

OFFICE OF THE DEPUTY DIRECTOR
DEVELOPMENT AUTHORITY
HORTICULTURE DIVISION-IV, SHEIKH SARAI,
PHASE-I, NEW DELHI-17

DELHI

No. F.1 (MISC) HD-IV/DDA/22-23/96
Order

Dated: 30/11/2023

Sub: Debarring of agencies from participation in NITs/E-Tenders of DDA for Horticulture Wing.

The competent authority has approved that the Office Order No. F8(144)SW/Coordn./2022/DDA/497,498 and 499 dated 21.09.2022 (copies enclosed) issued by Commissioner (Sports) regarding debarment of M/s Apollo Security Chambers 3, M. B. Road, Main Market, Khanpur Ext., New Delhi-110062, M/s Gayatri Webtech Pvt. Ltd FF-23, One Mart Mall, Sec-06, Vasundhara, Ghaziabad, UP-2010122, and M/s Well Protect Manpower Services Pvt. Ltd., F-2, 2nd Floor, Khasra No. 737/3 & 737/6, Near MCD School, Main 100 Futa Road, Burari, Delhi-110084 respectively. The said office orders would also be applicable in Horticulture wing of DDA in the same manner.

This issues with the approval of the Principal Commissioner (Horticulture), DDA.

Deputy Director (Hort.)
Hort. Div.-IV, DDA

Copy to:-

1. Principal Commissioner (Horticulture), DDA for kind information please.
2. Commissioner (Sports), DDA for kind information please.
3. Director (Hort.) NW, Director (Hort.) SW, DDA for kind information please.
4. Dy. Director (Hort.)-I, II, III, V, VI, VII, VIII, IX, X and Dwarka for kind information please.
5. Dy. CAO (CAU) Hort./DAA
6. A.E. (CRB) DDA for information.
7. AAO, Hort. Div.-IV, DDA
8. M/s Apollo Security Chambers 3, M. B. Road, Main Market Khanpur Ext., New Delhi-110062
9. M/s Gayatri Webtech Pvt. Ltd FF-23, One Mart Mall, Sec-06, Vasundhara, Ghaziabad, UP-2010122
10. M/s Well Protect Manpower Services Pvt. Ltd., F-2, 2nd Floor, Khasra No. 737/3 & 737/6, Near MCD School, Main 100 Futa Road, Burari, Delhi-110084
11. Office copy.


28/11/23
Deputy Director (Hort.)
Hort. Div.-IV, DDA

DELHI DEVELOPMENT AUTHORITY
SPORTS WING : COORDN. CELL
SIRI FORT SPORTS COMPLEX, AUGUST KRANTI MARG
NEW DELHI-110049

No. F8(144)SW/Coordn./2022/DDA/ 497-

Dated: 21.09.2022

ORDER

Sub : Debarring of Agency from Participation in NITs/E-Tenders of DDA Sports Wing

1. M/s Apollo Security Chambers was awarded contract vide Agreement No. 05/CWGVSC/DDA/2020-21 dt. 01 Feb 2021 for Deployment of 08 Nos. Unskilled Manpower at CWGVSC. Violation of provisions of the contract came to light when an exercise was carried out in CWGVSC, to check correct payment being made to the employees working under various agencies.
2. After examining bank pass books of employees of M/s Apollo Security Chambers, it was seen that wages of May, 2021, which were due in June, 2021 were not credited into the accounts of the employees. On scrutiny of RA bills submitted by M/s Apollo Security Chambers for the month of May, 2021, it was found that NEFT transfer details submitted by the agency were dt 07/05/2021, that is prior to completion of the month of May, 2021. On checking the previous bills, it was found that the NEFT transfer details given with the RA Bill of April, 2021, had been again submitted by the Agency to wrongfully claim RA Bill of May, 2021.
3. M/s Apollo Security Chambers were informed vide e-mail dt. 13 Aug, 2021, that they had wrongfully submitted NEFT details of RA Bill of April, 2021 to claim payment for May, 2021. In reply, the Agency vide e-mail dt. 13 Aug, 2021, submitted NEFT transfer details dt. 16 July, 2021, as proof of payment of wages for May, 2021. On enquiring from the employees, they submitted that the Agency had got new bank accounts opened for them and not given them any documents to access their accounts. The employees submitted application on 27 Aug, 2021 stating that NEFT details of 16 July, 2021 that the agency credited payment of May, 2021, but had not given any documents to the employees to access their accounts.

