

# AGENDA

25<sup>th</sup> Meeting

OF

BOARD OF DIRECTORS

OF

HARYANA STATE ROADS & BRIDGES  
DEVELOPMENT CORPORATION LTD.

DAY : TUESDAY

DATE : 08.08.2006

TIME : 11.00 A.M.

IN THE OFFICE OF FCPW, HARYANA, 7<sup>TH</sup> FLOOR  
HARYANA CIVIL SECRETARIAT,  
CHANDIGARH

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AGENDA ITEM NO. 25.01  
LEAVE OF ABSENCE

Leave of absence may be granted to the Directors who have shown their inability to attend the meeting.

Sr. No.	Name	Designation	Present / Absent
1.	Mr. Dharam Vir, IAS	Chairman	
2.	Mr. Bhaskar Chatterjee, IAS	Director	
3.	Mr. R.R. Sheoran	Director	
4.	Mr. H.S.Chahal	Managing Director	

AGENDA ITEM No. 25.02

TO CONFIRM THE MINUTES OF 24<sup>TH</sup> MEETING OF THE BOARD OF DIRECTORS.

Minutes of the 24<sup>th</sup> meeting of the Board of Directors of the Corporation held on 07.07.2006 which were circulated to Members of the Board are enclosed. No comments have been received. The Board is, therefore, requested to confirm the same and pass the following resolution:-

**"RESOLVED THAT the minutes of the 24<sup>th</sup> meeting of the Board of Directors held on 07.07.2006 which were circulated to the members of the Board be and are hereby approved and confirmed."**

MINUTES OF 24<sup>TH</sup> MEETING OF BOARD OF DIRECTORS OF HARYANA  
ROADS & BRIDGES DEVELOPMENT CORPORATION LIMITED  
HELD ON 07.07.2006 AT 11:00 AM IN THE OFFICE OF FINANCIAL  
COMMISSIONER & PRINCIPAL SECRETARY TO GOVT. HARYANA, P.W.D.  
(B & R) DEPARTMENT.

Present:-

Sh. Dharam Vir, IAS  
Financial Commissioner & Principal Secretary to  
Govt. Haryana, Public Works (B & R) Department. (Chairman)

Sh. R. R. Sheoran  
Engineer-in-Chief,  
Haryana PWD B&R Branch, Chandigarh. (Director)

Sh. H. S. Chahal,  
Chief Engineer, (HHUP)  
Haryana PWD B&R Branch, Chandigarh (Managing Director)

Special Invitee:

Smt. Dheera Khandelwal, IAS  
Special Secretary, Finance

The meeting was chaired by Sh. Dharam Vir, IAS, Financial Commissioner & Principal  
Secretary to Govt. Haryana, P.W.D. (B & R) Department.

ITEM NO 24.01

LEAVE OF ABSENCE

Leave of absence was granted to Sh. Bhaskar Chatterjee, IAS, Director, who could not  
attend the meeting due to his pre-occupation.

ITEM NO. 24.02

TO CONFIRM THE MINUTES OF 23RD MEETING OF THE BOARD OF  
DIRECTORS.

Minutes of the 23<sup>rd</sup> meeting of the Board of Directors of the Corporation held on  
10.04.2006 as circulated to members of the Board were considered and confirmed. The  
Board passed the following resolution:



- 25 -

RESOLVED THAT the minutes of the last meeting of the Board of Directors held on 16.04.2006 as circulated to the members of the Board be and are hereby approved and confirmed.

**ITEM NO. 24.03**

**FOLLOW UP ACTIONS ON THE DECISIONS TAKEN IN THE PREVIOUS MEETING OF BOARD OF DIRECTORS HELD ON 16.04.2006**

The Board took note of the actions taken on the decisions of the last Board Meeting held on 16.04.2006.

