



SOUTH DELHI MUNICIPAL CORPORATION
OFFICE OF THE EX. ENGINEER (M-IV)/WZ
VISHAL ENCLAVE, RAJOURI GARDEN
NEW DELHI: 110027.

Office of the Commissioner
East Delhi Municipal Corporation
Diary No: EP/1653/19
Date: 2/9/19

Office of the Addl. Com. (III)
East Delhi Municipal Corporation

NO. EE(M-IV)/WZ/2019-20/ 626

Dated: 29/8/2019

S419-A

CIRCULAR

Sub:- Regarding holding the payment of M/s Eagle Enterprises for recovery for non-execution of 18 works under Division EE(M-IV)/WZ due to risk and cost of recalling of tenders.

W.O. No. 227 dt. 30.01.2019, 228 dt. 30.01.2019, 229 dt. 30.01.2019, 230 dt. 30.01.2019, 231 dt. 30.01.2019, 232 dt. 30.01.2019, 233 dt. 30.01.2019, 234 dt. 30.01.2019, 235 dt. 30.01.2019, 236 dt. 30.01.2019, 237 dt. 30.01.2019, 238 dt. 30.01.2019, 239 dt. 30.01.2019, 240 dt. 30.01.2019, 241 dt. 30.01.2019, 242 dt. 30.01.2019, 243 dt. 30.01.2019 and 244 dt. 30.01.2019.

The competent authority vide its order dated 10.07.2019 has approved the action(s) against the firm M/s Eagle Enterprises under clause 3 and/ or other clauses/ work order conditions/tender conditions/enlistment rules, forfeiting the earnest money of all the works, re-calling tenders at the risk and cost of the contractor and debarred the firm for five years from participation of any tender of SDMC.

In this regard the Administrative Officer (Engg.) Head Quarter has also issued a circular vide no. AO/ENGC/HQ/SDMC/2019/424 dt. 19.07.2019 (Copy enclosed) for debarring of firm i.e. M/s Eagle Enterprises having registration No. 50/103/IV(Civil) dated 21.06.2017 address at WZ-77B, School Road, Uttam Nagar, New Delhi- 110059 registered under Class-IV/Civil category for five years from participation of any tender of SDMC for non execution of 18 works under Division EE(M-IV)/WZ. Further, a letter has also been circulated from the office of EE(M-IV)/WZ in this regard vide no. EE(M-IV)/WZ/2019-20/535 dt. 25.07.2019 (Copy enclosed).

Amount recovered from the M/s Eagle Enterprises as per difference between the total sanctioned amount for 18 works from UD department and the total contractual amount of the firm for the said 18 works i.e. Rs. 3,31,95,000 -- Rs. 1,62,02,676 = Rs. 1,69,92,324/-.

In view of above, it is requested to hold the payment of M/s Eagle Enterprises for recovery of Rs. 1,69,92,324/- (approx.).

This is for kind information and necessary action by all concerned please.

As above

[Signature]
EE(M-IV)/WZ

For kind information to:-

- ✓ 1. P S to Commissioner (SDMC/NDMC/EDMC)
2. Addl. Commissioner/Engg. (SDMC/NDMC/EDMC)
3. E-In-C (SDMC/NDMC/EDMC)
4. All CE,s SE,s EE,s
5. AC/ADC/Engg. (SDMC/NDMC/EDMC) with the request to circulate the same amongst all concerned CE,s SE,s EE,s of respective Corporation.
- ✓ 6. Director (IT) with the request for uploading on MCD website.
7. DCA/WZ.
8. AAO(M-IV)/WZ : for necessary action.
9. All AEs (M-IV)/WZ : for necessary action.
10. All JEs (M-IV)/WZ : for necessary action.
11. All Ministerial staff (M-IV)/WZ : for necessary action.
12. M/s Eagle Enterprises, WZ-77B, School Road, Uttam Nagar, New Delhi- 110059.
13. Office copy.

[Signature]
EE(M-IV)/WZ
South Delhi Municipal Corporation

[Handwritten notes]
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Addl. Com. (III)
2/9/19

[Handwritten notes]
Dept. Engrg.
K. Circulate to all Comd.
4/9/19

[Handwritten notes]
DCA (Plan)

857041/Engrg
4-9-2019

**SOUTH DELHI MUNICIPAL CORPORATION
OFFICE OF THE EX. ENGINEER (M-IV)/WZ
VISHAL ENCLAVE, RAJOURI GARDEN
NEW DELHI: 110027.**

No. EE(M-IV)/WZ/2019-20/ 535

Dated: 25/07/2019

To,

M/s Eagle Enterprises
WZ-77B, School Road
Uttam Nagar, New Delhi- 110059.

Sub:- Information regarding action for non-execution of 18 works under Division EE(M-IV)/WZ.

Ref.:- W.O. No. 227 dt. 30.01.2019, 228 dt. 30.01.2019, 229 dt. 30.01.2019, 230 dt. 30.01.2019, 231 dt. 30.01.2019, 232 dt. 30.01.2019, 233 dt. 30.01.2019, 234 dt. 30.01.2019, 235 dt. 30.01.2019, 236 dt. 30.01.2019, 237 dt. 30.01.2019, 238 dt. 30.01.2019, 239 dt. 30.01.2019, 240 dt. 30.01.2019, 241 dt. 30.01.2019, 242 dt. 30.01.2019, 243 dt. 30.01.2019 and 244 dt. 30.01.2019.

