# **AGENDA**

**FOR** 

70<sup>th</sup> MEETING

**OF** 

# **BOARD OF DIRECTORS**

OF

HARYANA STATEROADS AND BRIDGES DEVELOPMENT CORPORATION LTD.

DAY : Wednesday
DATE : 08.11.2017
TIME : 12.00 Noon

IN THE OFFICE OF

ADDITIONAL CHIEF SECRETARY TO GOVERNMENT,

HARYANA PUBLIC WORKS (BUILDING AND ROADS) DEPTT.

ROOM NO.306, 3<sup>rd</sup>FLOOR,

NEW SECRETARIAT, SECTOR 17, CHANDIGARH

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### Agenda Item No. 70.01 LEAVE OF ABSENCE

Leave of absence may be granted to the Director(s) who have shown their inability to attend the meeting.

Sr. No.	Name	Designation	Present /Absent
1.	Sh. Alok Nigam, IAS Addl. Chief Secretary to Govt. Haryana Public Works (B&R) Deptt.	Chairman	
2.	Sh. Rakesh Manocha, E-in-C, Hr.PWD B&R cum Managing Director, HSRDC	Director	
3.	Sh. Sunil Saran, IES , Secretary Finance, Government Haryana Chandigarh	Director	
4	Ms. Pankaj Chaudhry, HCS Special Secretary to Government Haryana Public Works (Building & Roads) Department Chandigarh	Director	
5.	Sh. R.K. Gandhi, Managing Director, HSRDC Panchkula	Director	
6.	Sh. Hardeep Mahotra S/o Late Sh. Charan Das #572-73, Sector 15, Faridabad 121002	Director	
7.	Dr. Paratibha Aggarwal, Professor, Department of Civil Engineering, NIT Kurukshetra	Director	



# Agenda Item No. 70.02

## TO CONFIRM THE MINUTES OF 69<sup>th</sup> MEETING OF THE BOARD OF DIRECTORS

The Minutes of the 69<sup>th</sup> meeting of the Board of Directors of the Corporation held on 05.09.2017 are enclosed. The Board is requested to confirm the same and pass the following resolution:-

"RESOLVED THAT the minutes of the 69<sup>th</sup>meeting of the Board of Directors of the Corporation held on 05.09.2017are hereby approved and confirmed."



MINUTES OF  $69^{th}$  MEETING OF BOARD OF DIRECTORS OF HARYANA STATE ROADS AND BRIDGES DEVELOPMENT CORPORATION LTD. HELD UNDER THE CHAIRMANSHIP OF ADDITIONAL CHIEF SECRETARY TO GOVERNMENT, HARYANA PUBLIC WORKS (BUILDING AND ROADS) DEPARTMENT ON  $5^{TH}$  SEPTEMBER 2017.

#### Present:-

Sr. No.	Name	Designation
1.	Sh. Alok Nigam, IAS Addl. Chief Secretary to Govt. Haryana Public Works (B&R) Deptt.	Chairman
2.	Sh. Rakesh Manocha, E-in-C, Hr.PWD B&R cum Managing Director, HSRDC	Director
3.	Ms. Pankaj Chaudhry, HCS Special Secretary to Government Haryana Public Works (Building & Roads) Department Chandigarh	Director
4.	Sh. Hardeep Mahotra S/o Late Sh. Charan Das #572-73, Sector 15, Faridabad 121002	Director
5.	Sh. Neeraj Gupta, Executive Director, HSRDC	Director

#### AGENDA ITEM NO.69.01 LEAVE OF ABSENCE

The Board granted leave of absence to Sh. Sunil Saran, IES ,Secretary Finance, Government Haryana Chandigarh and Dr. Paratibha Aggarwal, Professor, Department of Civil Engineering, NIT Kurukshetra

Menda Item No. 69.02
TO CONFIRM THE MINUTES OF 68th MEETING OF THE BOARD OF DIRECTORS

The Minutes of the  $68^{th}$  meeting of the Board of Directors of the Corporation held on  $21^{st}$  June 2017 are hereby approved and confirmed.

Agenda Item No. 69.03

FOLLOW UP ACTION ON THE DECISION TAKEN IN THE PREVIOUS (68th) MEETING OF Board of Directors OF HARYANA STATE ROADS AND BRIDGES DEVELOPMENT CORPORATION LTD. HELD UNDER THE CHAIRMANSHIP OF ADDITIONAL CHIEF SECRETARY TO GOVERNMENT, HARYANA PUBLIC WORKS (BUILDING AND ROADS) DEPARTMENT.

HARYANA PUBLIC WORKS (BUILDING AND ROADS) DEPARTME	NT. ACTION TAKEN REPORT
AGENDA ITEM NO. 63.13	
FUNDS TO BE TAKEN FROM HPGCL FOR VARIOUS WORKS	
It was brought out that DGM-II HSRDC Panchkula is following with HPGCL.	- Ç.
Meeting held with MD, HPGCL. SE Hisar and SE Karnal has been asked to provide last bill vouchers to HPGCL.	4
Approval of Minutes of meeting is yet to be received.	-
Board desired that the matter may be resolved at the earliest as huge amount is due from HPGCL.	
A meeting was held on 03.06.2016 under the Chairmanship of MD, HSRDC & MD, HPGCL regarding release of funds from HPGCL.	
The HPGCL has agreed to release an interim demand of Rs.1.21 Cr. The minutes of meeting is forwarded to SE, Hisar and SE, Karnal with the request to reconcile their accounts and resubmit the case. The funds amounting to Rs.1.21 Cr. is still awaited from HPGCL.	
It was desired to take up the matter with HPGCL for release of funds as decided in the meeting held on 03.06.2016.	*
Matter is under persuasion with the HPGCL and D.O letter bearing No.197/HSRDC dated 30.11.2016 (Annexure C) has been written to MD, HPGCL under the signatures of MD, HSRDC requesting for release of funds amounting to Rs.1.21 crore.	
The Board desired that the matter may be taken up with HPGCL at higher level and get the issue decided regarding release of funds amounting to Rs. 1.21 Crore at an early date. Also balance funds may also be realized from HPGCL after providing necessary details to them as time extension cases has already been decided by MD, HSRDC.	
A request was made that out of due funds required to be refunded by HPGCL, a sum of Rs.1.21 Crore may be released immediately for payment to the Contractor(s) to avoid contractual implications. It was agreed upon in the meeting dated 03.06.2016 that HPGCL shall release Rs. 1.21 Crore to HSRDC to avoid delay / litigation. However, it was desired by HPGCL that balance amount shall be refunded only after receipt of necessary supply of certified copy of passed final bill vouchers.	
Now, DGM-II HSRDC had also visited the office of MD, HPGCL as directed for immediate release of funds amounting to Rs.1.21 Crore. But HPGCL has now back tracked from its commitment of release of Rs. 1.21 Crore even.	

HPGCL is insisting for supply of passed vouchers for release of

Rs.1.21 Crore even.

In view of this, SE Hisar has been directed vide this office letter No.837/HSRDC dated 01.03.2017 and reminder No.931/HSRDC dated 06.03.2017 to settle all the bills of the work done and supply the copy of vouchers to HPGCL as desired by MD,HPGCL. SE Hisar / EE Hisar has telephonically informed that the pending bills are under check and will be passed by 28.03.2017. Thereafter the copy of all the documents relating to the expenditure for re-conciliation will be submitted to HPGCL as already decided.

The Board desired to pursue the matter vigoursly with HPGCL and get the complete funds released at the earliest

The necessary documents have been sent to MD, HPGCL vide letter i.u. 987/AC dated 07.06.2017 for release of funds. DGM HSRDC also visited the office of HPGCL to peruse the matter. The funds are yet awaited..

The Board desired to pursue the matter vigoursly with HPGCL at personal level and get the complete funds released at the earliest.

DGM personally visited the office of MD, HPGCL for release of funds but funds are yet to be refunded.

The contractual agencies are pressing hard for release of their dues. The agencies otherwise also can claim interest for delayed payment as per provisions of the agreements.

HPGCL is not serious in refunding the due amount to HSRDC.

In view of this, it is proposed that a meeting with Administrative Secretary, Powers at the level of ACSPW should be held for release of funds.

Board desired to issue a DO letter to ACS(Powers) for release of funds.

In case some observations from Department of Powers, then same may be discussed for which a meeting of ACSPW and ACS(Power) may be arranged.

# AGENDA ITEM NO. 63.16 REFUND OF OUTSTANDING BALANCE OF RS.231.32 LAC FROM HARRIDA

It was stated that Assistant Commissioner of Income Tax has conveyed on 17.03.2016 that a refund of Rs.30,31,910/- for AY 2003-04, Rs.1,11,69,010/- for the AY 2004-05 and Rs.16,28,340/- for the AY 2005-06 which totals to Rs. 1,58,29,260/- has been determined and refund is being adjusted against the demand for AY 2012-13. Regarding balance amount, the Income Tax Department is being pursued. The required TDS Certificate issued by various Banks has already been submitted to I.T. Deptt. on 04.01.2016.

Board desired that CA should expedite the matter and act promptly.

As per CA, the refund of Rs. 1,58,29,260/-for the year 2003-04, 2004-05, 2005-06 have been adjusted.

CA is pursuing with the Income Tax Department for refund pertaining to year 2006-07.

