



UTTAR PRADESH METRO RAIL CORPORATION LIMITED
(FORMERLY KNOWN AS LUCKNOW METRO RAIL CORPORATION LIMITED)

Design, Supply, Installation, Testing & Commissioning of Receiving cum Auxiliary Main Sub Stations Including High Voltage Cabling from Grid Substations, 750 Volts DC 3rd Rail Traction System, 33kV Cable Network, ASS, TSS & SCADA System for Corridor-1 & 2 of Agra Metro Rail Project at Agra, Uttar Pradesh, India

TENDER NO.:- AGE-1&2

NOTICE INVITING TENDER (NIT)

**UTTAR PRADESH METRO RAIL CORPORATION LIMITED,
ADMINISTRATIVE BUILDING,
VIPIN KHAND, GOMTINAGAR
LUCKNOW, UTTAR PRADESH – 226010**

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NOTICE INVITING TENDER (NIT)

1.1 GENERAL

1.1.1 Name of Work:

Uttar Pradesh Metro Rail Corporation (UPMRCL) Ltd., who has been assigned to carry out interim works for Agra Metro Rail Project, invites open tenders from eligible applicants, who fulfil qualification criteria as stipulated in Clause 1.1.4 of NIT, for the work, "AGE-1&2 (Applied for EIB Loan): Design, Supply, Installation, Testing & Commissioning of Receiving cum Auxiliary Main Sub Stations Including High Voltage Cabling from Grid Substations, 750 Volts DC 3rd Rail Traction System, 33kV Cable Network, ASS, TSS & SCADA System for Corridor-1 & 2 of Agra Metro Rail Project at Agra, Uttar Pradesh, India."

The brief scope of the work and site information is provided in ITT Clause A1 (Volume-1) & Employer's Requirements (Volume-3& 4)

1.1.2 Key details :

Approximate cost of work	Rs. 450 Crores
Tender Security amount	Tenderers shall upload scanned copy of Undertaking for Tender Security Declaration as per Annexure- 7 of ITT at the time of online bid submission. If Undertaking for Tender Security Declaration is not submitted or is not in prescribed format then such bids shall be considered ineligible and summarily rejected.
Completion period of the Work	36 months
Tender documents on sale:	From 18.10.2021 (from 10:00 hrs) to 01.12.2021 (up to 15:00 hrs) on e-tendering website https://etenders.gov.in/eprocure/app . Tender document can only be obtained online after registration of tenderer on the website https://etenders.gov.in/eprocure/app .
Cost of Tender documents	INR 23,600/- (inclusive of 18% GST) Non-Refundable (Payment of tender document cost/ tender fee is to be made only by RTGS, NEFT & IMPS. No other mode of payment will be accepted. The details of bank account of UPMRCL are mentioned below. The tenderers are required to upload scanned copies of transaction of payment of tender document cost/tender fee including e-receipt (clearly indicating UTR No. & tender reference i.e. AGE-1&2 must be entered in the remarks at the time of online transaction of payment, failing which payment may not be considered) at the time of online bid submission). (Copy of GST registration no. to be provided along with Tender document cost/ tender fee, if applicable)

	<p>Name of the Bank - HDFC Bank Banks Address - HDFC Bank Ltd, Tekari Chambers, Ashok Marg, Lucknow Account Name - UPMRCL (Agra Project) Account No. - 50100301966491 IFSC code - HDFC0001267</p>
Last date of Seeking Clarification	<p>11/11/2021</p> <p>Tenderers to note that seeking clarification on the tender shall be done by sending it on e-tendering portal only. Seeking clarification by fax or post will not be considered.</p> <p>Queries/clarifications from tenderers after due date and time shall not be acknowledged.</p>
Pre-bid Meeting	<p>12/11/2021 @ 1500 Hrs</p> <p>The Pre-bid meeting shall be conducted through video conferencing by software apps such as Google Meet, Microsoft Team etc. All prospective tenderers who have made online payment towards the cost of tender document shall have to provide the details of the person(s) (maximum upto two) who will be participating in such virtual meeting at least one day before the meeting (latest by 1100 hrs. on 11.11.2021) to the registered official email of UPMRCL i.e. age1and2@gmail.com along with scanned copy of transaction of payment of tender cost / tender fee, including e-receipt (clearly indicating UTR No. and tender reference i.e. AGE-1 & 2), so that links having details such as software, meeting ID, password etc. can be mailed to these persons at least 12 hours before the scheduled virtual pre- bid meeting.</p>
Last date of issuing addendum	16.11.2021
Date & time of Submission of Tender	<p>01.12.2021 up to 15:00 Hrs.</p> <p>Tender submission start date: 18.10.2021(10:00 hrs)</p> <p>Tender submission end date: 01.12.2021(15:00 hrs)</p>
Date & time of opening of Tender	02.12.2021 @ 15:00 Hrs
Authority and place for purchase of tender documents, seeking clarifications and submission of completed tender documents.	<p>Chief Electrical Engineer/Project-III, Uttar Pradesh Metro Rail Corporation, Administrative Building, Near Dr. Bhimrao Ambedkar Samajik Parivartan Sthal, Vipin Khand, Gomti Nagar, Lucknow-226010 https://etenders.gov.in/eprocure/app</p>

