

बिड दस्तावेज़ / Bid Document

बिड विवरण/Bid Details	
बिड बंद होने की तारीख/समय /Bid End Date/Time	15-10-2026 13:00:00
बिड खुलने की तारीख/समय /Bid Opening Date/Time	16-10-2026 13:00:00
बिड पेशकश वैधता (बंद होने की तारीख से)/Bid Offer Validity (From End Date)	180 (Days)
मंत्रालय/राज्य का नाम/Ministry/State Name	Ministry Of Fisheries Animal Husbandry Dairying
विभाग का नाम/Department Name	Department Of Animal Husbandry And Dairying
संगठन का नाम/Organisation Name	Delhi Milk Scheme
कार्यालय का नाम/Office Name	Delhi Milk Scheme, West Patel Nagar, New Delhi
शिकायत निवारण के संपर्क विवरण/ Contact details of Grievance redressal	HOD Email id :chinmoyjit.sen@gov.in Buyer Email id: raman@dms.nic.in
कुल मात्रा/Total Quantity	13000
वस्तु श्रेणी /Item Category	High Density Polyethylene Crates to contain 12 Nos. of 1 Liter/24 Nos. of 1/2 liter milk pouches
GeMARPTS में खोजी गई स्ट्रिंग्स / Searched Strings used in GeMARPTS	High Density Polyethylene (HDPE) Crates suitable to contain 12 Nos. of one Liter or 24 Nos. of half liter milk sachets / pouches
GeMARPTS में खोजा गया परिणाम / Searched Result generated in GeMARPTS	Category not available on GeM for the text string uploaded by the buyer
अधिसूचना के लिए चयनित प्रासंगिक श्रेणियाँ / Relevant Categories selected for notification	Sterilized and Ultra High Temperature Sterilized Milk
बिडर का न्यूनतम औसत वार्षिक टर्नओवर (3 वर्षों का) /Minimum Average Annual Turnover of the bidder (For 3 Years)	20 Lakh (s)
मूल उपकरण निर्माता का औसत टर्नओवर (गत 3 वर्षों का)/OEM Average Turnover (Last 3 Years)	20 Lakh (s)
उन्हीं/समान सेवा के लिए अपेक्षित विगत अनुभव के वर्ष/Years of Past Experience Required for same/similar service	2 Year (s)
टर्नओवर पात्रता मानदंड/Turnover eligibility criteria	To be verified by the buyer at the time of technical evaluation
टर्नओवर के लिए एमएसई को छूट प्राप्त है / MSE Relaxation for Turnover	Yes Complete

बिड विवरण/Bid Details	
टर्नओवर के लिए स्टार्टअप को छूट प्राप्त है / Startup Relaxation for Turnover	Yes Complete
विक्रेता से मांगे गए दस्तावेज़/ Document required from seller	Experience Criteria,Past Performance,Bidder Turnover,Certificate (Requested in ATC),OEM Annual Turnover *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 दस्तावेजों को निविदा में भाग लेने वाले सभी निविदाकारों को दिखाना चाहते हैं? संदर्भ में 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	2
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	2
विगत प्रदर्शन / Past Performance	60 %
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	4 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
वित्तीय दस्तावेज की आवश्यकता है / Financial Document Required	Yes
मध्यस्थता खंड/ Arbitration Clause	No
सुलह खंड/ Mediation Clause	No

ईएमडी विवरण/EMD Detail

एडवाइजरी बैंक/Advisory Bank	State Bank of India
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ईएमडी राशि/EMD Amount	120000
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ईपीबीजी विवरण /ePBG Detail

एडवाइजरी बैंक/Advisory Bank	State Bank of India
ईपीबीजी प्रतिशत (%) /ePBG Percentage(%)	5.00
ईपीबीजी की आवश्यक अवधि (माह) /Duration of ePBG required (Months).	6

(a). जेम की शर्तों के अनुसार ईएमडी छूट के इच्छुक बिडर को संबंधित कैटेगरी के लिए बिड के साथ वैध समर्थित दस्तावेज़ प्रस्तुत करने है। एमएसई कैटेगरी 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 :

General Manager
Delhi Milk Scheme, West Patel Nagar, New Delhi, Department of Animal Husbandry and Dairying, Delhi Milk Scheme, Ministry of Fisheries Animal Husbandry Dairying
(General Manager, Dms)