Further Rs. 1,29,40,530/- for the A.Y. 2007-08 and Rs.10,17,060/-for the A.Y. 2008-09 has been adjusted against the demand of A.Y. 2012-13 by the Assistant Commissioner of Income Tax.

1.

CA to pursue with the Income Tax Department for refund pertaining to year 2006-07 on priority.

CA is pursuing the matter with Income Tax Department and they have called CA on 24.09.2016 in this regard.

CA, HSRDC to pursue the matter.

CA, HSRDC is pursuing the matter with income tax department continuously for refund pertaining to year 2006-07. The same is yet to be received.

Board desired that the matter may be perused vigorously for refund pertaining to the year 2006-07 as it has already been delayed much.

On 01.03.2017, the CA and AO HSRDC visited the office of DC Income Tax Panchkula and requested him to refund the amount of Rs.22.10 Lac plus interest pertaining to the AY 2006-07 and a letter was also written to him bearing No. 432/AC dated 01.03.2017. The DC Income Tax has assured that needful will be done in a short span of time.

It was explained to the Board that efforts are being made to get the refund of Income tax of Rs.22.10 lakh plus interest thereon for the year 2006-07 by way of adjustment against the balance demand of Income tax Department for the Assessment Year 2012-13.

Board desired that the matter may be persuaded and results thereof be intimated to the Board in its next meeting.

Company Secretary , HSRDC is constantly in touch with the Income Tax Department. It was desired by the Income Tax Department that copies of the Challans vide which the tax has been deposited, be supplied to them as the file relating to the case was not coming up. The requisite documents are being supplied to the Income Tax Department.

Board desired that the matter may be persuaded at personal level and results thereof be intimated to the Board in its next meeting.

The matter was again discussed with the new Assistant Commissioner of Income Tax (Ms.Kanwaljeet Kaur on 27.08.17 and it was requested that the refund of income tax be ordered as all the documents desired by the Income Tax Department have since been supplied. She assured that the matter will be got expedited soon and it was desired that a representative from the department may be deputed for getting tax refund scrutinized. Accordingly a representative was deputed on 29.08.2017 and the figures have been got reconciled. Hopefully, the tax refund of Rs.22.10 Lac would be ordered for adjustment in the next week.

Board took note of it.

AGENDA ITEM NO. 63.19

FIXED DEPOSITS/FUNDS WITH THE CORPORATION.

After deliberations, it was decided that HSRDC may examine the matter on file and put up with concrete proposal for consideration of Government.

HSRDC could not dig out any proposal on the subject matter. Being involvement of huge amount running in to hundreds of crores, it would be appropriate for the Finance Department to advice in the matter.

Special Secretary (Finance) requested for providing breakup of the funds involved to suggest any proposal in the matter.

Necessary break up / source of income is as under:-

- 1) Interest earned on the deposits with the Banks.
- Service Charges @5% of work done on project which are executed by the Corporation such as Building works of HPGCL, Yamuna Nagar, PTPS Panipat, RGTPP, Khedar, BPSMV Khanpur Kalan, Sonepat, CIPET Murthal, DCRUST Murthal, Regional Centre Jind etc.
- 3) Service Charges @ 1% of work done of NCR works executed by the Corporation.

FD may be requested to give necessary advice in the matter.

FD has been requested vide UO No. 2035/AC dated 09.12.2016 to give the advice in the matter.

The matter may be perused with Finance Department for early advice in the matter.

A UO reminder has been issued to the Finance Department vide No. HSRDC/799 dated 03.03.2017.

Board desired that a reminder may be issued to Finance Department for expediting the necessary advice in the matter.

Reminder has been issued to Finance Department vide No. 988/ AC dated 07.06.2017 and AO HSRDC personally visited Finance Department and requested the concerned Superintendent for expediting the issue.

Board desired that the matter may be persuaded at personal level and get the advice issued.

The matter was got expedited and the Govt. vide Memo No.35/55/2017-4B&R(W) dated 7/8.06.2017( Ann-I) has advised that a PLA/DP account be opened as per minutes of the meeting of DG,T&A held on 18.11.2016.

It would be worth mentioning here that the Corporation which is registered under the Companies Act cannot invest its funds with the Government without any interest and furthermore it is also submitted that this Corporation is having its income only from the following sources:-

- (a) Income from service charges @ 1% from the NCRPB works.
- (b) Income from Service Charges @5% on deposit works.
- (c) Interest on FDRs / Bank Deposit.

It is submitted that the Corporation is coping up major portion of its expenditure to the tune of 4.5 to 5.00 Crore annually from the interest earned on FDRs and bank deposits as can be seen from the Statement at Annexure I.

4

No interest is allowed on the PLA account and in case the entire amount of Rs. 407 Crore is invested, the Corporation would be losing interest of Rs.35-40 Crore annually which too, would invite an audit objection. Besides this, the Corporation will be left with no funds to run its day to day expenditure including salary of the staff.

Board desired that the matter may again be taken up with Finance Department. ED, HSRDC should personally discus with Special Secretary (Finance) and put up the proposal accordingly.

It is proposed that a reference be made to the Finance Department to either allow interest on the investment in PLA / PD Account at par with / or some lower interest rate as compared to rates of interest offered by various Banks .

Board is requested to decide as to whether we should make a reference to Govt. in this regard.

Agenda item no. 63.25

SHIFTING OF THE BALANCE MATERIAL LAYING IN 2 NO. OF 1882 SFT.HOUSES AT DCRTPP COLONY TO MAIN STORE, YAMUNANAGAR UNDER PROVINCIAL DIVISION, YAMUNANAGAR.

EIC, Haryana PWD B&R Br. stated that it would be ensured by him that due action is taken by SE, Chandigarh without any further delay.

SE Chandigarh is yet to take action in the matter.

Board desired that due action by SE Chandigarh should now be taken without any delay.

Requests have been made to SE, Chandigarh to take due action without any delay vide this office letter no.4457/HSRDC dated 27.07.2015, No.4818/HSRDC dated 27.08.2015, D.O no.238/HSRDC dated 08.09.2015, No.5394/HSRDC dated 06.10.2015 & letter no.4398/HSRDC dated 17/08/2016 with a copy to EE, Yamunanagar. No action has been taken by SE Chandigarh / EE Yamuna Nagar inspite of repeated reminders.

It was brought out that SE Chandigarh has assured that due action would be taken by EE, Yamuna Nagar within next 10 days.

Compliance has been made by EE Yamuna Nagar on 09.12.2016.

Board took note of it. However, EE PWD B&R Yamuna Nagar may deposit the cost of material taken over by him to HSRDC immediately.

SE Chandigarh has been directed vide this office letter No.368/HSRDC dated 31.01.2017 (Annexure-II) and reminder No.932/HSRDC dated 06.03.2017 to deposit the cost of material taken over by EE Yamuna Nagar from HSRDC, which is still awaited from SE Chandigarh.

The Board desired to get the cost of material deposited from EE Provincial Division Yamuna Nagar to HSRDC immediately.

EE Provincial Division Yamuna Nagar SE Chandigarh have been requested vide No.1311/HSRDC dated 17.04.2017 (Annexure-I) to deposit the funds.

SE Chandigarh vide his letter no. 5006 dated 27.04.2017 (Annexure II) requested for necessary approval for conducting auction of the material for Rs.20,15,203/-.

SE Chandigarh have been requested vide letter No.1792/HSRDC dated 16.05.2017 (Annexure III) to clarify as to how he has fixed the reserve price of the material taken over by him. The reply of SE Chandigarh is still awaited.

The Board desired to get the cost of material deposited from EE Provincial Division Yamuna Nagar to HSRDC immediately after pursuing the matter with SE Chandigarh.

Reply from SE Chandigarh received in response to this office letter dated 16.05.2017. However, copy of rates was not supplied. SE has again been requested vide this office letter dated 03.08.2017to supply a copy of rates on the basis of which cost of material i.e. 2015203/- has been worked out Reply is awaited.

Agenda Item no. 63.33 and 64.09

AVOIDABLE LOSS DUE TO LENDING WITHOUT SETTLING THE TERMS FOR REPAYMENT OF LOAN AND INTEREST THEREON- RS. 197.25 LAC

The Board after consideration, desired to submit the case to Finance Department along with a copy of draft Audit para. The reply of the para has already been sent to PAG(Audit), Haryana by this office letter No. 1141/AC dated 04.08.2016.

Thereafter a reference was received from the PAG(Audit) in the office of ACSPW for sending Govt.'s comments.

Govt. has agreed with the comments of HSRDC as per letter No.1231/AC dated 08.09.2016.

It was brought out that para is likely to be dropped. Board took note of it.

The stand of the ACSPW has been conveyed to Principal Accountant General(Audit), Haryana vide No. 1231/AC dated 08.09.2016. No further clarification has been sought by PAG(Audit), Haryana so far. Efforts are being made to get the para settled.

Board desired that matter may be pursued with Principal Accountant General(Audit), Haryana and get the para dropped.

The office of the PAG(Audit) Haryana has been visited personally and requested to drop the para in view of the submissions made by us. Now PAG(Audit) Haryana has been requested to drop the para vide this office letter No. 461/AC dated 06.03.2017.

Board desired that matter may be persuaded with the Principal Accountant General (Audit) Harvana and get the para dropped.