Any clarification/corrigendum/addendum to the tender documents shall be uploaded on the official e-portal only, without any obligation of press notification.

For further details, please visit official e-portal <https://etenders.gov.in/e procure/app>.

For any additional information & help for downloading & uploading, please contact e-tendering service desk at the following ID: support-eproc@nic.in or at Toll Free No.: (91)120-4001002, (91)120-4001005, (91)120-6277787

1.1.3 SOURCE OF FUNDS:

UPMRCL has applied for Loan from multilateral funding agency (EIB) hereinafter-called "Funding Agency" towards the part cost of the Project, and intends to apply a portion of the proceeds of the loans to payments under this contract. Disbursement of the loans will be subject, in all respects, to the terms and conditions of the Loan Agreements, including the disbursement procedures and the applicable procurement guidelines of EIB (http://www.eib.org/attachments/strategies/guide_to_procurement_en.pdf). No party other than UPMRCL shall derive any rights from the loan agreement or have any claim to loan proceeds. The above loan agreement will cover only a part of the project cost. The remaining portion shall be financed through equity participation by the government of the India and government of Uttar Pradesh and other appropriate means.

1.1.4 QUALIFICATION CRITERIA:

1.1.4.1 Eligible Applicants:

- (i) A Tenderer may be from any country and all areas either a single entity or any combination of entities in the form of a joint venture or consortium under an existing agreement. In the case of a JV/Consortium: all partners shall be jointly and severally liable for the execution of the Contract in accordance with the Contract terms; and the JV/Consortium shall nominate a Representative who shall have the authority to conduct all business for and on behalf of any and all the partners of the JV/ Consortium during the tendering process and, in the event the JV/Consortium is awarded the Contract, during contract execution.
- (ii) A Tenderer, and all partners constituting the Tenderer, shall be from any country and all areas.
- (iii) A Tenderer and all partners constituting the Tenderer, shall not have a conflict of interest. All Tenderers found to have a conflict of interest shall be disqualified. A Tenderer may be considered to have a conflict of interest with one or more parties in this tendering process, if:
 - a) Tenderer and all partners constituting the Tenderer has been engaged by the Employer to provide consulting services for the preparation related to procurement for or implementation of the project.
 - b) Tenderer and all partners constituting the Tenderer is an associates/affiliates (inclusive of parent firms) mentioned in subparagraph (a) above; or
 - c) a Tenderer and all partners constituting the Tenderer lends, or temporarily seconds its personnel to firms or organizations which are engaged in consulting services for the preparation related to procurement for or implementation of the project, if the personnel would be involved in any capacity on the same project.

