

DELHI DEVELOPMENT AUTHORITY

E.M.'S OFFICE

No.: EM 1(10)2007/Cir.(Arbn./Court Cases)/DDA/4461

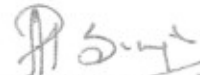
Dt.: 29.11.2007

Circular No. 614

While examining one of the cases related to fixing of responsibility for not properly defending the counter claims of the department/DDA, it has been observed that no action for rectification of defects etc. was taken by the respective AE/EE within the maintenance period as per Agreement and also no codal formalities such as issuing of notice /obtaining the consent etc. apparently were completed by the S.E. while sanctioning Reduction /Deduction Statements. As a result the claims of the Deptt. were disallowed by the Arbitrator which led to loss to the department. The Arbitrators in general remit the with held amount to the contractors.

It is, therefore, enjoined upon all concerned to ensure that timely action for rectification of defects etc. must be taken during the currency of the contract or well within maintenance period as per the provisions of the Agreement and also all the required codal formalities required as per CPWD Manual be completed before Sanctioning Reduction/Deduction items Statements related to defective work etc. to avoid re-occurrence of such situation in future. Non-compliance of the instructions shall be viewed seriously.

This issues with the approval of Engineer Member, DDA.


(Er. A.P. Singh) 28/11/07
C.E. (H.Q.), DDA

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