

बिड दस्तावेज़ / Bid Document

बिड विवरण / Bid Details	
बिड बंद होने की तारीख/समय / Bid End Date/Time	04-04-2026 14:00:00
बिड खुलने की तारीख/समय / Bid Opening Date/Time	04-04-2026 14:30:00
बिड पेशकश वैधता (बंद होने की तारीख से) / Bid Offer Validity (From End Date)	120 (Days)
मंत्रालय/राज्य का नाम / Ministry/State Name	Ministry Of Coal
विभाग का नाम / Department Name	Coal India Limited
संगठन का नाम / Organisation Name	Mahanadi Coalfields Limited
कार्यालय का नाम / Office Name	MCI Sambalpur Odisha
वस्तु श्रेणी / Item Category	Custom Bid for Services - Deployment of hydraulic excavator for cleaning of slush and mock from Railway track line by mechanical means for a period of two years at siding no 3 and 4 of Bhubaneswari OCP under BBSRI Area
समान श्रेणी / Similar Category	<ul style="list-style-type: none"> Hiring of Special Purpose Mining or Earth Moving Machines (Monthly Basis)
अनुबंध अवधि / Contract Period	2 Year(s)
एमएसएमई के लिए अनुभव के वर्षों और टर्नओवर से छूट प्रदान की गई है / MSE Relaxation for Years of Experience and Turnover	No
स्टार्टअप के लिए अनुभव के वर्षों और टर्नओवर से छूट प्रदान की गई है / Startup Relaxation for Years of Experience and Turnover	No
विक्रेता से मांगे गए दस्तावेज़ / Document required from seller	Experience Criteria, Bidder Turnover, Certificate (Requested in ATC), Additional Doc 1 (Requested in ATC), Additional Doc 2 (Requested in ATC), Additional Doc 3 (Requested in ATC), Additional Doc 4 (Requested in ATC) *In case any bidder is seeking exemption from Experience / Turnover Criteria, the supporting documents to prove his eligibility for exemption must be uploaded for evaluation by the buyer
क्या आप निविदाकारों द्वारा अपलोड किए गए दस्तावेज़ों को निविदा में भाग लेने वाले सभी निविदाकारों को दिखाना चाहते हैं? संदर्भ मेनू है / Do you want to show documents uploaded by bidders to all bidders participated in bid?	Yes (Documents submitted as part of a clarification or representation during the tender/bid process will also be displayed to other participated bidders after log in)

बिड विवरण/Bid Details	
बिड लगाने की समय सीमा स्वतः नहीं बढ़ाने के लिए आवश्यक बिड की संख्या। / Minimum number of bids required to disable automatic bid extension	3
दिनों की संख्या, जिनके लिए बिड लगाने की समय-सीमा बढ़ाई जाएगी। / Number of days for which Bid would be auto-extended	4
ऑटो एक्सटेंशन अधिकतम कितनी बार किया जाना है। / Number of Auto Extension count	1
बिड से रिवर्स नीलामी सक्रिय किया/Bid to RA enabled	No
क्रेता के लिए उपलब्ध आईटीसी/ITC available to buyer	Yes
बिड का प्रकार/Type of Bid	Two Packet Bid
तकनीकी मूल्यांकन के दौरान तकनीकी स्पष्टीकरण हेतु अनुमत समय /Time allowed for Technical Clarifications during technical evaluation	7 Days
अनुमानित बिड मूल्य / Estimated Bid Value	8936207
मूल्यांकन पद्धति/Evaluation Method	Total value wise evaluation
मूल्य दर्शाने वाला वित्तीय दस्तावेज ब्रेकअप आवश्यक है / Financial Document Indicating Price Breakup Required	Yes

ईएमडी विवरण/EMD Detail

एडवाइजरी बैंक/Advisory Bank	State Bank of India
ईएमडी राशि/EMD Amount	111800

ईपीबीजी विवरण /ePBG Detail

आवश्यकता/Required	No
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(a). जेम की शर्तों के अनुसार ईएमडी छूट के इच्छुक बिडर को संबंधित केटेगरी के लिए बिड के साथ वैध समर्थित दस्तावेज प्रस्तुत करने है। एमएसई केटेगरी के अंतर्गत केवल वस्तुओं के लिए विनिर्माता तथा सेवाओं के लिए सेवा प्रदाता ईएमडी से छूट के पात्र हैं। व्यापारियों को इस नीति के दायरे से बाहर रखा गया है।/EMD EXEMPTION: The bidder seeking EMD exemption, must submit the valid supporting document for the relevant category as per GeM GTC with the bid. Under MSE category, only manufacturers for goods and Service Providers for Services are eligible for exemption from EMD. Traders are excluded from the purview of this Policy.