- d) *the impartial and objective exercise of the functions of the Employer, or the respect of the principles of competition, non-discrimination or equality of treatment with regard to the procurement procedure or contract, is compromised for reasons involving family, emotional life, political or national affinity, economic interest or any other shared interest. The concept of conflict of interest covers any situation where staff members (or consultants acting on behalf) of the Employer who are involved in the conduct of the procurement procedure or may influence the outcome of that procedure have, directly or indirectly, a financial, economic or other personal interest which might be perceived to compromise their impartiality and independence in the context of the procurement procedure or contract execution.*
- (iv) A Tenderer shall submit only one tender in the same tendering process, either individually as a Tenderer or as a partner of a JV/ Consortium. A Tenderer who submits or participates in, more than one tender will cause all of the proposals in which the Tenderer has participated to be disqualified. No Tenderer can be a subcontractor while submitting a tender individually or as a partner of a JV/ Consortium in the same tendering process. A Tenderer, if acting in the capacity of subcontractor in any tender, may participate in more than one tender, but only in that capacity.
- (v) Deleted
- (vi) Tenderers shall provide such evidence of their continued eligibility satisfactory to the Employer, as the Employer shall reasonably request.
- (vii) A firm, who has purchased the tender document in their name, can submit the tender either as individual firm or in JV/ Consortium.
- (viii) Deleted
- (ix) **NON SUBSTANTIAL PARTNERS IN CASE OF JV/CONSORTIUM**
Lead Partner must have a minimum 26% participation in the JV/Consortium
Substantial Partner should have at least 26% participation, otherwise they will be termed as non-substantial partner and will not be considered for evaluation, which means that their financial soundness and work experience shall not be considered for evaluation of JV/Consortium.
In case of JV/Consortium, change in constitution or percentage participation shall not be permitted at any stage after their submission of application. Any such change will result in the application being treated as non-responsive.
- (x) A Tenderer and all partners constituting the Tenderer shall confirm Non-performance of a contract did not occur within the last two (2) years prior to the deadline for application submission based on all information on fully settled disputes or litigation(as per Annexure-7 of NIT). A fully settled dispute or litigation is one that has been resolved in accordance with the Dispute Resolution Mechanism under the respective contract and where all appeal instances available to the Applicant have been exhausted.
- (xi) Tenderer is encouraged to maximize the involvement of domestic sources. However that is not mandatory and shall not have bearing on tender evaluation provided tenderer meets other requirement.
- (xii) Tenderer and all of its associates (if any) and all the members of the "Group" in case of joint venture will be required to confirm and declare in the Tender submittal they have not engaged

in any fraudulent and corrupt practice as defined in Sub-Clause 4.33 of the General Conditions of Contract and that no agent, middleman or any intermediary has been, or will be, engaged to provide any services, or any other items of work related to the award and performance of this contract.

Tenderers and all of its associates (if any) and all the members in case of Joint Venture are required as a condition of admission to eligibility, to execute and attach:

- (i) a Covenant of Integrity in the form indicated in Annexure 9A of ITT and
 - (ii) an Environmental and Social Covenant located in Annexure 9B of ITT.
- (xiii) The Tenderer/Contractor grants the Employer, the EIB and auditors appointed by either of them, as well as any authority or European Union Institution or body having competence under European Union law, the right to inspect and copy the books and records of the tenderer, contractor, supplier or consultant in connection with any Bank-financed contract.

1.1.4.2 Minimum Eligibility Criteria:

A. Work Experience: The tenderers will be qualified only if they satisfy the criteria as given below:

Eligibility& Qualification Criteria			Compliance Requirement		
SN	Factor	Requirement	Single Entity	Joint Venture/Consortium (existing or intended)	
				All Parties Combined	Each Member
	Experience				
1	Specific Construction Experience	<p>Work Experience: <i>“The tenderers will be qualified only if they satisfy the Work Experience criteria for Similar Work** as given below during last seven years ending 31.07.2021”:</i></p> <p>At least One (1)“Similar Work”*** of value of Rs 360 Crores or more</p> <p>If the above “Similar Work”** of value Rs 360 Crores or more has been done by the foreign partner of JV/ Consortium and was done in the country of the foreign partner then in addition to this work, the foreign partner must have done at least one Similar Work equal to or more than Rs 180 Crores outside the country of the foreign partner.</p> <p style="text-align: center;">OR</p> <p>Two (2) “Similar Work”*** each of value of Rs 225 Crores or more</p> <p>If both the above the “Similar Work”** of value Rs 225 Crores or more has been done by the foreign partner of JV/Consortium, then either at least one of these two work should have been done outside the country of the foreign partner and if not, then in addition to this the foreign partner must have done at least one Similar Work equal to value of Rs 180 Crore or more outside the country of the foreign partner.</p> <p style="text-align: center;">OR</p>	Must meet requirement	Must meet requirement	N/A

