बिड संख्या/Bid Number: GEM/2026/B/8186258
दिनांक /Dated: 30-10-2026

बिड दस्तावेज़ / Bid Document

बिड विवरण/Bid Details	
बिड बंद होने की तारीख/समय /Bid End Date/Time	21-11-2026 16:00:00
बिड खुलने की तारीख/समय /Bid Opening Date/Time	22-11-2026 16:00:00
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 Education
विभाग का नाम/Department Name	Department Of Higher Education
संगठन का नाम/Organisation Name	Indian Institute Of Technology (iit)
कार्यालय का नाम/Office Name	Kharagpur
शिकायत निवारण के संपर्क विवरण/ Contact details of Grievance redressal	HOD Email id :amitjain-23050@gembuyer.in Buyer Email id: raghwendra@adm.iitkgp.ac.in
कुल मात्रा/Total Quantity	1
वस्तु श्रेणी /Item Category	Critical Heat Flux Boiling Heat Transfer
GeMARPTS में खोजी गई स्ट्रिंग्स / Searched Strings used in GeMARPTS	Critical Heat Flux Boiling Heat Transfer
GeMARPTS में खोजा गया परिणाम / Searched Result generated in GeMARPTS	Shell & Tube Heat Exchanger, Electric Kettles and Jugs for Household and Similar Use as per IS 367 (V2)
अधिसूचना के लिए चयनित प्रासंगिक श्रेणियाँ / Relevant Categories selected for notification	• Thermal Conductivity Apparatus for liquid
पिछले 3 वित्तीय वर्षों का बिडर का न्यूनतम औसत वार्षिक वित्तीय टर्नओवर/Minimum Average Annual Turnover of the bidder (For the last 3 Financial Years)	20 Lakh (s)
मूल उपकरण निर्माता का औसत टर्नओवर (गत 3 वर्षों का)/OEM Average Turnover (Last 3 Years)	164 Lakh (s)
उन्हीं/समान सेवा के लिए अपेक्षित विगत अनुभव के वर्ष/Years of Past Experience Required for same/similar service	3 Year (s)
टर्नओवर पात्रता मानदंड/Turnover eligibility criteria	To be verified by the buyer at the time of technical evaluation

बिड विवरण/Bid Details	
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	Yes | Complete
विक्रेता से मांगे गए दस्तावेज़/Document required from seller	Experience Criteria,Past Performance,Bidder Turnover,Certificate (Requested in ATC),OEM Authorization Certificate,OEM Annual Turnover,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 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	7
ऑटो एक्सटेंशन अधिकतम कितनी बार किया जाना है। / Number of Auto Extension count	1
विगत प्रदर्शन /Past Performance	80 %
बिड से रिवर्स नीलामी सक्रिय किया/Bid to RA enabled	No
बिड का प्रकार/Type of Bid	Two Packet Bid
तकनीकी मूल्यांकन के दौरान तकनीकी स्पष्टीकरण हेतु अनुमत समय /Time allowed for Technical Clarifications during technical evaluation	2 Days
निरीक्षण आवश्यक (सूचीबद्ध निरीक्षण प्राधिकरण /जेम के साथ पूर्व पंजीकृत एजेंसियों द्वारा)/Inspection Required (By Empanelled Inspection Authority / Agencies pre-registered with GeM)	No
मूल्यांकन पद्धति/Evaluation Method	Total value wise evaluation
मध्यस्थता खंड/Arbitration Clause	No
सुलह खंड/Mediation Clause	No

ईएमडी विवरण/EMD Detail

एडवाईजरी बैंक/Advisory Bank	State Bank of India
ईएमडी राशि/EMD Amount	82000

ईपीबीजी विवरण /ePBG Detail

आवश्यकता/Required	No

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

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

(c).ईएमडी और संपादन जमानत राशि लाभार्थी के पक्ष में होनी चाहिए। / Earnest Money Deposit (EMD) shall also be accepted by the buyer in the form of a surety bond.

