/NH-39/Imphal-Moreh Section/Hiring of NGO/247 dated 19.07.2017

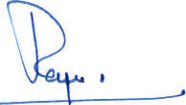
Sir

Please refer to your bid submitted for the subject cited above. The following is the final list of technical responsive bidders, whose financial bid shall be opened on 28.08.2017 at 1530 hrs in NHIDCL, HQ, 3rd floor, PTI building, 4, Parliament Street, New Delhi-110001.

Sr. No.	Name of Bidder	Status of eligibility
1.	M/s Janlok Kalyankari Samiti	Responsive
2.	M/s Sai International Sansthan	Responsive
3.	M/s Manavadhikar Samajik Manch	Responsive
4.	M/s Organization for Tribals' Benefit programme	Non-Responsive

- The detailed evaluation sheet of technical proposal and legal opinion is hereby enclosed and the bidders may submit their representations/ suggestions before 25.08.2017.

Yours Sincerely


Col Rajeiv Sood (Retd)
GM (T)
gm5@nhidcl.com

(Encl. as mentioned above)

**REQUEST FOR PROPOSAL FOR SELECTION OF NGO TO ASSIST IN RESETTLEMENT PLAN
IMPLEMENTATION FOR IMPHAL - MOREH ROAD IN THE STATE OF MANIPUR**

Evaluation Criteria for Assessment of Relevant Experience of the Firm

S.No.	Description	Maximum Marks	Janlok Kalyankari Samiti	Manavadhikar Samajik Manch	SAI International Sansthan
			Marks	Marks	Marks
1	Specific experience of the NGO related to the Assignment	20	20	20	20
2	Adequacy of the proposed work plan and methodology in responding to the TOR	10	10	10	10
3	Qualifications and competence of the key professional staff for the Assignment	70	61.90	57.18	59.10
	Team Leader	30	27.00	27.00	28.20
	Field Coordinator 1	20	19.00	14.00	14.00
	Field Coordinator 2	10	8.50	8.45	9.50
	Field Support Staff 1	2.5	1.85	2.00	2.00
	Field Support Staff 2	2.5	1.85	1.88	1.85
	Field Support Staff 3	2.5	1.85	1.85	1.85
	Field Support Staff 4	2.5	1.85	2.00	1.70
	Total	100	91.9	87.175	89.1

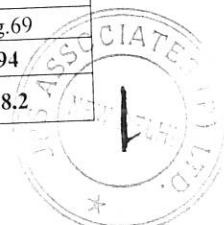


REQUEST FOR PROPOSAL FOR SELECTION OF NGO TO ASSIST IN RESETTLEMENT PLAN IMPLEMENTATION FOR IMPHAL - MOREH ROAD IN THE STATE OF MANIPUR

Qualifications and competence of the key professional staff for the Assignment

Team Leader

S.No.	Description	Name	Janlok Kalyankari Samiti	Manavadhikar Samajik Manch	SAI International Sansthan
			Vineet Pandey	Dhritiman Dutta	Sarita Rani
		Date of Birth	08.07.1983	10.10.1971	20.03.1971
	Qualification	Maximum Marks	Marks	Marks	Marks
1	General Qualification	30	24	24	24
(I)	Post Graduate degree in Social Science / Sociology/ Economics/ Social work/ Rural development	24	24	24	24
			Pg. 87	Pg. 162	Pg. 79
(II)	Bachelor's degree in Law	6	0	0	0
2	Adequacy for the Project	60	60	60	60
(a)	Minimum Professional Experience of 10 Years	8	8	8	8
			Pg. 72	Pg. 151	Pg. 67
(b)	Additional 1 mark for each additional year (up to 2 marks maximum)	2	2	2	2
			Pg. 72	Pg. 151	Pg. 67
(c)	Minimum relevant experience of 5 years in Land Acquisition, R & R activities.	20	20	20	20
			Pg. 74, 77,78,79,80,81,82,83	Pg. 151 & 157	Pg. 68, 69,71,72
(d)	Additional 2.5 marks for each additional year (up to 5 marks maximum)	5	5	5	5
			Pg. 74, 77,78,79,80,81,82,83	Pg. 151 & 157	Pg. 68, 69,71,72
(e)	Experience in Minimum 1 Project funded by external donor	20	20	20	20
			Pg. 75	Pg.151,153,156	Pg. 68,69,71
(f)	Additional 2.5 marks for each additional project (up to 5 marks maximum)	5	5	5	5
			Pg. 77,78	Pg.151,153,156	Pg. 68,69,71
3	Experience in region & language	10	6	6	10
(a)	Experience of minimum 2 years in NER region for similar assignment	5	5	5	5
			Pg. 83	Pg. 152,153	Pg.69
(b)	Additional 1 mark for additional experience	1	1	1	1
			Pg. 83		Pg.69
(c)	Experience of minimum 2 years in Manipur State for similar assignment	3	0	0	3
					Pg.69
(d)	Additional 1 mark for additional experience	1	0	0	1
					Pg.69
	Total	100	90	90	94
		30	27	27	28.2



