

Order

M/s Scott Edil Pharmacia Limited, located at Plot No-28/6, Indl Area Phase-II, Chandigarh-160002, was declared the L1 bidder for the drugs mentioned below, under tender reference no. **BMSIC/DRUGS/23-10**:-

1. Azithromycin Tablet 250mg
2. Azithromycin Tablet 500mg.

The firm **M/s Scott Edil Pharmacia Limited** had been issued a Letter of Intent (LoI) via letter no. 8512, dated 11-01-2024, for the two aforementioned items, with the last date for submission of the security deposit and other related documents set until 26-01-2024.

As per Clause 21.1 of the Tender Document, *“The supplier shall submit agreement, the hardcopies of the documents submitted and other documents specified, copy of LOI duly signed and sealed on all pages in token of acceptance and the required Security Deposit within 15 days.”*

The firm, **M/s Scott Edil Pharmacia Limited**, was issued emails dated 30-01-2024 and 09-02-2024 regarding the submission of the security deposit, but the firm failed to submit it to BMSICL. Furthermore, BMSICL issued a final show cause notice via Letter No. 10488, dated 04-03-2024. However, reply from **M/s Scott Edil Pharmacia Limited** has not been received.

Clause 27 A of the Tender Document is relevant for such cases which reads as: *“If the Tenderer fails to execute the agreement / to deposit performance security / to perform the obligations under the tender conditions / commits default in the performance of the contract/agreement, such Tenderers will be blacklisted for a period of 2 years by BMSICL from the date of intimation besides forfeiture of EMD/Performance Guarantee. The Tenderers who have withdrawn after participating in the tender either fully or partially, the entire firm/company will be blacklisted for a period of 2 (two) years from the date of intimation by BMSICL apart from forfeiture of the Security Deposit/EMD.”*

Hence, due to the violation of provisions contained in Clause 21.1 of the Tender document and the failure to enter into an agreement after being declared the L1 Bidder, as well as the failure to fulfill the obligations contained in Clause 27 A under Tender reference no. BMSIC/DRUGS/23-10, **M/s Scott Edil Pharmacia Limited**, located at Plot No-28/6, Industrial Area Phase-II, Chandigarh-160002, is hereby blacklisted for a period of two (02) years from the date of this order. The Earnest Money Deposit (EMD) submitted by the firm for the said item shall also be forfeited in accordance with the terms and conditions of the contract.

Memo No.-BMSIC/40030/107-2023/11303

Date-25/03/2024


Managing Director

Copy to:

1. The Additional Chief Secretary, Department of Health, Govt. of Bihar for kind information please.
2. Executive Director, State Health Society, Bihar for kind information please.
3. The CGM (Supply Chain), General Manager (Logistics), General Manager (Finance), BMSICL for information and necessary action. GM (Logistics) is requested to ensure publication of this order on the official website of BMSICL and Notice Board as well.
4. MD, All Medical Corporations and Procurement Agencies all over India for information and necessary action please.
5. CEO, Government e- Marketplace for information and necessary action please.
6. All Civil Surgeons, Bihar and Superintendents of all Govt. medical colleges and hospitals of Bihar for information and necessary action.


Managing Director

