

## ANNEXURE D

### FORMAT OF BANK GUARANTEE OF EARNEST MONEY DEPOSIT

To,

**The Bihar Medical Services and Infrastructure Corporation Limited**  
**4<sup>th</sup> Floor, Bihar State Building Construction Corporation Limited**  
**Hospital Road, Shastri Nagar, Patna-800023, Bihar**

WHEREAS \_\_\_\_\_ (Name and address of the Company)  
(Hereinafter called “the bidder”) has undertaken, in pursuance of tender  
no \_\_\_\_\_ dated \_\_\_\_\_ (herein after called “the tender”) to  
participate in the tender of The Bihar Medical Services and Infrastructure Corporation Limited,  
(4th Floor, Bihar State Building Construction Corporation Limited, Hospital Road, Shastri  
Nagar, Patna-800023) with ..... (Description of goods and supplies)

AND WHEREAS it has been stipulated by you in the said tender that the bidder shall  
furnish you with a bank guarantee by a scheduled commercial bank recognised by you for the  
sum specified therein as Earnest Money Deposit for compliance with its obligations in  
accordance with the tender;

AND WHEREAS we have agreed to give the bidder ----- (name and address)  
such a bank guarantee;

NOW THEREFORE we hereby affirm that we are guarantors and responsible to you,  
on behalf of the bidder, up to a total amount of \_\_\_\_\_ (Amount of the  
guarantee in words and figures), and we undertake to pay you, upon your first written demand  
declaring the bidder to be in default under the tender conditions and without cavil or argument,  
any sum or sums within the limits of (amount of guarantee) as aforesaid, without your needing  
to prove or to show grounds or reasons for your demand or the sum specified therein.

We hereby waive the necessity of your demanding the said debt from the bidder before  
presenting us with the demand.

We undertake to pay you any money so demanded notwithstanding any dispute or  
disputes raised by the bidder(s) in any suit or proceeding pending before any Court or Tribunal  
relating thereto our liability under these presents being absolute and unequivocal.

We agree that no change or addition to or other modification of the terms of the tender to be performed there under or of any of the Tender Documents which may be made between you and the supplier shall in any way release us from any liability under this guarantee and we hereby waive notice of any such change, addition or modification.

No action, event, or condition that by any applicable law should operate to discharge us from liability, hereunder shall have any effect and we hereby waive any right we may have to apply such law, so that in all respects our liability hereunder shall be irrevocable and except as stated herein, unconditional in all respects.

This guarantee will not be discharged due to the change in the constitution of the Bank or the bidder(s).

The Conditions of this are as follows:-

1). If after bid opening the bidder withdraws his bid during the period of bid Validity specified in the form of bid;

OR

2). If the bidder having notified to the acceptance of his bid by the employer during the period of bid validity;

a) Fails or refuses to execute the form of agreement in accordance with the instruments to bidders, if required or

b) Fails or refuses to furnish the performance security, in accordance with the instruction to bidders.

We, \_\_\_\_\_ (indicate the name of bank) lastly undertake not to revoke this guarantee during its currency except with the previous consent, in writing, of The Bihar Medical Services and Infrastructure Corporation Limited.

This Guarantee will remain in force up to ----- (Date). Unless a claim or a demand in writing is made against the bank in terms of this guarantee on or before the expiry of ----- (Date) all your rights in the said guarantee shall be forfeited and we shall be relieved and discharged from all the liability there under irrespective of whether the original guarantee is received by us or not.

(Signature with date of the authorised officer of the Bank)

.....

Name and designation of the officer

.....

.....

Seal, name & address of the Bank and address of the Branch

**Bank Details of BMSICL:-**

**Account Holder Name: - Bihar Medical Services & Infrastructure Corporation  
Limited**

**Account No. - :- 6016610664**

**IFS Code of Bank : -IDIB000P027**

**Bank Name : - Indian Bank**

**Branch Name : - West Gandhi Maidan, Patna-800001**