

CHANDIGARH ADMINISTRATION
DEPARTMENT OF EXCISE & TAXATION

DETAILED TENDER NOTICE

It is notified for the information of general public that tenders are invited for the grant of remaining 07 licensing units (L-2/L-14A) for the remaining period of Excise Policy, 2017-18. Each Licensing Unit will comprise of one Country Liquor retail sale vend (L-14A) and one Indian Made Foreign Liquor retail sale Vend (L-2), under one roof. The detail is as below:-

(i) Tenders are invited individually for the remaining 07 licensing units. The bidder will be required to furnish bid only in the prescribed format (with a passport size photograph) individually and separately for each licensing unit. A bidder can apply for any number of licensing units separately but against one licensing unit, he can cast only one bid. It shall be the sole responsibility of the vendor to arrange suitable/eligible premises to operate the liquor vend as per the provisions of Excise Policy 2017-18 and order of the Hon'ble Supreme Court of India dated 15.12.2016. In case multiple tenders are submitted by a tenderer for a particular licensing unit, all his bids will be liable for rejection/cancellation. The terms & conditions and the detailed list mentioning localities/sectors of licensing units, vend code, permissible no. of vends, quota and reserve price and financial bid form can be obtained from the O/o Asstt. Excise & Taxation Commissioner, Additional Town Hall Building, Sector 17, Chandigarh during office hours i.e. from 9:00 AM to 5:00 PM or can be downloaded from the Chandigarh Administration's website www.chandigarh.gov.in from **What's New** section.

(ii) Participation Fee of Rs.1,50,000/- (non-refundable/non-adjustable) and Earnest Money as prescribed, along-with requisite documents shall be submitted by the tenderer in an open envelope marked "Technical Bid".

(iii) Each tenderer will be required to furnish pay order/demand draft of the following amount as earnest money i.e.

| SR. NO. | RESERVE PRICE OF LICENSING UNIT | EARNEST MONEY DEPOSIT (EMD) |
|---------|---------------------------------|-----------------------------|
| 1. | Rs (1,00,00,001- 2,00,00,000) | Rs 25,00,000/- |

(iv) The successful tenderer will be required to deposit a security amount equal to 40 % of total bid amount within seven days from the date of allotment. The security money equal to 30% of bid money will be in the form of govt. treasury receipt/Demand Draft (adjustable against license fee) and the rest of the security money i.e. security money equal to 10% of bid money will be in the form of Bank Guarantee/ govt. treasury receipt (non-adjustable in the license fee but refundable after 31st March, 2018 subject to clearance of all dues). The earnest money paid with the application/tender document will be adjustable in the security money. If he fails to comply

with the aforesaid condition of payment of security equivalent to 40% of bid money in the prescribed period, the earnest money shall stand forfeited. In such a case, the liability of the highest tenderer will be limited only to the extent of earnest money tendered by him with the tender document but, however, any other allotment in which he is a stake holder shall also be cancelled and the respective deposits made in the form of earnest money or security shall be fore-feited and he will not be allowed to participate as a stake holder in any of future allotments during the year 2017-18. After adjusting the amount of security money equal to 30% of bid money deposited in the form of govt. treasury receipt as security against license fees, the licensee will be required to pay the remaining license fee in seven or the number of months of allotment whichever is lower, equal monthly installments. The license fee will be recovered at the time of grant of permit and it will be calculated by multiplying applied quantity of quota in PL with the incidence arrived at by dividing the total license fee (i.e. bid money) with the total allotted quota in PL of IMFL and Country Liquor. The remaining part, if any, of the monthly installment of the license fee shall be paid by the closing of the last working day of each month starting from commencement of the contract. In case of late payment of any installment an interest @1.5% per month to be calculated on daily basis shall be charged. If the entire license fee due for the month is not paid by 15th day of the next month, the license shall be deemed to have been suspended and the vend under that licensing unit will be closed. The licensee shall have to pay the balance installment along with interest to get his license operational. The balance security money equal to 10% of bid money furnished in the form of Bank Guarantee/govt. treasury receipt shall be refunded after clearance of all the dues, if any, pending towards the licensee.

(v) In case of individuals or partnership firms, the tenderer will be required to submit Photograph, age proof, residence proof, proof of identity, copy of PAN of self or of all partners of a partnership firm/partnership firm, Partnership Deed and eligibility affidavit under order 7 of Punjab Intoxicants License and Sales Orders, 1956 (as applicable to U.T. Chandigarh) along-with the tender document containing bid.

(vi) In case of companies, the tenderer will be required to submit Registration Certificate issued by the Registrar of Companies under the Companies Act, 1956, a copy of PAN in the name of company, list of Board of Directors, a resolution passed by the Board of Directors authorizing any person to apply on behalf of the company and eligibility affidavit under order 7 of Punjab Intoxicants License and Sales Orders, 1956 (as applicable to U.T. Chandigarh) along-with the tender document containing bid.

(vii) The tender document containing bid amount shall be signed by an individual or by all partners of a partnership firm or by authorized person on behalf of a company, as the case may be.