**ITEM NO. 24.04**

**TO TAKE NOTE OF THE APPROVAL OF TENDERS FOR AUTHORIZING COLLECTION OF TOLL AT VARIOUS TOLL POINTS IN THE STATE OF HARYANA.**

The Board took note of the approval of tenders for authorizing collection of toll at the following five toll points in the State of Haryana.

Toll Point No.	Name of Toll Point	Toll Point allotted to	% excess or below / Remarks
1	Farrukhnagar-Jhajjar Road	Sh. Prem Singla /Rs. 3,30,00,000/- (for two years)	32.98% below the previous allotted bid and 13.10% above departmental collection
2	Bhattu-Ludesar-Jamal Road	Sh. Naresh Kumar /Rs. 45,05,005/- (for two years)	61.44% above the net departmental collection.
3	Sonepat-Gohana Road	Sh. Ranbir Singh/Rs. 7,30,00,000/- (for two years)	28.75% above the net departmental collection.
4	Bahadurgarh-Loharu-Pilani Road	Sh. Shish Ram /Rs. 17,50,000/- (for one year)	74% above the net departmental collection.
5	Gurgaon-Sohna Road	M/s Emmarrell Construction (P) Ltd., New Delhi.	3 No. bids were received out of which 1 bid of Sh. Krishan Singla found non responsive. The case is under negotiation with first responsive bidder.
6	Bahadurgarh-Jhajjar Road	-----	Due to various reasons, Deputy Commissioner, Jhajjar and SE (Rohtak) has recommended to de-notify this toll point and the case has been sent to the Govt.

T-29	Sirsa-Ludesar-Bhadra Road upto State Border	M/s Bharat Enterprises /Rs. 12,19,000/- (for two years)	The Tender Committee observed that there is a scope of getting better financial bid and decided to recall it.
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The Board was informed the circumstances under which the tender at Sr. No. 5 has been awarded to first responsive bidder M/s EmmAarEl Construction (P) Ltd. at the negotiated price of Rs. 6,34,00,525/- for one year.

The Board desired that the Toll Plazas should be properly designed and constructed depending upon the <sup>site and local conditions</sup> importance of the roads and the number of lanes should be commensurate with the traffic volume/intensity and proper signage should be put up at the appropriate places.

**ITEM NO. 24.05  
TO CONSIDER AND APPROVE THE PREPARATION OF PROJECT REPORT OF STATE HIGHWAYS/ MDRS IN NCR AND PREPARATION OF PROJECT REPORT FOR MDR/ODR EXCLUDING NCR.**

The Board was informed that the Corporation has received financial bids from the five consultants for the up-gradation of State Highways/Major District Roads in the NCR area and up-gradation of Major District Roads excluding NCR for approval. However, the Board desired that in order to avoid any possible dispute, combined financial bid per km for above two projects be obtained from all the five parties as the length of roads in the above projects can increase or decrease and ensure that the total amount should not be more than the existing bid offered for the up-gradation of State Highways/Major District Roads in the NCR area and up-gradation of Major District Roads excluding NCR.

**ITEM NO. 24.06.  
TO CONSIDER AND APPROVE THE CONSTRUCTION OF OFFICE BUILDING.**

The Board was informed that the Corporation has made full payment to HUDA with regard to allotment of bay site No. 13 & 14 in Sector-2, Panchkula. The Corporation had requested P.W.D (B&R), Haryana to give estimates for the construction of Office Building. The P.W.D (B&R) vide CE (B) letter No. 1854 dated 07.06.2006 has given the estimates amounting to rupees 153.40 lacs including 5% departmental charges.

... may be publicized after approval of the 4 No. of posts from Bureau of  
... comprises.

**ITEM No. 24.10  
TO CONSIDER AND APPROVE THE RE-APPOINTMENT OF A FIRM OF  
CHARTERED ACCOUNTANTS FOR PREPARATION OF ANNUAL  
ACCOUNTS OF THE CORPORATION.**

The Board approved the appointment of M/s V. Kaushik & Co., Chartered Accountants  
for a period of three months on the existing terms and conditions. The Board  
also ratified the payment of service tax paid/payable on the bills raised by them for  
the earlier assignment for the period of three months.

