

CONFIDENTIAL

Delhi Development Authority
(Work Advisory Board)

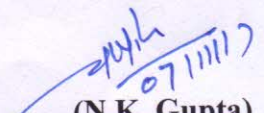
No: WAB 1(76) Vol.41/Secy/VI/2017/ 5259

Dated: 7, 11.17-

Sub: Minutes of the 6th WAB (2017) meeting held on 17.10.2017 at 02:30 PM in the Conference Hall, 1st floor, B-Block, Vikas Sadan, INA, New Delhi

Minutes of the 6th WAB (2017) meeting held on 17.10.2017 at 02:30 PM in the Conference Hall, 1st floor, B-Block, Vikas Sadan, INA, New Delhi, are enclosed here with for favours of information & necessary action.

Encl:- As above

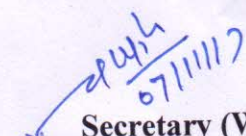

(N.K. Gupta)
Secretary (WAB)

In Circulation to :

- i.) Chief Engineer (Project Zone), DDA.
- ii.) Chief Engineer (Rohini Zone), DDA.

Copy to:-

- i) Sr. PS to VC, DDA for kind information of the latter.
- ii) AD to EM, DDA for kind information of the latter.
- iii) Sr. PS to FM, DDA for kind information of the latter.
- iv) Chief Engineer (QAC), DDA for kind information.
- v) Chief Engineer (HQ), DDA for kind information.
- vi) Commissioner (Planning), DDA.
- vii) Chief Architect, DDA.
- viii) Chief Account Officer, DDA for kind information.
- ix) Chief Legal Advisor, DDA for kind information.
- x) Director(Works), DDA for kind information.
- xi) Sr. AO/CAU (Project Zone), for kind information.
- xii) Sr. AO/CAU (Rohini Zone), for kind information.
- xiii) Sr. AO(W)-III/ DDA, for kind information.


Secretary (WAB)

CONFIDENTIALDELHI DEVELOPMENT AUTHORITY
(WORKS ADVISORY BOARD)

No. WAB1 (76)/Vol.41/Secy./VI/2017/

Dated:

Subject: Minutes of the 6th WAB (2017) meeting held on 17.10.2017 at 02:30 PM in the Conference Hall, 1st floor, B-Block, Vikas Sadan, INA, New Delhi. The List of officers, who attended this meeting.

Present(S/Shri)

1. Udai Pratap Singh	Vice-Chairman	Chairman
2. Dr. Mahesh Kumar	Engineer Member	Member
3. K. Vinayak Rao	FM	Member
4. Santosh Kumar	CAO	Member
5. A.k. Singh	Chief Engineer (QAC)	Member
6. N.K. Gupta	EO-III to EM	Secy. (WAB)

Others (S/Shri)

1. Sandeep Mehta	CE(Rohini)
2. Badal Tandon	Project Director (Sports)
3. Rajiv Kumar Singh	CE(HQ)
4. Smt. L. Gopan	ACA II
5. H.K. Bharti	Director (Planning)
6. Anil Behki	Director (Works)

The following agenda items were discussed.

A) Category "C": New Items(1) WAB Agenda Item No. 397(A)/CE(R):

Name of Work: Development of 122.92 Hect. of land in sec-37 (part) Rohini Ph-V.
 SH: Construction of 30 m. R.O.W road with cement concrete rigid pavement in sector-37 (pt.) Ph-V Rohini.
 Name of Agency: M/s R.S. Construction Co.
 Agreement No. : 21/EE/RPD-6/DDA/2012-13

The agenda note submitted by CE(R) vide no. F54(7) EE/RPD-6/DDA/2012-13/614 dated 25/9/2017 by CE(Rohini) with the recommendation to foreclose the present running contract. CE(R) explained the case & stated that initial hindrance was due to demarcation, cultivation coming in the alignment of road and 15% work was completed before 10.05.2013. The work was suddenly stopped by local villagers of village Barwala and no work was carried out till 08.11.2016. After Hon'ble Supreme Court order and with police protection the site was ready for taking up of work and the agency was asked to restart the work but no serious response was shown by the agency and has demanded vide letter dated 19.05.17 that DDA is liable to pay him damages, loss or profit since 08.4.13 and market rates for not making the site available. CE(R) stated that the agency was further intimated through letter stating that no damages on market rate shall be payable. No proper response has been received from the agency. CE(R) further stated that the progress of work is monitored by the Hon'ble Supreme Court and the work is to be completed in time bound manner, hence in the interest of work, CE(R) recommended that the said work is to be foreclosed. However, EM & FM was of the opinion that such type of foreclosure may lead to arbitration as contractor has not requested for closure of the contract.