AO HSRDC is in touch with the PAG(Audit) for dropping this para but the para has not been dropped as yet.

Board desired that matter may be persuaded with the Principal Accountant General (Audit) Haryana and get the para dropped.

The office of the PAG Haryana is being persuaded regularly to drop the para. Last reminder was issued HSRDC/AC/dt.23.8.2017. The para has not been dropped as yet.

Board took note of it and desired that further action

may be taken at the level of

MD, HSRDC.

The Board authorized MD, HSRDC to decide the matter at his level.

Agenda Item 66.12

REVISED PAY PACKAGE FORMULATION AND IMPLEMENTATION THEREOF - DOCUMENTS REGARDING.

Haryana Government Finance Department has formulation Haryana Civil Services (Revised Rules, 2016) which have come into force on the 1<sup>st</sup> date of January 2016. Further, Finance Department have issued vide instructions vide No. 1/20/2016-5PR(FD) dated 28.10.2016 regarding package formulation and implementation thereof.

These Rules and instruction of Finance Department are made applicable in toto to eligible Government employees of HSRDC.

Board desired that the case may be sent to Finance Department for approval.

FD has been requested for approval vide this office letter dated 10.03.2017.

The Board desired to pursue the matter with Finance Department and get the needful done.

Last reminder was issued to the Finance Department vide this office letter No. 1950/HSRDC dated 29.05.2017 with a copy to ACSPW.

The Board desired to pursue the matter with Finance Department and get the needful done.

Last reminder was issued to the Finance Department vide this office letter No. 3029/HSRDC dated 29.08.2017 with a copy to ACS, PWD(B&R) with the request to kindly get approve the matter from HBPE (FD) at the earliest.

Board desired that the matter may be persuaded with Finance Department at personal level and get the needful done.

Agenda Item 67.13

REGARDING INSTALLATION OF GRID CONNECTED ROOF TOP SOLAR POWER PLANTS IN GOVERNMENT BUILDINGS.

Board approved the item in the last meeting.

The ADC, Panchkula is being approached for installation of Top Solar Panel Plants on the building of HSRDC Panchkula.

The technical person from ADC Panchkula visited this office. On verification, it was found by him that only 20 Kw size solar power plant is needed against 30 Kw already assessed.

Board took note of it and desired that further action may be taken at the level of MD, HSRDC.

The steps for installation of 20 Kw size solar power plant are being taken.

Agenda Item No.67.14

PERMISSION TO ENGAGE PART TIME COMPANY SECRETARY ON RETAINERSHIP BASIS.

(b) Board also approved the proposal to engage a Company Secretary on payment of retainership to the maximum of Rs.8,000/-per month through walk-in-interview by publication in the Newspapers.

Board also approved the proposal to engage a Company Secretary on retainer ship of maximum to the extent of Rs.8,000/-per month through walk-in interview by publication in the leading newspaper.

The process to engage Company Secretary (on Honorarium basis) is under process for which quotations are being called in through leading Newspapers.	
Board desired Immediate steps may be taken to engage Company Secretary on Honorarium Basis.	
Sh. Vishal Arora, company Secretary has been engaged as Company Secretary on retainer ship basis at a honorarium of Rs.8000/- per month.	Board took note of it.
ITEM NO. 68.12	
CPENING OF PERSONAL LEDGER ACCOUNT (PLA) OF HARYANA STATE ROADS & BRIDGES DEVELOPMENT CORPORATION LIMITED, PANCHKULA.	
The Board approved that PLA Accounts be opened as per advice of PAG in the name of Executive Engineer Provincial Division Haryana PWD B&R Br. Panchkula.	
The Finance department, Haryana has been requested to open a PLA Account in the name of XEN Provl. Division Haryana PWD B&R Panchkula through a UO note No. 2262 dated 28.8.2017	
SUPPLEMENTRAY AGENDA NO. 1(68 <sup>TH</sup> MEETING)	
CONSTITUTION OF NOMINATION AND REMUNERATION COMMITTEE AS PER REQUIREMENT OF SECTION 178 (1) OF THE COMPANIES ACT 2013.	
The Board approved the proposal for Constitution of nomination and remuneration committee as per requirement of section 178 (1) of the companies act 2013 with the following two members:  1. Ms. Pankaj Chaudhry, HCS, Director 2. Sh. Hardeep Mahotra, Director Regarding 3rd member, Board further desired that a reference may be made to Finance Department for recommending the name of one Member from Finance Department.	
A UO Note to the Finance Department has been sent vide No. 2289 dated 31.08.2017 for recommending the name of some officer of the Finance Department as $3^{\rm rd}$ Member of the Committee.	
SUPPLEMENTRAY AGENDA NO. 2(68 <sup>TH</sup> MEETING)	
CONSTITUTION OF CORPORATE SOCIAL RESPONSIBILITY COMMITTEE (CSR) AS PER REQUIREMENT OF SECTION 135 OF THE INDIAN COMPANIES ACT, 2013.  The Board approved the proposal for Corporate Social Responsibility Committee (CSR) as per requirement of Section 135 of the Indian Companies Act, 2013 with ACSPW as Chairman and the following members:  1. Managing Director, HSRDC 2. Sh. Hardeep Mahotra, Director	
The orders for constitution of the Committee have been issued vide office order bearing No.1493-98/AC dated 30.08.2017.	Board took note of it.

SUPPLEMENTRAY AGENDA NO. 3(68<sup>TH</sup> MEETING) EXPANSION OF HSRDC.

The Board approved the item. The Board desired that matter may be taken up with NHAI/MORT&H and other Government Departments / Corporations/ Boards etc.

The matter has already been taken with other Government Departments / Corporations / Boards etc.

Meanwhile, BPSMV, Khanpur Kalan, Sonepat has accorded A/A for the construction of various works within the Campus of university at Khanpur besides its Regional Centres situated at Kharal (Jind) and Lula Ahir (Rewari). The approximate cost of these proposed works to be executed by HSRDC will exceed Rs. 100 Crore.

As regards the taking of works of NHAI/ MORT&H, the matter is being taken up with the authorities separately.

Board took note of it.

Agenda Item No. 69.04
PROJECTS UNDER NCR LOAN SCHEME

Board took note of it.

Agenda item no. 69.05: STATUS OF OLD PROJECTS UNDER NCR LOAN SCHEME

Board took note of it.

Agenda item no. 69.06: EPC PROJECTS

Board took note of it.

Agenda item no. 69.07

IMPROVEMENT BY WIDENING AND STRENGTHENNING AND PROVIDING SIDE DRAINS, CC PAVEMENT ON VARIOUS ROADS IN GURUGRAM DISTRICT-TIME EXTENSION CASE-LEVY OF LIQUIDATED DAMAGES (LD)

Board approved the item.

Agenda item no. 69.08 PROPOSAL FOR PURCHASE OF INNOVA CAR FOR CHAIRMAN, HSRDC.

Board approved the item.

Agenda item no. 69.09: TO TAKE NOTE OF THE STATUS OF INCOME TAX CASES.

Board took note of it.

Agenda item no. 69.10 TO CONSIDER AND APPROVE THE ANNUAL ACCOUNTS FOR THE FINANCIAL YEAR 2015-16

The agenda item was withdrawn.

Agenda item no. 69.11
ARBITRATION CASES- MISCELLANEOUS.

Board took note of it.

Agenda Item No. 69.12 LIST OF PENDING ARBITRATION CASES (TOLL)

Board took note of it.

Item No. 69.13 EXTENSION OF TERM OF CONTRACT

Board took note of it.

Item No. 69.14
TO CONSIDER AND APPROVE THE NOTICE OF THE 18TH ANNUAL GENERAL MEETING AND FIX THE DATE, PLACE AND TIME FOR HOLDING THE ANNUAL GENERAL MEETING

ne agenda item was withdrawn.

Supplementary agenda item No. 1
PROVIDING THE SERVICES OF ONE REGULAR ACCOUNTS OFFICER IN HSRDC.

Board approved the item.

Supplementary agenda item No. 2 FINANIZATION OF ANNUAL ACCOUNTS FOR THE FINANCIAL YEAR 2016-17 REQUESTING REGISTRAR OF COMPANIES, NEW DELHI SEEKING EXTENSION FOR HOLDING OF THE AGM FOR THREE MONTHS.

Board approved the item and desired that the extension for holding the meeting of AGM may be arranged immediately.

Supplementary agenda item No. 3 TO CONSIDER & APPROVE THE RE-APPOINTMENT OF TAX AUDITORS.

Board approved the item.

Supplementary agenda item No. 4 CREATION OF TWO POSTS OF GENREAL MANAGER IN HSRDC.

Board approved the item and desired that a UO reference be made to Government / Finance Department for creation of two posts of General Manager in the rank of Superintending Engineer.

(Neeraj Gupta)
Executive Director,
HSRDC

(Rakesh Manocha) Managing Director, HSRDC (Alok Nigam,IAS) Addl. Chief Secretary to Government Haryana Public works (B&R) Department

### Agenda Item No. 70.03

FOLLOW UP ACTION ON THE DECISION TAKEN IN THE PREVIOUS (69th) MEETING OF BOARD OF DIRECTORS OF HARYANA STATE ROADS AND BRIDGES DEVELOPMENT CORPORATION LTD. HELD UNDER THE CHAIRMANSHIP OF ADDITIONAL CHIEF SECRETARY TO GOVERNMENT, HARYANA PUBLIC WORKS (BUILDING AND ROADS) DEPARTMENT.