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

लाभार्थी /Beneficiary :

MAHANADI COALFIELDS LIMITED JAGANNATH AREA
Office of the General Manager MCL, Jagannath Area Po-Dera, Dist-Angul, Odisha-759103

(Mahanadi Coalfields Limited Jagannath Area)

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

एमआईआई अनुपालन/MII Compliance

एमआईआई अनुपालन/MII Compliance	Yes
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1. Estimated Bid Value indicated above is being declared solely for the purpose of guidance on EMD amount and for determining the Eligibility Criteria related to Turn Over, Past Performance and Project / Past Experience etc. This has relevance or bearing on the price to be quoted by the bidders and is also not going to have any impact on bid participation. Also this is not going to be used as a criteria in determining reasonableness of quoted prices which would be determined by the buyer based on its own assessment of reasonableness and based on competitive prices received in Bid / RA process.

If the buyer has mentioned MSE purchase preference in ATC then service provider is required to upload necessary documents for MSE purchase preference for verification by the buyer during evaluation.

एक्सेल में अपलोड किए जाने की आवश्यकता /Excel Upload Required :

BOQ - [1773897427.xlsx](#)

अतिरिक्त योग्यता /आवश्यक डेटा/Additional Qualification/Data Required

Scope of Work:[1773897436.pdf](#)

Payment Terms:[1773897441.pdf](#)

GEM Availability Report (GAR):[1773897447.pdf](#)

Undertaking of Competent Authority is mandatory to create Custom Bid for Services. Please download standard format document and upload:[1773907307.pdf](#)

Custom Bid For Services - Deployment Of Hydraulic Excavator For Cleaning Of Slush And Mock From Railway Track Line By Mechanical Means For A Period Of Two Years At Siding No 3 And 4 Of Bhubaneswari OCP Under BBSRI Area (1)

तकनीकी विशिष्टियाँ /Technical Specifications

विवरण/ Specification	मूल्य/ Values
कोर / Core	
Description /Nomenclature of Service Proposed for procurement using custom bid functionality	Deployment of hydraulic excavator for cleaning of slush and mock from Railway track line by mechanical means for a period of two years at siding no 3 and 4 of Bhubaneswari OCP under BBSRI Area
Regulatory/ Statutory Compliance of Service	YES
Compliance of Service to SOW, STC, SLA etc	YES
एडऑन /Addon(s)	

क्रेता द्वारा निर्धारित न्यूनतम मूल्य/Minimum Floor Price defined by Buyer

क्रेता द्वारा निर्धारित न्यूनतम मूल्य/Minimum Floor Price defined by Buyer

No

इनपुट कर क्रेडिट(आईटीसी) तथा रिवर्स प्रभार (आरसीएम)/Input Tax Credit(ITC) and Reverse Charge(RCM) Details

जीएसटी पर इनपुट कर क्रेडिट /ITC on GST	जीएसटी उपकर कर क्रेडिट /ITC on GST Cess
100%	NA

अतिरिक्त विशिष्टि दस्तावेज़ /Additional Specification Documents

प्रेषिती/रिपोर्टिंग अधिकारी /Consignees/Reporting Officer and Quantity

क्र.सं./S.N o.	प्रेषिती/रिपोर्टिंग अधिकारी /Consignee Reporting/Officer	पता/Address	Quantity	अतिरिक्त आवश्यकता /Additional Requirement
1	Manik Garg	759103,Mahanadi Coalfields Limited Office Of the General Manager, Jagannath Area, PO-Dera, Talcher	Project / Lumpsum Based	N/A

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

1. Generic

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

2. Forms of EMD and PBG

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

MAHANADI COALFIELDS LIMITED, BHUBANESWARI AREA

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

3. Forms of EMD and PBG

Bidders can also submit the EMD with Payment online through RTGS / internet banking in Beneficiary name

MCL BHUBANESWARI AREA

Account No.

4433934049

IFSC Code

SBIN0000192

Bank Name

STATE BANK OF INDIA

Branch address

TALCHER

. Bidder to indicate bid number and name of bidding entity in the transaction details field at the time of on-line transfer. Bidder has to upload scanned copy / proof of the Online Payment Transfer along with bid.