The Board desired that the appointment be made from the panel of Chartered  
Accountants approved by Comptroller & Auditor General of India and obtain a list of  
the empanelled Chartered Accountants.

**ITEM No. 24.11**

**TO TAKE NOTE OF THE PROVISIONAL ANNUAL ACCOUNTS FOR THE  
FINANCIAL YEAR 2005-06.**

The Board discussed the provisional annual accounts for the financial year 2005-06 with  
the Company's Chartered Accountant and took note of that.

**ITEM No. 24.12**

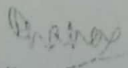
**TO CONSIDER AND REVIEW THE FINANCIAL STATUS OF THE  
CORPORATION.**

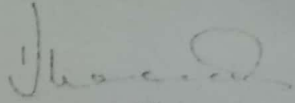
The Board took note of the same.

**ITEM No. 24.13**

**TO TAKE NOTE OF THE LETTER RECEIVED NATIONAL HIGHWAY  
AUTHORITY OF INDIA.**

The Board desired that the matter should be pursued at personal level with National  
Highway Authority of India for the appointment of the Director to the Corporation.

  
(H.S. Chahal)  
Managing Director

  
(Dharam Vir)  
Chairman



**UP-GRADATION OF STATE HIGHWAY/MAJOR DISTRICT ROADS IN NCR AREA**

The Board may recall that the Board in its meeting held on 07.07.2006 decided that all the bidders to re-submit combined financial bid per km for up-gradation of State Highway/Major District Roads in NCR area who had offered their bids earlier to avoid any delay arising later as the length of roads in the above projects can increase or decrease with the condition that the total amount should not be more than the existing bid offered for the up-gradation of State Highways/Major District Roads in the NCR area. A notice was sent to all the five bidders to submit their revised bids on 18.07.2006 in the office of Managing Director, HSRDC. However, only 3 No. bidders participated in that. The revised financial bids per km were received from the three bidders on 18<sup>th</sup> July, 2006, the detail of which is as under:

Sl. No.	Name of the agency	Rates per km (in Rupees)	Remarks
	WAPCOS India Ltd.	23,850/- (Twenty three thousands eight hundreds fifty only) exclusive of service tax as applicable	Lowest. The total cost for 331 kms comes out to Rs. 7894350/- + 3T.
	VKS Infratech Management (P) Ltd.	44,172/- (Forty four thousands one hundred seventy two only) exclusive of service tax as applicable	
	SAI Consulting Engineering (P) Ltd.	33,856 plus 4,144 as service tax (Thirty tree thousands eight hundreds fifty six plus four thousands one hundred forty four only)	

Keeping in view the lowest rates offered by WAPCOS, the Board is requested to approve the assignment of work to WAPCOS.

ITEM NO. 25.04

UP-GRADATION OF MAJOR DISTRICT ROADS EXCLUDING NCR.

The Board may recall that the Board in its meeting held on 07.07.2006 decided that all the bidders to re-submit combined financial bid per km, for Phase II & III and lump sum amount for Phase I for up-gradation of Major District Roads excluding NCR to avoid any dispute arising later as the length of roads in the above projects can increase or decrease, with the condition that the total amount should not be more than the existing bid offered for the up-gradation of Major District Roads excluding NCR. A notice was sent to all the bidders to submit their revised financial bids in lump sum on 18.07.2006 for Phase-I which includes survey and Preliminary Project Report for 1536 kms of road and Combined Financial Bid per Km of Phase-II & III which includes feasibility study and DPR of selected 500 kms. However, only 3 No. bidders participated in that. The revised financial bids for phase-I and Phase-II&III combined per km were received from the three bidders on 18<sup>th</sup> July, 2006, the detail of which is as under:

S. No.	Name of the agency	Rates per km (in Rupees)	Remarks
	Consulting Engineering Services India (P) Ltd.	Phase I Rs. 12,00,000/- (Twelve lacs only) exclusive of service tax Phase II&III Rs. 20,000 (Twenty thousands only) exclusive of service tax as applicable	Lowest and the total cost comes out to be Rs. 1,12,00,000/- + 3%
	WAPCOS	Phase I Rs. 12,00,000/- (Twelve lacs only) exclusive of service tax Phase II & III Rs. 22,680/- (Twenty two thousands six hundreds eighty only) exclusive of service tax as applicable	
	VKS Infratec Management (P) Ltd.	Phase I Rs. 77,48,000/- (Seventy seven lacs forty eight thousands) exclusive of service tax Phase II&III Rs. 43,200/- (Forty three thousands two hundreds only) exclusive of service tax as applicable	

Keeping in view the lowest rates offered by CES, the Board is requested to approve the assignment of work to CES.

AGENDA ITEM NO. 15.05

TO CONSIDER AND APPROVE THE RE-ALLOTMENT OF TOLL POINT (T-1) NEAR BADSHAHPUR ON GURGAON-SOHNA ROAD.

This is brought to the notice of the Board that toll point (T-1) was allotted to M/s Emm Aar El Construction (P) Ltd. at the negotiated price of Rs. 6,34,00,525/-. Accordingly, a Letter of Acceptance was issued to M/s Emm Aar El Construction (P) Ltd. vide HSRDC No. 153 dated 07.07.2006 to enable him to execute and sign the agreement by 28.07.2006 and deposit of Rs. 95,10,079/- as performance security deposit in shape of Bank Guarantee and 1<sup>st</sup> installment of Rs. 52,83,377/- alongwith TCS within 21 days i.e. 28.07.2006. As there was holiday on 28<sup>th</sup> July, 2006, the agency informed this office that they would come for an agreement on next working day i.e. 31.07.2006, but the agency has not yet come for an agreement. The agency representative came to this office on 01.08.2006 and informed that they may take some time more due to their internal problem.

The Bank Guarantee submitted by the agency alongwith the bid was valid upto 21.07.2006 issued by PNB, Model Town, Rohtak. The Senior Manager, PNB, Model Town, Rohtak vide their fax dated 17.07.2006 (copy placed below) to Managing Director, HSRDC informed that they are issuing Bank Guarantee of Rs. 95,10,079/- in favour of Managing Director, HSRDC for the job of toll tax collection at Gurgaon-Sohna Road near Badshahpur. He further asked to confirm that the Bank Guarantee of Rs. 30,00,000/- will be returned on receipt of Bank Guarantee of Rs. 95,10,079/-. He was accordingly replied that the Bank Guarantee of Rs. 30,00,000/- can be released on receipt of Bank Guarantee of Rs. 95,10,079/-. Thereafter, the Bank Manager also confirmed the same telephonically. As the bidder has not deposited Bank Guarantee of Rs. 95,10,079/- a fax message was sent to the Bank on 26.06.2006 not to release the Bank Guarantee of Rs. 30.00 lacs to the bidder without clear cut confirmation from this office. However, the Bank replied on 28.07.2006 that the Corporation has no right to stake any claim as the Bank Guarantee was valid upto 21.07.2006 which is contrary to his fax dated 17.07.2006 of assurance on telephone. It is highly pertinent and significant to state here that due to the representation and inducement of the Bank, made vide letter dated 17.07.2006 and

was timed four days before the expiry of the Bank Guarantee and worded in such a manner to induce and allure the Corporation to await the bank Guarantee of Rs. 95,10,079/- and dissuade the Corporation from raising a demand by 21.07.2006. However, the Bank did not forward the Bank Guarantee as categorically assured vide letter dated 17.07.2006. It is also pointed out that the letter dated 28.07.2006 and dated 24.07.2006 were never received prior to 28.07.2006. It is apparent that the Bank authority has colluded and conspired with the bidder. The Corporation is therefore referring the matter to CMD, PNB about the facts and thereafter, legal action against the concerned Branch and to black list the agency.