REQUEST FOR PROPOSAL FOR SELECTION OF NGO TO ASSIST IN RESETTLEMENT PLAN IMPLEMENTATION FOR IMPHAL - MOREH ROAD IN THE STATE OF MANIPUR

Qualifications and competence of the key professional staff for the Assignment

Field Coordinator 1

S.No.	Description		Janlok Kalyankari Samiti	Manavadhikar Samajik Manch	SAI International Sansthan
			Name	Rajesh Kumar Verma	Thingnam Anil Kumar Singh
		Date of Birth	11/08/1973	03/01/1974	01.03.1974
	Qualification	Maximum Marks	Marks	Marks	Marks
1	General Qualification	30	30	30	30
(I)	Bachelor's degree in any discipline	24	24	24	24
			Pg. 97	Pg.172	
(II)	Post Graduate degree in social science	6	6	6	6
			Pg. 97A	Pg. 178	Pg. 90
2	Adequacy for the Project	60	60	30	30
(a)	Minimum Professional Experience of 10 Years	8	8	8	8
			Pg. 89	Pg. 172	Pg. 80
(b)	Additional 1 mark for each additional year (up to 2 marks maximum)	2	2	2	2
			Pg. 89	Pg. 172	Pg. 80
(c)	Minimum relevant experience of 5 years in Land Acquisition, R & R activities.	20	20	0	0
			Pg. 90,91,92		Pg. 81,83,84,85
(d)	Additional 2.5 marks for each additional year (up to 5 marks maximum)	5	5	0	0
			Pg. 90,91,92		Pg. 81,83,84,85
(e)	Experience in Minimum 1 Project funded by external donor	20	20	20	20
			Pg. 91	Pg. 173	Pg. 81,83,84,85
(f)	Additional 2.5 marks for each additional project (up to 5 marks maximum)	5	5	0	0
			Pg. 92		Pg. 81,83,84,85
3	Experience in region & language	10	5	10	10
(a)	Experience of minimum 2 years in NER region for similar assignment	5	5	5	5
			Pg. 92	Pg. 173	Pg. 81
(b)	Additional 1 mark for additional experience	1	0	1	1
				Pg. 173	Pg. 81
(c)	Experience of minimum 2 years in Manipur State for similar assignment	3	0	3	3
				Pg. 173	Pg. 81
(d)	Additional 1 mark for additional experience	1	0	1	1
				Pg. 173	Pg. 81
	Total	100	95	70	70
		20	19	14	14

REQUEST FOR PROPOSAL FOR SELECTION OF NGO TO ASSIST IN RESETTLEMENT PLAN IMPLEMENTATION FOR IMPHAL - MOREH ROAD IN THE STATE OF MANIPUR