4. Forms of EMD and PBG

Successful Bidder can submit the Performance Security in the form of Payment online through RTGS / internet banking also (besides PBG which is allowed as per GeM GTC). On-line payment shall be in Beneficiary name

MCL BHUBANESWARI AREA

Account No.

4433934049

IFSC Code

SBIN0000192

Bank Name

STATE BANK OF INDIA

Branch address

TALCHER

. Successful Bidder to indicate Contract number and name of Seller entity in the transaction details field at the time of on-line transfer. Bidder has to upload scanned copy / proof of the Online Payment Transfer in place of PBG within 15 days of award of contract.

5. Buyer Added Bid Specific ATC

Buyer Added text based ATC clauses

S No	Document	Scanned copy of documents to be uploaded by the bidder
1	2	3
1	Work Experience (Ref. Clause No.8(A)of NIT)	Satisfactory Work Completion Certificate issued by the employer against the experience of similar work containing all the information Work order, BOQ, TDS Certificate may be sought during clarification or along with deficient documents as per clause 13(B) if necessary by the Tender Committee. (In case of JV, Satisfactory Work Completion Certificate against individual partner(s) including Lead Partner of JV as applicable as per clauses mentioned in clause No. 8.A)

2	<p>Availability of Working Capital(For AMC contracts)</p> <p>(Ref. Clause No.8(B) of NIT)</p>	<p>The Availability of Working Capital (Ref. Clause No.8 (B) of NIT):</p> <p>Certificate of possessing adequate Working Capital (with UDIN No issued by a Practicing Chartered Accountant having a membership number with Institute of Chartered Accountants of India containing the information as furnished by bidder on- line.</p> <p>Note: In case the bidder is a Joint Venture, the working capital of individual partners of the JV will be added together and is to be furnished as the Working Capital of the bidder.</p>
3	<p>Permanent Account Number</p> <p>(Ref. Clause No.8(C) of NIT)</p>	<p>PAN card issued by Income Tax Department, Govt. of India.</p> <p>(In case of JV, PAN card for each Indian partner of JV and Verifiable Tax Residency Certificate of respective country for each foreign partner or JV itself)</p>
4	<p>Goods and Services Tax (GST) Status of Bidder</p> <p>(Ref. Clause No.8(D) of NIT)</p>	<p>The following documents depending upon the status w.r.t GST:</p> <p>a) If the Status of the bidder is GST Registered Bidder under regular scheme: GST Registration Certificate, (i.e. GST Identification Number) issued by the appropriate authority of India.</p> <p>b) If the Status of the bidder is GST Registered Bidder under composition scheme: GST Registration Certificate, (i.e. GST Identification Number) issued by the appropriate authority of India.</p> <p>c) If the Status of the bidder is GST unregistered: A Certificate (with UDIN) from a practicing Chartered Accountant having membership number with Institute of Chartered Accountants India certifying that the bidder is GST unregistered bidder in compliance with the relevant GST rules of India.</p> <p>[In case of JV, Bidder should submit scanned copy of GST status of each Partner only or GST Certificate of JV itself]</p> <p>Note: If the turnover of a bidder exceeds the exemption/threshold limit, the bidder must have GST registration as per GST Act and rules.</p>

5	Legal Status of the bidder	<p>Document(s) covered under any one of the following sub-head(s):</p> <p>Affidavit or any other document to prove proprietorship/Individual status of the bidder.</p> <p>In case of Partnership firm:- Partnership deed containing the name of partners.</p> <p>In case of companies:- Memorandum & Article of Association with certificate of incorporation containing the name of the bidder.</p> <p>In case of Joint Venture-</p> <p>Scanned copy of JV Agreement containing name of partners and lead partner, Power of Attorney to the lead partner and share of each partner as per Annexure-IX of GTC.</p> <p>Power of attorney of the respective partners from the Board of Directors of the concerned Company, or from the partners of the entity or from the proprietor, authorizing the signatory of JV agreement on behalf of them.</p> <p>The document(s) (any of them as applicable) regarding legal status of all the individual partners of JV mentioned below:</p> <p>a) Affidavit or any other document to prove Proprietorship/Individual status of the Bidder.</p> <p>OR</p> <p>b) Partnership deed containing name of partners.</p> <p>OR</p> <p>c) Memorandum & Article of Association with certificate of incorporation containing name of Bidder.</p>
6	<p>Undertaking by the bidder on his/her/their Letter Head as per Annexure XVII of GTC/SLA.</p>	<p>Undertaking regarding relatives as employees of the company, Director's Resolution (in case of partnership firm/JV), Local supplier status of the Bidder as per clause 8 (E) of NIT declaration w.r.t Make in India order dated 16.09.2020, Code of Integrity for Public Procurement (CIPP) and acceptance of LOB, Annexure-II, integrity Pact etc.</p>
7	Document regarding M/S/LLP Status if applicable	Copy of documentary evidence is to be uploaded along with the undertaking. Refer Clause No. 3.1.
<p>Note: Only one file in .pdf format can be uploaded against each eligibility criteria. Any additional/ other relevant document(s) to support the information/declaration furnished by bidder online/Annexures against eligibility criteria may also be attached by the bidder in the same file to be uploaded against respective eligibility criteria. Multiple documents are to be combined to a single pdf and uploaded in a single link.</p>		