लाभार्थी /Beneficiary :

Payable at IIT Kharagpur
Indian Institute of Technology Kharagpur, Kharagpur, Dist- West Medinipur, Pin-721302, Department of Higher Education, Indian Institute of Technology (IIT), Ministry of Education
(Indian Institute Of Technology Kharagpur)

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

एमआईआई खरीद वरीयता/MII Purchase Preference

एमआईआई खरीद वरीयता/MII Purchase Preference	No

एमआईआई के लिए सक्षम प्राधिकारी का विवरण:/Details of the Competent Authority for MII

सक्षम प्राधिकारी का नाम/Name of Competent Authority	Himani Pande
सक्षम प्राधिकारी का पदनाम/Designation of Competent Authority	Additional Secretary to the Government of India
सक्षम प्राधिकारी का कार्यालय/विभाग/प्रभाग/Office / Department / Division of Competent Authority	Public Procurement Division, DPIIT
सीए अनुमोदन संख्या/CA Approval Number	P-45021/2/2017-PP(BE-II)-Part (4) Vol. II
सक्षम प्राधिकारी अनुमोदन तिथि/Competent Authority Approval Date	08-07-2025
सक्षम प्राधिकारी द्वारा प्रदान की गई स्वीकृति का संक्षिप्त विवरण/Brief Description of the Approval Granted by Competent Authority	The exemption limit of small purchases is increased from Rs. 5 lakh to Rs. 50 lakh for scientific and research Institutes including higher education institutes offering Doctoral programs in case of procurement of scientific equipment/ consumables.

Competent Authority Approval for not opting Make In India Preference : View Document

एमएसई खरीद वरीयता/MSE Purchase Preference

एमएसई खरीद वरीयता/MSE Purchase Preference	Yes
सूक्ष्म और लघु उद्यम मूल उपकरण निर्माताओं/सेवा प्रदाता को खरीद में प्राथमिकता, यदि उनका मूल्य L1+X% / Purchase Preference to MSE OEMs/ Service Provider available upto price within L1+X%	15
सूक्ष्म और लघु उद्यम मूल उपकरण निर्माता/सेवा प्रदाता को खरीद में प्राथमिकता के लिए बिड की मात्रा का अधिकतम प्रतिशत / Percentage of Bid quantity/amount for MSE OEMs/ Service Provider Purchase preference	25

1. If the bidder is a DPIIT registered Startup, the bidder shall be relaxed from the the eligibility criteria of "Experience Criteria" as defined above subject to their meeting of quality and technical specifications. The bidder seeking Relaxation from Experience Criteria, shall upload the supporting documents to prove his eligibility for Relaxation.
2. If the bidder is a DPIIT registered Startup, the bidder shall be relaxed from the the eligibility criteria of "Bidder Turnover" as defined above subject to their meeting of quality and technical specifications. If the bidder is DPIIT Registered OEM of the offered products, it would be relaxed from the "OEM Average Turnover" criteria also subject to meeting of quality and technical specifications. The bidder seeking Relaxation from Turnover shall upload the supporting documents to prove his eligibility for Relaxation.
3. The minimum average annual financial turnover of the bidder during the last three years, ending on 31st March of the previous financial year, should be as indicated above in the bid document. Documentary evidence in the form of certified Audited Balance Sheets of relevant periods or a certificate from the Chartered Accountant / Cost Accountant indicating the turnover details for the relevant period shall be uploaded with the bid. In case the date of constitution / incorporation of the bidder is less than 3-year-old, the average turnover in respect of the completed financial years after the date of constitution shall be taken into account for this criteria.
4. Experience Criteria: In respect of the filter applied for experience criteria, the Bidder or its OEM of the product offered in the bid {themselves or through reseller(s)} should have regularly, manufactured and supplied same or similar Category Products to any Central / State Govt Organization / PSU for number of Financial years as indicated above in the bid document before the bid opening date. Copies of relevant contracts and delivery acceptance certificates like CRAC to be submitted along with bid in support of having supplied some quantity during each of the Financial year. In case of bunch bids, the category of primary product having highest value should meet this criterion.
5. OEM Turn Over Criteria: The minimum average annual financial turnover of the OEM of the offered product during the last three years, ending on 31st March of the previous financial year, should be as indicated in the bid document. Documentary evidence in the form of certified Audited Balance Sheets of relevant periods or a certificate from the Chartered Accountant / Cost Accountant indicating the turnover details for the relevant period shall be uploaded with the bid. In case the date of constitution / incorporation of the OEM is less than 3 year old, the average turnover in respect of the completed financial years after the date of constitution shall be taken into account for this criteria.
6. **Purchase preference to Micro and Small Enterprises (MSEs):** Purchase preference will be given to MSEs having valid Udyam Certificate and whose credentials are validated online through Udyam Registration portal 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 themselves of the Purchase preference, the bidder must be the manufacturer / OEM of the offered product on GeM. In respect of bid for Services, the bidder must be the Service provider of the offered Service. Traders are excluded from the purview of Public Procurement Policy for Micro and Small Enterprises and hence resellers offering products manufactured by some other OEM are not eligible for any purchase preference. Relevant documentary evidence in this regard shall be uploaded along with the bid in respect of the offered product or service, and Buyer will decide eligibility for purchase preference based on documentary evidence submitted in case of product bids, whereas in case of services the eligibility is automatically validated. If L-1 is not an MSE and MSE Seller (s) has / have quoted price within L-1+ 15% (Selected by Buyer) of margin of purchase preference /price band defined in relevant policy, such MSE Seller shall be given opportunity to match L-1 price and contract will be awarded for 25% (selected by Buyer) percentage of total quantity. The buyers are advised to refer the OM_No.1_4_2021_PPD_dated_18.05.2023 for compliance of Concurrent application of Public Procurement Policy for Micro and Small Enterprises Order, 2012 and Public