The time period for entering into the agreement and deposit of performance security, advance installment etc. has already been expired on 28.07.2006 and the agency M/s Emm Aar El Construction (P) Ltd. is not in a position to come forward for an agreement as per their representative's disclosure to the undersigned on 01.08.2006.

To avoid financial loss to the Corporation, the next bidder Sh. Krishan Singla who was considered non-responsive due to some error in his technical papers at the time of bidding which he pleaded later, has been approached and persuaded if he is agreed now to take the bid at enhanced rate. Sh. Krishan Singla vide his fax dated 02.08.2006 has offered price bid of Rs. 6,35,00,000/-. It is also brought to the notice of the Board that this agency's security bid of Rs. 30.00 lacs is available with this office. It is also pertinent to mention here that there is no scope of getting higher bids if tender is recalled. Presently, this toll point is being run departmentally and the collection on this toll is on lesser side.

The Board is requested to consider and approve the allotment of this toll point to Sh. Krishan Singla at the cost of Rs. 6,35,00,000/- for one year, which is now higher than the previous bidder.



The Managing Director,  
Nayana Steel Roads & Bridges,  
Development Corp. Ltd.  
Chandigarh.

Date 17/7/06

Sr

Re: Issuance of Demand Letter of  
guarantee of Rs. 9510074/- in your  
favour. At En Dar E1 Construction  
(P) Ltd. Delhi

We have to submit that we have  
already issued Prod guarantee of  
Rs. 9510074/- in your favour of the above  
firm.

Now we are issuing Bank guarantee  
of Rs. 9510074/- (nearly five lakh two thousand  
two hundred and seventy) in your favour for the Job  
of Toll Tax Collection at Gurgaon - Solana  
Road near Badli Bypass, allotted by you  
to the above firm.

Please confirm that Prod guarantee of  
Rs. 9510074/- will be returned on receipt of  
the guarantee of Rs. 9510074/- (the int. to be paid for  
the above firm).

Thank you.

Yours Sincerely  
[Signature]

पता : प्लॉट, नई दिल्ली-110068 • दूरभाष : 26102303 • फैक्स : 26106450 • वेबसाइट : www.pnbindia.com  
Punjab, Place, New Delhi-110068 • Telephone : 26102303 • Fax : 26106450 • Website : www.pnbindia.com

AGENDA ITEM NO. 25.06

TO CONSIDER AND APPROVE THE TRANSFER OF SHARES

On the request of the Managing Director of the Corporation, the Government of Haryana had approved the transfer of shares in the name of the following persons:

**Name of Transferor**

Smt. Urvasi Gulati, IAS,

Sh. P. C. Bidhan, IAS

Sh. Ram Niwas, IAS

**Name of Transferee**

Sh. D. D. Gautam, IAS,

Mrs. Dheera Khandelwal, IAS,

Sh. Chaman Lal, Chief Engineer, Buildings

The Board is requested to consider and approve the same.

AGENDA ITEM NO. 25.07

TO CONSIDER AND APPROVE THE INCREASE IN THE RETAINERSHIP OF  
M/S S. K. SIKKA & ASSOCIATES, COMPANY SECRETARIES.

M/s S. K. Sikka & Associates, Company Secretaries were engaged by the Corporation for Company Law Matters w.e.f. 01.10.2002 at a retainership fee of Rs. 2500/- per month and their retainership fee was increased to Rs. 3500/- per month w.e.f. 01.04.2004. The Corporation has received a letter from M/s S. K. Sikka & Associates for increase in the retainership fee to Rs. 5000/- per month. The performance of this Firm is rated as reasonably good.

Keeping in view the performance and the increase in the volume of the work, it is proposed that the retainership fee of M/s S. K. Sikka & Associates be increased to Rs. 5000/- per month plus service tax as applicable.