

Minutes of the Technical Evaluation Committee of Drug Tender No. BMSICL/Drugs/01/2013 held on 19th July 2013 at conference hall of BMSICL for the review request received from the bidders.

Background: Tenders for the supply of Drugs & Surgical to various health institutions/ medical colleges of Bihar was invited vide tender no. BMSICL/Drugs/01/2013 through publication of Notice Inviting Tenders [Advertisement No. 14875 (12-13)] in following newspapers on 16.02.2013:

1. Hindustan-Hindi-(Patna , Bhagalpur and Muzaffarpur Edition)
2. Danik Jagran-Hindi-(Patna , Bhagalpur and Muzaffarpur Edition)
3. Times of India –English -(Delhi and Kolkata Edition)
4. The Hindu-English- All Edition

For the information of all concerned this tender notice was also put & uploaded on the official website of BMSICL i.e. www.bmsicl.gov.in on 15th February 2013.

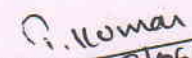
Opening of the tenders :-


As per the published NIT, the last date of submission of the required tender bid was 15th March 2013, 11.30 a.m. and opening of the bids was scheduled at 12.30 am on the same day. Altogether total 116(One hundred and sixteen) tender bids were received till the last date & time of the submission of bids. All 116 bids were opened in the presence of bidders/authorised representative of the bidders on the same day i.e on 15th March 2013 by the members of the Technical Evaluation Committee present in the meeting. Signatures of all members and the bidders/ representatives present in the meeting were taken in the attendance register kept for future reference. Bid of **Brooks Laboratories Limited** was unanimously rejected by the members of the Committee at the time of opening of bids itself as price bid cover i.e cover B was not submitted by them along with their tender bid.


Meeting of the Technical Evaluation Committee for the Evaluation of the tender bids :-

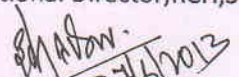
The members of the Technical Evaluation Committee evaluated all 115 bids keeping the terms & condition, minimum eligibility criteria of the tender notice on 25th April 2013 and after due deliberations declared 77 (Seventy Seven) bidder firms as provisionally qualified on technical grounds for the physical verification and site inspection of their actual manufacturing units and found 38 (Thirty Nine) bidder firms as disqualified on technical grounds and recommended for their rejection along with reason. Minutes of this meeting was uploaded on the official website of BMSICL.


BMSICL has received the review applications from 34 bidders with regard to their cause of rejection. BMSICL also reviewed the products of all the qualified bidders in which product code of other two bidders have been found mismatched. Therefore, Technical Evaluation Committee on the request of BMSICL, reviewed the review application and tender bids of Thirty-Six Bidders. The decisions of the committee after reviewing of the review application and tender bids of all 36 firms are attached as Annexure-A.


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GM(F&A),BMSICL

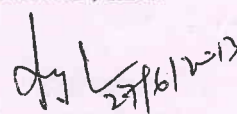

(Shri O P Pathak)
Dy. Director, Industries


(Dr. D.K Raman)
Additional Director, RCH, SHSB


(Shri. Hemant Kumar Sinha)
State Drug Controller, Bihar


(Dr. Bimal Kumar Karak)
Deputy Supdt., PMCH

Not Present.
(Dr. Surendra Kumar)
Director in Chief, Health


(Shri Sanjay Kumar)
Joint Secretary, Health Dept.