Procurement (Preference to Make in India) Order, 2017. Benefits of MSE will be allowed only if seller is validated on-line in GeM profile as well as validated and approved by Buyer after evaluation of documents submitted.
7. Past Performance: The Bidder or its OEM {themselves or through re-seller(s)} should have supplied same or similar Category Products for 80% of bid quantity, in at least one of the last three Financial years before the bid opening date to any Central / State Govt Organization / PSU. Copies of relevant contracts (proving supply of cumulative order quantity in any one financial year) to be submitted along with bid in support of quantity supplied in the relevant Financial year. In case of bunch bids, the category related to primary product having highest bid value should meet this criterion.

Critical Heat Flux Boiling Heat Transfer (1 the number pi)

तकनीकी विशिष्टियाँ /Technical Specifications

क्रेता विशिष्टि दस्तावेज़ /Buyer Specification Document	Download

परेषिती/रिपोर्टिंग अधिकारी तथा मात्रा/Consignees/Reporting Officer and Quantity

क्र.सं./S.No.	परेषिती/रिपोर्टिंग अधिकारी /Consignee Reporting/Officer	पता/Address	मात्रा /Quantity	डिलीवरी के दिन/Delivery Days
1	Mostakin Hossain	721302,Chemical Engineering, IIT Kharagpur	1	90

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

1. **Generic**

   Actual delivery (and Installation & Commissioning (if covered in scope of supply)) is to be done at following address

   The Head, Dept. of Chemical Engineering
   Indian Institute of Technology Kharagpur
   Kharagpur
   Dist- West Medinipur
   Pin-721302
   .

2. **Generic**

   Bidder financial standing: The bidder should not be under liquidation, court receivership or similar proceedings, should not be bankrupt. Bidder to upload undertaking to this effect with bid.

3. **Generic**

   Bidders shall quote only those products (Part of Service delivery) in the bid which are not obsolete in the market and has at least 7 years residual market life i.e. the offered product shall not be declared end-of-life by the OEM before this period.

4. **Generic**

   Data Sheet of the product(s) offered in the bid, are to be uploaded along with the bid documents. Buyers

can match and verify the Data Sheet with the product specifications offered. In case of any unexplained mismatch of technical parameters, the bid is liable for rejection.

5. **Generic**

   Manufacturer Authorization: Wherever Authorised Distributors/service providers are submitting the bid, Authorisation Form /Certificate with OEM/Original Service Provider details such as name, designation, address, e-mail Id and Phone No. required to be furnished along with the bid

6. **Scope of Supply**

   Scope of supply (Bid price to include all cost components) : Supply Installation Testing Commissioning of Goods and Training of operators and providing Statutory Clearances required (if any)

7. **Turnover**

   Bidder Turn Over Criteria: The minimum average annual financial turnover of the bidder during the last three years, ending on 31st March of the previous financial year, should be as indicated in the bid document. Documentary evidence in the form of certified Audited Balance Sheets of relevant periods or a certificate from the Chartered Accountant / Cost Accountant indicating the turnover details for the relevant period shall be uploaded with the bid. In case the date of constitution / incorporation of the bidder is less than 3 year old, the average turnover in respect of the completed financial years after the date of constitution shall be taken into account for this criteria.

