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**MUNICIPAL CORPORATION OF GREATER MUMBAI**  
**SEWERAGE PROJECT DEPARTMENT**

No. Ch.E./S.P./ 2364 /P. 122 DEC 2015

Office of the  
Dy. Chief Engineer  
(Sewerage Project), P&D  
Engg. Hub, Store bldg.,  
2nd floor, Dr. E. Mozes  
Road, Worli,  
Mumbai-400 018.  
Tel: 24914064.

*Register A.D.*

To,  
M/s. DBM Geotechnics & constructions Pvt. Ltd.  
401, Grande Palladium, 175 CST road,  
Kalina, Santacruz (E),  
Mumbai-400098.

**SHOW CAUSE NOTICE**

Sub:- Appointment of an agency for carrying out geotechnical analysis utility mapping, land and alignment survey in connection with sewerage planning for period of two years.

- Ref:- 1. Work Order issued u/no. Dy.Ch.E./SP/12/P&D/Tender  
dt. 24.07.2014, G.L. code No.505200301.  
2. Your letter u/no.DBM/Project-MCGM-3629-1 dt.30.06.2015

Gentlemen,

WHEREAS, the work order for subject works was issued to M/s. DBM Geotechnics and Construction Pvt. Ltd. vide no. Dy.Ch.E./SP/12/P&D/Tender dt.24.07.2014, with date of commencement 10.08.2014, time period 24 months (IM) with contract cost of Rs.1,02,12,325.05 The work under reference is primarily for the investigation of subsoil strata and includes total station survey of proposed sewer line works.

AND WHEREAS, as per Work Order issued, it is incumbent on you to complete contractual formalities within 30 days from the date of issue of work order and submit the contract documents and other documents required for the execution of the written contract. However, tender conditions "6.61(a) i.e. to furnish the contract deposit, B.G. within 15 days", tender condition "11 i.e. signing of contract within 30 days from receipt of Work Order" not yet complied with by you. In this regards various letters were given to you to fulfill all the contractual formalities. Also the meetings were held in the chamber of Ch.E.(S.P.) wherein you were instructed to fulfill all the tender condition and to expedite the progress of Geotechnical works.

As per tender condition no. 6.61(a) i.e. nonpayment of contract deposit and as per tender condition no.11, i.e. for not signing of contract, penalty is recoverable. Further, as per tender condition 6.61(c), if the successful e-tenderers

fails to comply with requirement of clause 6.61(a), it shall be constitute sufficient grounds for annulment of the award & forfeiture of the EMD.

Beside this, as per tender condition as at pg. 53 "each assignment shall be completed within the stipulated time period mentioned. If the compliance of the assignment is delayed without any valid reason, a penalty of 1% of cost of assignment per day of delay will be imposed till submission of the assigned job. Multiple delays shall be considered for debarring the agency from the further assignment"

However, in spite of knowing need and urgency of execution of item of carrying out of geotechnical investigation work at various locations, you have failed to start this important activity at all. You have carried out only total station survey work at six locations. Various letters and emails were sent to you commence the work of geotechnical investigation. In spite of this, you have yet not commenced the geotechnical works. Your failure in commencing the geotechnical work has resulted in delay in invitation of tenders for various sewer line works sewer laying work tenders.

In your letter dtd.30.06.2015, you have stated that we could not furnish the contract deposit etc. because of your acute financial problems. This department however does not accept the reasons stated by you , as it is observed that you are carrying out the work of Geotechnical investigation under Gy.Ch.E.(H.I.C.)dept. in MCGM .

Therefore you are herewith directed to show cause within 3 days from receipt of this letter as to why action of degradation/debarring shall not be initiated under terms of reference as per tender condition(pg.53) i.e.' Multiple delays shall be considered for debarring the agency from further assignment', by forfeiting EMD and recovering the penalties as above.

On expiry of above mentioned period of this notice and if you fail to comply the same necessary steps of degradation/debarring as per contract will be undertaken without any further notice.

Treat this as most urgent.

*[Handwritten signatures and initials]*  
Chief Engineer 21/12/15  
(Sewerage Project)  
21/11/15  
Gy. Ch. E. S. P. D.  
*[Handwritten initials]*



Sr. No.	Name of Contractor	Show cause Notice issued on	Action Proposed/ Status of action	Period of black listing	Name of Directors / Partners	Remarks
1	M/s. DBM Geotechnics & Construction Pvt. Ltd.	Ch.E./SP/2364/P dt.22.12.2015	1. To forfeit the E.M.D. of Rs.1,00,800/- deposited by the Contractor M/s. DBM Geotechnics & Construction Pvt. Ltd. 2. To initiate the actions against M/s. DBM Geotechnics & Construction Pvt. Ltd. for degradation from existing class by one grade	-	Mr. Dnyaneshwar Bhagwan Mahajan	

*Print*  
Dy. Ch. E. (S.P.) R&D.  
06/07/2018