		Three (3) “Similar Work” **each of value of Rs 180 crores or more If all the above three Similar Work of Rs 180Crores or more or two out of three works have been done by foreign partner of JV, then either at least one of these three work should have done outside the country of the foreign partner.			
2		A minimum construction Experience in the following Key activities (A+B+C+D+E+F) is required to be successfully completed as Single entity or JV/Consortium.			
(a)		<u>Key Activity A: RSS</u> Construction, supply, installation, testing & commissioning of at least two (2) Electrical Substations with primary voltage 66kV & above; with use of AIS/GIS; along with other associated works in maximum 2 works.	Must meet requirement	Must meet requirement	N/A
(b)		<u>Key Activity B: ASS</u> Supply, installation, testing & commissioning of at least fifteen (15) Indoor type Auxiliary Substations with primary voltage 33kV & above; with use of AIS/GIS; along with other associated works in maximum 2 works.	Must meet requirement	Must meet requirement	NA
(c)		<u>Key Activity C: TSS</u> Supply, installation, testing & commissioning of at least nine (9) 600V dc and above Indoor type Traction Substations; with use of AIS/GIS; along with other associated works for Metro Rail/ Suburban Rail/ Main line Railways/ Mono Rail/Tramways in maximum 2 works.	Must meet requirement	Must meet requirement	NA

(d)		<p><u>Key Activity D: Third Rail</u> Supply, installation, testing & commissioning of at least Thirty Track km (30 Tkm), 600/ 750 volts DC and above Third Rail Traction Electrification System for Metro Rail/ Sub urban Rail/ MonoRail in maximum 2 works.</p>	Must meet requirement	Must meet requirement	NA
(e)		<p><u>Key Activity E: SCADA</u> Supply, installation, testing & commissioning SCADA System for Metro Rail/ Suburban Rail/ Main line Railways/ Mono Rail/Tramways for minimum length of Thirty Track km (30 Tkm) in maximum 2 works. Track kilometer – The length of all running tracks and tracks including tracks in sidings, yards and crossings.</p>	Must meet requirement	Must meet requirement	NA
(f)		<p><u>Key Activity F: EHV Cabling</u> Supply, installation, testing & commissioning of EHV (66kV and above) cable network system for minimum length of twenty Circuit km (20 Ckt km) in maximum 2 works.</p>	Must meet requirement	Must meet requirement	NA

Note:

1. Explanation to item1 Specific Construction Experience:

***“Similar Work” for this tender shall be work of Electrical Traction & Power System work in Metro Rail/ Suburban Rail/ Main line Railways/ Mono Rail/Tramways and/or 66kV & above Electrical Substations in Electrical Transmission/ Distribution/ Industrial Projects.

Subcontractor is permitted only for Key Activity item 2(f). For all other key activities primary contractor shall be responsible either as a single entity or as JV/Consortium.

- The tenderer shall submit details of work executed by them, in the Performa of **Annexure-1** for the works to be considered for qualification of work experience criteria. Documentary proof such as completion certificates from client clearly indicating the nature/scope of work, actual completion cost and actual date of completion for such work should be submitted. ***The offers submitted without this documentary proof shall not be evaluated. In case the work is executed for private client, copy of work order, bill of quantities, bill wise details of payment received certified by C.A. (Chartered Accountant), T.D.S (Tax Deducted at Source) certificates for all payments received and copy of final/ last bill paid by client shall be submitted.***
- Value of successfully completed portion of any ongoing work up to 31.07.2021 will also be considered for qualification of work experience criteria.