AGENDA ITEM	ACTION TAKEN REPORT
AGENDA ITEM NO. 63.13 FUNDS TO BE TAKEN FROM HPGCL FOR VARIOUS WORKS	
It was brought out that DGM-II HSRDC Panchkula is following with HPGCL.	
Meeting held with MD, HPGCL. SE Hisar and SE Karnal has been asked to provide last bill vouchers to HPGCL.	
Approval of Minutes of meeting is yet to be received.	
Board desired that the matter may be resolved at the earliest as huge amount is due from HPGCL.	
A meeting was held on 03.06.2016 under the Chairmanship of MD, HSRDC & MD, HPGCL regarding release of funds from HPGCL.	
The HPGCL has agreed to release an interim demand of Rs.1.21 Cr. The minutes of meeting is forwarded to SE, Hisar and SE, Karnal with the request to reconcile their accounts and resubmit the case. The funds amounting to Rs.1.21 Cr. is still awaited from HPGCL.	
It was desired to take up the matter with HPGCL for release of funds as decided in the meeting held on 03.06.2016.	
Matter is under persuasion with the HPGCL and DO letter bearing No.197/HSRDC dated 30.11.2016 (Annexure C) has been written to MD, HPGCL under the signatures of MD, HSRDC requesting for release of funds amounting to Rs.1.21 crore.	
The Board desired that the matter may be taken up with HPGCL at higher level and get the issue decided regarding release of funds amounting to Rs. 1.21 Crore at an early date. Also balance funds may also be realized from HPGCL after providing necessary details to them as time extension cases has already been decided by MD, HSRDC.	

A request was made that out of due funds required to be refunded by HPGCL, a sum of Rs.1.21 Crore may be released immediately for payment to the Contractor(s) to avoid contractual implications. It was agreed upon in the meeting dated 03.06.2016 that HPGCL shall release Rs. 1.21 Crore to HSRDC to avoid delay / litigation. However, it was desired by HPGCL that balance amount shall be refunded only after receipt of necessary supply of certified copy of passed final bill vouchers.

Now, DGM-II HSRDC had also visited the office of MD, HPGCL as directed for immediate release of funds amounting to Rs.1.21 Crore. But HPGCL has now back tracked from its commitment of release of Rs. 1.21 Crore even.

HPGCL is insisting for supply of passed vouchers for release of Rs. 1.21 Crore even.

In view of this, SE Hisar has been directed vide this office letter No.837/HSRDC dated 01.03.2017 and reminder No.931/HSRDC dated 06.03.2017 to settle all the bills of the work done and supply the copy of vouchers to HPGCL as desired by MD,HPGCL. SE Hisar / EE Hisar has telephonically informed that the pending bills are under check and will be passed by 28.03.2017. Thereafter the copy of all the documents relating to the expenditure for re-conciliation will be submitted to HPGCL as already decided.

The Board desired to pursue the matter vigoursly with HPGCL and get the complete funds released at the earliest

The necessary documents have been sent to MD, HPGCL vide letter No. 987/AC dated 07.06.2017 for release of funds. DGM HSRDC also visited the office of HPGCL to peruse the matter. The funds are yet awaited..

The Board desired to pursue the matter vigoursly with HPGCL at personal level and get the complete funds released at the earliest.

DGM personally visited the office of MD, HPGCL for release of funds but funds are yet to be refunded.

The contractual agencies are pressing hard for release of their dues. The agencies otherwise also can claim interest for delayed payment as per provisions

of the agreements.

HPGCL is not serious in refunding the due amount to HSRDC.

In view of this, it is proposed that a meeting with Administrative Secretary, Powers at the level of ACSPW should be held for release of funds.

Board desired to issue a DO letter to Secretary Powers for release of funds and it may be mentioned in the DO that in case HPGCL has some reservations that may ben intimated and if necessary, a meeting may be arranged.

of loss of interest as pointed by Audit, HPGCL has deposited only Rs.4,31,55,398/-.

Certain clarifications have been sought by HPGCL which is being examined for resubmissions of claims to HPGCL, if any.

Against the demand of

Rs.4.21 Cr. besides Service Tax of Rs.1.45 Cr. as well as Rs.2.00 Cr. on account

the

AGENDA ITEM NO. 63.19 FIXED DEPOSITS/FUNDS WITH THE CORPORATION.

After deliberations, it was decided that HSRDC may examine the matter on file and put up with concrete proposal for consideration of Government.

HSRDC could not dig out any proposal on the subject matter. Being involvement of huge amount running in to hundreds of crores, it would be appropriate for the Finance Department to advice in the matter.

Special Secretary (Finance) requested for providing breakup of the funds involved to suggest any proposal in the matter.

Necessary break up / source of income is as under:-

- 1) Interest earned on the deposits with the Banks.
- 2) Service Charges @5% of work done on project which are executed by the Corporation such as Building works of HPGCL, Yamuna Nagar, PTPS Panipat, RGTPP, Khedar, BPSMV KhanpurKalan, Sonepat, CIPET Murthal, DCRUST Murthal, Regional Centre Jind etc.
  - 3) Service Charges @ 1% of work done of NCR works executed by the Corporation.

FD may be requested to give necessary advice in the matter.

FD has been requested vide UO No. 2035/AC dated 09.12.2016 to give the advice in the matter.

The matter may be perused with Finance Department for early advice in the matter.

A UO reminder has been issued to the Finance Department vide No. HSRDC/799 dated 03.03.2017.

Board desired that a reminder may be issued to Finance Department for expediting the necessary advice in the matter.

Reminder has been issued to Finance Department vide No. 988/ AC dated 07.06.2017 and AO HSRDC personally visited Finance Department and requested the concerned Superintendent for expediting the issue.

Board desired that the matter may be persuaded at personal level and get the advice issued.

The matter was got expedited and the Govt. vide Memo No.35/55/2017-4B&R(W) dated 7/8.06.2017(Ann-I) has advised that a PLA/DP account be opened as per minutes of the meeting of DG,T&A held on 18.11.2016.

It would be worth mentioning here that the Corporation which is registered under the Companies Act cannot invest its funds with the Government without any interest and furthermore it is also submitted that this Corporation is having its income only from the following sources:-

- (a) Income from service charges @ 1% from the NCRPB works.
- (b) Income from Service Charges @5% on deposit works.
- (c) Interest on FDRs / Bank Deposit.

It is submitted that the Corporation is coping up major portion of its expenditure to the tune of 4.5 to 5.00 Crore annually from the interest earned on FDRs and bank deposits as can be seen from the Statement at Annexure I.

No interest is allowed on the PLA account and in case the entire amount of Rs. 407 Crore is

invested, the Corporation would be losing interest of Rs.35-40 Crore annually which too, would invite an audit objection. Besides this, the Corporation will be left with no funds to run its day to day expenditure including salary of the staff.

It is proposed that a reference be made to the Finance Department to either allow interest on the investment in PLA / PD Account at par with / or some lower interest rate as compared to rates of interest offered by various Banks.

Board is requested to decide as to whether we should make a reference to Govt. in this regard.

Board desired that the matter may again be taken up with Finance Department. ED, HSRDC should personally meet SSF and discuss the issue and thereafter send a concrete proposal to Government.

DO letter under the signatures of ACSPW cum Chairman HSRDC has been issued to ACS(Finance) for early advice in the matter vide DO No. 109/AC dated 24.10.2017

Agenda Item 66.12

REVISED PAY PACKAGE FORMULATION AND

IMPLEMENTATION THEREOF - DOCUMENTS REGARDING.

Haryana Government Finance Department has formulation Haryana Civil Services (Revised Rules, 2016) which have come into force on the 1<sup>st</sup> date of January 2016. Further, Finance Department have issued vide instructions vide No. 1/20/2016-5PR(FD) dated 28.10.2016 regarding package formulation and implementation thereof.

These Rules and instruction of Finance Department are made applicable in toto to eligible Government employees of HSRDC.

Board desired that the case may be sent to Finance Department for approval.

FD has been requested for approval vide this office letter dated 10.03.2017.

The Board desired to pursue the matter with Finance Department and get the needful done.

Last reminder was issued to the Finance Department vide this office letter No. 1950/HSRDC dated 29.05.2017 with a copy to ACSPW.

Finance Department was requested vide letter dated 1046/HSRDC no. 15.03.2017 for approval implementation for Haryana Civil Services (Revised Rules, 2016) which have come into force on the 1<sup>st</sup> date of January 2016 for applicable to HSRDC. Two reminders dated 29.05.2017 & 29.08.2017 were issued to Finance Department.

FD has now advised that the matter may be referred to Finance Department through Administrative Secretary, Haryana.

