



Memo No. 453/ Gen/CE/WZ-8/16

Date. 11.09.2023

ORDER

Whereas as per communication of the Executive Engineer, Burdwan North Highway Division, P.W.(Roads) Dte., the bidder Samsuddin Sekh did not remit the collection of Toll Tax amounting to total **Rs. 2,30,45,561.00 (Rupees two crore thirty lakh forty-five thousand five hundred sixty-one)** only [Rs. 1,42,86,794.00 (including Income Tax) against tender no. 40/BN of 2019-20 of SE/WHC-I, P.W.(Roads) Dte. and Rs 84,58,767.00 (including income Tax) against tender no 06/BN of 2022-23 of SE/WHC-I, P.W.(Roads) Dte.]

And

Whereas Number of correspondences have been made so far against the defaulter agency to deposit dues, further FIR has been lodged against alleged agency/bidder, Samsuddin Sekh, Bhubandanga, Bolpur, Birbhum, Pin-731204 on 20.05.2023 in the Mangalkote PS vide FIR case no. 131/23 dated 20.05.2023 by the Executive Engineer, Burdwan North Highway Division, P.W.(Roads) Dte.

And

Whereas Superintending Engineer, Western Highway Circle No. I, P.W(Roads)Dte.& Chairman, Bid Evaluation Committee has recommended "Vide e-file No: - PWD-25023/254/2023-DIR(PWD)- Dept of PWD (**Computer No.-735322**) for necessary penal action for debarment of the default bidder, Samsuddin Sekh, Bhubandanga, Bolpur, Birbhum, Pin-731204 as per clause 21 of Tender agreement.

And

Whereas 1st Notice vide memo no. 361-CE/WZ/-8/16 dated 18.07.2023 was served by the Chief Engineer, West Zone, P.W(Roads)Dte. & Chairperson & Convener of the Suspension Committee upon the agency through speed post as per G.O. No. 547-W(C)/1M-387/15 dated 16.11.2015 and also as per clause no. 21 of tender agreement, but the bidder, Samsuddin Sekh failed to appear before the Committee on 02.08.2023.

And

Whereas 2nd Notice vide memo no. 391-Gen/CE/WZ/-8/16 dated 02.08.2023 was served by the Chief Engineer, West Zone, P.W(Roads)Dte. & Chairperson & Convener of the Suspension Committee upon the agency through speed post, E-mail id-samsuddin.shyam@gmail.com as per G.O. No. 547-W(C)/1M-387/15 dated 16.11.2015 and also as per clause no. 21 of tender agreement, but the bidder, Samsuddin Sekh failed to appear before the Committee on 22.08.2023.

And

Whereas in this connection one show cause notice has also been served to Samsuddin Sekh vide this office memo no 432 GEN/CE/WZ-8/16 dated 22-08-23. A Reply of show cause notice vide memo no nil dated 29.08.2023 has been received on 04.09.2023.

And

Whereas a meeting of the suspension committee was held on 05.09.2023 in the chamber of the Chief Engineer, West Zone, P.W.(Roads) Dte and the committee had gone through the reply and found it (reply) is not at all convincing and made himself liable for suspension in terms of **clause 21** of Tender Agreement and **clause 4.13** of G.O. No. 547-W(C)/1M-387/15 dated 16.11.2015 issued by Joint Secretary, P.W.D. for reason of default of **non-depositing of Toll Tax** from the vehicular traffic plying through the **Lochan Das Setu** over river Ajay at Natunhat under Burdwan North Highway Division, P.W.(Roads) Dte. against Tender No. 40/BN of 2019-20 of the Superintending Engineer, Western Highway Circle no. -I, P.W.(Roads) Dte. and tender no. 06/BN of 2022-23 of the Superintending Engineer, Western Highway Circle no. -I, P.W.(Roads) Dte

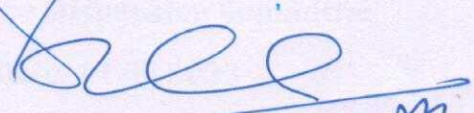
And

Whereas after a threadbare discussion in the meeting of suspension committee held on 05/09/2023, it is unanimously resolved that

1. The earnest money/performance guarantee etc. deposited by the agency has to be forfeited forthwith if not already done.
2. The agency is hereby suspended for 6(Six) months to participate in any procurement process under Public Works Department for the reason of default of non-depositing remittance of Toll Tax.