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

एमआईआई खरीद वरीयता / MII Purchase Preference

एमआईआई खरीद वरीयता / MII Purchase Preference	Yes
मेक इन इंडिया विक्रेताओं को खरीद में प्राथमिकता, यदि उनका मूल्य $L1+X\%$ तक की सीमा में है / Purchase Preference to MII sellers available upto price within $L1+X\%$	20
मेक इन इंडिया खरीद में प्राथमिकता के लिए बिड की मात्रा का अधिकतम प्रतिशत / Maximum Percentage of Bid quantity for MII purchase preference	50

सार्वजनिक खरीद (मेक-इन-इंडिया को प्राथमिकता) आदेश 2017 के अनुसार केवल क्लास 1/क्लास 2 के स्थानीय आपूर्तिकर्ताओं को ही भागीदारी की अनुमति है दिनांक 16.09.2020 (समय-समय पर संशोधित एवं लागू) / Allow participation only from Class 1/Class 2 local suppliers as per the Public procurement(Preference to Make-in-india) order 2017 date 16.09.2020(as amended and applicable time to time)	Yes, in compliance with the MII ORDER : DPIIT Order(as amended and applicable time to time)
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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 Micro or Small Enterprise (MSE) as per latest orders issued by Ministry of MSME, the bidder shall be relaxed from the eligibility criteria of "Bidder Turnover" as defined above subject to meeting of quality and technical specifications. If the bidder itself is MSE 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.
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. Preference to Make In India products (For bids < 200 Crore):Preference shall be given to Class 1 local supplier as defined in public procurement (Preference to Make in India), Order 2017 as amended from time to time and its

subsequent Orders/Notifications issued by concerned Nodal Ministry for specific Goods/Products. The minimum local content to qualify as a Class 1 local supplier is denoted in the bid document. If the bidder wants to avail the Purchase preference, the bidder must upload a certificate from the OEM regarding the percentage of the local content and the details of locations at which the local value addition is made along with their bid, failing which no purchase preference shall be granted. In case the bid value is more than Rs 10 Crore, the declaration relating to percentage of local content shall be certified by the statutory auditor or cost auditor, if the OEM is a company and by a practicing cost accountant or a chartered accountant for OEMs other than companies as per the Public Procurement (preference to Make-in -India) order 2017 dated 04.06.2020. Only Class-I and Class-II Local suppliers as per MII order dated 4.6.2020 will be eligible to bid. Non - Local suppliers as per MII order dated 04.06.2020 are not eligible to participate. However, eligible micro and small enterprises will be allowed to participate .The buyers are advised to refer the OM No.F.1/4/2021-PPD dated 18.05.2023.

[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 and its subsequent Orders/Notifications issued by concerned Ministry .Benefits of MSE will be allowed only if seller/service provider is validated on-line in GeM profile as well as validated and approved by Buyer after evaluation of documents submitted.

7. 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.

8. Past Performance: The Bidder or its OEM {themselves or through re-seller(s)} should have supplied same or similar Category Products for 60% 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.

High Density Polyethylene Crates To Contain 12 Nos. Of 1 Liter/24 Nos. Of 1/2 Liter Milk Pouches (13000 Unit)

(क्रमशः श्रेणी 1 और श्रेणी 2 के स्थानीय आपूर्तिकर्ता के रूप में अर्हता प्राप्त करने के लिए आवश्यक/Minimum 50% and 20% Local Content required for qualifying as Class 1 and Class 2 Local Supplier respectively)

तकनीकी विशिष्टियाँ /Technical Specifications

क्रेता विशिष्टि दस्तावेज़ /Buyer Specification Document	Download
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प्रेषिती/रिपोर्टिंग अधिकारी तथा मात्रा/Consignees/Reporting Officer and Quantity

क्र.सं./S.No.	प्रेषित/रिपोर्टिंग अधिकारी /Consignee Reporting/Officer	पता/Address	मात्रा /Quantity	डिलीवरी के दिन/Delivery Days
1	M. Kali Venkat Ramanna	110008,Delhi Milk Scheme, West Patel Nagar, New Delhi	13000	60

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

1. Generic

OPTION CLAUSE: The Purchaser reserves the right to increase or decrease the quantity to be ordered up to 25 percent of bid quantity at the time of placement of contract. The purchaser also reserves the right to increase the ordered quantity up to 25% of the contracted quantity during the currency of the contract at the contracted rates. The delivery period of quantity shall commence from the last date of original delivery order and in cases where option clause is exercised during the extended delivery period the additional time shall commence from the last date of extended delivery period. The additional delivery time shall be $(\text{Increased quantity} \div \text{Original quantity}) \times \text{Original delivery period (in days)}$, subject to minimum of 30 days. If the original delivery period is less than 30 days, the additional time equals the original delivery period. The Purchaser may extend this calculated delivery duration up to the original delivery period while exercising the option clause. Bidders must comply with these terms.