Accordingly, the matter has been taken up with Govt. for approval of Finance Department (HBPE) vide letter No. 3606/HSRDC dated 03.10.2017. A reminder has also been

The Board desired to pursue the matter with Finance Department and get the needful done.  Last reminder was issued to the Finance Department vide this office letter No. 3029/HSRDC dated 29.08.2017 with a copy to ACS, PWD(B&R) with the request to kindly get approve the matter from HBPE (FD) at the earliest.  Board desired that the matter may be persuaded with Finance Department at personal level and get the needful done.	issued to Govt. (Administrative Secretary vide No. 4124/HSRDC dated 24.10.2017.
Agenda item no. 69.07 IMPROVEMENT BY WIDENING AND STRENGTHENING AND PROVIDING SIDE DRAINS, CC PAVEMENT ON VARIOUS ROADS IN GURUGRAM DISTRICT - TIME EXTENSION CASE - LEVY OF LIQUIDATED DAMAGES (LD)  Board approved the item.	The approval of BOD has been conveyed to Superintending Engineer Gurugram and he has been advised to issue Speaking Orders in this regard. The report is yet awaited from Superintending Engineer Gurugram
Agenda item no. 69.08 PROPOSAL FOR PURCHASE OF INNOVA CAR FOR CHAIRMAN, HSRDC.  Board approved the item.	The approval of Hon'ble Chief Minister, Haryana and Finance Department for purchase of Car has been received. The order has been placed through GEM and necessary payment of Rs.13,11,933/-, a per detail given below has been made:-  1. Basic Price; Rs.8,61,944/-  2. IGST @28%: Rs.2,48,203/-  3. Compensation     Cess @20%: Rs.1,77,288/-  4. Freight: Rs.24,497/-  The vehicle is likely to be delivered soon.

Supplementary agenda item No. 1 PROVIDING THE SERVICES OF ONE REGULAR ACCOUNTS OFFICER IN HSRDC.  Board approved the item.	The matter has been referred to Government to provide the services of one Regular Accounts Officer in HSRDC vide UO No. 2489 dated 22.09.2017.
Supplementary agenda item No. 4 CREATION OF TWO POSTS OF GENERAL MANAGER IN HSRDC.	
Board approved the item and desired that a UO reference be made to Government / Finance Department for creation of two posts of General Manager in the rank of Superintending Engineer.	The matter has been referred to Government for creation of two posts of General Manager in the rank of Superintending Engineer in HSRDC vide UO NO. 2591/HSRDC dated 28.09.2017.



### Agenda Item No. 70.04

APPOINTMENT OF SH. R.K. GANDHI, CHIEF ENGINEER HARYANA PW (B&R) DEPARTMENT AS MANAGING DIRECTOR, HSRDC, PANCHKULA.

The State Govt. vide his letter endst. no. 4/103/2017-2B&R(E) dated 22.09.2017(Annexure -A)has appointed Sh. R.K Gandhi, Chief Engineer, Haryana PW(B&R) Department as Managing Director, HSRDC, Panchkula in place of Sh. Rakesh Manocha, Engineer-in-Chief, Haryana PWD B&R Br..

The Board of Directors may kindly take note of the appointment of Sh. R.K. Gandhi, Chief Engineer, Haryana PW(B&R) Department as Managing Director, HSRDC, Panchkula on the Board of HSRDC. Sh.R.K. Gandhi shall now be also a Director of Board of HSRDC.



# Agenda item no. 70.05: STATUS OF OLD PROJECTS UNDER NCR LOAN SCHEME

Name of work	Status
1. 2 Lane ROB at Sonepat Purkhas road	Approaches:
near Sugar Mill on Delhi Ambala Railway Line at L/C. No.29 (ODR)	Overall <b>90</b> % work completed.
	The contractual agency has given an undertaking that the work will be completed by 30.11.2017 under all circumstances.
	Railway portion :
	Railways have allotted the work on 17.10.2015 with a time limit of one year. Slab laid. Crash Barrier and mastic is yet to be done. The work is likely to be completed by 30.11.2017.

# Agenda item no. 70.06: EPC PROJECTS

Sr	Name of Work	Latest Status
No.	Name of Work	Latest Status
1	Planning, Design, Construction, Defect Liability, Maintenance and all other works contingent thereto for the work of Construction of elevated road on Old National Highway-10 from Chhottu Ram Chowk to Old Bus Stand (Km. 74.00 to 75.86) in Rohtak City Portion (on EPC mode).  Project cost = Rs.139.96 Cr. Appointed date = 18.08.2016	The work is going ahead as per schedule. At present, there is no bottleneck.
2	Planning, Design, Construction,	Approaches:
_	Defect Liability, Maintenance and all other works contingent thereto for the work of Construction of additional 2 lane ROB at LC no. 3 on Hissar-Sadalpur railway line crossing Old DHS at RD 164.60 at Dabra Chowk, Hissar (on EPC mode).  Project cost = Rs.18.18 Cr.  Appointed date = 08.09.2016	62% work completed which is satisfactory.  Railway portion:  The work has been allotted and is in progress. Letter of Proceed has been issued to the agency on 25.10.2017. The work has been started by the agency.
3	Planning, Design, Construction, Defect Liability, Maintenance and all other works contingent thereto for the works of:  (a)Construction of 3 - lane ROB and under pass at LC no. 54 on Jind-Panipat Section (Location 66/9-10) crossing road along Delhi Water Carrier Link Channel in Panipat District  &  (b) Construction of 2 lane ROB at LC no. 55 on Jind-Panipat Section (Location 67/10-11) over road on Panipat-Kabri Road in Panipat District (on EPC mode).  Project cost = Rs.40.77 Cr.  Appointed date = 24.09.2016	Approaches:  45%work completed progress is satisfactory.  Railway portion:  The work is yet to start. As conveyed by EE PD Panipat, the work has been allotted by the Railways.

Sr No.	Name of Work	Latest Status
4	Planning, Design, Construction, Defect Liability, Maintenance and all other works contingent thereto for the work of Construction of 4 lane ROB at Lakhanmajra-MehamRoad at LC 79 on Delhi-Bhatinda Railway Line in Rohtak District (on EPC mode)  Project cost = Rs.17.71 Cr.  Appointed date = 26.09.2016	90% work completed. Progress is satisfactory.



### Agenda item no. 70.07:

### TO TAKE NOTE OF THE STATUS OF INCOME TAX CASES.

The detail of Income Tax cases pending with Income Tax authorities at different level is placed below for the perusal of the Board.

Sr. No	Date of filling Appeal	Particulars	Defended by	Rs. (In Lacs)	Status
1	02/07/2012	The case with Income Tax Appellate Tribunal (ITAT), as it was referred back from Hon'ble Punjab & Haryana High Court for the Assessment Year 2006-07.	Sh. Chaman Lal Sharma (Advocate, Income Tax)	Expenses of Rs.1479.86 lacs on account of interest on HUDCO loan interest disallowed as expenses.	The case was finally heard on 25.09.2017. Order of it is awaited yet.
2.	29/12/2014	Appeal filed in Income Tax Appellate Tribunal (ITAT) for the Assessment Year 2008-09. Appeal No1155/CHANDI-2014.	Sh. Chaman Lal Sharma (Advocate, Income Tax)	Expenses for the year 2008-09 amounting to Rs. 217.02 lacs disallowed.  i) Difference in income and expenses Rs.115.20 lacs.  ii) Guarantee fee Rs. 96.91 lacs  iii) Provision of TDS deduction Rs. 4.91 Lacs.	The date of hearing was fixed on 12.10.2017, hearing was held and the case was adjourned and next date has not received yet.
3.	29/12/2014	Appeal filed with Income Tax Appellate Tribunal (ITAT) against orders of Comm. Income Tax Appeals Panchkula for the Assessment Year 2011-12 u/s 250(6) of Income Tax Act, 1961. Appeal No1156/CHANDI-2014.	Sh. Chaman Lal Sharma (Advocate Income Tax)	Disallowed expenses for the year 2011-12 amounting to Rs.20.48 lacs and deduction u/s 80IA.  i) Sales Tax Rs.10.62 lacs ii) Labour Cess Rs.9.86 lacs.	The date of hearing was fixed on 12.10.2017, hearing was held and the case was adjourned and next date has not received yet.

Sr. No	Date of filling	Particulars	Defended by	Rs. (In Lacs)	Status
	Appeal	A 1 (2) 1 24		D: 11	7
4.	15/03/2016	Appeal filed with Income Tax Appellate Tribunal (ITAT) against orders of Comm. Income Tax Appeals Panchkula for the Assessment Year 2012-13 u/s 250(6) of Income Tax Act, 1961. Appeal No582/CHANDI-2016	Sh. Chaman Lal Sharma (Advocate Income Tax)	Disallowed expenses for the A.Y. 2012-13 amounting to Rs.13.75 lacs, the revised return and deduction u/s 80IA.  i) Sales Tax Rs.13.36 lacs ii) Labour Cess Rs.0.39 lacs.	The date of hearing was fixed on 10.10.2017, the case was head and referred back to CIT (Appeals). Orders of it are yet to received.
5.	01/04/2016	Appeal filed to Commissioner Income Tax (Appeal) against assessment order of Assistant Commissioner of Income Tax Panchkula Circle Panchkula for the Assessment Year 2013-14 u/s 246A of Income Tax Act, 1961.	Sh.Saurabh Kapoor (Income tax Advocate recommended Adv. Gen. Hry)	Disallowed expenses for the year 2012-13 amounting to Rs.72,44,13,474/- of interest expense.	The last date was on 07.09.2017. The Commissioner Income Tax (Appeal) was out of station so the case was adjourned. Next date of hearing is not received yet.
6.	13.10.2016	Appeal filed to Commissioner Income Tax (Appeal) against re-assessment order of Deputy Commissioner of Income Tax Panchkula for the Assessment Year 2011-12 u/s 143(3) w.r.t. u/s 147 of Income Tax Act, 1961.	Sh. Chaman Lal Sharma (Advocate Income Tax)	Disallowed expenses for the A.Y.2011-12 amounting to Rs.117.43 lacs  i) Expenses of Registration fee and stamp duty Rs.95.60 lacs  ii) Expenses of Departmental Toll collection and Traffic survey fee Rs.21.83 lacs.	The last date was on 07.09.2017. The Commissioner Income Tax (Appeal) was out of station so the case was adjourned. Next date of hearing is not received yet.