4. For completed works, value of work done shall be updated to **31.07.2021** price level assuming 5% inflation for Indian Rupees every year and 2% for foreign currency portions per year. **Selling rate of exchange at the close of business of the State Bank of India on the day twenty eight days before the latest date of Tender Submittal shall be considered for calculating equivalent value in INR.**
 5. In case of joint venture / Consortium, full value of the work, if done by the same joint venture shall be considered. However, if the qualifying work(s) were done by them in JV/Consortium having different constituents, then the value of work as per their percentage participation in such JV/Consortium shall be considered.
 6. **A JV /Consortium member can participate in only one of the bidding JV/Consortium.**
 7. The Joint venture/Consortium agreement must contain a clause stating **“All the partners are jointly and severally liable to UPMRCL”**
- B. Financial Standing:** The tenderers will be qualified only if they have minimum financial capabilities as below:
- (i) T1 – Liquidity:** The tenderer must have liquidity equal to cash flow requirement of value Rs 22Crore for the contract.
- a) The liquidity shall be ascertained from Net Working Capital {Current Assets – (current liabilities + provisions)} as per latest audited balance sheet and/or from the Banking reference(s).
 - b) Banking reference(s) should contain in clear terms the amount that the Bank will be in a position to lend for this work to the applicant/member of the Joint Venture/Consortium. In case the Net Working Capital (as seen from the Balance Sheet) is negative, only the Banking reference(s) will be considered, otherwise the aggregate of the Net Working Capital and submitted Banking reference(s) will be considered for working out the Liquidity.
 - c) The Banking references should be from a Scheduled Bank in India or from an International Bank of repute (in case of foreign vendors) acceptable to UPMRCL as per the standard proforma provided in NIT as Annexure-6 and it should not be more than 3 months old as on the date of submission of bids.
 - d) In Case of JV/Consortium: - Requirement of working capital is to be distributed between members as per their percentage participation and every member should satisfy the requirement for his portion.
Example: Let member-1 has percentage participation=M and member-2 has percentage participation=N. If minimum working capital required is 'W' then working capital of member-1 $\geq (WM)/100$ and working capital of member-2 $\geq (WN)/100$.
 - e) In case the applicant is a Joint Venture/Consortium and if Banking Reference is issued by the bank in favour of the Joint Venture/consortium for this contract, then it will be considered for the tenderer and if the Banking reference(s) is issued in favour of any member of JV/Consortium it will be considered only for that member.
- (ii) T2- - Profitability:** Deleted.
- (iii) T3- Net Worth:-**Net Worth of tenderer should be positive in the last Two financial years. Each member of the JV should have Net Worth positive in the last Two financial years.
- (iv) T4 - Annual Turnover:-**The average annual turnover in last **five financial years** should be >INR 120 crores.
- In Case of JV/Consortium – The average annual turnover of JV/Consortium will be based on percentage participation of each member:**

Example: Let Member-1 has percentage participation = M and Member - 2 has =N. Let the average annual turnover of Member-1 is 'A' and that of Member-2 is 'B', then the average annual turnover of JV/JVA will be

$$\frac{=AM+BN}{100}$$

Notes:

- Financial data for last five financial years has to be submitted by the tenderer along with audited balance sheets. The financial information of the Tenderer must be certified either by the Independent Financial Auditor (statutory Auditor) of the company appointed under the companies' Act or by a Chartered Accountant.
- In case any discrepancy in data is found between the balance sheet and the financial information submitted, the data as available in the balance sheet will be considered.
- In case audited balance sheet of the last financial year ending with 2020-21 is not made available by the tenderer, he has to submit an affidavit certifying that 'The Balance Sheet has actually not been audited so far'. In such a case the financial data of previous '4' audited financial years will be taken into consideration for evaluation. If audited balance sheet of any year other than the last financial year ending with 2020-21 is not submitted, then the tender will be considered as non-responsive.
- Where a work is undertaken by a group, only that portion of the contract which is undertaken by the concerned applicant/member should be indicated and the remaining done by the other members of the group be excluded. This is to be substantiated with documentary evidence.

1.1.4.3 Bid Capacity Criteria :

Bid Capacity: The tenderers will be qualified only if their available bid capacity is more than the approximate cost of work as per NIT. Available Bid capacity will be calculated based on the following formula:

$$\text{Available Bid Capacity} = 2 \cdot A \cdot N - B$$

Where,

A = Maximum of the value of works executed in any one year during the last five financial years (updated to 31.07.2021 price level assuming 5% inflation for Indian Rupees every year and 2% for foreign currency portions per year).

N = No. of years prescribed for completion of the work = 30/12 Years

B = Value of existing commitments (**as on 31.07.2021**) for on-going works during period of 36 months w.e.f. 01.08.2021

Notes:

- Financial data for latest last five financial years has to be submitted by the tenderer in **Annexure-3A** along with audited financial statements. The financial data in the prescribed format shall be certified by the Chartered Accountant with his stamp and signature in original.
- Value of existing commitments for on-going construction works during period of 36 months w.e.f. 01.08.2021 has to be submitted by the tenderer in Annexure-3B. These data shall be certified by the Chartered Accountant with his stamp and signature.

- In the case of a group, the above formula will be applied to each member to the extent of his proposed participation in the execution of the work. If the proposed % is not provided, equal participation will be assumed.

1.1.4.4 The tender submission of Tenderers, who do not qualify the minimum eligibility criteria & bid capacity criteria stipulated in the clauses 1.1.4.1 to 1.1.4.3 above, shall not be considered for further evaluation and therefore rejected. The mere fact that the tenderer is qualified as mentioned in sub clause 1.1.4.1 to 1.1.4.3 shall not imply that his bid shall automatically be accepted. The same should contain all technical data as required for consideration of tender prescribed in the ITT.

