



Findings and Recommendations of the Judge, Judicial Preview, Guntur,
dated 01-09-2022.

In case of –

“Providing Fabrication for 432 Base Vehicles (FORCE Traveler Delivery Van, 3700mm WB, BSVI, Diesel Engine-Four Cylinders 2596CC-Since finalized & purchase order issued on dt.30-08-2022) and Medical Equipment to provide Health care Services (104) across Andhra Pradesh”



FINDINGS AND RECOMMENDATIONS OF THE JUDGE, JUDICIAL PREVIEW, A.P., DT.01-09-2022 - ON THE REQUEST FOR PROPOSAL (RFP) KEPT FOR PUBLIC VIEW TO SUBMIT ANY QUERIES, AS A PART OF THE JUDICIAL PREVIEW PROCESS BEFORE ITS FINALIZATION TO ISSUE RESPECTIVE TENDER NOTICES FROM THE TENDER DOCUMENTS INVITING ELIGIBLE BIDDERS TO SUBMIT BIDS ONLINE THROUGH THE GoAP's ONLINE PROCUREMENT PORTAL (HTTPS://APePROCUREMENT.GOV.IN) BY THE REVERSE AUCTION PROCESS IN COMPLIANCE WITH THE e-PROCUREMENT NOTICES INVITING TENDER CUM E-AUCTION (REVERSE TENDERING), Viz, NOs. - NIL/APMSIDC/2021-22, Dt.00-00-2022 IN THE MATTER OF: "Providing Fabrication for 432 Base Vehicles (FORCE Traveler Delivery Van, 3700mm WB, BS-VI, Diesel Engine-Four Cylinders- 2596CC-Since finalized & Purchase Order Issued on Dt.30-08-2022) and Medical Equipment to provide Health care Services (104) across Andhra Pradesh" are the following with factual background and justification in nutshell:

I. JUSTIFICATION:

The Government of Andhra Pradesh has introduced the 104 non-emergency medical services in the year 2008. A doctor along with other staff like ANM, ASHA worker, Data Entry operator travel in a vehicle (Mobile Medical unit) from a designated place/ Base location (usually a Primary Health Center-PHC) to the nearest village, and provide non-emergency Health Care services to the people in that village. Revamped 104 services were launched by Hon'ble CM on 1st July 2020 with a fleet of 656 new MMUs @ 1 per Mandal to provide health care services to the rural population of AP. Village Secretariat was taken as the unit for mapping and route plans were developed in such a way that, all the village secretariats (except PHC containing Village Secretariat) of the Mandal were covered by the MMU in 26 days of a month .Each MMU is manned with a Doctor, DEO and Driver. The field staff comprising of ANMs, MLHPs, ASHAs participate in the conduction of the clinic along with the MMU staff (integration with the PHC). In this way the MMU serves as an outreach arm of the PHC instead of working as a separate entity. OP services in the morning and home-based visits, visits to Angan Wadi Center (AWC), Schools etc are done in the afternoon session.

The government of AP has decided to introduce Family Physician Concept where in all the medical officers of the Primary Health Center(PHC), in a Mandal will be allotted a fixed number of village secretariats. Each Medical Officer will be visiting his allotted village secretariats only in the MMU and render services. This will bring the doctor close to the treating patient's families and help build the family physician concept. Under this concept, each village secretariat will be visited by the MMU team, at least twice in a month. Proposals have been prepared to meet this requirement and it is concluded that, another 432 No's of Mobile Medical Units are required to cover each village secretariat at least twice in a month and thus the tender was planned to invite the prospective bidders for the supply of 432 Mobile Medical Units that is since finalized viz., FORCE Traveler Delivery Van, 3700mm WB, BS-VI, (Diesel Engine-Four Cylinders-2596CC) & Purchase Order Issued on Dt.30-08-2022, Present project for Providing Fabrication for the 432 Base Vehicles, kept pending for Base Vehicle procurement finalization, is to be taken-up.