Dear Sir,

The above mentioned 18 works were awarded to M/s Eagle Enterprises as per detail mentioned above with a time of completion of 3 months. As per work orders the date of completion for above mentioned works was 29.04.2019.

It was the failure on your part by keeping the work held up despite regular pursuance of the concerned JE/AE. Further show cause notices under clause 3 of the agreement were issued to you dated 18.04.2019 for the above mentioned 18 works, as why an action under clause 3 of the agreement and/or other clauses/ work order conditions/tender conditions/enlistment rules should not be taken against you on account of the breach of the contract on your part. But no reply was submitted by you within the stipulated period of 07 days.

In response to the notices under clause 3 as mentioned above, your replies received in the office of EE(M-IV)/WZ dated 03.05.2019 were also found unsatisfactory. However, as a natural justice a personal hearing was given to you in the chamber of SE-II/WZ on dt. 21.05.2019 at 2:00 PM. During the hearing your statement was recorded as submitted by you *"the time of completion of work has been elapsed and the cost of material has also been enhanced, therefore I will not execute the works"*.

All the facts and your submission during hearing were conveyed to higher authorities wherein they found that you have not completed the works in stipulated time and had refused to complete the works even after accord of sufficient opportunities to you including show cause notice and personal hearing. Therefore, the competent authority vide its order dated 10.07.2019 has approved the action(s) against you under clause 3 and/ or other clauses/ work order conditions/tender conditions/enlistment rules, forfeiting the earnest money of all the works, re-calling the tenders at the risk and cost of the contractor and debarred the firm for five years from participation of any tender of SDMC.

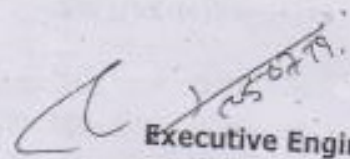
25-07-19

25/7/19

In this regard the Administrative Officer (Engg.) Head Quarter has already issued a circular vide no. AO/ENGG/HQ/SDMC/2019/424 dt. 19.07.2019 (Copy enclosed) for debarring of firm i.e. M/s Eagle Enterprises having registration No. 50/103/IV(Civil) dated 21.06.2017 address at WZ-77B, School Road, Uttam Nagar, New Delhi- 110059 registered under Class-IV/Civil category for five years from participation of any tender of SDMC for non execution of 18 works under Division EE(M-IV)/WZ.

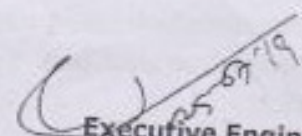
This is for your intimation/Information.

End: As above.


Executive Engineer
Division (M-IV)/WZ

For kind information to:-

1. P S to Commissioner (SDMC/NDMC/EDMC)
2. Addl. Commissioner/Engg./(SDMC/NDMC/EDMC)
3. E-In-C (SDMC/NDMC/EDMC)
4. All CE,s SE,s EE,s
5. AC/ADC/Engg.(SDMC/NDMC/EDMC) with the request to circulate the same amongst all concerned CE,s SE,s EE,s of respective Corporation.
6. Director (IT) with the request for uploading on MCD website.
7. JCA/WZ.
8. AAO(M-IV)/WZ. : for necessary action.
9. All AEs (M-IV)/WZ : for necessary action.
10. All JEs (M-IV)/WZ : for necessary action.
11. All Ministerial staff (M-IV)/WZ : for necessary action.
12. Office copy.


Executive Engineer
Division (M-IV)/WZ
AE-II 25/7/19

o/e.



**SOUTH DELHI MUNICIPAL CORPORATION
ENGINEERING DEPARTMENT(HQ)**

19th Floor Dr. Shyama Prasad Mukherjee Civic Centre,
Jawaharlal Nehru Marg, New Delhi-110002

No. AO/ENGG/HQ/SDMC/2019/424

Dated: 19.07.2019

CIRCULAR

Competent Authority vide order dated 10.07.2019 has debarred the firm M/s. Eagle Enterprises having registration No. 50/103/IV(Civil) dated 21.06.2017 address at WZ-77B, School Road, Uttam Nagar, New Delhi-110059 registered under Class-IV/Civil category for five years from participation of any tender of SDMC for non execution of 18 works under Division EE(M-IV)/WZ.

**Admn. Officer
Engg. Deptt.(HQ)/SDMC**

Distribution:-

1. M/s Eagle Enterprises
WZ-77B, School Road
Uttam Nagar, New Delhi-110059

For kind information to:-

1. P S to Commissioner (SDMC/NDMC/EDMC)
2. Addl. Commissioner /Engg./(SDMC/NDMC/EDMC)
3. E-in-C (SDMC/NDMC/EDMC)
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5. Director (IT) for uploading on MCD website.
6. EE/(M-IV)/WZ.

[Signature]
**Admn. Officer
Engg. Deptt.(HQ)/SDMC**