

File No- BMSIC/40030/133-2022/9172

Date: 21/02/2023

Order

M/s Lars Medicare Private Limited, situated at 136, 2nd Floor, Avtar Enclave, Paschim Vihar, Rohtak Road, New Delhi- 110063 was declared as L1 bidder for the below mentioned Medical Devices/Consumables vide tender reference no.- BMSIC/MEDICAL DEVICES/CONSUMABLES/21-12:-

1. IV Set Paediatric and Micro (with unit price of Rs. 9.47/-)

Accordingly, M/s Lars Medicare Private Limited was issued a Letter of Intent (LoI) vide letter no.- 4486, dated 28-09-2022 for submitting the requisite documents, security deposit and to execute the Rate-Contract for the said drug within 10 days from the date of receipt of LoI, i.e by 28-09-2022.

As per Clause 21 1 of the Tender Document, ***“The supplier shall submit agreement, the hard- copies of the documents submitted and other documents specified, copy of LOI duly signed and sealed on all pages in token of acceptance and the required Security Deposit within 15 days.”***

The firm, M/s Lars Medicare Private Limited vide mail dated 08-10-2022 informed that “ While participating for the tender they were notified that the said product IV set Paediatric and Micro is referred to as Vented IV Set(MICRO) with 14mm Chamber size, Bulb Latex, Luer slip, 150cm tube length and needle, therefore they quoted the rates for the tender considering the explained IV set specification.” The firm has quoted the price of IV set Paediatric and Micro in the Financial bid as per the Specification mentioned in the tender documents after technically qualification criteria of BMSICL.

BMSICL issued show cause dated 19-01-2023 but the firm did not reply within the stipulated time frames. The firm has not also submitted the requisite documents for agreement.

Clause 27 A of the Tender Document is relevant for such cases which reads as: ***“If the Tenderer fails to execute the agreement / to deposit performance security / to perform the obligations under the tender conditions / commits default in the performance of the contract/agreement, such Tenderers will be blacklisted for a period of 2 years by BMSICL from the date of intimation besides forfeiture of EMD/Performance Guarantee. The Tenderers who have withdrawn after participating in the tender either fully or partially, the entire firm/company will be blacklisted for a period of 2 (two) years from the date of intimation by BMSICL apart from forfeiture of the Security Deposit/EMD.”***



Hence in view of the violation of provisions contained in Clause 21.1 of the Tender document and on account of failure to enter into agreement after issuance of Letter of Intent (LoI) and failure to perform the obligations contained in Clause 27 A vide Tender reference no-BMSIC/MEDICAL DEVICES/CONSUMABLES/21-12, M/s Lars Medicare Private Limited, situated at 136, 2nd Floor, Avtar Enclave, Paschim Vihar, Rohtak Road, New Delhi- 110063 is hereby blacklisted for its quoted product IV Set Paediatric and Micro” for a period of two (02) years from the date of issue of this order. The EMD/Performance Guarantee submitted by the firm for the said item shall also stand forfeited in accordance with the terms and conditions of the contract.


Managing Director

Memo No.- BMSIC/40030/133-2022/ 9172

Date-21/02/2023

Copy to:

1. The Additional Chief Secretary, Department of Health, Govt. of Bihar for kind information please.
2. Executive Director, State Health Society, Bihar for kind information please.
3. The CGM (Supply Chain), General Manager (Logistics), General Manager (Finance), BMSICL for information and necessary action. GM (Logistics) is requested to ensure publication of this order on the official website of BMSICL and Notice Board as well.
4. MD, All Medical Corporations and Procurement Agencies all over India for information and necessary action please.
5. CEO, Government e- Marketplace for information and necessary action please.
6. All Civil Surgeons, Bihar and Superintendents of all Govt. medical colleges and hospitals of Bihar for information and necessary action.


Managing Director