As, the Mobile Medical Unit is a vehicle, built with rear cabin on a base vehicle which can be a goods carried type or a passenger carrier type and the rear cabin is built by means of fabrication, which comfortably accommodates a doctor's seat, foldable bench, 4 patient chairs, Data entry operator's seat, and one examination table. Suitable wracks are also provided to keep consumables, medicines and to keep 41 types (27 medical + 14 non-medical) of medical equipment inside the rear cabin. B-Type oxygen cylinder is also provided with 10litres capacity in order to meet the oxygen requirement in emergency situations. 20 types of services can be rendered utilizing the medical equipment, medicines and consumables available in



the MMU. Each vehicle is provided with a laptop, internet data connection, Mobile phone with sim card. At the end of each day, patient record along with other procedural data is uploaded to the 104 MMU application. The data is stored in the servers and necessary reports are developed from the (Emergency Response Center (ERC) located at 5th and 6th floor, APIIC building, Mangalagiri, (ERC handles both 108 and 104 IT related services). 104 health information helpline (call center), situated in the 6th floor of APIIC Building (state Headquarters), is staffed with 20 Information Officers, for 104 information/advice, 4 Information Officers for grievances, 7 Doctors, 4 Counselors, 4 Quality Check executives, 4 Feedback executives and 4 Supervisors. Apart from providing medical advice, this Health Information Help Line (HIHL) also provides counseling services, information related to various health schemes of the Government, including Aarogyasri information, MMU related information and registers grievances when any citizen calls to this toll-free number.

The entire project can be divided into 4 parts. 1) Procurement of base vehicle, 2) Fabrication to built the rear cabin, 3) Fitment of Medical equipment and 4) Integration of the data with call center.

1) Procurement of Base Vehicle: The base vehicle should be good enough to have required wheel base to hold a spacious rear cabin of 11-15 cubic meters (Approx). Vehicle should have sufficient ground clearance (under laden weight conditions), which should be convenient to move in village road conditions. Vehicle should give sufficient mileage to reduce the operational cost of the project. Same is since finalized viz., FORCE Traveler Delivery Van, 3700mm WB, BS-VI, (Diesel Engine-Four Cylinders-2596CC) & Purchase Order Issued on Dt.30-08-2022, Present project is for Providing 2) Fabrication to built the rear cabin of the base vehicles, 3) Fitment of Medical equipment and 4) Integration of the data with call center.

2) Fabrication of the vehicle: Fabrication should provide a spacious rear cabin, which will have provision for 1.5 Ton equivalent capacity of engine driven AC unit and its fitment. Wracks to keep consumable medicines, doctor's chair, patients' chairs, examination table etc.

3) Fitment of Medical Equipment: 41 types (27 medical + 14 non-medical) of medical equipment are required to be fitted inside the rear cabin to meet various types of procedures which need to be done during conduction of clinic.

4) Uploading of data in the 104 MMU application/s: At the end of each day, all data entry operators in the vehicle, will upload the patient data to the main server, situated in the state level at the headquarters.

The objective the Government of Andhra Pradesh is to provide free non-emergency health care services at village secretariat level. Under the Family Physician Concept, each Mobile Medical Unit will cover each village secretariat, at least twice in a month, facilitating each family to cover under one doctor and thus achieving the healthy villages among the state of Andhra Pradesh.

II(i). Keeping in view the above background and justification report for the request for proposal (RFP) under **Lump Sum contract system** mooted with the intention to seek Judicial Preview before the Honorable Judge, by the Managing Director, APMSIDC, Mangalagiri, A.P., as the Tender Initiating Authority (TIA), from submission in Form-I, the bid documents, which are the request for proposal (RFP) herein, as per the provisions of the A.P. Infrastructure (Transparency through Judicial Preview) Act,2019, (Act, 34 of 2019) and the Rules there under, cause uploaded/Notified on **01.06.2022** in the public domain of (JJP) i.e., www.judicialpreview.ap.gov.in, so also directed the Tender Initiating Authority to place(notify) in their official website and also cause publish news item in print media for information there from to the public and to those intending bidders-because of no pre-bid negotiations are contemplated, but for to submit by way of any objections/suggestions within the seven working days ending by **09.06.2022** by 5 P.M.

