

File No- BMSIC/40010/42-2022/ 9641

Date: -/6/02/2024

**Order**

M/s Adroit Pharmaceuticals Private Limited, situated at 46, Garoba Maidan, Basti Precinct, Nagpur-440008 was declared as L1 bidder for the below mentioned Drugs vide tender reference no.- **BMSIC/DRUGS/23-03:-**

1. Amlodipine Tablet 2.5mg.
2. Atenolol Tablet 50 mg.
3. Chlorpheniramine Tablet 4mg.
4. Diclofenac Sodium Gel 1% w/w 30gm Tube.
5. Domperidone Tablet 10 mg.
6. Calcium Carbonate + Vitamin D3 Tablet (500mg elemental calcium +Vitamin D3-250IU).

As per Clause 21 1 of the Tender Document, ***“The supplier shall submit agreement, the hard- copies 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 Adroit Pharmaceuticals Private Limited vide mail dated 11-09-2023 informed that ***“ while re-looking in our Financial Bid before opening of Financial Bid for Tender No-BMSIC/DRUGS/23-03, we find that a typographical mistake has been occurred while quoting the price of Calcium carbonate + Vitamin D3 tab 500mg elemental calcium + Vitamin D3-250IU. We have quoted the price 0.03/-(zero decimal zero three) in place of 0.30/-(zero decimal three zero). So we request before you for not considering our Financial bid for item Calcium Carbonate+ Vitamin D3 tab 500mg elemental calcium + Vitamin D3-500IU.”***

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 The Tenderers who have withdrawn after participating in the tender either fully or partially, the entire firm/company will be blacklisted for a period of 2 (two) years from the date of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.”***

The firm, M/s Adroit Pharmaceuticals Private Limited has executed the rate contract of five out of six drugs as mentioned below:-

1. Amlodipine Tablet 2.5mg.
2. Atenolol Tablet 50 mg.
3. Chlorpheniramine Tablet 4mg.
4. Diclofenac Sodium Gel 1% w/w 30gm Tube.
5. Domperidone Tablet 10 mg.

The firm has not executed the agreement of Calcium Carbonate + Vitamin D3 Tablet (500mg elemental calcium +Vitamin D3-250IU).



Hence in view of the violation of provisions contained in Clause 21.1 of the Tender document and on account of failure to enter into agreement after issuance of declared L1 Bidder and failure to perform the obligations contained in Clause 27 A vide Tender reference no-BMSIC/DRUGS/23-03, **M/s Adroit Pharmaceuticals Private Limited**, situated at 46, Garoba Maidan, Basti Precinct, Nagpur-440008 is hereby blacklisted for its quoted product Calcium Carbonate + Vitamin D3 Tablet (500mg elemental calcium +Vitamin D3-250IU)” for a period of two (02) years from the date of issue of this order. The EMD/Performance Guarantee submitted by the firm for the said item shall also stand forfeited in accordance with the terms and conditions of the contract.



**Managing Director**

**Memo No.- BMSIC/40010/42-2023/9641**

**Date- 16 /02/2024**

**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**