BMSICL Drug Tender Review Request Considerations

Annexure-A

S.N.	Bid No	Bidder Name	Bidder's request	Committee Decision
1	19	M/s Baxter Ind. Pvt. Ltd. 2nd Floor, Tower 'C', Building 8, DLF Cyber City, DLF Phase II, Gurgaon, Haryana	Affidavit of non blacklisting submitted but mentioned as not submitted	Submitted on page no 173, it has been mentioned even in checklist on which all the members had signed. Hence Qualified for A8 & A30 (All four strength). A7 EDL requires 5% 50 ml bottle but offered is 5% 250 ml bottle, hence, A7 not qualified.
2	78	RHYDBURG PHARMACEUTICAL LTD, 101 A 12/13 ANSAL BUILDING MUKERJEE NAGAR, DELHI 110009, INDIA	Market standing certificate submitted	Only application regarding issue of market standing certificate has been submitted on page no 113 to 129. Submitted Market standing bears the signature of "C.A." not of licencing authority. Hence Not considered.
3	10	BIOCON LTD 20 KM HOSUR ROAD, ELECTRONIC CITY, BANGLORE 560100	Affidavit for non black-listing not submitted.	The firm has not submitted the required affidavit with the tender. The firm has sent an affidavit sworn on 10th May 2013 which can not be considered.
4	46	JACKSON LABORATORIES (P) LTD MAJITHA ROAD, BYEPASS AMRITSAR	We are not informed about our blacklisting from APMSIDC.	Product (Pentasele injection, pentobarbital sodium) blacklisted by APMSIDC but not declared in affidavit of black-listing. Committee reaffirm that company/firm must declare such instances in the affidavit. Hence, not considered.
5	86	SHARMA PHARMACEUTICAL PVT LTD 103, 104 GIRIKANDRA COMPLEX, NR. HDFC ATM, WAGHODIA ROAD, VADODARA 390019	1) Cancellous and cortical "screws" should be there in place of "serum". 2) K-Nail products falls under the section of nails.	1) The firm has got the licence to manufacture cancellous and cortical screws, hence it is considered. 2) The firm has got the licence of different types of Nails but not for Kuntischer's Nails, Hence it cannot be considered.
6	74	Romsons Scientific & Surgical Industries Pvt. Ltd, 63 Industrial Estate, Nunhai, Agra-282006	Reason for DQ is 3yrs manufacturing not completed, but actually it is for more than 3 yrs.	Applied product is in both list, original manufacturing licence as well as in additional item licence. (Pg. No. 18-25 & 65-66). Original licence in form 28 has been granted on 18th March 2008, Hence considered for Surgical Product code A9, F1, F2, I2, I9, I11, I13, R4, T2, T4, U1.

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91	SUTURES INDIA PVT LTD 472-D, 13 TH CROSS 4TH PHASE PEENYA INDUSTRIAL AREA, BANGLORE-560059	Quoted product Gloves & Mesh doesn't comes under drugs, hence market standing certificate issued by drug controller is not required. Hence CA certified certificate is submitted.	CA certificate is there. The disqualified products are non-drug items, hence, CA certificate will be acceptable. Hence, qualified for additional items G3, G4, G5, G6 and P3.
8	Nandani medical laboratories pvt ltd, 22/1/5, Bicholi Hapsi Kanadia Road, Indore-452016	Reason for non submission of Affidavit for non blacklisting is given with fresh affidavit.	Affidavit sworn on 11th May 2013 has been submitted by the Firm. However it was already decided that No additional documents will be taken from any bidder after closing of tender. Hence it is not acceptable.
9	LOTUS SURGICALS PVT LTD PLOT NO 1051 / 1 & 2, INDUSTRIAL AREA, DHERADUN	Market standing certificate is submitted now with this application.	Market Standing certificate issued on 17th March 2013 has been submitted by the firm on 18th May 2013, However it was declared that no additional documents will be taken from any bidder after closing of tender. Hence it is not acceptable.
10	Synokem Pharmaceuticals ltd, 14/486, outer ring road, sunder vihar, paschim vihar, New delhi-87	Annexure XVII Part B is submitted on page no 145 (Part A) & (Part B) on page no 146.	The tender document submitted by the firm consists of only 144 Pages. Even on the table of Annexure submitted by the firm with the tender do not mention about submission of this Annexure on Page no: 145 & 146. Hence it can not be considered.
11	SHERAM LAB, VILLAGE NAGAL UPARLA TEHSIL NALAGARH DISTT SOLAN (HP)	Application for adding of missing product	Revised Qualified product list: A1, A5, A6, A44, A16, A17, A29, C1, R-6, C29, C30, C38, C39, M25, O1, O4, P2, P4, P5, L1, S6
12	CHIRON BEHRING VACCINES PVT, LTD. Sri Amba Shanti Chambers, Opp-The Leela, Andheri, Kurla Road, Andheri, East Mumbai, Pin-400059	Clarification under which strength it is qualified and other companies of same product is qualified	Its product is only 1ml/1ml. Other Company Bharat Biotech is qualified for both strength, Indian Immunological is for both product.
13	MODERN LABORATORIES 45/O 2, SANWNER ROAD, INDUSTRIAL AREA, INDORE 452015 (M.P)	Stay order letter on blacklisting by RMSC is submitted along with affidavit of non blacklisting	Not mentioned in affidavit and also the case is still pending, hence, cannot be considered.