II(ii). In fact, the RFP with regard to procurement of Base Vehicles and this RFP for Fabrication etc. earlier covered by one RFP combined for issuing tender notice and the same was subjected to Preview Process vide.,



findings dt.27-12-2021 with title “Supply of fully equipped Mobile Medical Units (432) for providing Health Care Services (104) across Andhra Pradesh”. The bids called for by tender notice for e-procurement with reverse tender process and no bidder was selected with eligibility and the Tender Initiating Authority therefrom by cancelling the earlier one supra came with a proposal for separate procurements of the base vehicles(through GeM Portal) and fabrication etc.(by e-procurement) and the two RFPs one for procurement of base vehicles and the other for fabrication etc. submitted accordingly for the Judicial Preview by the TIA and made a request to give findings firstly on the RFP for procurement of base vehicles through GeM Portal.

II(iii). Both the RFPs were uploaded on **01.06.2022** in the public domain of (JJP) i.e., www.judicialpreview.ap.gov.in., so also directed the Tender Initiating Authority to place(notify) in their official website and also cause publish news item in print media for information there from to the public and to those intending bidders-because of no pre-bid negotiations are contemplated, but for to submit by way of any objections/suggestions within the seven working days ending by **09.06.2022** by 5 P.M.

II(iv). Consequently, findings on the RFP for procurement of base vehicles through GeM Portal were given by answering the public objections received in this regard on dt.29-06-2022, by differing findings on Fabrication etc.,. As at that time as per the request of the TIA, the RFP uploaded for fabrication etc. (which is the present one) findings differed to consider only after finalization of the base vehicles for fabrication depends upon the make and model of the base vehicles. Needless to say pursuant to the letter of the Govt. represented by Principal Secretary, dt.05-08-2022, from technical committee evaluation requested small modification with regard to the engine output and torque and driver cabin and permission was accorded by deletion of upper limit of horse power between 80-100 so as to have the minimum limit of 80 HP that can be even above 100 HP among the other supra.

II(v). Subsequently, letter of the TIA, dt.30-08-2022 received stating that the Base Vehicles procurement is finalized viz., FORCE Traveler Delivery Van, 3700mm WB, BS-VI, (Diesel Engine-Four Cylinders-2596CC) & Purchase Order for its Procurement is Issued on Dt.30-08-2022 and as such the fabrication etc. to issue tender by e-procurement, the pending RFP(present one) findings have to be finalized. Consequently, it is ordered to get ready with responses to the objections to the present RFP on all aspects to take-up the Preview Findings on dt.01-09-2022-(today). All the above are subject matter of display in the public domain of the www.judicialpreview.ap.gov.in for any one can view.

III. From the above, objections/suggestions/queries are received by soft response uploading to the official website of JJP from **INTENDING BIDDER** in the public domain of (JJP) i.e., www.judicialpreview.ap.gov.in on the bid document of the present RFP from **01.06.2022 to 09.06.2022**.

IV. **The (TIA)-MD, APMSIDC, Mangalagiri, through their Letter, Dt:01-09-2022-(today)**, has submitted their detailed response/s in answer to the objections raised by the individuals/entities and these are required to be taken up first before undertaking further preview process for the findings and recommendations, hence same is taken up accordingly by mention of gist of objection/suggestion/query, gist of response of the TIA and finding of the Judge in the below Tabular form:



S.No.	Name, Date & Gist of Objection	Response of the TIA	Findings of the Judge
I). 1.	M/s MG Automotives (Bus & Coach) Pvt. Ltd.:- Bidder Should have an accredited captive manufacturing setup and should have valid licence to manufacture and should hold accreditation certificate from a competent authority.	The request is not acceptable as it narrow down the wider participation.	Having considered the query and the response, the request is rejected.
2.	Manufacturing Facility should have an obtained ISO/IATF quality accreditation certificate which should be Valid for this financial year.	-do-	-do-
3.	Although we appreciate TIA has requested FRP for base fabrication material which is most preferred in medical application and medical vehicles because of its anti-fungal property and easy reparability. We would request Hon'ble JP that best possible quality parameters should be set for selecting the right grade of FRP duly certified by a competent authority.	-do-	-do-
4.	Sub-contracting & Sub-letting should not be allowed.	The suggestion is accepted.	Having regard to the response, no finding is required.
II.)	M/s Motor & General Sales Pvt. Ltd. on behalf of M/s Tata Motors Limited.		
1.	Fabrication specification of rear dimension length has to be minimum 3290 mm instead of 3600 mm	The Rare Dimension Length has to be minimum 3290 mm, however, same shall be fit to the dimensional length of the Base Vehicle of FORCE Traveler Delivery Van, 3700mm WB, BS-VI, (Diesel Engine-Four Cylinders-2596CC) Procured through GeM Portal.	Having regard to the response, no finding is required, but for same to be incorporated in the RFP wherever & to what extent required.
III.)1.	M/s Tata Motors Limited:- Request for the Second RFP for fabrication and medical equipments to be floated after finalization of OEM for the 1st RFP for supply of base vehicles	The request of the prospective bidder is already accepted in the findings given for procurement of base vehicle on dt.29-06-2022.	Having regard to the response, no finding is required, but for same to be incorporated in the RFP wherever & to what extent required.
	i) The tender has called for customized closed body with rear door and not a standard OEM chassis therefore the	The Client has to launch the Family Physician	-do-



	<p>customization and ARAI Approval shall take additional time. Delivery schedule to be modified to 90 days from PO.</p> <p>ARAI of chassis shall be provided for participation in the tender. The ARAI of the Base vehicle along with Body Shell can be provided at the time of Proto inspection/ delivery.</p> <p>ii) If authority wants delivery in 30 days then request to modify the RFP to supply of Only chassis & the Body shell to be added in other Fabrication RFP.</p>	<p>Concept immediately. Hence, every bidder should strictly confine to the delivery timelines as per RFP.</p> <p>The request of the prospective bidder is not accepted.</p> <p>-do-</p>	<p>-do-</p> <p>-do-</p>
2.	<p>Overall width to accommodate stretcher and medical equipment. Request authorities to allow upto 2200 mm +/- 25 mm</p>	<p>The same parameter was incorporated in the previous RFP also.</p> <p>Hence, the request of the prospective bidder cannot be accepted.</p>	<p>Having considered the query and the response, the request is considered subject to condition of the Rear Cabin Volume shall be between 11-15 cubic meters. However, same shall be fit to the dimensional length of the Base Vehicle of FORCE Traveler Delivery Van, 3700mm WB, BS-VI, (Diesel Engine-Four Cylinders-2596CC) Procured through GeM Portal.</p> <p>Such an undertaking is to be submitted with the bid.</p> <p>Same to be incorporated in the RFP wherever & to what extent required.</p>
3.	<p>The work experience of OEMs shall be considered as experience for the Body Fabricator also.</p>	<p>Procurement of base vehicle and provide in fabrication to the base vehicle are two different entities. Hence, the request of the prospective bidder is not accepted.</p>	<p>Having considered the query and the response, the request is rejected.</p>
4.	<p>Request for the Second RFP for fabrication and medical equipments to be floated after finalization of OEM for the 1st RFP for supply of base vehicles</p>	<p>The request of the prospective bidder is already accepted in the findings given for procurement of base vehicle on dt.29-06-2022.</p>	<p>Having regard to the response, no finding is required, but for same to be incorporated in the RFP wherever & to what extent required.</p>
IV.)	<p>M/s Eicher Trucks and Buses - VE Commercial Vehicles Ltd.:-</p>		



