

DELHI DEVELOPMENT AUTHORITY
OFFICE OF DIRECTOR (E-AUCTION)
VIKAS SADAN, INA, NEW DELHI

Computer No: 8691

File No: LD/EAUC/0001/2020/LOI/-E-AUCTION/

Dated 18.08.2022

Corrigendum

This is in continuation to the Circular dated 04.08.2022 (Copy Attached) wherein relaxation has been provided to the bidders for delay in payment of EMD/Premium (including penalty/interest).


In this connection, it is informed that VC, DDA has approved that the line "*It will be applicable from the date of issue of the Circular*" may be omitted from the Circular dated 04.08.2022. This circular will be applicable to all such cases to which forfeiture/refund has not been made and the same is under process & undecided.


18.8.2022
(S.K. Meena)

Director (e-Auction)

Copy to:

1. OSD to VC, DDA
2. PS to FM, DDA
3. PS to Commissioner (LD), DDA
4. All Directors of LD Deptt.
5. Director (LC)/ FA(H), DDA
6. Director(System), DDA
7. All Dy. Directors of LD Deptt.
8. Dy. Director (Coordination) with the request to upload the same on DDA website under e-Auction tab.


18.8.2022
Director (e-Auction)

DELHI DEVELOPMENT AUTHORITY
OFFICE OF DIRECTOR (E-AUCTION)
VIKAS SADAN, INA, NEW DELHI

Computer No: 8691

File No: LD/EAUC/0001/2020/LOI/-E-AUCTION/247

Dated 04.08.2022

Circular

There are several issues related to delay in payment on part of the bidder/s due to oversight, settlement of transaction by the bank, payment of interest on the balance premium etc. which results into the forfeiture of the Earnest Money Deposit (EMD), cancellation of the bid, and leading to litigations. These issues were placed before the Competent Authority for consideration and following decisions were taken:-

Issue 1: The small part of second stage EMD is not received even after an extended period of 02 working days.

Decision: As per existing terms and conditions of tender document, the second stage EMD should be received within 07 days and further extension of 02 working days is allowed to the Bidders for payment after charging token penalty.

Even after, if a small amount, upto Rs. 500/- is found deficient (after extended period of 02 working days), it can be regularized and demanded with the balance premium of 75% of bid amount. Penalty shall be applicable as per Circular dt. 04.12.2020 of e-Auction, if not deposited earlier.

Issue 2: Full premium along with self-calculated interest paid within the extended period of 180 days (i.e. 90+180= 270 days from the date of issue of Demand Letter). It has been observed that in some cases where due to bank delays, non-working day/ holiday etc. full amount of premium and interest is received after the said limitation period of 270 days.

Decision: The delay upto 07 (seven) days can be considered for regularization. Since such cases will be the case of restoration of bid due to delay in payment (which otherwise has to be forfeited as per existing terms and conditions of e-Auction) and therefore the charges of 2% of the total outstanding payment as on the date of expiry of 270 days shall be recovered as 'Restoration Charges for bid'. However, such regularization can be done if the payment of Restoration Charges for bid is made within 30 days from the date of communication.

In case, the same is not received within 30 days, EMD will be forfeited automatically and the balance amount deposited (i.e. premium (75%) + interest paid on balance premium) shall be refunded to the Bidder without any interest.

Issue 3: There are cases wherein the bidder deposited most of the demanded amount (i.e. 75% of Premium + Interest) within the prescribed period of 270 days, however amount upto Rs. 5,000/- remains outstanding due to calculation difference/ bank charges etc.

Decision: As such cases will also be the case of restoration of bid due to delay in payment (which otherwise has to be forfeited as per existing terms and conditions of e-Auction); therefore, in these cases also the delay in payment shall

be regularized after payment of restoration charges of Rs. 5,000/- in addition to the balance premium along with interest. However, such regularization can be done if the said balance payment is made within 30 days of the expiry of the 270 days. In case, the same is not received within 30 days, EMD will be forfeited automatically and the balance amount deposited (i.e. premium (75%) + interest paid on balance premium) shall be refunded to the Bidder without any interest.

It will be applicable from the date of issue of the Circular.
This issues with the approval of VC, DDA.

(S.K. Meena)
Director (e-Auction)

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7. All Dy. Directors of LD Deptt.
8. Dy: Director (Coordination) with the request to upload the same on DDA website under e-Auction tab.

(S.K. Meena)
Director (e-Auction)
4.8.2022