2. Forms of EMD and PBG

Bidders can also submit the EMD with Account Payee Demand Draft in favour of

General Manager, DMS
payable at
New Delhi

Bidder has to upload scanned copy / proof of the DD 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 Fixed Deposit Receipt made out or pledged in the name of A/C

General Manager, DMS

The bank should certify on it that the deposit can be withdrawn only on the demand or with the sanction of the pledgee. 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

4. Forms of EMD and PBG

Bidders can also submit the EMD with Banker's Cheque in favour of

General Manager, DMS
payable at
New Delhi

Bidder has to upload scanned copy / proof of the BC along with bid and has to ensure delivery of hardcopy to the Buyer within 5 days of Bid End date / Bid Opening date.

5. Forms of EMD and PBG

Successful Bidder can submit the Performance Security in the form of Fixed Deposit Receipt also (besides PBG which is allowed as per GeM GTC). FDR should be made out or pledged in the name of

General Manager, DMS

A/C (Name of the Seller). The bank should certify on it that the deposit can be withdrawn only on the demand or with the sanction of the pledgee. For release of Security Deposit, the FDR will be released in favour of bidder by the Buyer after making endorsement on the back of the FDR duly signed and stamped along with covering letter. Successful Bidder has to upload scanned copy of the FDR document in place of PBG and has to ensure delivery of hard copy of Original FDR to the Buyer within 15 days of award of contract.

6. Buyer Added Bid Specific ATC

Buyer Added text based ATC clauses

BUYER ADDED ATC

1. **Description of Stores:** The bidder is required to supply High Density Polyethylene (HDPE) Crates suitable to contain 12 Nos. of one Liter or 24 Nos. of half liter milk sachets / pouches as per specifications furnished in Annexure A".

2. **Quantity requirement:** The bidder is required to supply 13000 Nos. of Crates within the stipulated delivery period.

3. **Rates to be offered for material:** Bidders are required to quote rates per crate in price bid on FOR Ballabhath Plant, Faridabad, Haryana inclusive of GST, packing forwarding, Transportation, Unloading etc. Further, rate of price breakup) may be quoted inclusive of GST, packing forwarding, Transportation, Unloading etc. in (.pdf) financial bid / price bid.

4. **Delivery Schedule for supply:** The bidder is required to supply HDPE pouch crates in 45 days from the date of issue of contract.

5. **Liquidated Damages (LD) Charges:** GM, DMS reserve the right to impose LD Charges while granting an extension of the delivery period, where the delivery of stores or any instalment thereof is accepted after the expiry of the original delivery period. Accordingly, a sum equivalent to 0.5 (half) per cent of the delivered price (including elements of GST, freight etc.) of the delayed Goods and/ or incidental Works/ Services for each week of delay or part thereof until actual delivery or performance, subject to a maximum deduction of the 5% of the total contract value may be imposed by GM, DMS. However, GM, DMS may waive off the LD Charges while granting extension of original delivery period on genuine grounds and unforeseen delays. The decision of GM, DMS shall be final and binding in the above matter.

6. **EMD to be deposited with Tender:** Bidders are required to upload scanned copy of Earnest Money Deposit (EMD) of Rs.1,20,000/- along with bid. Bidders are required to ensure the delivery of hard copy (original) of EMD in the form of Demand Draft / Banker Cheque / FDR drawn in favour of 'General Manager, Delhi Milk Scheme' within 5 days of Bid End date/ Bid Opening date.

Upon the successful bidder furnishing the signed agreement and performance security, each unsuccessful bidder will be promptly notified, and their bid security shall be returned without interest within 30 (thirty) days of date of award of contract.

7. **Exemption of EMD:** Bidders /Buyers are required to deposit the EMD alongwith tender offer. The offer / tender without EMD shall not be accepted. The bidder seeking EMD exemption, must submit the valid supporting document. 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. Therefore only manufacturers of Goods shall be considering for exemption under MSE category.

