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| <p>भारत कोरिंग कोल लिमिटेड 1. कोल एरिया लिमिटेड की तब इकाई (एन।) 118 लिटींग इकाई बाबरी इकाई विभाग एडीएम कार्यालय कोयला खदान कोयला एन। एनएनए 826001, को U10101/MI197200000918 एडमिनिस्ट्रेशन ब्लॉक, कोयला खदान, कोयला एन। एनएनए-826001, विभाग 0276 2230181। ईमेल gmmn@bccl.gov.in, वेबसाइट www.bccl.gov.in</p> |  | <p>BHARAT CORING COAL LIMITED (A Subsidiary of Coal India Limited) A Min. Rtns. Company Regn: CP, Koyla Bhowan Koyla Nagar Dhanbad 826005, को U10101/MI197200000918 Materials Management Department Commercial Block (11) Koyla Bhowan Koyla Nagar Dhanbad 826005 (Fax No. 0276 2230181) Email: gmmn@bccl.gov.in Website: www.bccl.gov.in</p> |
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Ref No. BCCL/Pur/BAS/K K International/Banning of Business/ 3670 - 3772 (H) Date: 27.12.2021
 Registered/Speed Post

To,
M/s K K INTERNATIONAL BUSINESS
8 REVENUE NAGAR, ANNAPURNA ROAD,
INDORE, MADHYA PRADESH- 452004

E-mail:- deemantri@gmail.com

Subject: Banning Of Business.

- Reference:
- 1.S.O. No- BCCL/PUR/317036/BAS/17-18/22/10 dtd 12.05.2018
 - 2.Letter no- BAS/ISSUES/19-20/5058-61(H)dated 13.11.19.
 BCCL/Biometric/2019/387 dated 29.10.19, BCCL/Biometric/2019/336 dated
 16.10.19, BCCL/Biometric/2019/237 dated 12.9.19 BAS/issues/19-20/3791-
 94(H) dated 09.09.19, BCCL/Biometric/2019/218 dated 03.09.19,
 BCCL/Biometric/2019/197 dtd 27.8.19, BCCL/Biometric/2019/142 dtd 17.8.19,
 BCCL/Biometric/2019/479 dtd 08.04.19
 - 3.Your letter no- KKIB/19-20/i096 dtd 28.8.19, KKIB/19-20/I-055 dated:
 25.11.2019
 - 4.Show cause notice no- BCCL/Pur/317036/BAS/ISSUES/19-20/1694(H)
 dated 11.08.2021 & BCCL/Pur/317036/BAS/ISSUES/19-20/2618-19(H) dtd
 21.09.2021.

Dear Sirs,

This is in reference to the supply order placed on you vide no. BCCL/PUR/317036/BAS/17-18/22/10 dtd. 12.05.2018 for supply, installation and commissioning of 400 nos of Bio-metric attendance system for all Area Offices & all units of Colliery/Mines of BCCL.

1. E&T department has indicated that despite several follow-ups and reminders you have yet not commissioned the installed bio-metric machines which is contravention and breach of contract vide supply order no. BCCL/Pur/317036/BAS/17-18/22/10 dated 12.05.2018. It is pertinent to mention that the Area level Committee of M/s BCCL has confirmed poor performance of bio-metric machines supplied by you and confirmed by various Areas of M/s BCCL & malfunction like devices not working properly and hanging up, device not verifying and requirement of frequent software and hardware update has been reported.
2. You have stated vide letter no. KKIB/19-20/I-055 dated: 25.11.2019 attaching site visit and installation report of the 8 locations that the biometric devices has been installed and they are working satisfactorily.
3. E& T department has stated vide their letter- BCCL/Biometric/2020/BA dtd 08.01.2020 that:
 - a) The machines installed at some of the Areas, WJ Area, EJ Area etc. broke down either on the same day or the very next day.
 - b) Lodna Area has confirmed that only one machine has been installed while the submitted report is for 10 devices.