Sr. No	Date of filling Appeal	Particulars	Defended by	Rs. (In Lacs)	Status
7.	13.12.2016	Appeal filed to Commissioner Income Tax (Appeal) against assessment order of Deputy Commissioner of Income Tax Panchkula for the Assessment Year 2014-15 u/s 143(3) of Income Tax Act, 1961.	Sh. Chaman Lal Sharma (Advocate Income Tax)	Disallowed expenses for the year 2013-14 amounting to Rs.99,66,91,956/- of interest expense.	The last date was on 07.09.2017. The Commissioner Income Tax (Appeal) was out of station so the case was adjourned. Next date of hearing is not received yet.
8.	20/04/2017	Appeal filed to Commissioner Income Tax (Appeal) against assessment order of Deputy Commissioner of Income Tax Panchkula Circle for the AY 2012-13 u/s 271(1)(c) of Income Tax Act, 1961.	Sh. Bhushan Sharma (CA)	Imposed Penalty for the year amounting to Rs.6,84,99,693/- due to non- acceptance of Revised Tax Audit.	The last date was on 07.09.2017. The Commissioner Income Tax (Appeal) was out of station so the case was adjourned. Next date of hearing is not received yet.
9.	20/04/2017	Appeal filed to Commissioner Income Tax (Appeal) against assessment order of Deputy Commissioner of Income Tax Panchkula Circle for the AY 2012-13 u/s 271 sB of Income Tax Act, 1961.	Sh. Bhushan Sharma (CA)	Imposed Penalty for the year amounting to Rs.1.50 lac due to non-acceptance of Statutory Audit.	The last date was on 07.09.2017. The Commissioner Income Tax (Appeal) was out of station so the case was adjourned. Next date of hearing is not received yet.

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### Agenda item no. 70.08

### CHANGE OF SIGNING AUTHORITY FOR FINANCIAL ACCOUNTS.

The Board in its 68<sup>th</sup> meeting held on 21.06.2017 in item no. 68.08 approved the annual accounts for the financial year 2015-16 and authorized Sh. Rakesh Manocha (Managing Director) and Sh. Neeraj Gupta (Executive Director) of the corporation to sign the same and authorized further to approve changes as may be made in the accounts for the above said period subsequently on receipt of comments of Statutory Auditor and signed the same. As a result of change in management of the corporation

The Board may kindly consider and pass the following resolutions:

"Resolved that Sh. R. K. Gandhi Managing Director and Ms. Pankaj Chaudhry, Director of the Corporation be and are hereby authorized to sign the Balance Sheet, Profit & Loss account and other schedules.

Resolved further Sh. R. K. Gandhi Managing Director and Ms. Pankaj Chaudhry Director of the Corporation be and are hereby authorized to approve changes as may be made in the accounts for the aforesaid period subsequently on the receipt of the comments of the Statutory Auditors and sign the same.

Resolved further that Sh. R. K. Gandhi Managing Director of the Corporation be and is hereby authorized to forward a copy of the Annual Accounts duly authenticated as above to the Statutory Auditors and a copy of the Audited Accounts to the Comptroller & Auditor General of India for their comments thereon."

The Board is requested to consider and approve the same.



# Agenda item no. 70.09 ARBITRATION CASES- MISCELLANEOUS.

In this connection it is submitted that 11 different agencies have filed Arbitration cases for the projects executed under NCRPB loan scheme before Arbitral Tribunal under concerned agreement involving huge claims running into crore of rupees. The details of Arbitration cases are tabulated as under:-

Sr No	i) Title of case ii) SE/EE/ DGM	Name of work	Arbitral Tribunal	Present status
1.	M/s Niraj Cement Structural Ltd. Mumbai V/s HSRDC SE, Rewari/ EE,PD Rewari	Construction of the four lanning of various roads in Rewari Town and construction of new roads in Rewari District.	<ul> <li>Sh. R.R. Sheoran, EIC (Retd.)</li> <li>Sh. Chaman Lal, EIC (Retd.)</li> <li>Sh. N.K. Bahri</li> </ul>	21.11.2017
2.	M/s. MG Kundu Shivaliya Rohtak V/s HSRDC SE Jhajjar DGM-IV, Jhajjar	Improvement of Jhajjar Dhaur Beri Road, Bahadurgarh Beri Kalanaur road, Dighal Beri Jahazgarh Road in Jhajjar District	<ul> <li>Sh. Kishanjit Singh, Chief Engineer (Retd.) UT Chandigarh</li> <li>Sh. Subhash Jindal, EIC(Retd).</li> <li>Sh. Basab Muzumdar, Engineer</li> </ul>	On last hearing, Sh. R.K. Gandhi, the Nominee Arbitrator of Employer has submitted resignation and Sh. Subhash Jindal, EIC (retd) has been nominated as Arbitrator in place of Sh. R. K. Gandhi.  Next date not fixed so far.

Sr No	i) Title of case ii) SE/EE/ DGM	Name of work	Arbitral Tribunal	Present status
3.	M/s KCC Buildcon Pvt. V/s HSRDC SE Rewari , PO EEPD Rewari, APO	Balance work of four lanning of various roads in Rewari Town and construction of new roads in Rewari division.	<ul> <li>Sh. M.P. Vachher, Presiding Arbitrator,</li> <li>Sh. IJ Mumtani, Arbitrator, B18, East of Kailash, New Delhi</li> <li>Sh. Padam Parkash Aggarwal, B-126, MIG Aashiana, Phase -I, MDA Colony Moridabad</li> </ul>	Proceedings closed.  Award awaited.
4.	M/s GR -Gawar (Joint Venture), V/s HSRDC SE Rothak DGM-IV Jhajjar	Four lanning of Rohtak Bhiwani road (Km. 91.600 to 113.910) and four lanning of Rohtak Hisar road from (Km. 79.200 to Km. 86.800) in Rohtak District.	<ul> <li>Sh. G.R. Goyat, Presiding Arbitrator</li> <li>Sh. K.K. Singh, C.E. (Retd.)</li> <li>Sh. S.R. Gupta, CE (Retd.)</li> </ul>	04.11.2017
5.	M/s Centrodorstroy (India) Pvt. Ltd. V/s HSRDC  SE Gurgaon DGM-II, Gurgaon	Improvement of Hodal Nuh Pataudi Road Project (MDR-132) Km. 0.00 to 96.775 by Reconstruction, widening, strengthening, raising, Providing drains, widening of bridges and culverts and other miscellaneous works etc.	<ul> <li>Sh. Satish Sagar, Presiding Arbitrator</li> <li>Sh. V.K. Sawal, CE(Retd)</li> <li>Sh. K.J.S. Brar, SE (Retd.)</li> </ul>	On last hearing, Sh. R.K. Gandhi, the Nominee Arbitrator of Employer has submitted resignation and Sh. V.K. Sawal, CE (Retd) has been nominated as Arbitrator in place of Sh. R. K. Gandhi.  No further date fixed.

Sr No	i) Title of case ii) SE/EE/ DGM	Name of work	Arbitral Tribunal	Present status
6.	M/s Gawar Construction Limited, Hisar SE Gurgaon DGM-I Gurgaon	Improvement of Punhana Jurhera road and providing service Lane & drain on Gurgaon Nuh Alwar Road in Gurgaon & Mewat District.	<ul> <li>Sh. G.R. Goyat (Retd.) CE Presiding Arbitrator Haryana Irrigation Department</li> <li>Sh. R.R. Sheoran, Arbitrator</li> <li>Sh. S.R. Gupta, Arbitrator</li> </ul>	06.07.2017 (further date not given)
7.	M/s. KCC Buildcon Pvt. Ltd. SE Jhajjar DGM-IV Jhajjar	Construction of bye passes at Beri and Chhara in Jhajjar District in Haryana.	<ul> <li>Sh. G.Sharan</li> <li>Sh. R.K. Gandhi, CE - Arbitrator(appointed</li> <li>Sh. I.J. Mamtani</li> </ul>	Sh. R.K. Gandhi has submitted resignation and case for another Arbitrator has been submitted to Governmen t
8.	M/s. KCC Buildcon Pvt. Ltd. SE Rewari DGM-II Rewari	Construction of bypasses at Subana and Kosli	<ul> <li>Yet to be appointed</li> <li>Matter referred to IRC by the agency.</li> <li>Sh. KB Lal Singhal</li> <li>Sh. Ram Mehar SE (Retd)</li> </ul>	Presiding Arbitrator is yet to be appointed.
9.	M/s. S.P. Singla Construction Pvt. Ltd. EE PD-Rohtak SE Rohtak	Construction of approaches of 3 lane ROB at A-3 on Rohtak Gohana Paniapt Railway line near Bajrang Bhawan in Km 73 of MAM road (NH-10) Rohtak	<ul> <li>Yet to be appointed</li> <li>A.K. Kakkar CE</li> <li>Sh. R.S. Mongia, Former Chief Justice</li> </ul>	Presiding Arbitrator is yet to be appointed