Further, Startups as recognized by Department of Promotion of Industry Internal Trade (DPIIT) are also exempted from depositing EMD and experience certificate. Proof of registration as Micro and Small Enterprises and startups may be enclosed.

8. **Performance Security Deposit:** Bidder / contractor is required to deposit 5% of the contract value as Performance Security Deposit for due performance of the contract within 15 days of award of contract. The security deposit will be released after successful completion of the contract and on submission of 'No Demand Certificate' by the contractor. No interest shall be paid on security deposit.

9. **Eligibility Criteria of Bidders:** The tenderer / bidder may submit the photocopies of following documents to ascertain the eligibility along with their bid. Original may be produced for verification on demand.

(i) **Experience:** Bidder should have two years experience of supplying at least 8000 Nos. of HDPE Crate per year during last three financial years i.e. 2022-23 & 2023-24 and 2024-2025. Copy of proof may be enclosed.

ed.

- (ii) **Financial Turnover:** The firm should have Annual financial Turnover of Rupees 20.00 lakh per year of last three financial years i.e. 2022-23 & 2023-24 and 2024-2025. Copies of last three years Annual accounts (i.e. Profit and Loss Statement, Balance Sheets and Income Tax Returns received by I.T. Department) and Income & Expenditure Account prepared in place of Profit & loss A/c but not in place of Balance Sheet to be enclosed.

- (iii) The copy of GST Certificate of firm is to be enclosed alongwith bid.

10. **Two Bid System** : Above E-tender are invited on two bid system basis i.e. technical bid and financial bid.

- (a) **Technical Bid** : Technical Bid consisting of all technical details (i.e. certificate/documents in support of eligibility as per terms & conditions of tender like Experience Certificate, Financial Turnover, GST Certificate, necessary EMD or exemption certificate etc are to be uploaded in the Technical Bid. Conditional bids and bids having deviations from the specifications mentioned at Annexure 'A' and drawing attached shall not be accepted.

- (b) **Financial Bid/ Price Bid:** Financial bid of only those parties shall be opened who fulfill the eligibility criteria and found eligible / responsive during evaluation of technical bid. Rates per crate may be quoted in the financial bid. Bidders may additionally upload the rates (with price breakup) in .pdf of financial bid / price bid separately.

11. **Submission of Sample Crates:** successful bidder will have to meet the provision for the submission of pre-production sample matching the purchaser's technical specifications / drawings. On placement of the order, the successful bidder shall require to submit two (02) pre-production sample/ supplies of milk crates matching purchaser's technical specifications / drawings before the bulk production of the material. The material supplied by the bidder after bulk production should match with the pre-production sample/ supplies of milk crates matching with purchaser's technical specifications / drawings. In case of any deviation / substandard quality with reference to technical specification / drawings of purchaser and approved samples submitted by successful bidder to the purchaser, DMS reserve the right to reject the supply and demand replacement at supplier's cost.

12. The selected party has to provide sample of crate before bulk supply which shall be tested by a third-NABL/FSSAI accredited testing lab to certify conformity with BIS standard IS:11584 for 12L Food Grade HDPE crates as per technical specifications mentioned at Annexure 'A'. All testing charges/costs shall be fully borne by the bidder/party. In case of failure of sample, the contract may be cancelled.

13. **Clarification on Bid:** The bidders may seek clarification on bid through GeM Portal only.

14. The quantity indicated at point No.2 above is approximate. The General Manager, Delhi Milk Scheme reserves the right to place an order for 25% more than the quantity indicated herein.

15. Rates may be offered in the financial / price bid. Rates may be quoted per unit of the goods for delivery at the same in Ballabgarh Plant, Faridabad, Haryana inclusive of GST, Packing, Transportation and Octroi etc.

16. The suppliers are required to supply the entire quantity within 45 days from the date of issue of contract. Charges as applicable may be levied in case of delayed supply on the sole discretion of General Manager, DMS.

17. In the event of breach of any of the terms and conditions of the contract by the contractor, General Manager, Delhi Milk Scheme is empowered to terminate the contract at the risk and cost of the contractor.

18. **MODIFICATION:** In case of any hardship/operational problems faced by either party (i.e. contractor or DMS) General Manager, DMS has the right to add/modify any conditions in the public interest by recording reasons for the same.