4. In view of the above, Show Cause Notice was Issued vide letter No. F-3(249)/CWGVSC/DDA/182 dt. 07.09.2021 to the agency for furnishing wrong documents of payment to employees for claiming RA Bill for the period 01 May, 2021 to 31 May, 2021, in violation to clause 47(c) of the Agreement and the response received on 08 Sep, 2021 was found unsatisfactory. There has been violation of Clauses 47(c) and 47(f) of the Contract Agreement and clause 30 regarding forfeiting of Security Deposit. The agency subsequently paid the outstanding amount to its employees. However, correcting of the mistake by paying the employees at a later stage does not absolve the agency of their wrong doing but establishes the fact of the charges.
5. Notwithstanding the above, again an opportunity of personal hearing was given to the agency vide letter No. F-3(249)CWGVSC/DDA/110 dt. 21 July, 2022. During the personal hearing the Agency reiterated their old statements and no additional input was provided to their earlier response.
6. In view of the above, M/s Apollo Security Chambers has violated the terms and conditions of the Contract Agreement. After due consideration, M/s Apollo Security Chambers, 3, M. B. Road, Main Market Khanpur Ext, New Delhi-110062 is hereby debarred from participation in any tender / contract of any type in the Sports Wing of DDA for a period of three years from the date of issue of this order.

This issues with the approval of the Competent Authority.


(D. Sarkar)
Commissioner (Sports)

Copy to :

1. Director (Sports Wing), DDA
2. Dy. CAO (Sports), DDA
3. Secretary (Coordination), Sports Wing, DDA
4. All Secretaries of DDA Sports Complexes and Golf courses
5. Secretary (CWGVSC) with reference to Case File No. SP/CWGV/0001/2022/WADE/Computer No.42249
6. REs/AEs/ADs/SOs of all sports complexes and golf courses
7. All AAOs of DDA Sports Complexes and Golf Courses
8. M/s Apollo Security Chambers, 3, M. B. Road, Main Market Khanpur Ext, New Delhi-110062


Commissioner (Sports)

DELHI DEVELOPMENT AUTHORITY
SPORTS WING : COORDN. CELL
SIRI FORT SPORTS COMPLEX, AUGUST KRANTI MARG
NEW DELHI-110049

No. F8(144)SW/Coordn./2022/DDA/ 498

Dated: 21.09.2022

ORDER

Sub : Debarring of Agency from Participation in NITs/E-Tenders of DDA Sports Wing

1. M/s Gayatri Webtech Pvt. Ltd was awarded contract vide Agreement No. 13/CWGVSC/DDA/DDA/2019-20, for deployment of 01 No. Plumber / fitter at CWGVSC.
2. On 11 Aug 2021, the agency issued a notice of termination of services of the plumber to be effective on 11 Sept. 2021, without the permission of CWGVSC/DDA. The agency was informed vide letter No. CWGVSC letter No. F3(249)/CWGVSC/DDA/159 dt.17 Aug 2021, not to change the employee without permission, as the employee was working in COVID Care Centre and had been specially trained and had experience of working in the COVID-19 patient area. During this period, the Sports Complex was functioning as Covid Care Centre under the requisition of DM/DDMA East District Delhi Order No. DM/(E)/DRM/NCOV/258/2020/2412-2425 dt. 16 Apr 2021.
3. CWGVSC was required to provide the housekeeping and allied manpower for 'COVID Care Centre', as per the letter of DM /DDMA East District Delhi. Plumber with detailed knowledge of plumbing and pipelines at CWGVSC was critical for maintenance of the COVID Care Centre, yet M/s Gayatri decided to remove plumber from its roll and did not pay his dues.
4. Due to the above violations of **Clauses 47(a) to (e)**, Show Cause Notice was issued to the agency vide letter No. F-3 (249)/CWGVSC/DDA/238 dt. 01 Nov 2021 and agency's response was received vide letter No. Nil dt. 15 Nov 2021 and email dt. 07 Dec 2021. The Show Cause Notice also included the issue of written complaint of the plumber dt. 07 Sep 2021 against the agency for not paying him salary/ extracting money for giving salary. Correcting of the mistake by paying the employee at a later stage does not absolve the agency

of their wrong doings but establishes the fact of the charges. The termination of plumber was also on flimsy grounds of not wearing proper uniform, etc., and hence, the agency's response was found to be unsatisfactory.

5. In view of the above, the Agency violated clause 21 of the contract agreement for not paying the mandatory wages to its employee; Clauses 24 & 30 regarding forfeiting of Security Deposit and Clause 29(c) regarding forfeiting of Performance Guarantee and Clause 47 regarding termination of Contract.
6. Notwithstanding the above, again an opportunity of personal hearing was given to the agency vide letter No. F-3(249)CWGVSC/DDA/111 dt. 21 July, 2022. During the personal hearing the Agency reiterated their old statements and no additional input was provided to their earlier response.
7. In view of the above, M/s Gayatri Webtech Pvt. Ltd., has violated the terms and conditions of the Contract Agreement. After due consideration, M/s Gayatri Webtech Pvt. Ltd., FF-23, One Mart Mall, Sec-06, Vasundhra Ghaziabad, UP-2010122 is hereby debarred from participation in any tender / contract of any type in the Sports Wing of DDA for a period of three years from the date of issue of this order.