8. **Turnover**

   OEM Turn Over Criteria: The minimum average annual financial turnover of the OEM of the offered product during the last three years, ending on 31st March of the previous financial year, should be as indicated in the bid document. Documentary evidence in the form of certified Audited Balance Sheets of relevant periods or a certificate from the Chartered Accountant / Cost Accountant indicating the turnover details for the relevant period shall be uploaded with the bid. In case the date of constitution / incorporation of the OEM is less than 3 year old, the average turnover in respect of the completed financial years after the date of constitution shall be taken into account for this criteria. In case of bunch bids, the OEM of CATEGORY RELATED TO primary product having highest bid value should meet this criterion.

9. **Service & Support**

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

10. **Service & Support**

    Escalation Matrix For Service Support : Bidder/OEM must provide Escalation Matrix of Telephone Numbers for Service Support.

11. **Warranty**

    Warranty period of the supplied products shall be as given in specifications from the date of final acceptance of goods or after completion of installation, commissioning & testing of goods (if included in the scope of supply), at consignee location. OEM Warranty certificates must be submitted by Successful Bidder at the time of delivery of Goods. The seller should guarantee the rectification of goods in case of any break down during the guarantee period. Seller should have well established Installation, Commissioning, Training, Troubleshooting and Maintenance Service group in INDIA for attending the after sales service. Details of Service Centres near consignee destinations are to be uploaded along with the bid.

12. **Certificates**

    The bidder is required to upload, along with the bid, all relevant certificates such as BIS licence, type test certificate, approval certificates and other certificates as prescribed in the Product Specification given in the bid document.

13. **Certificates**

ISO 9001: The bidder or the OEM of the offered products must have ISO 9001 certification.

14. **Buyer Added Bid Specific ATC**

Buyer Added text based ATC clauses

1. Minimum Average Annual Turnover of the Bidder

The bidder shall have a **minimum average annual turnover of INR 20 Lakhs (Rupees Twenty Lakhs only)** during the last three financial years.

The bidder shall submit documentary evidence in support of the above requirement, such as:

- Audited financial statements;
- Balance sheets;
- Profit and Loss Statements; and/or
- A turnover certificate issued by a Chartered Accountant.

The submitted documents shall clearly establish compliance with the prescribed minimum average annual turnover requirement.

2. Minimum Average Annual Turnover of the OEM

The Original Equipment Manufacturer (OEM) shall have a **minimum average annual turnover of INR 1.64 Crore (Rupees One Crore Sixty Four Lakhs only)** during the last three financial years.

The bidder shall submit documentary evidence in support of the OEM's turnover requirement, such as:

- Audited financial statements;
- Balance sheets;
- Profit and Loss Statements; and/or
- A turnover certificate issued by a Chartered Accountant.

The bidder shall be responsible for ensuring that adequate documentary evidence of the OEM's financial capability is submitted along with the technical bid.

3. Past Experience

The bidder and/or the OEM shall have a **minimum of five (5) years of experience** in the supply, installation, commissioning, operation support, maintenance and/or servicing of the same or similar type of equipment.

The bidder shall submit documentary evidence demonstrating such experience, including, wherever applicable:

- Purchase Orders;
- Supply Orders;
- Installation and Commissioning Certificates;
- Performance Certificates;
- Work Orders;
- Completion Certificates; and/or
- Other relevant documentary evidence acceptable to the Purchaser.

The Purchaser reserves the right to verify the submitted experience credentials from the concerned end us ers, institutions, organizations, or other relevant sources.

4. Warranty

The supplied equipment shall be covered by a **comprehensive warranty for a period of five (5) year s** from the date of successful installation and commissioning of the complete system.

The comprehensive warranty shall cover, **without any additional cost to the Purchaser**, all items and services necessary to keep the equipment in proper working condition, including but not limited to:

- All parts and components of the equipment;
- Computer, control system and associated hardware;
- Data-acquisition system and associated hardware;
- Software and software-related functionality supplied with the equipment;
- Accessories supplied as part of the system;
- Labour and service charges;
- Repairs and troubleshooting;
- Replacement of defective, failed, damaged or non-performing components; and
- Any other item, component, consumable or service required to maintain the supplied system in pro per working condition during the warranty period, wherever such item is covered under the compre hensive warranty.

The bidder/OEM shall ensure **timely rectification of defects and replacement of defective or failed components** throughout the warranty period.

No additional charges shall be payable by the Purchaser for warranty-related repair, service, labour, repla cement or troubleshooting covered under the comprehensive warranty.

5. Mandatory Presentation/Demonstration before Opening of Financial Bid

A **presentation and/or demonstration shall be mandatory for all technically qualified bidders b efore opening of the financial bids**.