19. **SHORT CLOSE OF CONTRACT:** The contract can be short closed by giving a notice period of 07 days by recording reasons in public interest under following circumstances:

- (i) On breach of any terms and conditions from bidders, the said contract can be short closed / cancelled at any time without assigning any reason at the sole discretion of General Manager, Delhi Milk Scheme.
- (ii) In the event of handing over the Operation & Management of DMS to any external agency.
- (iii) In the event of closure of DMS activities due to any reasons.

- (iv) In the event of termination of third party agreement / MoU for manufacturing and supply of milk and milk products of DMS with Haryana Dairy Federation.
- (v) In the event of any other unforeseen circumstances beyond the control of DMS.

20. **Jurisdiction:** All disputes arising out of or raised on this contract shall be subject to the jurisdiction of courts of Union of India/Territory of Delhi.

21. **Submission of E-Tender:**

- (i) Scan copy of requisite EMD or exemption certificate etc. should be uploaded in (.pdf) in technical bid.
- (ii) Scan copy of all documents as per terms & condition of Tender i.e. proof of eligibility criteria like Experience Proof / Certificate, Financial Turnover Proof / Certificate, GST Certificate are to be uploaded in (.pdf) in technical bid offer.
- (iii) Rates may be quoted in price bid offer. Rates (with price breakup) may also be uploaded in (.pdf) of price bid / price bid appropriately.
- (iv) **Bidders are to ensure that no rate offer is quoted in the Technical Bid offer failing which the technical bid will be rejected summarily.**

NOTE:- for Annexure "A" and Crate Design, the Bidders are requested to refer the PDF document uploaded at 'Buyer uploaded ATC document' in 'Buyer Added Bid Specific ATC' section of this Bid.

7. **Buyer Added Bid Specific ATC**

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

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 कार्यवाई 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---

BUYER ADDED ATC

1. **Description of Stores:** The bidder is required to supply High Density Polyethylene (HDPE) Crates suitable to contain 12 Nos. of one Liter or 24 Nos. of half liter milk sachets / pouches as per specifications furnished in Annexure A".
2. **Quantity requirement:** The bidder is required to supply 13000 Nos. of Crates within the stipulated delivery period.
3. **Rates to be offered for material:** Bidders are required to quote rates per crate in price bid on FOR Ballabgarh Plant, Faridabad, Haryana inclusive of GST, packing forwarding, Transportation, Unloading etc. Further, rates (with price breakup) may be quoted inclusive of GST, packing forwarding, Transportation, Unloading etc. in (.pdf) of financial bid / price bid.
4. **Delivery Schedule for supply:** The bidder is required to supply HDPE pouch crates in 45 days from the date of issue of contract.
5. **Liquidated Damages (LD) Charges:** GM, DMS reserve the right to impose LD Charges while granting an extension of the delivery period, where the delivery of stores or any instalment thereof is accepted after the expiry of the original delivery period. Accordingly, a sum equivalent to 0.5 (half) per cent of the delivered price (including elements of GST, freight etc.) of the delayed Goods and/ or incidental Works/ Services for each week of delay or part thereof until actual delivery or performance, subject to a maximum deduction of the 5% of the total contract value may be imposed by GM, DMS. However, GM, DMS may waive off the LD Charges while granting extension of original delivery period on genuine grounds and unforeseen delays. The decision of GM, DMS shall be final and binding in the above matter.
6. **EMD to be deposited with Tender:** Bidders are required to upload scanned copy of Earnest Money Deposit (EMD) of Rs.1,20,000/- along with bid. Bidders are required to ensure the delivery of hard copy (original) of EMD in the form of Demand Draft / Banker Cheque / FDR drawn in favour of 'General Manager, Delhi Milk Scheme' within 5 days of Bid End date/ Bid Opening date.

Upon the successful bidder furnishing the signed agreement and performance security, each unsuccessful bidder will be promptly notified, and their bid security shall be returned without interest within 30 (thirty) days of notice of award of contract.

7. **Exemption of EMD:** Bidders /Buyers are required to deposit the EMD alongwith tender offer. The offer / tender without EMD shall not be accepted. The bidder seeking EMD exemption, must submit the valid supporting document. 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. Therefore only manufacturers of Goods shall be considering for exemption under MSE category.