1.	<p>“Length: Minimum 3600mm” Kindly modify as minimum 3475mm</p>	<p>The same parameter was incorporated in the previous RFP also. Hence, the request of the prospective bidder cannot be accepted.</p>	<p>Having considered the query and the response, the request is considered subject to condition of the Rear Cabin Volume shall be between 11-15 cubic meters. However, same shall be fit to the dimensional length of the Base Vehicle of FORCE Traveler Delivery Van, 3700mm WB, BS-VI, (Diesel Engine-Four Cylinders-2596CC) Procured through GeM Portal. Such an undertaking is to be submitted with the bid. Same to be incorporated in the RFP wherever & to what extent required.</p>
V.)	<p>M/s Akshara Enterprises India Pvt. Ltd.:- The bidder shall have to meet the turnover criteria in the technical qualification criteria on its own.</p>	<p>The objection raised by the prospective bidder is not having clarity. Hence, the request of the bidder not be accepted.</p>	<p>In the RFP at Para-6 – Conditions of Eligibility of Bidders – Pre Qualification Criteria at Cl.4, in case of a consortium(Pgs.22/23) the Cls.(a,b&c) to be substituted as – a. “No foreign entity or individual be permitted as partner of the consortium” b. “All or any of the consortium partners(upto 3-partners who can be either individuals or entities like company or partnership firm duly registered under Indian Laws) shall have to meet the turnover criteria in the Technical Qualification”. c. “To add: The Power of Attorney shall be duly stamped and either registered or notarized as per the Indian Laws”. Same to be incorporated in the RFP wherever & to what extent required.</p>



VI.)	<p>M/s Chandrahas Enterprises :-</p> <p>The bidder / Consortium member shall have to meet the turnover criteria in the technical qualification criteria.</p>	<p>The objection raised by the prospective bidder is not having clarity.</p> <p>Hence the request of the bidder not be accepted.</p>	-do-
VII.) 1.	<p>M/s Khiviraj Motors :-</p> <p>The tender RFP document uploaded on the APMSIDC website is only for providing fabrication for 432 base vehicles and medical equipment. Hence the value of this tender called for will be fraction of the total budget mentioned of Rs. 107,16,07,979/- and will be much lower than 100 crores. In that case the project might not need to be taken-up for judicial preview and will save the precious time of the Govt. Officials and also of the respected Honorable Judge of the Judicial preview.</p>	<p>The prospective bidder has no jurisdiction to raise such kind of baseless queries.</p> <p>Hence, the request of the bidder cannot be accepted.</p>	Having considered the query and the response, the request is rejected.
	<p>If at all the inference of the note is to buy the base vehicle along with fabrication and equipment at the budget of 107,16,07,979/-. Then we would like to bring to the notice of the Honorable Judge that the APMSIDC on behalf of YSR Arogyasree has floated tenders 3 times already and we have participated in all the 3 and were in the 1st tender No 13.4/APMSIDC /2021-22 dated 3rd Sept 2021 we passed through PQ stage, technical presentation stage, technical clearance and we were declared L1 party in the financial bid, based on our quote the financial approval of 107 Crores vide GO Rt. No. 628 was accorded to YSR Arogyasree - (Annexure 1)</p>	-do-	-do-
2.	<p>In second tender no. 17.2/APMSIDC /2021-22 dated 28.12.2021, again we cleared PQ stage moved to approved for technical presentation and 2 bidders got disqualified. The tender got re-tendered (Annexure 2).</p>	-do-	-do-
3.	<p>In the 3rd tender no. 21.1/APMSIDC /2021-22 dated 08/03/2022, again it was opened and the same is pending at PQ stage till date (Annexure3).</p>	-do-	-do-