1.1.5 The Tender documents consist of :

Volume 1

Notice Inviting Tender (including Annexures)
Instructions to Tenderers (including Annexures)
Form of Tender (including Appendices)

Volume 2A

General Conditions of Contracts
Special Conditions of Contract (including Schedules)

Volume 2B

Questionnaire from Tenderer

Volume 3

Employer's Requirements – General Specifications

Volume 4

Employer's Requirement- Technical Specifications

Volume 5

Tender Drawings

Volume 6

Condition of Contract on Safety, Health & Environment (SHE)

Volume 7

Pricing Document/Bill of Quantities

1.1.6 Deleted

1.1.7 The Tenderers may obtain further information/ clarification, if any, in respect of these tender documents from the office of Chief Electrical Engineer/Project- III, Uttar Pradesh Metro Rail Corporation, Administrative Building, Near Dr. Bhimrao Ambedkar Samajik Parivartan Sthal, Vipin Khand, Gomti Nagar, Lucknow-226010

1.1.8 All Tenderers are hereby cautioned that tenders containing any material deviation or reservations as described in Clause. E 4 of "Instructions to Tenderers" and/or minor deviation without quoting the cost of withdrawal shall be considered as non-responsive and is liable to be rejected.

1.1.9 Deleted.

1.1.10 The intending tenderers must be registered on e-tendering portal <https://etenders.gov.in/eprocure/app>. Those who are not registered on the e- tendering portal shall be required to get registered beforehand. After registration, the tenderer will get user id and password. On login, tenderer can participate in tendering process and can witness various activities of the process. Instructions for

- 1.1.11 online bid submission is attached as **Annexure A** to NIT.
- 1.1.12 The authorized signatory of intending tenderer, as per Power of Attorney (POA), must have valid **Class-II or Class-III digital signature**. The tender document can only be downloaded or uploaded using Class-II or Class-III digital **signature**. However, the tenderer shall upload their tender on <https://eprocure.gov.in/eprocure/app> using class-II or class-III digital signature of the authorized signatory only.
- 1.1.13 Tender submissions shall be done online on <https://etenders.gov.in/eprocure/app> after uploading the mandatory scanned documents towards cost of tender documents such as scanned copies of transaction of payment i.e. RTGS, NEFT & IMPS and scanned copy of Undertaking for Tender Security Declaration towards Tender Security and other documents as stated in the tender document. Instructions for on-line bid submission are furnished hereinafter.
- 1.1.14 Late Tenders (received after date and time of submission of bid) shall not be accepted under any circumstances.
- 1.1.15 Submission of Tenders shall be closed on e-tendering website of UPMRCL at the date & time of submission prescribed in NIT after which no tender shall be accepted. It shall be the responsibility of the bidder / tenderer to ensure that his tender is submitted online on e-tendering website <https://etenders.gov.in/eprocure/app> before the deadline of submission. UPMRCL shall not be responsible for any delay, difficulties and/or inaccessibility of the downloading and/or uploading facility from the e-procurement portal for any reason whatsoever.
- 1.1.16 Tenders shall be valid for a period of 180 days from the date of submission of Tenders and shall be accompanied with a tender security , as per clause C18 of ITT .
- 1.1.17 The tender procure will be carried out in line with EIB's guide to procurement (http://www.eib.org/attachments/strategies/guide_to_procurement_en.pdf)
- 1.1.18 Employer reserves the right to accept or reject any or all proposals without assigning any reasons. No tenderer shall have any cause of action or claim against the Employer for rejection of his proposal.
- 1.1.19 Tenderers are requested to visit e-tendering portal <https://etenders.gov.in/eprocure/app> regularly for any Employer's issued clarifications, addendum, corrigendum and/or due date extensions.
- 1.1.20 Contract will be awarded to the Tenderer whose Tender has been determined to be substantially responsive and compliant to the requirements contained in the Tender Documents and who has offered the Lowest Evaluated Reasonable Tender Price. variant bid are not allowed.
- 1.1.21 Any suit or application, arising out of any dispute or differences on account of this tender shall be filed in a competent court at Lucknow, Uttar Pradesh only and no other court or any other district of the country shall have any jurisdiction in the matter.

**Chief Electrical Engineer/Project-III
Uttar Pradesh Metro Rail Corporation**