This issues with the approval of the Competent Authority.


(D. Sarkar)
Commissioner (Sports)

Copy to :

1. Director (Sports Wing), DDA
2. Dy. CAO (Sports), DDA
3. Secretary (Coordination), Sports Wing, DDA
4. All Secretaries of DDA Sports Complexes and Golf courses
5. Secretary (CWGVSC) with reference to Case File No.SP/CWGV/0001/2022/ WADE/Computer No. 42249
6. REs/AEs/ADs/SOs of all sports complexes and golf courses
7. All AAOs of DDA Sports Complexes and Golf Courses
8. M/s Gayatri Webtech Pvt. Ltd., FF-23, One Mart Mall, Sec-06, Vasundhra, Ghaziabad, UP-2010122


Commissioner (Sports)

DELHI DEVELOPMENT AUTHORITY
SPORTS WING : COORDN. CELL
SIRI FORT SPORTS COMPLEX, AUGUST KRANTI MARG
NEW DELHI-110049

No. F8(144)SW/Coordn./2022/DDA/499

Dated: 21.09.2022

ORDER


Sub.: Debarring of Agency from Participation in NITs/E-Tenders of DDA Sports Wing

1. M/s Well Protect Manpower Services Pvt. Ltd. was awarded contract (Work Order) No. 05/CWGVSC/DDA/2018-19 dt. 03 Aug 2018 for providing 28 Nos. Security Guards at CWGVSC on the basis of Contract Agreement No. 02/SBS/DDA/2015-16 with Squash and Badminton Stadium.
2. The agency failed to make payment to the employees and incorrectly claimed payments vide Bill No. 207 dt. Apr 2019 and Bill No. 270 for Jun 2019. In addition to this, the Agency failed to submit PSARA training certificates and Police Verification documents in respect of the security guards deployed at CWGVSC, which were mandatory as per Clause 62 of T&C. Following reminders/letters were sent to the Agency :-
 - (a) Letter No. F-2(235)/CWGVSC/DDA/2018/Pt-1/820 dt. 10 May 2019.
 - (b) Letter No. F-2(235)/CWGVSC/DDA/1762 dt. 14 Aug 2020.
 - (c) Letter No. F-2(235)/CWGVSC/DDA/105 dt. 29 Jun 2021.
 - (d) Letter No. F-2(235)/CWGVSC/DDA/156 dt. 17 Aug 2021.The Agency assured vide letter No. F(151)WPMS/CWGVSC/DDA/SEC/SP/2018/5237 dt. 17.12.2018 that the PSARA training certificates and other documents would be submitted but was not done till the completion of work on 31 Dec 2018 and, thereafter, on EoT upto 30 Jun 2019.
3. The Agency was Issued Show Cause Notice vide letter No. Letter No. F-2(235)/CWGVSC/DDA/190 dt. 15 Sep 2021 for non-payment of wages to the employees and non-submission of PSARA training certificates and their response vide letter No. F(27)WPMS/CWG/2021/3195 dt. 25.09.2021 was found unsatisfactory as the agency insisted that the guards are trained which was not in order according to the Terms & Conditions of the contract.

Correcting of the mistake by paying the employees at a later stage does not absolve the agency of their wrong doing but establishes the fact of the charges. Hence, Clause 10 would also be effected whereby the Security Deposit will be forfeited.

4. Notwithstanding the above, again an opportunity of personal hearing was given to the agency vide letter No. F-3(249)CWGVSC/DDA/112 dt. 21 July, 2022. During the personal hearing the Agency reiterated their old statements and no additional input was provided to their earlier response.
5. In view of the above, M/s Well Protect Manpower Services Pvt. Ltd., has violated clause 62 of the terms and conditions of the Contract Agreement. After due consideration, M/s Well Protect Manpower Services Pvt. Ltd., F-2, 2nd Floor, Khasra No. 737/3 & 737/6, Near MCD School, Main 100 Futa Road, Burari, Delhi-110084 is hereby debarred from participation in any tender / contract of any type in the Sports Wing of DDA for a period of three years from the date of issue of this order.

This issues with the approval of the Competent Authority.


(D. Sarkar)
Commissioner (Sports)

Copy to :-

1. Director (Sports Wing), DDA
2. Dy. CAO (Sports), DDA
3. Secretary (Coordination), Sports Wing, DDA
4. All Secretaries of DDA Sports Complexes and Golf courses
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6. REs/AEs/ADs/SOs of all sports complexes and golf courses
7. All AAOs of DDA Sports Complexes and Golf Courses
8. M/s Well Protect Manpower Services Pvt. Ltd., F-2, 2nd Floor, Khasra No. 737/3 & 737/6, Near MCD School, Main 100 Futa Road, Burari, Delhi-110084


Commissioner (Sports)