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67		Pharma Impex Laboratories Pvt. Limited, 620 Diamond Harbour road, Behla Industrial Estate, Kolkata-700034	Reason for Dq is no any certificate for renewal after 2007. But the firm submitted the market standing certificate and a validity certificate valid up to 2013-2017.	Validity certificate is for 2013-17 submitted but for 2007-2013 renewal certificate not submitted. Hence Not considered.
15	102	Theon Pharmaceutical Ltd, Plot no-400, Industrial Area, phase no-1 panchkula-134113	Our company itself manufacture for its own product.	The firm has been licenced to Manufacture products for other Companies. As per the licence, the firm can not manufacture the products for marketing it on their own name. Hence Dis Qualified for all products.
16	1	ADLER MEDIEQUIP PVT LTD SUSRUT HOUSE, SURVEY NO 288, NEAR MIDC, HINJEWADI PHASE II, TAL MULSHI, PUNE 411057	We are qualified in 8th round from society, then why again the factory inspection is required.	Drug Inspector are going for Inspection. Some random inspection of pre-inspected firms is also being carried out.
17	114	ZIM Laboratories pvt LTD, Works 21/22, MIDC Area, Kalmeshwar-441501	We are qualified in 8th round from society, then why again the factory inspection is required.	As per our record, factory is not being re-inspected.
18	3	Alliance Biotech, SCO 5/2 Swastik vihar, Sector V, MIDC, Panchkula, Haryana Pin-134114	Reason for DQ of some products.	The firm has been licenced to manufacture its dis qualified products for other companies, Not to be marketed on their own name, hence can not be considered.
19	27	DAFFODILS PHARMACEUTICALS LTD JAWAHAR NAGAR, ROHTA ROAD MERRUT	Blacklisting order of RMSC Jaipur has been already quashed by the court of senior upper civil judge meerut, hence is not blacklisted at the time of tender.	RMSC Jaipur has not issued any de-blacklisting letter, if it has been issued, it must be submitted within seven days. If the deblacklisting letter is not submitted within seven days, it will be assumed that such letter has not been issued by RMSC.
20	49	LARS MEDICARE PVT LTD	DQ on the ground of non submission of non blacklisting affidavit. According to firm Non blacklisting is not a mandatory document mentioned by BMSICL, however it is mentioned in Non conviction certificate and GMP.	Sub Clause 4.1.(j) and 4.2 of Technical Bid-Cover A of tender may be referred vide which it is a mandatory document, hence, not considered.

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103	Torque Pharmaceutical pvt Ltd, Issapur, Po-Dapper-140506	Reason for Dq: PL and Balance sheet for fin yr 31-3-2010 not signed by Director. Tender has not been submitted in binded form. Also Annexure XVII required page no which has not been written. Also all pages are not numbered.	reviewed and found that Balance Sheet and P/L account of FY 31.03. 2011 is not signed by CA apart from other reason mentioned in dis qualification, hence, not considered.
22	111 VYGGON INDIA PVT LTD, B-17 , INFOCITY, SECTOR -34, GURGOAN, (HARYANA) 122001	Reason for DQ was Import licence is issued on 4/12/12.	Import licence has been submitted on 17th May 2013. Certificates of previous dates is submitted along with application, but was not provided in tender. Hence not considered.
23	112 Wallace Pharmaceuticals pvt Ltd, B 307/312, FloralDeck Plaza, off central Mide road, andheri east, mumbai-93	To consider D17 and I10. a letter submitted by DGHS saying paracetamol 500 mg is old practice, now is 325 mg and for I10 Isosorbide mononitrate is same as isosorbide-5 mono nitrate	reviewed and D17 and I 10 has been qualified. For similar reasons, all bidders of Product sl. No. D-17 shall be treated as qualified provided that they are not disqualified on other grounds.
24	106 Trigenesis Lifesciences Private Limited, no-160, 2nd Floor, KCI chamber, 5th main road, Chamaraipet, bengalore-560018	With respect to market standing certificate DQ as the import licence is of 27-8-12 and is less than 3 years. But firm is requesting to see the corresponding licence on given page no	AS per the licence submitted with tender it is issued on oct 2012. Another licence submitted with review application was not submitted with the tender. Further the second licence is issued on 2012. The market standing is CA certified not by licencing authority. Hence not considered.
25	8 ARION HEALTHCARE, SCO - 907 2 ND FLOOR NAC MANIMAJRA, CHANDIGARH 160101	Only one product qualified against 60 quoted	Qualified for product codes: C29 only because only for this product original as well as renewal certificate is submitted. Other products licensed in the name of ARION are from additional list for which manufacturing as well as market standing complete. Three years Rest Products are Licensed to be manufactured for other companies, not on their own name.
26	105 Troika Pharmaceuticals Ltd, Commerce House-1, Satya Marg, Bodakdev, Ahemadabad-380054	Reason for DQ of some product is , strength not matched.	Tender was invited for Pralidoxine chloride(2-PAM) in 20 ml vial- 25 mg per ml. The firm has been licenced to manufacture Pralidoxine chloride(2-PAM) IP -500 mg with 10 ml WFI, hence can not be considered.