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- c) All the Areas are facing various problems like very poor/no battery back up, devices not starting/working properly and hanging up very frequently, device not verifying, frequent upgrades/re-installation of software. Poor quality of Hardware etc.
- d) The bio-metric machines installed by you at various locations of BCCL is of inferior quality and the plea made of their letter of response is proved to be completely false and wrong.
4. E&T department has confirmed that the bio-metric machines installed by you at various locations of BCCL is of inferior quality and reply made by you vide letter no. KKII/19-20/1-055 dated 25.11.2019 is concocted and false. That despite of repeated request and reminders you have taken no proper action for resolution of malfunctions of Bio-metric machines and neither have you taken any actions to replace Bio-metric machines so as to make the salary system stable.
5. Thus it is evident that you have supplied poor quality of Bio-metric machines. You have failed to meet contractual obligations. Due to non-performance of Bio-metric machines, BCCL is at commercial disadvantage.
From above, it is evident that you had failed to rectify/replace the defective/inferior quality materials within the stipulated time.
6. The matter had been viewed seriously by management and the same invites penal action as per clause no. 6.13.2.(viii), (xi), (xiv) of CIL Purchase Manual related to Banning of Business which reads as under:
"(viii) Supplying defective materials and failure to replace the defective materials even after reasonable extension is given to the firm for rectification/ replacement of the defective materials or carrying out defective/poor quality job, not conforming to specifications of the contract and failure to rectify it within the stipulated time.
(xi) Continued and repeated failure to meet contractual obligations.
(xiv) Any other misdeed, which may cause financial loss or commercial disadvantage to the Company."
7. Considering the above facts and in terms of Clause No. 6.13.2 of CIL Purchase Manual. Show Cause Notice vide ref:- BCCL/Pur/317036/BAS/Issues/19-20/1694(H) dtd-11.08.21 was issued to you, to explain why you should not be banned for a period of minimum two years and why you should not be debarred from entering into any contract with Bharat Coking Coal Limited for a minimum period of two years in view of your conduct of failing of replacement of defective/inferior materials against BCCL's supply order.
8. Earlier a show cause notice no- BCCL/Pur/317036/BAS/Issues/19-20/1694(H) dated 11.08.2021 issued to you, was NOT delivered to you by Indian Post and was returned back to us. As such again a show cause notice cum Suspension of business letter vide no BCCL/Pur/317036/BAS/Issues/19-20/2618-19(H) dated 21.09.2021 was issued at your office address as well as your plant address. But both was undelivered by Indian Post and returned the letter to us, with comments that "Item returned addressee left without instructions" & "Item returned no such person in the address".
9. The above show cause notices were also e-mailed to you on dtd 21st September 2021, but you have not responded anything till date.
10. You were given an opportunity to submit your statement of defense against the above allegations/charges within 21 days from the date of issue of this Show Cause Notice mentioning that, "failing which it was presumed that you have nothing to say in your defense and penal action shall be taken as deemed fit against you as per provisions of NIT/Purchase Manual without any further reference to you. Your reply, if any, and the document's/documentary evidence given in support shall be taken consideration prior to arriving at a decision."

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11. No response to the above show cause notice was received from you till date and it is therefore considered that you have nothing to say in your defense.
12. Consequent to above, taking a very serious view of your default against the above referred purchase order issued by Bharat Coking Coal Limited, the competent authority has decided to impose "Banning of Business" with your organization for a period of 2 years from date of issue of this letter, however, Contracts concluded before the issue of the banning order shall not be affected by this banning.
13. In view of above, all business dealing with your organization is hereby banned in Bharat Coking Coal Limited for a period of 2(two) years from the date of issue of this banning order as per CIL Purchase Manual provision.
This issue with the approval of competent Authority.

Yours Truly,

DAI
28/12/2021
General Manager (MM)/HOD

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CC to:

1. TS to CMD, BCCL
2. CVO, BCCL
3. DT (P&P), BCCL
4. DF, BCCL
5. D(P), BCCL
6. D(T)OP, BCCL
7. GM (MM) CIL
8. GM (MM) all subsidiaries of CIL
9. GM All Area/Washery BCCL
10. All GM/HOD of HQ, BCCL
11. AM (MM)/AFM/Depot Officers of all Areas of BCCL
12. All Dealing officers, MM Deptt, HQ
13. Office copy/Master File