Further, Startups as recognized by Department of Promotion of Industry Internal Trade (DPIIT) are also exempted from depositing EMD and experience certificate. Proof of registration as Micro and Small Enterprises and startups may be enclosed.

8. **Performance Security Deposit:** Bidder / contractor is required to deposit 5% of the contract value as Performance Security Deposit for due performance of the contract within 15 days of award of contract. The

security deposit will be released after successful completion of the contract and on submission of 'No Demand Certificate' by the contractor. No interest shall be paid on security deposit.

9. **Eligibility Criteria of Bidders:** The tenderer / bidder may submit the photocopies of following documents to ascertain the eligibility along with their bid. Original may be produced for verification on demand.

- (i) **Experience:** Bidder should have two years experience of supplying at least 8000 Nos. of HDPE Crates per year during last three financial years i.e. 2022-23 & 2023-24 and 2024-2025. Copy of proof may be enclosed.
- (ii) **Financial Turnover:** The firm should have Annual financial Turnover of Rupees 20.00 lakh per year during last three financial years i.e. 2022-23 & 2023-24 and 2024-2025. Copies of last three years Annual Accounts (i.e. Profit and Loss Statement, Balance Sheets and Income Tax Returns received by I.T. Department / Income & Expenditure Account prepared in place of Profit & loss A/c but not in place of Balance Sheet) may be enclosed.
- (iii) The copy of GST Certificate of firm is to be enclosed alongwith bid.

10. **Two Bid System** : Above E-tender are invited on two bid system basis i.e. technical bid and financial bid.

- (a) **Technical Bid** : Technical Bid consisting of all technical details (i.e. certificate/documents in support of eligibility as per terms & conditions of tender like Experience Certificate, Financial Turnover, GST Certificate etc.), necessary EMD or exemption certificate etc are to be uploaded in the Technical Bid. Conditional bids and / or bids having deviations from the specifications mentioned at Annexure 'A' and drawing attached shall not be accepted.
- (b) **Financial Bid/ Price Bid:** Financial bid of only those parties shall be opened who fulfill the eligibility criteria and found eligible / responsive during evaluation of technical bid. Rates per crate may be quoted in price bid. Bidders may additionally upload the rates (with price breakup) in .pdf of financial bid / price bid appropriately.

11. **Submission of Sample Crates:** successful bidder will have to meet the provision for the submission of a pre-production sample matching the purchaser's technical specifications / drawings. On placement of the contract, the successful bidder shall require to submit two (02) pre-production sample/ supplies of milk crates matching with purchaser's technical specifications / drawings before the bulk production of the material. The material supplied by the bidder after bulk production should match with the pre-production sample/ supplies of milk crates matching with purchaser's technical specifications / drawings. In case of any deviation / substandard quality with respect to technical specification / drawings of purchaser and approved samples submitted by successful bidder to the purchaser, DMS reserve the right to reject the supply and demand replacement at supplier's cost.

12. The selected party has to provide sample of crate before bulk supply which shall be tested by a third-party NABL/FSSAI accredited testing lab to certify conformity with BIS standard IS:11584 for 12L Food Grade HDPE milk crates as per technical specifications mentioned at Annexure 'A'. All testing charges/costs shall be fully borne by the bidder/party. In case of failure of sample, the contract may be cancelled.

13. **Clarification on Bid:** The bidders may seek clarification on bid through GeM Portal only.

14. The quantity indicated at point No.2 above is approximate. The General Manager, Delhi Milk Scheme reserves the right to place an order for 25% more than the quantity indicated herein.

15. Rates may be offered in the financial / price bid. Rates may be quoted per unit of the goods for delivering the same in Ballabgarh Plant, Faridabad, Haryana inclusive of GST, Packing, Transportation and Octroi etc.

16. The suppliers are required to supply the entire quantity within 45 days from the date of issue of contract. LD Charges as applicable may be levied in case of delayed supply on the sole discretion of General Manager, DMS.

17. In the event of breach of any of the terms and conditions of the contract by the contractor, General Manager, Delhi Milk Scheme is empowered to terminate the contract at the risk and cost of the contractor.

18. **MODIFICATION:** In case of any hardship/operational problems faced by either party (i.e. contractor or DMS). General Manager, DMS has the right to add/modify any conditions in the public interest by recording reasons to this effect.