6. **Buyer Added Bid Specific ATC**

Buyer uploaded ATC document [Click here to view the file.](#)

7. **Buyer Added Bid Specific SLA**

Text Clause(s)

ANNEXURE-XI

UNDERTAKING

(To be uploaded by the Bidder on his Letter Head during submission of bid on line)

I / We,, Proprietor/Partner/Legal Attorney/Director/ Accredited Representative of M/S., solemnly declare that:

1. Myself/Our Partners/Directors don't has/have any relative as employee of **Mahanadi Coalfields Limited.**

OR

The details of relatives of Myself/Our Partners/Directors working as employee of **Mahanadi Coalfields Limited** is as follows:

- a) Name of the employee
 - b) Place of posting
 - c) Department
 - d) Designation
 - e) Type of relation – Wife/Husband/ Father/ Step-Father/Mother / Step-Mother/ Son/ Nephew/ Niece/ Son's wife / Daughter / Daughter's Husband / Brother/ Step-Brother/ Sister / Step-Sister.
2. *I/We hereby confirm that we have registration with CMPF/**EPF** Authorities. We shall make necessary payments as required under law.

Or

*I/We hereby undertake that we shall take appropriate steps for registration as relevant under CMPF/**EPF** authorities, if applicable. We shall make necessary payments as required under law.

*** Delete whichever is not applicable.**

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3. ** I/We have not been banned /debarred or delisted by any Govt., or Quasi Govt. Agencies or PSUs.

Or

**I / Wehave been banned/debarred by the organization named “ _____ ” for a period of..... year/s, effective from to.....

**** Delete whichever is not applicable.**

4. We,.....
.....(Name of Partners of Partnership Firm/Joint Venture), partners of
.....(Name of Partnership Firm/Joint Venture) hereby
consent to abide by the provisions of Clause 16 of General Terms and Conditions pertaining to **dispute resolution**.

(Point no. 4 is Applicable in case of Partnership firm/Joint Venture)

5. We certify that the works/services offered by us against the tender for the work “**Deployment of hydraulic excavator for cleaning of slush and muck from Railway track line by mechanical means for a period of two years at siding no.3&4 of Bhubaneswari OCP under BBSRI Area.**” against NIT No/Tender ID: **MCL/GM(JA)/SO(C)/GeM/2025-26/52, Dated:19-03-2026**, meet the minimum local content requirement and has local content:

* Equal to or more than 50% (Select this, in case of Class-I Local Suppliers) i.e.....
(indicating the percentage of local content)

* More than 20% but less than 50% (Select this, in case of Class-II Local Suppliers) i.e.....%
(indicating the percentage of local content)

***Delete whichever is not applicable.**

Note: If the estimated value of procurement is more than Rs. 10 crores, all the Bidders shall submit along with this undertaking, a certificate (with UDIN) from the statutory auditor or cost auditor of the company (in case of companies) or from a practicing cost accountant or practicing chartered accountant (in respect of suppliers other than companies) giving the percentage of local content.

6. Certificate regarding compliance to order no.F.No.6/18/2019-PPD dt 23/2020 as amended from time to time of Ministry of Finance, Dept of Expenditure, Public Procurement Division with respect to restrictions on procurement of goods, services or works from a bidder of a country which shares a land border with India and on sub-contracting to contractors from such countries - I/we have read the Clause regarding restrictions on procurement from bidder of a country which shares a land border with India and on sub-contracting to contractors from such countries; I/we certify that I am/ we are not from such a country or, if from such a country, has/have been registered with the Competent Authority and will not sub-contract any work to a contractor from such countries unless such contractor is registered with the Competent Authority.