Qualifications and competence of the key professional staff for the Assignment

Field Coordinator 2

S.No.	Description	Name	Janlok Kalyankari Samiti	Manavadhikar Samajik Manch	SAI International Sansthan
			Abhay Nath Mishra	Kundan Shandilya	Sanjeev Jha
		Date of Birth	04/20/1983	02/09/1976	25/10/1974
	Qualification	Maximum Marks	Marks	Marks	Marks
1	General Qualification	30	30	24	30
(I)	Bachelor's degree in any discipline	24	24	24	24
				Pg.188	
(II)	Post Graduate degree in social science	6	6	0	6
			Pg. 108		Degree in Anthropology
2	Adequacy for the Project	60	55	52.5	55
(a)	Minimum Professional Experience of 10 Years	8	8	8	8
			Pg. 99	Pg. 182	Pg. 92
(b)	Additional 1 mark for each additional year (up to 2 marks maximum)	2	2	2	2
			Pg. 100	Pg. 182	Pg. 92
(c)	Minimum relevant experience of 5 years in Land Acquisition, R & R activities.	20	20	20	20
			Pg. 102	Pg. 183,184,185	Pg. 94,97,98
(d)	Additional 2.5 marks for each additional year (up to 5 marks maximum)	5	5	0	0
			Pg. 102 to 105		Pg. 94,97,98
(e)	Experience in Minimum 1 Project funded by external donor	20	20	20	20
			Pg. 101	Pg.185, 183	Pg.93,95,97,98
(f)	Additional 2.5 marks for each additional project (up to 5 marks maximum)	5	0	2.5	5
				Pg.185, 183	Pg.93,95,97,98
3	Experience in region & language	10	0	8	10
(a)	Experience of minimum 2 years in NER region for similar assignment	5	0	5	5
				Pg.183,185	Pg. 94
(b)	Additional 1 mark for additional experience	1	0	0	1
					Pg. 94
(c)	Experience of minimum 2 years in West Bengal Manipur State for similar assignment	3	0	3	3
				Pg.183,185	Pg. 94
(d)	Additional 1 mark for additional experience	1	0	0	1
					Pg. 94
	Total	100	85	84.5	95
		10	8.5	8.45	9.5

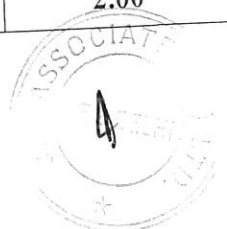


**TEST FOR PROPOSAL FOR SELECTION OF NGO TO ASSIST IN RESETTLEMENT PLAN
IMPLEMENTATION FOR IMPHAL - MOREH ROAD IN THE STATE OF MANIPUR**

Qualifications and competence of the key professional staff for the Assignment

Field Support Staff 1

S.No.	Description	Name	Janlok Kalyankari Samiti	Manavadhikar Samajik Manch	SAI International Sansthan
			Ch. Thangpa Aimol	Peingam Zimik	Oinam Bhumendro Singh
		Date of Birth	03/01/1970	03/02/1991	01.02.1980
	Qualification	Maximum Marks	Marks	Marks	Marks
1	General Qualification	30	24	30	30
(I)	Bachelor's degree in any Discipline	24	24	24	24
			Pg. 113	Pg.200	
(II)	Post Graduate degree in social science	6	0	6	6
				Pg. 199	
2	Adequacy for the Project	60	40	40	40
(a)	Minimum Professional Experience of 3 Years	32	32	32	32
			Pg. 112	Pg. 193	Pg. 105
(b)	Additional 2 mark for each additional year (up to 8 marks maximum)	8	8	8	8
			Pg. 112	Pg. 193	Pg. 105
(c)	Experience in Land Acquisition Activities	20	0	0	0
				Pg. 196	Pg. 107
3	Experience in region & language	10	10	10	10
(a)	Knowledge of Manipuri language (read+ write+ speak)	5	5	5	5
			Pg. 112	Pg. 197	Pg. 107
(b)	Experience in NER region for similar assignment	5	5	5	5
			Pg. 112	Pg. 194	Pg. 107
	Total	100	74	80	80
		2.5	1.85	2.00	2.00



**TEST FOR PROPOSAL FOR SELECTION OF NGO TO ASSIST IN RESETTLEMENT PLAN
IMPLEMENTATION FOR IMPHAL - MOREH ROAD IN THE STATE OF MANIPUR**

Qualifications and competence of the key professional staff for the Assignment

Field Support Staff 2

.No.	Description	Name	Janlok Kalyankari Samiti	Manavadhikar Samajik Manch	SAI International Sansthan
			K. Jangthaolung	Rachel Gangmei	Longjam Birbal Singh
		Date of Birth	03/01/1981	02/03/1984	03/01/1974
	Qualification	Maximum Marks	Marks	Marks	Marks
	General Qualification	30	24	30	24
I)	Bachelor's degree in any Discipline	24	24	24	24
			Pg. 117	Pg.208	
II)	Post Graduate degree in social science	6	0	6	0
				Pg. 209	
	Adequacy for the Project	60	40	40	40
a)	Minimum Professional Experience of 3 Years	32	32	32	32
			Pg. 116	Pg. 204	Pg.109
b)	Additional 2 mark for each additional year (up to 8 marks maximum)	8	8	8	8
			Pg. 116	Pg. 204	Pg.109
c)	Experience in Land Acquisition Activities	20	0	0	0
				Pg. 204	Pg. 110
3	Experience in region & language	10	10	5	10
(a)	Knowledge of Manipuri language (read+ write+ speak)	5	5	5	5
			Pg. 116	Pg. 197	Pg. 111
(b)	Experience in NER region for similar assignment	5	5	0	5
			Pg. 115		Pg. 110
	Total	100	74	75	74
		2.5	1.85	1.88	1.85