Sr No	i) Title of case ii) SE/EE/ DGM	Name of work	Arbitral Tribunal	Present status
10.	M/s. Yongma Engineering Co. Ltd.  SE Gurugram DGM-I Gurugram Case No. 187	Supervision Consultancy services for the work of improvement by widening and strengthening of Gurugram Chandu Badli road section from Badli to Gurugram Km 18.200 to 39.00 in Gurugram and Jhajjar Distt.	<ul> <li>Sh. Kuldeep Singh, Presiding Arbitrator</li> <li>Sh. Robinder Singh Sandhu, CE(Retd) Pb. PWD B&amp;R</li> <li>Sh. Amarjit Singh, CE(Retd) Pb. PWD B&amp;R</li> </ul>	31.10.2017
11.	M/s. PNC Infratech Ltd.  SE Gurugram DGM-I Gurugram  Package No. 6	Gurgaon Nuh Rajasthan border (SH-13) Km 7.200 to Km 95.890 by Four lanning, wdg., stg., provide drains, wdg. of bridges and culverts, retaining structures and other misc. works	<ul> <li>Sh. Kuldeep Singh, Presiding Arbitrator</li> <li>Shri Yogesh Gupta, Chief Engineer(Retd), Punjab PWD B&amp;R Br., -Arbitrator, # 698, Sector 7, Chandigarh</li> <li>Sh. Kanwaljeet Singh Brar, Superintending Engineer (Retd) - Arbitrator, Punjab PWD B&amp;R Br. House No. 1, Sector 63, Mohali</li> </ul>	07.12.2017



# Agenda Item No. 70.10 LIST OF PENDING ARBITRATION CASES (TOLL)

Sr. No	Name of the case	Name of toll point	Name of Arbitrator	Brief Subject	Claim of contractor:	Claim of HSRDC	Next date of Hearing
1.	M/s. RK Jain Infra Projects Pvt. Ltd. VS HSRDC	TP-39 [Hodal Nuh Pataudi Patauda Road At Km 6.000, 53.000 And Km 67.750]	Justice Mr. S.K. Jain (retd)- Sole Arbitrator	Rebate in installment for the period 10.05.2014 to 22.06.2014	Rs.93,55,213 /- plus interest plus litigation charges	Nil	18.11.2017



### Item No. 70.11

### **EXTENSION OF TERM OF CONTRACT**

The term of contract of the following officers / officials has been extended by the competent authority:-

1. Sh. Subey Singh, Assistant	21.09.2017 to 20.03.2018
2. Sh. Chatter Singh, Assistant	01.10.2017 to 31.03.2018
3. Sh. Jai Singh Saini, Assistant	29.10.2017 to 28.04.20112.2017
4. Sh. Lajpat Rai, SAC, HSRDC, Hisar	01.10.2017 to 31.12.2017
5. Sh. Kanshi Ram, SAC O/o DGM-IV, Jhajjar	01.10.2017 to 31.12.2017
6. Sh. Parmod Kumar, CCO	30.09.2017 to 31.10.2017
7. Sh. N.K. Bansal, Manager O/o HSRDC Gurugram	01.11.2017 to 31.04.2018
8. Sh. Ram Lal, Driver	09.11.2017 to 08.05.2018

The Board is apprised of the above position.



### Item No. 70.12

### RETAINERSHIP OF SH. VARUN KATYAL, ADVOCATE

Sh. Varun Katyal, Advocate was appointed as Legal Advisor in HSRDC vide this office letter no.353/HSRDC dated 18.01.2010 for advice in legal matters at a fee of Rs.1000/- per case, after approval from Board of Directors in its 38th meeting held on 22.03.2010.

Sh. Varun Katyal, Advocate has made a request dated 27.06.2016 that instead of fee per case he may be given Rs.15000 per month on monthly retainership basis. He has stated that he will not charge fee for legal opinion, conferences, vetting of contracts, vetting of replies to be filed to be filed Ld. Courts and Arbitrators and other documents and the Board in its 65th meeting considered the matter and decided to engage on retainership fee of Rs.10,000/- per month which will include legal opinion, conferences, vetting of contracts, vetting of replies to be filed to be filed Ld. Courts and Arbitrators and other documents.

Now, Sh. Varun Katyal, he has submitted an application to enchance his retainership from Rs.10,000/- to Rs.20,000/- per month on the pattern of Punjab Police Housing Corporation Ltd., at the fee of Rs.20,000/- where he is already getting the fee of Rs.20,000/-.

Matter is placed before Board of Directors of HSRDC for consideration and approval please.



# Item No. 70.13 CREATION OF HARYANA SWARAN JAYANTI INFRASTRUCTURE PLAN(HSJIP).

It is brought to the notice of Board of Directors, HSRDC that Haryana Government has created an Empowered Committee to formulate Haryana Swaran Jayanti Infrastructure Plan to boost the investment opportunities and business environment in Haryana, to balance socio-economic condition of Haryana State at par with NCR Region, with the following members:-

Chairman	Hon'ble Public Works Minister, Haryana		
Member	Additional Chief Secretary to Government Haryana Public Works (B&R) Department		
Member	Technical Advisor, Government of Haryana		

Further, Government of Haryana is desirous of appointing a "Knowledge Provider and Key Advisor" to fulfill the plan. It was decided by the Committee that the work of HSJIP shall be got carried out through HSRDC.

The meeting of the said Committee was held on 03.10.2017 and it was decided to appoint "Federation of Indian Industry" (FII) on nomination basis instead of calling bids as time is very short as 'Knowledge Provider and Key Advisor' to fulfill the above plan. FII shall assist Haryana Swaran Jayanti Infrastructure Project Committee (HSJIPC) in appointing various sectors specific Consultancy Firms, about possible resource mobilization, strengthening of HSRDC to take up this responsibility and all other works. FII has presented PPT and has given a quotation in which fee and payment terms of FII which are as under were agreed by the HSJIP Committee:-

The payment terms shall be as under:

### 1. FEES:

S. No.	Amount
	(Rs. In Lacs)
1.	5.00 6.00 4.00 2.00 3.00

2.	Cost of Overseas Team Activation approximately	9.00
	USD 3000 each for 5 different locations	
3.	Fee for Project Consulting Agency of repute for	60.00
	preparation of TSEFR (Techno Socio Economic	
	Feasibility Report) - Subject to actual based on	
	quotations.	
4.	FII Project conceptualization and over all	10% of the actual
	supervision	expenditure.

### The payment terms shall be as under:-

Sr. No.	Particulars	Amount (in Rs.)
1.	Initiation Fee	Rs. 10 Lacs
2.	Payment per month for the engagement period of 2 month payable upfront each month.	Rs. 10 Lacs p.m.
3.	Payment on Travel on proforma invoice.	As per actual.
4.	Payment to the Consultant	30% at the time of his engagement.  Balance on delivery of the
		report.

- 2. FII remains available to sign the MoU to offer its services in the service of developing a world class infrastructure in the State of Haryana.
- 3. If services of our Team are required for a period extending 2 months from the date of commissioning, then a sum of Rs.10 lac p.m. shall be charged for the extended period.
- 4. Overseas Travel of FII shall be borne by HSJIP.
- 5. 100% of overseas Travel expenses payable upfront before commencement of bookings or as per the payment schedule of travel agent.
- 6. Services/expenses routed through FII shall attract a cover charge of 10 percent.
- 7. GST/ Service Tax/ applicable taxes shall be extra as applicable.

For this purpose, a Memorandum of Understanding (MoU) will have to be signed between "Federation of Indian Industry" (FII) and Government of Haryana Empowered Committee for Haryana Swaran Jayanti Infrastructure Project Plan (HSJIP).

It was further decided by Empowered Committee for HSJIP that delegation of following Hon'ble Minister / Hon'ble MLAs and Officers shall be sent to Japan and USA for the said purpose from 19<sup>th</sup> November 2017 to 2<sup>nd</sup> December 2017:-

- 1. Rao Narbir Singh, Hon'ble Public Works Minister, Haryana.
- 2. Sh. Harvinder Kalyan, MLA and Chairman, HAFED.
- 3. Sh. Tejpal Tanwar, MLA, Sohna.
- 4. Sh. Alok Nigam, IAS, ACSPW.
- 5. Sh. Vishal Seth, Technical Advisor to Govt. of Haryana.
- 6. Sh. R.K. Gandhi, MD, HSRDC.
- 7. Sh. Deepak Jain, FII.
- 8. Sh. Gaurav Goyal, FII.

Apart from this, a delegation of 10-15 persons from Infrastructure Industries shall accompany the official delegation at their own cost. The tentative itinerary of the delegation shall be as under:-

### Japan leg

DAY 1 - DELHI TO TOKYO

DAY 2 - MEETING 1 + MEETING 2 + 1 CONTRACTOR VISIT + 1 DESIGN

**HOUSE + 1 PREFAB SITE** 

DAY 3 - LOCAL VISITS/ EVE DIASPORA

DAY 4 - TRANSIT TO OSAKA

DAY 5 - MEET 1 & MEET 2

DAY 6 - TRANSIT SF

#### **US LEG**

DAY 1 - MEET LOCAL COUNCIL, CONTRACTOR, DESIGN HOUSE, PREFAB

**FACILITY** 

DAY 2 - LOCAL VISIT

DAY 3 eve -L.A.