4.	We have supplied 50 nos fabricated MMU to APMSIDC vide PO no. 131/392/APMSIDC/EQU/2019-20 / 246 dated 31.01.2020. (Annexure 8)	-do-	-do-
5.	We see that in the earlier tenders, the tender mentioned bidder can be a company and if a consortium the bidder can be a registered/ incorporated legal entity, where we participated and cleared twice. But, now we see that there is no option for us to bid in this tender. Hence approval be given to include any legally registered entity in India, i.e. Partnership Firm/ Limited Company/ Pvt. Ltd. Co./ LLP etc., can also participate in the tender. (Note: In earlier Tenders.1 & 2, we cleared PQ stage as Partnership Firm).	Nowhere in the earlier tender the client has mentioned a consortium of the bidder can be a registered/ incorporated legal entity. The client in their RFP has only mentioned that, “the bidder can be a company (bidding company) or a consortium of companies (bidding consortium), who should possess incorporation certificate for each bidding entity”. M/s Khiviraj Motors is misinterpreting the RFP narration before Hon’ble Judicial Preview. Hence, the request of the prospective bidder not be accepted.	Findings given above for the query raised by (V) M/s Akshara Enterprises India Pvt. Ltd. is required to be read as answer herein with no more additions or deletions or substitutions.
6.	7 – 11 Queries-all related to Registration of the Vehicles.	The Client is having no dispute with RTA. Hence, the issue is not within the jurisdiction of the prospective bidder.	Having perused the queries:7-11 and the response, the queries are rejected. It is for the reason already Base Vehicles procured as referred supra and the RFP is related to Fabrication etc. further, the Department of the Client can represent and correspond with the Transport Department from the finished product of the vehicle and nature of use in not to treat as goods carrier, so that it can be exempted from tax as goods carrier.
7.	11 (h). In Page 40: Force Majeure of the proposed tender-with unprecedented times seen on Covid-19 any eventually where in if there is any spike in cases and if the supply of components, contractors, suppliers, their employees, there factory premises or area is affected and work stops for	The client has procured 656 MMUs & 412 Ambulances (108) during the year 2019 amidst of Covid-19 1 st wave pandemic. Hence, the request of the bidder not be accepted.	Having perused the query and the response, the query is rejected.



	<p>some time which will be beyond our control should be also considered under Force Majeure condition. It is seen in the automobile and equipment industry across the country and in the world due to shortage of supply of chips have led to dependency and delay in delivery any such genuine eventuality brought to the notice of the TIA / Client should be looked at if found genuine then leeway of additional to be given without any penalty clause.</p>		
8.	<p>11 (i). In Page 46 of the proposed tender - under Inspection Checking testing 2nd last para added a new clause that the Client will conduct shower tests on prototype and other vehicles before approval of vehicle. It looks like this clause has been added to favour someone specifically. Also to note that the finished product should meet requirements of real life weather conditions of rain and storm which it will meet and requisite and test can be conducted.</p>	<p>The same parameter was incorporated in the previous RFP also at page No.44-45.</p> <p>Hence, the request of the prospective bidder cannot be accepted.</p>	-do-
9.	<p>11.(J). In Page 47 of the proposed tender-Delays in the supplier performance in performance parameters Pt 1. Since the successful bidder in this tender is only doing fabrication and equipments, he should not be liable for the vehicle being taken off road due to vehicle related maintenance and repairs, clarity may be provided.</p>	<p>From the point of release of vehicle at the manufacturing plant to the point of destination at fabrication plant or during the process of fabrication or during the transportation of the finished vehicle to the Client's designated destinations, if any untoward incident occurs, the supplier is held responsible for the damages caused to the vehicle and the penalties may be levied as mentioned in the RFP page 47 at point 1.</p> <p>Hence, the request of the bidder not be accepted.</p>	-do-

V. It is not an end all to say the tender initiating department can proceed with the tender further process, as preview process don't confine to public objections or suggestions to meet and give findings with reference therewith, but for the JJP has to go through the bid document and consider within its purview what are the defects, lacunas and gaps to rectify or fill up to proceed further in the larger public interest and for no



public money be allowed to go waste. **This JJP in fact after going through the bid document found some defects and cause rectified before uploading supra.**