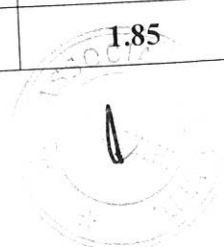
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**QUEST FOR PROPOSAL FOR SELECTION OF NGO TO ASSIST IN RESETTLEMENT PLAN
IMPLEMENTATION FOR IMPHAL - MOREH ROAD IN THE STATE OF MANIPUR**

Qualifications and competence of the key professional staff for the Assignment

Field Support Staff 3

No.	Description	Name	Janlok Kalyankari Samiti	Manavadhikar Samajik Manch	SAI International Sansthan
			D. Moshim	Khangenbam Budhi Chandra Singh	Ksh Gyanjit Singh
		Date of Birth	03/16/1986	04/01/1954	01.02.1980
	Qualification	Maximum Marks	Marks	Marks	Marks
	General Qualification	30	24	24	24
I)	Bachelor's degree in any Discipline	24	24	24	24
			Pg. 121	Pg.217	
II)	Post Graduate degree in social science	6	0	0	0
2)	Adequacy for the Project	60	40	40	40
(a)	Minimum Professional Experience of 3 Years	32	32	32	32
			Pg. 120	Pg. 213	Pg.113,114
(b)	Additional 2 mark for each additional year (up to 8 marks maximum)	8	8	8	8
			Pg. 120	Pg. 213	Pg.113,114
(c)	Experience in Land Acquisition Activities	20	0	0	0
				Pg. 214	
3)	Experience in region & language	10	10	10	10
(a)	Knowledge of Manipuri language (read+ write+ speak)	5	5	5	5
			Pg. 120	Pg. 215	Pg. 114
(b)	Experience in NER region for similar assignment	5	5	5	5
			Pg. 120	Pg. 214	Pg.113
	Total	100	74	74	74
		2.5	1.85	1.85	1.85



QUEST FOR PROPOSAL FOR SELECTION OF NGO TO ASSIST IN RESETTLEMENT PLAN IMPLEMENTATION FOR IMPHAL - MOREH ROAD IN THE STATE OF MANIPUR

Qualifications and competence of the key professional staff for the Assignment

Field Support Staff 4

S.No.	Description		Janlok Kalyankari Samiti	Manavadhikar Samajik Manch	SAI International Sansthan
		Name	Y. Ibochou Chothe	B. Noble	Irengbam Ronilkumar Singh
		Date of Birth	03/05/1980	05/08/1984	03/23/1988
	Qualification	Maximum Marks	Marks	Marks	Marks
	General Qualification	30	24	30	24
I)	Bachelor's degree in any Discipline	24	24	24	24
			Pg. 126	Pg.224	
II)	Post Graduate degree in social science	6	0	6	0
				Pg. 225	
	Adequacy for the Project	60	40	40	34
a)	Minimum Professional Experience of 3 Years	32	32	32	32
			Pg. 124	Pg. 219	Pg. 116
b)	Additional 2 mark for each additional year (up to 8 marks maximum)	8	8	8	2
			Pg. 124	Pg. 219	
c)	Experience in Land Acquisition Activities	20	0	0	0
				Pg. 220	
	Experience in region & language	10	10	10	10
a)	Knowledge of Manipuri language (read+ write+ speak)	5	5	5	5
			Pg. 124	Pg. 222	Pg. 117
b)	Experience in NER region for similar assignment	5	5	5	5
			Pg. 124	Pg.220	Pg.116
	Total	100	74	80	68
		2.5	1.85	2.00	1.70

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(Legal Cell)

I am quite surprised at the views of the Financial Consultant which opine that the RFP does not require the bidder to provide information on debarment/termination. At the outset I would request the concerned ED to take explicit approval from the Managing Director, NHIDCL, whether the Financial Consultant is entitled to offer legal interpretation or offer explanation beyond its brief. When the interpretation required in this particular issue is purely legal.