“After discussions & deliberations; Board was of the opinion that all the design and drawings as requested by the agency may be forwarded and the work be got executed within the time frame as per the agreement.”

(2) WAB Agenda Item No. 439 (A)/CE(R) 2016-2017:

Name of Work:	Development of 153.55 Hect. of land in Sector-36 (part) Rohini Ph.V
S.H.	Construction of internal road (12M R/W & 9M R/W) of pocket C-1 & C-2 Sector-36 Rohini Phase-V (1 st phase treatment)
Name of Agency:	M/s Azad Const. Co.
Agreement No.:	03/EE/RPD-8/DDA/2017-18

The agenda note submitted & presented by CE(R) with the recommendation to grant approval for allowing the designated officer to grant E.O.T. in the running existing contract. CE(R) stated that the said work was accepted in Ist WAB (2017) meeting held on 08.02.2017 with the condition that no extension of time shall be granted without approval of WAB beyond the stipulated time. Accordingly, the work was awarded to M/S Azad Const. Co. CE(R) stated that the scope of the work includes construction of internal roads of 12M R/W & 9M R/W (Ist phase treatment) in pocket C-1 & C-2, Sec-36 Rohini, Phase- V. CE(R) stated that the complete work in pocket C-1 & C-2 could not be taken up due to running work of internal sewer line and water line being executed by other agencies in the same area. Besides, this heavy rains during this period also hampered the progress of work.

“After due discussion & deliberations; Board was of the opinion that extension of time can be decided by the designated officer as per contract agreement on the merits of the case.”

(3) WAB Agenda Item No. 440-A/CE(R) 2016-2017:

Name of Work: Development of 122.92 Hect. of land at Sector-37 (Part) Phase-V Rohini.
 S.H. C/o 9 M & 12 M internal roads (1st Phase Treatment) in Pkt. A-1 & C-2, Sector- 37 (Part) Rohini, Phase- V.
 Name of Agency: M/s B.S. Builders.
 Agreement No. : 01/EE/RPD-6/DDA/2017-18

The agenda note submitted by CE(R) vide F54(47)/RPD-6/DDA/2016-17/615 dated 25.09.2017 and presented by CE(Rohini) with the recommendation to grant approval for allowing the designated officer to grant E.O.T. in the running existing contract. CE(R) stated that the said work was accepted in Ist WAB (2017) meeting held on 08.02.2017 with the condition that no extension of time shall be granted without approval of WAB beyond the stipulated time. Accordingly, the work was awarded to M/S B.S. Builder. CE(R) stated that the scope of work includes C/o 9M & 12M internal roads (Ist Phase treatment) in pocket A-1, & C-2 Sec-37(Part) Rohini, Phase-V and agency has completed the work in all pockets except pocket C2 of Sec-37 could not be taken up due to status Quo of Hon'ble High Court in WP(C)/3112/2014 as well as lapse land acquisition under section 24(2) is another case. CE(R) further stated that the status Quo was vacated and now substantial area of Pocket C-2 has been available for execution of work other than land lapsed under 24(2).

CE(R) further stated that stipulated date of completion was 19.08.2017 which has already been lapsed after removal of status Quo order which was received by SLO on 18.05.2017 but due to agitation of villagers of Karala Village the work could not be taken up as the police force was not made available.

“After due discussion & deliberations; Board was of the opinion that extension of time can be decided by the designated officer as per contract agreement on the merits of the case.”

(4) WAB Agenda Item No. 441(A)/CE(R):

Name of Work: D/o 443.44 Hect. of land in Sector-34 & 35, Ph. V, Rohini.
 S.H. C/o 10M wide carriageway on both side of central verge of 60M R/W road in Sector-34 & 35, Rohini.
 Name of Agency: M/s Shokeen Constn. Co.
 Agreement No. : 01/EE/RPD-7/DDA/2017-18

The agenda note submitted & presented by CE(R) with the recommendation to grant approval for allowing the designated officer to grant E.O.T in the running existing contract. CE(R) stated that the said work was accepted in Ist WAB (2017) meeting held on 08.02.2017 with the condition that no extension of time shall be granted without approval of WAB beyond the stipulated time. Accordingly, the work was awarded to M/S Shokeen Constn. Co. CE(R) stated that the scope of work consists C/o 10M wide carriage on both sides of central verge and as on

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date agency has completed three layers i.e. (2 layers of GSB & one layer WMM). The work is hindered due to pending C/o R.C.C box drain on sides, culvert across 60M R/W road and crossing of peripheral sewer lines along 30M R/W road.