I/We hereby certify that I/we fulfil all requirements in this regard and I am/ we are eligible to be considered.

(Where applicable, evidence of Competent Authority shall be attached along with this undertaking)

7. **I/We have not been debarred by any procuring entity for violation of Preference to Make in India (as applicable) vide Order No. P-45021/2/2017-PP (BE-II) dated 16.09.2020, issued by Govt. of India as amended from time to time (not applicable for works with estimated value put to tender less than 5 lakh).**

OR

I / Wehave been debarred by.....(name of procuring entity) for violation of Preference to Make in India vide Order No. P-45021/2/2017-PP (BE-II) dated 16.09.2020, issued by Govt. of India as amended from time to time for a period of.....year/s, effective from to.....

**** Delete whichever is not applicable.**

Note: A bidder who has been debarred by any procuring entity for violation of Preference to Make in India vide Order No. P-45021/2/2017-PP (BE-II) dated 16.09.2020, issued by Govt. of India as amended from time to time shall not be eligible for preference under this Order for procurement by any other procuring entity for the duration of debarment.

8. **I/we abide the Code of Integrity for Public Procurement (CIPP) as given in the tender document.**

9. **I/we do not have any previous transgression of CIPP in last three years with any entity in any country.**

Or

I / We have been debarred by..... (name of procuring entity) for violation of Code of Integrity for Public Procurement (CIPP), for a period of..... year/s, effective from to.....

***Delete whichever is not applicable**

10. I/We hereby agree that:

a) I/We have gone through and unconditionally ACCEPT all clauses of Letter of Intent

Bid (Annexure-I), Undertaking regarding Genuineness of the information (Annexure-II), and Integrity Pact (Annexure- X) (As Applicable).

- b) I/We possess the document indicating percentage of local content as enlisted in clause no. 8(E) of NIT and Annexure XVII.
- c) I/We possess the documents as per NIT to confirm our status with respect to GST status as declared by us in the BOQ as per relevant clause of NIT.
- d) I/We possess the valid PAN issued by Income Tax Department of Govt. of India.
- e) I/We possess the document to support if an Individual or Proprietor of a Proprietorship firm or possess the Memorandum and Article of Association if a company or Partnership Deed if a Partnership firm.
- f) The work experience being submitted by us on-line are similar in nature as per Definition of Similar Work mentioned under Clause No.8(A) of NIT.
- g) I/We possess Working Capital certificate with UDIN issued by a Practicing Chartered Accountant having a membership number with Institute of Chartered Accountants of India, containing the information as furnished by us on-line.
- h) I/We are either not a Joint Venture OR The Lead Partner of our JV is having at least 50 (fifty) percent share in J.V. and other partners are having at least 20 (Twenty) percent share in J.V (applicable for tenders with estimated value above 2 crores)

11. If any information and document submitted is found to be false/ incorrect at any time, department may cancel my/our Bid and action as deemed fit may be taken against me/us, including termination of the contract, forfeiture of all dues including Earned Money and debarment of our firm and all partners of the firm etc. from Bidding, as per the tender document.

Note: 1. In case of Joint Venture Firm/Partnership firm, the undertaking must be signed by all the partners of the Partnership Firm / Joint Venture (JV) firm.

2. In case of Project Affected Person(s) (PAPs) firms, this document is to be signed by all the partners of the PAPs who have formed Partnership firm and if the PAPs have formed co-operative society

ety, this document is to be signed by any legally acceptable authorized signatory of the co-operative society, approved through the Resolution of the co-operative society.

8. Buyer Added Bid Specific SLA

File Attachment [Click here to view the file.](#)

9. Certificates

Bidder's offer is liable to be rejected if they don't upload any of the certificates / documents sought in the Bid document, ATC and Corrigendum if any.

10. Service & Support

Dedicated /toll Free Telephone No. for Service Support : BIDDER/OEM must have Dedicated/toll Free Telephone No. for Service Support.