Clause 1.7.1 of the RFP lays down the provisions/circumstances under which an NGO "*shall not be considered*". Clause 1.8 of the RFP imposes very high obligations on NHIDCL that bidders i.e. concerned NGO's shall maintain the highest standards of ethics during selection and execution of the Contract. It is needless to reiterate that at this stage we are concerned with the selection process only. Clause 1.8, for the sake of clarity and convenience is reproduced verbatim hereunder:

Clause 1.8 of the RFP:

In pursuance of this policy, NHIDCL;

(a) Defines, for the purposes of this provision, the terms set forth below as follow:

- (i) "corrupt practice" means the offering, giving, receiving, or soliciting of anything of value to influence the action of a public official in the selection process or in contract execution; and*
- (ii) "fraudulent practice" means a misrepresentation of facts in order to influence a selection process or the execution of a Contract to the detriment of NHIDCL, and includes collusive practices among NGOs (prior to or after submission of proposals) designed to establish prices at artificial, noncompetitive levels and to deprive NHIDCL of the benefits of free and open competition.*

(b) Will reject a proposal for award, if it determines that the NGO recommended for award, has engaged in corrupt or fraudulent activities in competing for the Contract in question;

(c) Will declare a NGO ineligible, either indefinitely or for a stated period of time, to be awarded a NHIDCL Contract, if it at any time determines that the NGO has engaged in corrupt or fraudulent practices in competing for, or in executing the contract; and

(d) Will have the right to include a clause in contract, requiring NGOs to permit NHIDCL to inspect their account and records relating to the performance of the contract and to have them audited by auditors appointed by the NHIDCL.

1.9 NGO shall not be under a declaration of ineligibility for corrupt and fraudulent practices issued by any Govt. entity in accordance with the above sun Para 1.8 (c).

1.10 NGO shall furnish information as described in the financial proposal submission form (Section 4A) on commissions and gratuities, if any, paid or to be paid to agents relating to this proposal, and to contract execution if the NGO is awarded the contract.

I am quite surprised to note that by email dated 22.07.2017, the Financial Consultant, through its Director Shri. Vikash Pandey, has only referred to clause 1.7.8 and has either deliberately or through its casual approach not referred to other clauses of the RFP for reasons best known to them. The Financial Consultants, being experts in the field, are expected to exercise a high degree of care and due diligence in rendering such opinions.

In the present bid the concerned NGO namely M/s Sai International Sansthan, while claiming their experience, submitted a certificate which thereby showed that a certain Project was awarded to them by Government of Assam by a letter dated 17.01.2014. The bidder never brought on record that the same Project was terminated by the same government on 28.08.2014, merely 8 months after commencement. The termination letter was forwarded to NHIDCL through an external source which reads as follows:-

Inviting a reference to the above, I am to state that due to Incapacitiness and non-performance of RP Implementation activities as per work plan, your service as a NGO for ADB assisted (NESRIP) Project for Tranche-1 Roads in Assam has been terminated under Clause No. 2.6.1 (a) and 2.6.1 (e) of the General Condition of Contract.

This Notice has been served under my hand seal on this 28th day of August 2014.

It is therefore clear that the said NGO namely Sai International Sansthan did not inform NHIDCL that the project for which they are claiming experience was in fact terminated.

It would be a matter altogether different if the bidder did not mention this project altogether in the first place. I agree with the view of the Financial Consultant that there is no onus on the bidder to declare projects that were terminated. However, the bidder having claimed experience for a terminated project by

submitting the letter of award and suppressing the order of termination does bring about an element of suppression.

The explanation of the NGO by letter dated 03.08.2017 does not even deal or attempt to explain why the order of termination was not given at the time of bidding and only the order of award was submitted along with bid. However by letter dated 16.8.2017 the NGO has clarified that they have successfully completed other projects and they were in fact not required to submit a list of all projects and it was an inadvertent error and in the interests of fairplay they may be given a chance to participate.

Notwithstanding the above, the conditions of the RFP require "experience" only. The RFP does not impose a condition on the bidder to disclose projects which the bidder may choose not to disclose. It appears from the bid that the bidder has disclosed other such projects which they have completed successfully. Without condoning the error mentioned above, however in the interests of competition and considering the fact that the bidder has clarified its stand by letter dated 16.8.2017, we may give the bidder the benefit of doubt and permit him to participate in the bidding. The file is placed before the management through the concerned ED for a final decision.