DAY 4 - LOCAL VISIT

**DAY 5 - TRANSIT TO HOUSTON** 

DAY 6 - CITY COUNCIL, CONTRACTORS, DESIGN HOUSE, PREFAB SITES,

LOCAL VISITS

DAY 7 - LOCAL CITY DIASPORA

DAY 8 - RETURN TO INDIA

Likely expenditure on travel / boarding / lodging shall be around Rs.1 Crore and Rs.0.8- 1.00 Crore shall be paid through FII in view of MoU. Total likely expenditure on the proposed visit shall be approximately Rs.2.25 Crore.

After the approval of above proposal by Hon'ble Chief Minister, Haryana, Finance Department has been requested to create a separate Head for **Haryana Swaran Jayanti Infrastructure Plan"** and initially a budget of Rs. 5 Crore may be allocated under this Head by diverting Rs. 5 Crore from Head 5054-R&B(Plan). MoU has been signed on 26.10.2017 between FII and HSRDC in gracious presence of ACSPW cum Chairman, HSRDC.

Board is requested to kindly ratify the above proposal.



### Agenda Item No. 70.14

CONSTRUCTION OF ROBS IN THE AREA OF NATIONAL CAPITAL REGION (NCR) SITUATED IN THE STATE OF HARYANA.

It is brought to the notice of Board that the Hon'ble PWM held a meeting on 27.09.2017 to review the administrative structure viz-a-viz work load of the HSRDC. The meeting was attended by ACSPW, Technical Advisor and MD, HSRDC.

It was decided in the above meeting that since majority of the works being carried out by HSRDC falls in NCR area, therefore it would be appropriate that responsibility of construction of all the ROBs /RUBs on the level crossings situated in NCR area spreaded in 14 districts (Faridabad, Gurgaon, Mewat, Rohtak, Sonepat, Rewari, Jhajjar, Panipat, Palwal, Bhiwani, Charkhi Dadri, Mahendragarh, Jind and Karnal) and 2 Counter Magnet Towns (Ambala & Hissar) of Haryana State should also be initiated by HSRDC except under CRF/NH and on those ROBs which are already in progress on PWD roads under the supervision of Haryana PWD (B&R).

Accordingly, ACSPW vide letter no. 13/54/2017-2B&R (W) dated 10.10.2017 requested the Engineer-in-Chief, Haryana PWD (B&R) Br. Chandigarh to transfer all the record / data available with his office pertaining to NCR area to MD, HSRDC immediately.

In the meantime, the Govt. has also clarified (Annexure B) to the Engineer-in-Chief, Haryana PWD (B&R) vide letter substituted with the same number and date that complete record of the NCR area including Two Counter Magnet Towns (Ambala & Hissar) may be transferred to MD, HSRDC.

This office has also requested all the concerned SEs with copy to Engineer-in-Chief, Haryana PWD (B&R) Br. vide letter no. 3809-19 dated 11.10.2017 to transfer the record but it is yet to be supplied.

Above position is brought to the notice of Board with the request to direct Haryana PWD (B&R) Br. to transfer all the relevant record to HSRDC.



### Item No. 70.15

# SANCTION OF NEW BUILDING WORKS OF BHAGAT PHOOL SINGH MAHILA VISHWAVIDALAYA, KHANPUR KALAN SONEPAT

It is brought to the notice of Board of Directors, HSRDC that it was decided that construction of following 5 No. building works of BPSMV, Khanpur Kalan Sonepat may be got done through HSRDC and Administrative Approval with the amount indicated against each has been accorded by the university:-

Sr. No.	Name of work	Amount of Administrative Approval
1.	Construction of Auditorium at BPSMV, KhanpurKalan	Rs.44.21 Cr.
2.	Construction of Hostel No. 9 and Transit Accommodation at BPSMV, Khanpur Kalan	Rs.24.47 Cr.
3.	Construction of Teaching Block at Regional Centre, Lula Ahir, Rewari at BPSMV Khanpur Kalan	Rs.15.00 Cr.
4.	Construction of Teaching Block at Regional Centre, Kharal (Jind) at BPSMV Khanpur Kalan	Rs.13.50 Cr.
5.	Construction of Academic Block at South Campus, Bhainswal Kalan at BPSMV Khanpur Kalan	Rs.12.40 Cr.
	Total	Rs.109.58 Cr.

Registrar, BPSMV has deposited funds of Rs. 3 Crore only against the amount of Rs. 109.58 Crore on 31.03.2017. Inspite of several reminders issued by this office vide memo No. 3411/ HSRDC dated 15.09.2017, No.3569/HSRDC dated 29.09.2017 & No. 3773/HSRDC dated 01.10.2017 and DO letter No. 95 dated 18.10.2017, no further funds have been deposited by the University. It is desirable to deposit at least 50% amount of the work for floating the tenders. Further as per Clause 8.4.5 of PWD Code, one-third of the estimated cost needs to be deposited by BPSMV in advance.

As the Vice Chancellor, BPSMV has deposited the funds of Rs.3.00 Crore only, so the tenders for only one work i.e. Construction of Teaching Block at Regional Centre, Lula Ahir, Rewari at BPSMV Khanpur Kalan amounting to Rs. 15 Cr. is proposed to be floated to avoid any financial complications.

The above position is brought to the notice of Board for information and consideration.



# HARYANA GOVERNMENT PUBLIC WORKS (B&R) DEPARTMENT

The Governor of Haryana is pleased to recall the services of Sh. Neeraj Gupta, CE presently on deputation with HSRDC back to PW (B&R) Department with immediate effect.

The Governor of Haryana is also pleased to appoint Sh. R.K. Gandhi, Chief Ingineer (Civil) as MD, HSRDC in place of Sh. Rakesh Manocha, Engineer-in-Chief.

The Governor of Haryana is pleased to post/transfer the following Engineers, PWD B&R) Department with immediate effect:-

Sr.No.	Name of Officer/ Designation	From	To
1.	Sh. Rakesh Manocha,	EIC/MD, HSRDC	EIC PWD (B&R). Haryana
2,	Sh. R.K. Gandhi, Chief Engineer	(B&R) Chandigarh	MD, HSRDC
2	Sh. Neeraj Gupta, Chief Engineer	ED, HSRDC	Chief Engineer PWD (B&R)

The terms and conditions of Sh. R.K.Gandi, CE will be issued later on.

Dated Chandigarh the 22.09.2017

Alok Nigam Additional Chief Secretary to the Govt.of Haryana Public Works (B&R) Department, Chandigarh.

Endst. No. 4/103/2017-2B&R (E)

Dated Chandigarh, the 22.09.2017

A copy is forwarded to the following for information and necessary action:-

The Accountant General (A&E) Haryana, Chandigarh.

The Engineer-in- Chief, Haryana, Public Works (B&R) Branch, Haryana

2 Officer concerned C/O Engineer-in-Chief, Haryana, Public Works

(B&R) Branch, Haryana, Chandigarh. 3

Secy/PSCM, Secy./OSD/CM, Sr. Secy./PWM, PS/ACSPW, PA/SSPW,

Superintendent B&R (E) for Additional Chief Secretary to the Govt. of Haryana Public Works (B&R) Departmen, Chandigarh.

### To be Substituted bearing the same number and Date

From

The Additional Chief Secretary to Govt. of Haryana, Public Works (B&R) & Architecture Department.

To

The Engineer-in-Chief, Haryana, Public Works (B&R) Branch, Chandigarh.

Memo No.13/54/2017-2B&R(W) Dated Chandigarh, the

Subject:- Construction of ROBs in the area of National Capital Region (NCR) situated in the state of Haryana.

Reference on the subject noted above.

2. You are requested to transfer the complete records available with your office pertaining to level crossings (which are yet to be replaced with ROBs /RUBs ) failing in NCR area spreaded in 14 districts (Faridabad, Gurgaon, Mewat, Rohtak, Sonepat, Rewari, Jhajjar, Panipat, Palwal, Bhiwani, Charkhi Dadri, Maherdragarh, Jind and Karnal) and 2 Counter Magnet Towns (Ambala & Hisar) of Haryana State except under CRF/NH and on those ROBs which area already in progress on PWD Roads to Managing Director, Haryana state Roads & Bridges Development Corporation immediately to proceed further. As in the meeting held on 27.09.2017 chaired by Hon'ble PWM, it was decided that hence forth responsibility of construction of ROBs on level crossings situated in NCR region on PWD roads under all Heads (except under CRF/NH & on ROBs already in progress with PWD (B&R) shall be Haryana state Roads & Bridges Development Corporation.

Superintendent B&R (W)
for Additional Chief Secretary to Govt. of Haryana,
Public Works (B&R) & Architecture Department

Endst. No. 13/54/2017-2B&R (W)

A copy is forwarded to the Managing Director, Haryana State Roads & Bridges

Development Corporation, Bays No. 13-14, Sector-2, Panchkula for information and necessary action.

Superintendent B&R (W)
for Additional Chief Secretary to Govt. of Haryana,
Public Works (B&R) & Architecture Department