- I). Having considered thoroughly the decision process is taken up, for no more need in the pre-decision process to call for and hear any persons amongst those supra much less to record any statements or to allow any to demonstrate any further material.
- II). In addition to what is detailed supra and what are the instructions given already in undertaking the judicial preview process, as part of the Judicial Preview-Process as per the provisions of the Act and the Rules, in the Request for Proposals (RFPs) on hand, the following parameters/ conditions/ instructions/ directions and recommendations are required to adopt, incorporate and implement. Thus, by keeping all these in view the findings/ suggestions only reflected and to the extent possible as below to have a comprehensive idea to one and all if peeped to the public domain, leave apart for easy understanding of all.
- III). From this background and as per the provisions of the Act with respect to the present preview process procedure, the following general observations or recommendations felt in need to incorporate in the RFP and other connected documents, to the extent wherever necessary before submitting the modified RFP in Form-III:
 - 1) In the entire RFP, in the table of contents including in the Forms & Annexures, the specifications are required to be corrected as suitable to the Base Vehicle finalised and purchase order issued to procure the same of the Force Company viz., FORCE Traveler Delivery Van, 3700mm WB, BS-VI, (Diesel Engine-Four Cylinders-2596CC) covered by the Purchase Order Issued on Dt.30-08-2022 and as such the fabrication etc. to issue tender by e-procurement shall be fitting to it and the TIA shall carry necessary modifications including for installation of AIR CONDITIONER, before issuing tender notice and submit the compliance of the same in Form-III. As in the findings given for the procurement of base vehicles it was directed that the TIA after LOA in procurement of the base vehicles, covered by the RFP, approach the Judge – Judicial Preview for findings on the RFP related to Fabrication & Medical Equipment, so, that the parameters in relation to the fabrication can be modulated suitably, based on the size & model of the vehicle to be procured.
 - 2) It is also directed to be specifically mentioned in the RFP that Each bidder shall submit only one Tender for the fabrication etc. works covered by the bid. A Bidder who submits more than one Tender either in the form of individual or other legal entity including as consortium will suffer automatic dis-qualification of all the Tenders submitted by the Bidder.
 - 3) At Page-11 of the RFP, Cl.18-Timelines for Delivery of Vehicles concerned, the 45-days from prototype approval is to be modified as: “the time for delivery of the duly fabricated and duly installed with medical equipment and air-conditioning, seating & other paraphernalia with registration and ARAI Certification as provided in the bid is 45 days as the outer time limit from the date of prototype approval and delivery of the temporary registered Base Vehicle”.
 - 4) While execution, the departmental engineering officials shall ensure whether the design parameters are economical.
 - 5) Similarly so far as the Machinery, Equipment and Furniture which are part of the Contract work, that not covered by the above supra, it is also to bestow personal attention of all the rates are competitive on par



with local market, so far of these rates are not covered in SSR, it is advised to cross check also with reference to GEM rates if available.

- 6) The Bidder either Individual or other legal entity like JV or Partnership or even any member of the JV / partnership applied for or availed corporate debt restructuring / strategic debt restructuring and not cleared the loan for more than six years/ whether DRT/NCLT proceedings pending or not, is not eligible to participate in the bid.
- 7) **General Instructions to the TIA:** Above and similar other corrections to be made suitably wherever required making necessary modifications in the tender documents while publishing notice/s inviting tender/s. The Tender Initiating Authority shall while incorporating above specific findings by going through the RFP wherever required to the extent necessary as directed supra, also correct the typographical mistakes in wordings and figures and further all the arithmetical calculations are to be reverified and any errors and mistakes and wrong phraseology in this regard also be rectified.
- 8) Saving clause in the findings on public objections not specifically answered if any are deemed rejected: The intending bidders' and other public objections concerned, save those that are specifically answered that also to read as answers to other objectors with no need of repetition and all other objections if any not specifically answered supra are rejected/deemed rejected for all purposes.
- 9) Above to be suitably worded with necessary phrases with needful modifications also in the formats & annexures & schedules if any by proper modulation in making and carry out the amendments/ corrections/ additions/ modifications to the RFP.
- 10) Accordingly the findings & observations supra are given so to suitably modify the RFP conditions where ever required by the tender initiating department/client/employer in preparing the tender documents and in entering contract agreement with necessary terms and conditions also from what are broadly suggested in the findings and observations supra and submit copy of the modified RFP to this office in form-III of the rules under the Act which will be the tender document.

Given under the seal of this 01st day of September, 2022.

Justice Dr. B Siva Sankara Rao
Judge- Judicial Preview
Government of Andhra Pradesh
Guntur.