(viii) Participation Fee & Earnest Money along-with requisite documents shall be submitted by the tenderer in an open envelope marked "Technical Bid". The financial bid quoting the bid amount shall be sealed by the tenderer in a separate envelope marked "Financial Bid". Both these envelopes shall be marked "**TENDER FOR ALLOTMENT OF A LICENSING UNIT**" by

clearly mentioning the Vend Code and its sector/locality (please refer to the Excise Policy, 2017-18). **The same should reach the office of Asstt. Excise & Taxation Commissioner, Sector 17, Chandigarh upto 04:00 PM on 28.06.2017. The tenders will not be accepted by Post or Courier.** The receiving officer will check the particulars of technical bid at the time of receipt of tender and if, technical bid is found in order, then only the prospective tenderer will be allowed to submit financial bid. In case, the applicant tenderer insists for submission of financial bid where the technical bid is not in order, the same will be accepted by receiving officer, however such tender will be liable to be rejected later on. The wrong mentioning of details on the envelope will render the application liable to be rejected. In case of non-submission of 'Financial Bid', participation fee or requisite earnest money or the bid quoting bid money less than the reserve price, the tender shall be considered as invalid and the amount of participation fee or earnest money submitted with the tender document will stand forfeited. No tender document containing bid will be received after the expiry of last date & time.

(ix) The tenders once submitted cannot be withdrawn. The tender document containing incomplete bid form or wrongly filled bid form will render the application/tender liable to be rejected and the earnest money in such cases will be forfeited.

(x) The sealed bids shall be put into the duly sealed box by the bidder himself/herself or his/her representative.

(xi) The license will be allotted to the highest eligible tenderer (offering highest bid), quoting bid equal to or above the reserve price for a particular licensing unit. In case, more than one bid quoting the same highest price are received, the successful tenderer/bidder will be determined by a draw of lots amongst the tenderers quoting the same highest amount. In case, there is no bid or no eligible bid equal to or above the reserve price, the bids will be invited again.

(xii) In case, if a successful bidder fails to comply with the condition of payment of security money within the stipulated period of seven days from the date of allotment, then the second highest bidder will be considered as successful tenderer for allotment of the licensing unit provided the second bid is atleast equal to the highest bid minus the forfeited earnest money. On the same principle, offer will be extended to 3rd bidder. However, in case, third bidder fails or his bid does not fit into above principle, re-tendering will be done.

(xiii) The reserve price for the unsold licensing units for re-tendering will be fixed by a committee comprising of Excise and Taxation Commissioner as Chairman, Addl. ETC and AETC as its members. The decision will further be approved by Finance Secretary.

(xiv) List of licensing unit/Vend Code wise bidders, shall be displayed on a day prior to the date of allotment in the office of Asstt. Excise & Taxation Commissioner, Additional Town Hall Building, Sector 17, U.T. Chandigarh. The bids shall be brought out and processed. The number of bids received from the box shall again be announced at the time of allotment.

(xv) A duly signed receipt will be issued to the bidder/participant, which will be his/her pass for entry into the allotment hall on the date of allotment. Entry to the venue of allotment will be regulated by pass issued to the bidders, if any person commits misconduct at the venue, he will be debarred from participating in the proceedings and his/her earnest money will be liable to be forfeited

(xvi). All the tenders received upto the last prescribed date & time, containing financial bids will be opened by the committee comprising of Collector (Excise) & a Sub-Divisional Magistrate, in the presence of tenderers, who wish to be present. The Chandigarh Administration shall appoint a senior officer from the Administration, as observer, who will supervise the proceedings. The allotment will take place on **28.06.2017 at 05:00 PM onwards at Conference Room, Office of Assistant Excise and Taxation Commissioner, 1st Floor, Addl. Town Hall Building, Sector 17, Chandigarh.**

(xvii) The Department will not be responsible for providing space for opening of any liquor vend. In case, a successful tenderer fails to arrange suitable/eligible premises within 30 days, the entire security amount i.e. 40% of bid money furnished by him will be forfeited and the bids will be invited again for the said license after re-fixing the reserve price for the remainder period of the license. Liability of the bidder in such case will be equivalent to 40% of bid money.

(xviii) The licenses shall be granted by Collector (Excise) after the approval of the Excise & Taxation Commissioner, U.T. Chandigarh.

(xix) All licenses, whether wholesale or retailsale, shall be granted subject to the provisions of the Punjab Excise Act, 1914 and the Rules/ Orders/Regulations/ Instructions/Policies framed there under from time to time as applicable to U.T. Chandigarh

(xx) No interest will be payable on the earnest amount.

(xxi) It is again mentioned that **the tenders should reach the office of Asstt. Excise & Taxation Commissioner, Sector 17, Chandigarh upto 04:00 PM on 28.06.2017. The tenders will not be accepted by Post or Courier.**

(xxii) The detailed information regarding number of licensing units, no. of vends, Vend Codes, area/locality, quota, reserve price, excise duties & levies, etc. can be obtained from the O/o. Asstt. Excise & Taxation Commissioner, Additional Town Hall Building, Sector 17, U.T. Chandigarh during office hours i.e. from 9:00 AM to 5:00 PM or can be downloaded from Chandigarh Administration's website www.chandigarh.gov.in from What's New section.

**Sd/-
Excise & Taxation Commissioner-cum-
Financial Commissioner
Union Territory, Chandigarh**