“After due discussion & deliberations; Board was of the opinion that extension of time can be decided by the designated officer as per contract agreement on the merits of the case.”

(5) WAB Agenda Item No. 442 / CE(R) 2016-2017:

Name of Work: D/o 443.44 Hect. of land in Sector- 34 & 35, Phase-V, Rohini.
 S.H. C/o Internal road in Sector -34 (Part) & 35, Rohini (Effected Area)
 Name of Agency: M/s Birender Construction Co.
 Agreement No. : 04/EE/RPD-4/DDA/2017-18

The agenda note submitted & presented by CE(R) with the recommendation to grant approval for allowing the designated officer to grant E.O.T in the running existing contract. CE(R) stated that the said work was accepted in Ist WAB (2017) meeting held on 08.02.2017 with the condition that no extension of time shall be granted without approval of WAB beyond stipulated time. Accordingly, the work was awarded to M/S Birender Const. Co. CE(R) stated that the scope of work consists 9M, 12M & 24 Mtr. internal roads (1st phase treatment) in Pocket A-3, A-4, C-5, C-6 of Sec-34 & Pkt. A-1, A-2 & Pkt. C-1 of Sec-35, Rohini. CE(R) further stated that the work could not be taken up with full swing as in Pkt. A-3 Sec-34 due to litigation of land on Khasra No. 113/8, which was dismissed by Rohini Court on 11/4/2017. Besides this some area of Pkt. A-3 which after being acquired has been demarcated by LM staff on 13/7/2017. Moreover, the process of work was also hindered due to rainy season.

“After due discussion & deliberations; Board was of the opinion that extension of time can be decided by the designated officer as per contract agreement on the merits of the case.”

(6) WAB Agenda Item No. 01/CE(Proj.)

Name of Work: D/o Sports Complex at Sector-17, Dwarka Phase-II.
 S.H.: C/o Indoor games, Squash Court, Badminton Court, Swimming Pool, Hockey / Football Field, Cricket field, Volley ball field, Skating Rink, Restaurant & Administrative Block, Jogging Track including Sewerage, S.W. Drain, water supply, Horticulture water line, rain water harvesting (Modular) & internal electrical installation including sub-distribution board (Composite Work).

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The agenda note submitted by CE(Proj.) vide No. F2(1) FO to CE(P)/DDA/2017-18/174 dated 05.10.17 and was presented by Project Director (Sports) with the recommendation by CE(Proj.) for award the work to M/s KBG Engineers being the lowest bidder. The agenda of said work was earlier also put up in 4th WAB (2017):

Director(Project) stated that as per the decision of 4th WAB (2017) a meeting was held in the office CAO/DDA which was attended by CE(Proj.), ACA-II/Sports, Dir(Finance). Following deliberations were made by the participant.

- (i) Finance wing was of the opinion that fresh tender shall be invited incorporating all changes.
- (ii) Architectural / Planning wing, - As per the opinion of Architectural / Planning wing the issue of taking up the basement parking either under the scope of work or through a separate tender is to be decided by the engineering wing. Construction work shall be carried out in phased manner and all building shall adhere to green building norms.
- (iii) Engineering wing was of opinion that the working drawing of basement parking are still awaited. Moreover, as per the requirement of Architect Wing, the modified plans to be issued have to be structurally designed and thereafter the final plans good for estimation/execution shall be issued by them. It is evident that the entire process will consume a considerable time.

Project Dir.(Sports), further, stated that total cost of project after incorporating the basement parking can be taken up in the present running contract or separate tender for basement parking can be floated as it is a separate site from the said proposed work.

“After due discussion & deliberations; Board agreed in principle with recommendation of CE(Proj.) to accept the award of original scope of work of tender subject to full filling all codal formalities. Board further instructed that for basement parking separate tenders be floated and work be completed within time bound manner so that the whole project / sports complex is ready at one go.”

(7) WAB Agenda Item No. 450/CE(R)

Name of Work: Development of 153.55 Hect. of land in Sector-36(Part)Phase-V, Rohini.

S.H. C/o internal roads (9.00M & 12.00M R/W) in pkt.C-3 and Pkt.A-1, A-2, A-3, B-1 in Sector-36 Rohini (Phase-1 treatment) (Left out work)

The agenda note submitted by CE(Rohini) vide F50(811) A/RPD-8/DDA/2017-18/852 dated 20/09/2017 & presented by CE(Rohini) with the recommendation for acceptance of award the work to M/S A.S. Builder being the lowest bidder with quoted amount to be Rs. 3,22,92,570/- i.e. 20.07% below the estimated cost. CE(Rohini) stated this work has distinct subhead provisions of internal roads & path amounting to Rs. 12,74,46,500/- (without considering any escalation due to cost index) which is above Rs.10 Crore, hence it is forwarded to WAB for consideration. EM/DDA pointed out that in case of any necessity of deviation in the contract there should not be any vitiation and

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L1(Lowest bidder) should remain always lowest. EM/DDA also pointed out in the said work specification as per the IRC:37- 2012 should be followed. FM /DDA observed that uniformity be maintained in total processing of tender as in this case discrepancies were found viz a viz validity of tender taken as 60 days instead of 90 days and date of opening of tenders which in this case has vitiated.