Each technically qualified bidder shall give a detailed presentation and/or demonstration covering, at a mi nimum, the following:

1. Technical specifications and compliance with all tender requirements;
2. Working principle and operation of the equipment;
3. Major features and capabilities of the system;
4. Computer-controlled operation;
5. Data acquisition and data-logging facility;
6. Calibration procedure and measurement accuracy;
7. Software features and data-analysis capabilities;
8. Installation and commissioning methodology;
9. Training arrangements;
10. After-sales service and technical support;
11. Warranty provisions; and
12. Service-support arrangements.

The presentation/demonstration shall be evaluated by the **Purchaser/Technical Evaluation Committee** .

The bidder shall demonstrate that the offered equipment is capable of meeting the technical and functiona

l requirements specified in the tender.

Only those bidders who successfully complete the required presentation/demonstration and are found technically compliant with the tender requirements shall be considered for opening of their financial bids.

The decision of the Purchaser/Technical Evaluation Committee regarding technical compliance and satisfactory completion of the presentation/demonstration shall be final, subject to the provisions of the applicable procurement rules.

6. Training of Technical Personnel at OEM's Factory/Premises

As the Purchaser intends to establish and operate the laboratory in accordance with the requirements of **NABL accreditation**, the bidder/OEM shall arrange suitable technical training for the technical professionals/operators nominated by the Purchaser at the **OEM's own factory/premises or authorized training facility**, as applicable.

The training shall be designed to ensure competent operation, measurement, data handling, calibration, maintenance and troubleshooting of the supplied equipment.

The training shall cover, at a minimum:

- Operation and handling of the equipment;
- Computer-controlled operation;
- Data acquisition and data logging;
- Software operation and data analysis;
- Calibration and measurement procedures;
- Routine maintenance;
- Troubleshooting and fault diagnosis;
- Safety precautions; and
- Good laboratory and equipment operating practices.

Where applicable, the training shall also include aspects relevant to **measurement traceability, calibration records, data integrity, equipment verification and proper documentation**, so as to support the Purchaser's laboratory quality-management requirements and preparation for NABL accreditation.

The bidder shall clearly indicate in the technical bid:

- Proposed training schedule;
- Duration of training;
- Number of personnel to be trained;
- Training location;
- Scope and contents of training;
- Name/designation or qualification of proposed trainers, wherever available; and
- Whether a training/completion certificate will be provided.

The training shall be conducted by **suitably qualified and competent personnel of the OEM or its duly authorized technical personnel**.

The bidder/OEM shall bear all costs associated with providing the stipulated training, unless otherwise specified elsewhere in the Tender Document.

7. Earnest Money Deposit (EMD): An amount of Rs. 82,000/- (Rupees Eighty Two Thousand only) (refundable) in the form of Demand Draft (DD)/ Fixed Deposit Receipt (FDR)/ Banker’s Cheque (BC) paid in favour of “INDIAN INSTITUTE OF TECHNOLOGY KHARAGPUR”, payable at Kharagpur must be submitted with th

e bid. Any bid without EMD will summarily be rejected. No interest is payable on EMD. EMD will be refunde d to the unsuccessful bidder after finalization of the bidding process stage by stage i.e. Technical evaluatio n and Financial evaluation. The EMD of the vendor awarded the contract may be treated as part of security deposit towards Performance Guarantee. EMD shall be forfeited if the selected vendor after award of the c ontract fails to execute the same.

Bidders has to upload scanned copy/proof of the Demand Draft (DD)/ Fixed Deposit Receipt (FDR)/ Banker' s Cheque (BC)along with bid and has to ensure delivery of hardcopy to the buyer at below mentioned addr ess within S days of Bid End date/Bid Opening date.

To

The Assistant Registrar

Stores and Purchase Section

Indian Institute of Technology Kharagpur

Kharagpur – 721302.

8. Payment Terms:

i. **90% payment of the total contract shall be made after receipt of stores in good order a nd condition, successful installation and demonstration, thereafter certification of your b ill by the concerned Head of the Department/ Centers/Schools/Units.**

ii. **Balance 10% payment of the contract value may be released against submission of Per formance Security to the tune of 3% of the total Contract Value or on completion of warra nty period.**

9. Performance Security: Performance Security may be submitted in the form of Demand Draft/ Fixed D eposit Receipt/ Performance Bank Guarantee (PBG) from any of the commercial banks in India and paid in favour of "**INDIAN INSTITUTE OF TECHNOLOGY KHARAGPUR"**, payable at Kharagpur to the tune of 3 % of the total contract value. The PBG shall be valid for the period of warranty period plus 60 days. The pe rformance security will be forfeited and credited to the procuring Entity's account in the event of breach of contract by the contractor. The address for submission of hard copy of the Security Deposit is as follows:

To

The Assistant Registrar

Stores and Purchase Section

Indian Institute of Technology Kharagpur

Kharagpur – 721302.