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65	Omega Biotech Limited, 7th Mile Stone, Saliyar, Dehradun Road, Roorkee, Uttarakhand	What is the reason of Out of 29 only 2 product is qualified.	Renewed product list is submitted for C14 and C48 only.
28	Unijules Life Sciences Ltd. 1505/1, Universal Square, Shanti nagar, Nagpur-440002	Injectible items not considered	Reviewed and Revised Product list: Against licence no: ND/45 and ND/51: C48, F6, G1, P4, P15, P16, S4, D13 & M17. Revised product list against licence no ND/50: A12, A42, B2, B3, C3, D1, D2, A4, L6
29	Embank Lifescience Pvt, Ltd. Plot No. 160, Nanhera Anantpur, Ekbalpur Road, Dist-Haridwar, Roorkee, Uttarakhand	Reviewed by BMSICL	Firm quoted product code C43, D11, D14 against the product code C42, D12, D15 with EDL name, hence, qualified for C42, D12, D15. O5 2 mg is offered against EDL 4mg, hence, O5 not considered.
30	ALPA LABORATORIES LTD33/2, A.B.ROAD, NEAR RAO GRAM PIGDAMBER, INDORE -453446	Reviewed by BMSICL	Firm quoted G3 against G2 with EDL name, hence, G2 qualified. Offered product O3 is 5ml but in EDL required is 10 ml, hence O3 not qualified.
31	VITAL HEALTHCARE PVT. LTD 5/6, SHREYAS BUILDING, SECOND HASNABAD LANE, SANTACRUZ-WEST	Company is not blacklisted, only one product is blacklisted.	Blacklisted by APMSIDC for substandard drugs. Committee reaffirm that company/firm must declare such instances in the affidavit
32	Concept Pharmaceutical Limited, PLPT No. A-28/3, MIDC Chikalthana, Aurangabad, Maharashtra	Due to mistake Balance sheet of 2010-11 is submitted in place of 2011-12	DQ in part A due to non submission of audited balance sheet & P&I a/c for required three years which was mandatory, hence, not considered.
33	Nestor pharmaceuticals limited, B-24/3, Okhla industrial area phase-II, Delhi-110020.	Annexure XVII not submitted. Affidavit for non blacklisting submitted.	Sub Clause 4.1.(o) of Technical Bid-Cover A of tender may be referred vide which annexure XVII is a mandatory document. Also according to subclause 4.1.(j) of Technical Bid-Cover A of tender may be referred vide which it is clear that non blacklisting affidavit should be sworn before Notary/a Magistrate but firm has not followed it. Hence, not considered.

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	98	UNICURE (INDIA) PVT LTD, C22-23 SECTOR 3 NOIDA 201301	Some Product blacklisted by TNSCL but not declared in affidavit of blacklisting.	Committee has reviewed and found that a product Enalapril Maleate Tab 2.5 mg has been blacklisted by TNMSC from 17.12.2009 to 16.12.2014 but the company has not declared in the Affidavit. Company has provided stay order of 16.11.2006 which is irrelevant. Hence, Committee reaffirms that Company must disclose the facts in Affidavit even if a product is blacklisted. Hence, Request not considered.
35	115	Zee Laboratories, 47, Industrial area, Paonta sahib		DGHS Delhi has not issued any de-blacklisting letter, if the same has been issued, it must be submitted within seven days. If the deblacklisting letter is not submitted within seven days, it will be assumed that such letter has not been issued by DGHS Delhi. Also Glimepiride Tablets IP 2mg and Amikacin Sulphate Injection IP 100 mg had been blacklisted by Rajsthan Medical Services Corporation Ltd.
36		Ciron Drugs & Pharmaceuticals Pvt. Limited	Blacklisted by Delhi govt for a period of 2 years but not mentioned in Affidavit of blacklisting. Reconsideration of I-6, I-7, A-29, A17	Reviewed and found Licence is apparently not 3 years old, hence, not considered.

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