“After due discussion & deliberations; Board agreed in principle with recommendation of CE(R) subject to fulfilling all codal formalities.” Board also instructed competent authority should ensure that in case of any necessity of deviation in the contract there should not be any vitiation and L1(Lowest bidder) should remain always lowest. In this connection the circular has already been issued vide letter no. EM3(7)77/Misc./Vol-16/145 dated 17-01-17 and if the circular has not been incorporated in the NIT, the undertaking from the agency shall be taken after due scrutiny before award of the work and specification as per the IRC:37- 2012 should be followed for execution of the work.

(8) WAB Agenda Item No. 451/CE(R)

Name of Work: Development of 153.55 Hect. of land in Sector-36 (Part)Phase V- Rohini.
SH: Construction of,30 mtr. R/W road, both carriage ways & Foot Paths in Sector-36(Part), Rohini Phase-V.

The agenda note submitted by CE(R) vide FO/CE(R)11(610)/2017-18/DDA/182 dated 06/10/2017 was presented by CE(R) with the recommendation for acceptance of award the work to M/S Bansal Associates being the lowest bidder with quoted amount to be Rs. 11,98,40,280/- i.e. 33.48% below the estimated cost. EM/DDA pointed out that in case of any necessity of deviation in the contract there should not be any vitiation L1(Lowest bidder) should remain always lowest. EM/DDA also pointed out in the said work specification as per the IRC:37- 2012 should be followed .FM pointed out that the actual date of opening of the tender is different from the due date of opening of tender.

“After due discussion & deliberations; Board agreed in principle with recommendation of CE(R) subject to fulfilling all codal formalities. Board also instructed competent authority should ensure that in case of any necessity of deviation in the contract there should not be any vitiation and L1(Lowest bidder) should remain always lowest. In this connection the circular has already been issued vide letter no. EM3(7)77/Misc./Vol-16/145 dated 17-01-17 and if the circular has not been incorporated in the NIT, the undertaking from the agency be taken after due scrutiny before award of the work and specification as per the IRC:37- 2012 should be followed for execution work.

(9) WAB Agenda Item No. 452/CE(R)

Name of Work: Development of 122.92 Hect. of land in Sector-37 (Part) Phase-V Rohini.

SH: Construction of 30 mtr. R/W road (2nd carriage way) with flexible pavement in Sector-37 (Part) Rohini Ph-V.

The agenda note submitted by CE(R) vide FO CE(R)/11/ (611)2017-18/DDA/184 dated 06/10/2017 and presented by CE(R) with the recommendation for acceptance of award the work to M/S Birender Const. Co. being the lowest bidder with quoted rates 2,70,19,840/- i.e. 29.80% below the estimated cost. EM/DDA pointed out that in case of any necessity of deviation in the contract there should not be any vitiation L1(Lowest bidder) should remain always lowest. EM/DDA also pointed out in the said work specification as per the IRC:37- 2012 should be followed.

“After due discussion & deliberation; Board agreed in principle with recommendation of CE(R) subject to fulfilling all codal formalities. Board also instructed competent authority should ensure that in case of any necessity of deviation in the contract there should not be any vitiation and L1(Lowest bidder) should remain always lowest. In this connection the circular has already been issued vide letter no. EM3(7)77/Misc/Vol-16/145 dated 17-01-17 and if the circular has not been incorporated in the NIT, the undertaking from the agency be taken after due scrutiny before award of the work and specification as per the IRC:37- 2012 should be followed for execution of work.

Note: - The Board also decided that in all the contracts of construction works, Govt. agencies such as IIT's, CBRI, CRRRI be appointed as third party quality assurance to ensure quality as per specifications / contract & in this regard CE(QAC) shall formulate* the appropriate policy.

Sd/-
(Santosh Kumar)
Chief Account Officer

Sd/-
(A.K. Singh)
CE (QAC)

Sd/-
(Dr. Mahesh Kumar)
EM/DDA

Sd/-
(Sh. K. Vinayak Rao)
FM/DDA

Sd/-
(Udai Pratap Singh)
Vice Chairman/DDA