10. Jurisdiction: All questions, disputes, or differences arising under, out of or in connection with the cont ract, if concluded, shall be subject to the exclusive jurisdiction at the place from which the acceptance of T ender is issued i.e. Jurisdiction of KOLKATA HIGH COURT. Acceptance to this effect is also necessary at the time of opening of Technical Bid.

Important Note: Bidders should submit the following certificates as per Annexures

- **Declaration of Local Content as per Annexure-I**
- **Certificate for Land Border Sharing as per Annexure –II; and**
- **Undertaking regarding Blacklisting/Non-debarment as per Annexure-III**

The above-mentioned Annexures are available through Google through Google

Link:

https://drive.google.com/file/d/1DvPQWyOO_81KxfObLiWqaVtCyeSASWzp/view?usp=sharing

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अस्वीकरण/Disclaimer

The Additional Terms and Conditions (ATC) have been incorporated by the Buyer after approval of their Competent Authority. The Buyer ,is solely responsible for the impact of these clauses on the bidding process, its outcome, and consequences thereof including any restriction arising in the bidding process due to these ATCs and including the modification of technical specifications and / or terms and conditions governing the bid.All representations / grievances pertaining to the ATC clauses shall be raised with the buyer organization directly and not with GeM.If any of the clause(s) is/are incorporated by the Buyer regarding the following, the bid & resultant contract shall be treated as null & void. Further, GeM reserves the right, at its sole discretion, to cancel the bid forthwith, without issuance of any prior notice or intimation :-

1. Publishing Custom / BOQ bids for items for which regular GeM categories are available (unless such Custom / BOQ item is bunched with the major regular product Category Item).
2. Mandating procurement of / from specific Brand / Make / Model / Manufacturer / Dealer except in case of Single Bid / Proprietary Article Certificate (PAC) Buying.
3. Inclusion of disqualification criteria related to suspension of seller / service provider, where such suspension period has already expired.
4. Mandating submission of documents (other than EMD and signed Integrity Pact - which can be submitted within 5 days of bid opening) in physical form as a pre-requisite to qualify bidders.
5. Publishing bids on GeM for procurement of works.
6. Procurement of Goods by creating a Service bid on GeM & vice-versa.
7. Seeking sample with bid or approval of samples during bid evaluation process. However, trial / sample, as the case may be, shall be permitted in cases where trial / sample are allowed as per approved and published procurement policy of the Buyers' controlling Ministry / Department / State / Public Sector Enterprises Headquarters. If there is any violation of trial / sample clause with regard to approved policy of the Buyers' Ministry / Department / State / Public Sector Enterprises Headquarters, then this is to be determined and redressed by the concerned Buyer Organisation only.
8. Seeking experience from specific organization / department / institute only or from foreign / export experience.
9. Creating bid for items from incorrect categories.
10. Reference of conditions published on any external site or reference to external documents/clauses.
11. Asking for any Tender fee / Bid Participation fee, as the case may be.
12. Buyer added ATC Clauses which are in contravention of clauses defined in bid detail section, including specifications, EMD Detail, ePBG Detail and MII and MSE Purchase Preference sections of the bid, unless otherwise allowed by the applicable GeM GTC.
13. 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.
14. 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 catalogues or bunching a BoQ with the main category based item, the same must not be done through ATC or Scope of Work.

Further, if any seller has any objection/grievance against these additional clauses or otherwise on any aspect of this bid, they can raise their representation against the same by using the Representation window provided in the bid details field in Seller dashboard after logging in as a seller. 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 General Terms and Conditions, conditions stipulated in Bid and Service Level Agreement specific to the Service, as the case may be, as provided in the Marketplace.

However, in case of Service, if any condition specified in General Terms and Conditions is contradicted by the conditions stipulated in Service Level Agreement specific to said Service, then it will over-ride the conditions in the General Terms and Conditions.

यह बिड सामान्य शर्तों के अंतर्गत भी शासित है /This Bid is also governed by the General Terms and Conditions

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

---धन्यवाद/Thank You---