11. Purchase Preference (Centre)

Purchase preference to Micro and Small Enterprises (MSEs): Purchase preference will be given to MSEs as defined in Public Procurement Policy for Micro and Small Enterprises (MSEs) Order, 2012 dated 23.03.2012 issued by Ministry of Micro, Small and Medium Enterprises and its subsequent Orders/Notifications issued by concerned Ministry. If the bidder wants to avail the Purchase preference, the bidder must be the manufacturer of the offered product in case of bid for supply of goods. Traders are excluded from the purview of Public Procurement Policy for Micro and Small Enterprises. In respect of bid for Services, the bidder must be the Service provider of the offered Service. Relevant documentary evidence in this regard shall be uploaded along with the bid in respect of the offered product or service. If L-1 is not an MSE and MSE Seller (s) has/have quoted price within L-1+ 15% of margin of purchase preference /price band defined in relevant policy, such Seller shall be given opportunity to match L-1 price and contract will be awarded for percentage of 100% of total value.

अस्वीकरण/Disclaimer

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

1. Definition of Class I and Class II suppliers in the bid not in line with the extant Order / Office Memorandum issued by DPIIT in this regard.
2. Seeking EMD submission from bidder(s), including via Additional Terms & Conditions, in contravention to exemption provided to such sellers under GeM GTC.
3. Publishing Custom / BOQ bids for items for which regular GeM categories are available without any Category item bunched with it.
4. Creating BoQ bid for single item.
5. Mentioning specific Brand or Make or Model or Manufacturer or Dealer name.
6. Mandating submission of documents in physical form as a pre-requisite to qualify bidders.
7. Floating / creation of work contracts as Custom Bids in Services.
8. Seeking sample with bid or approval of samples during bid evaluation process. (However, in bids for [attached categories](#), trials are allowed as per approved procurement policy of the buyer nodal Ministries)
9. Mandating foreign / international certifications even in case of existence of Indian Standards without specifying equivalent Indian Certification / standards.
10. Seeking experience from specific organization / department / institute only or from foreign / export experience
11. Creating bid for items from irrelevant categories.
12. Incorporating any clause against the MSME policy and Preference to Make in India Policy.
13. Reference of conditions published on any external site or reference to external documents/clauses.
14. Asking for any Tender fee / Bid Participation fee / Auction fee in case of Bids / Forward Auction, as the case may be.

be.

15. Any ATC clause in contravention with GeM GTC Clause 4 (xiii)(h) will be invalid. In case of multiple L1 bidders against a service bid, the buyer shall place the Contract by selection of a bidder amongst the L-1 bidders through a Random Algorithm executed by GeM system.
16. Buyer added ATC Clauses which are in contravention of clauses defined by buyer in system generated bid template as indicated above in the Bid Details section, EMD Detail, ePBG Detail and MII and MSE Purchase Preference sections of the bid, unless otherwise allowed by GeM GTC.
17. In a category based bid, adding additional items, through buyer added additional scope of work/ additional terms and conditions/or any other document. If buyer needs more items along with the main item, the same must be added through bunching category based items or by bunching custom catalogs or bunching a BoQ w the main category based item, the same must not be done through ATC or Scope of Work.

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

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

For all provisions of the Labour Codes that are pending operationalisation through rules, schemes or notifications, the corresponding provisions of the pre-existing labour enactments (such as The Minimum Wages Act, 1948, The Payment of Wages Act, 1936, The Payment of Bonus Act, 1965, The Equal Remuneration Act, 1976, The Payment of Gratuity Act, 1972, etc. and relevant State Rules) shall continue to remain applicable.

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

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

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

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

जेम की सामान्य शर्तों के खंड 26 के संदर्भ में भारत के साथ भूमि सीमा साझा करने वाले देश के बिडर से खरीद पर प्रतिबंध के संबंध में भारत साथ भूमि सीमा साझा करने वाले देश का कोई भी बिडर इस निविदा में बिड देने के लिए तभी पात्र होगा जब वह बिड देने वाला सक्षम प्राधिकार के पास पंजीकृत हो। बिड में भाग लेते समय बिडर को इसका अनुपालन करना होगा और कोई भी गलत घोषणा किए जाने व इसका अनुपालन करने पर अनुबंध को तत्काल समाप्त करने और कानून के अनुसार आगे की कानूनी कार्रवाई का आधार होगा।/In terms of GeM GTC clause 26 regard

Restrictions on procurement from a bidder of a country which shares a land border with India, any bidder from a country which shares a land border with India will be eligible to bid in this tender only if the bidder is registered with the Competent Authority. While participating in bid, Bidder has to undertake compliance of this and any false declaration non-compliance of this would be a ground for immediate termination of the contract and further legal action in accordance with the laws.

---धन्यवाद/Thank You---