19. **SHORT CLOSE OF CONTRACT:** The contract can be short closed by giving a notice period of 07 days by recording reasons in public interest under following circumstances:

- (i) On breach of any terms and conditions from bidders, the said contract can be short closed / cancelled at any time without assigning any reason at the sole discretion of General Manager, Delhi Milk Scheme.
- (ii) In the event of handing over the Operation & Management of DMS to any external agency.
- (iii) In the event of closure of DMS activities due to any reasons.
- (iv) In the event of termination of third party agreement / MoU for manufacturing and supply of milk and milk products of DMS with Haryana Dairy Federation.
- (v) In the event of any other unforeseen circumstances beyond the control of DMS.

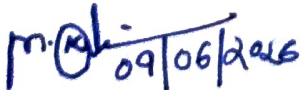
20. **Jurisdiction:** All disputes arising out of or raised on this contract shall be subject to the jurisdiction of court of Union of India/Territory of Delhi.

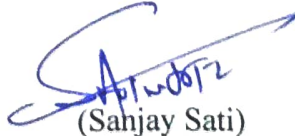
21. **Submission of E-Tender:**

- (i) Scan copy of requisite EMD or exemption certificate etc. should be uploaded in (.pdf) in technical bid offer.
- (ii) Scan copy of all documents as per terms & condition of Tender i.e. proof of eligibility criteria like Experience Proof / Certificate, Financial Turnover Proof / Certificate, GST Certificate are to be uploaded in (.pdf) in technical bid offer.
- (iii) Rates may be quoted in price bid offer. Rates (with price breakup) may also be uploaded in (.pdf) of financial bid / price bid appropriately.
- (iv) **Bidders are to ensure that no rate offer is quoted in the Technical Bid offer failing which their Technical bid will be rejected summarily.**

Specification of HDPE (High Density Poly Ethylene) Food Grade Crates to Carry /Store 12 Nos Milk Pouches of 1 Liter or 24 Nos Milk Pouches of Half Liter each:-

1. The Crates shall be generally as per specification of High Density Polyethylene Crates for Milk Sachets.
2. The Color of Crates must be "Violet" Color. Adequate Ultra Violet Stabilizer must be mixed homogenously to prevent fading of colour when exposed to sunlight.
3. All dimensions of Crates must conform to Fig.1 except the following, which must be as under:-
 - a. Inside depth : 158 ± 3 mm
 - b. Total Height outside : 172 ± 3 mm
 - c. Height of the Partition Centre : 123 ± 3 mm
 - d. Weight of each Crate should be 1.500 Kgs $\pm 2\%$.
 - e. Crate holding space dimension shall be 97 ± 5 mm x 27 ± 2 mm
 - f. The dimension of all Bottom Spigot and the re-enforcement ribs of the crate must be 10 ± 2 mm in depth and 4 mm in thickness. A crate, which does not conform to this specification, shall not be accepted at all.
 - g. Two square holes of 12 ± 2 mm x 14 ± 4 mm shall be provided at the bottom of the partition and located at the opposite ends.
4. The crates must be interchangeable and inter-stackable with each other and must be stable when filled crates are stacked. Ten numbers in height while stores/Transported to capacity 12 Nos. Milk Pouches of 1 Liter or 24 Nos. Milk Pouches of Half Liter.
5. *The letter "D M S" must be screen printed in raised Bold letter 50 mm x 50 mm size approx. on two longitudinal sides of crates between the upper and lower rims. The upper rim must carry the words "DELHI MILK SCHEME PROPERTY NOT TRANSFERABLE" and "Month and Year" of Crate manufacturing to be screen printed in raised Bold Letters in Between upper and Lower Rim of Crates for manufacture identification.*
6. The material of crate should be recyclable and marked also on each crate.
7. The inside and outside surface of the crate shall be of a smooth finish and free from sharp edges and shall be so shaped that water as far as possible, is freely shed.
8. Sampling and testing will be done as per prescribed specifications and procedure.
9. Two samples to be provided by the party before final supply of consignment.
10. The Crate's quality must be ensured through mandatory third-party NABL/FSSAI accredited testing lab to certify conformity with BIS standard IS 11584 as per specifications formulated/finalized by DMS committee for 12L Food Grade HDPE milk crates as per para 3 above.


(M.K.V. Ramanna)
SM / I/C (Processing)


(Sanjay Sati)
DE/DGM(T)