And

Thereafter, I Sri Anjan Kumar Saha, Chairperson & Convenor of the Suspension Committee, West Zone, P.W(Roads) Dte. on behalf of the Governor of West Bengal and by virtue of the power vested to me by clause 3.14 of the memorandum no 547-W(C)/IM-387/15 dated 16.11.2015 of Joint Secretary, Public Works Department do hereby place the bidder Samsuddin Sekh, Bhubandanga, Bolpur, Birbhum, Pin-731204 under suspension for a period of six months from the date of issue of the order, and consequent upon such suspension, the said defaulting agency shall not be allowed to participate in any procurement/bidding process in Public Works Department during the period of suspension.


Chief Engineer, West Zone,
P.W(Roads) Dte.

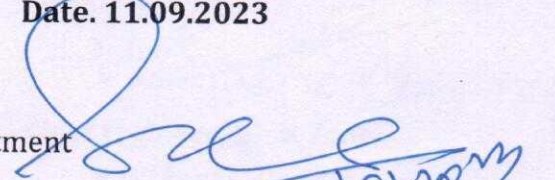
&Chairperson & Convenor of
the Suspension Committee

Date. 11.09.2023

Memo No.453/1(2)/Gen/CE/WZ-8/16

Copy forwarded for information to

1. The Secretary, P.W.D
2. Engineer-in-Chief & Ex-Officio Secretary, Public Works Department


Chief Engineer, West Zone,
P.W(Roads) Dte.

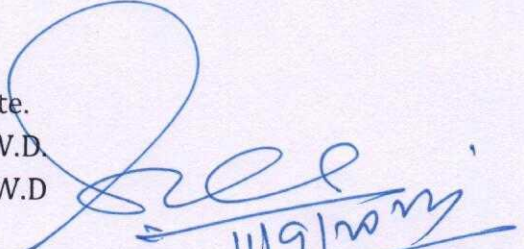
&Chairperson & Convenor of
the Suspension Committee

Date. 11.09.2023

Memo No.453/2(5)/Gen/CE/WZ-8/16

Copy forwarded for information to

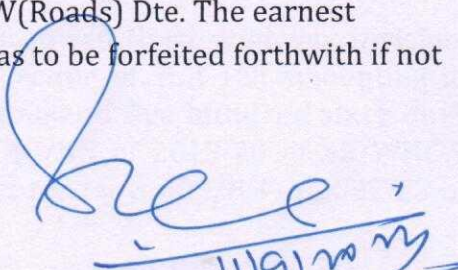
1. The Chief Engineer (HQ), P.W.Dte
2. The Chief Engineer (HQ), P.W.(Roads) Dte.
3. The Chief Engineer, South Zone/North Zone, P.W.(Roads) Dte.
4. The Chief Engineer, South Zone/North Zone/West Zone, P.W.D.
5. The Joint Secretary, Govt. of West Bengal, Works Branch, P.W.D


Chief Engineer, West Zone,
P.W(Roads) Dte.

&Chairperson & Convenor of
the Suspension Committee

Copy forwarded for information & necessary action to :

1. The Superintending Engineer, Western Highway Circle No. I, P.W(Roads) Dte.
2. The Superintending Engineer, Western Highway Circle No. II, P.W(Roads) Dte.
3. The Superintending Engineer, South Western Highway Circle , P.W(Roads) Dte.
4. The Superintending Engineer, Western Circle No. I, P.W.Dte.
5. The Superintending Engineer, Western Circle No. II, P.W. Dte.
6. The Superintending Engineer, South Western Circle , P.W. Dte.
7. The Executive Engineer, Burdwan North Highway Division, P.W(Roads) Dte. The earnest money/performance guarantee etc. deposited by the agency has to be forfeited forthwith if not already done.

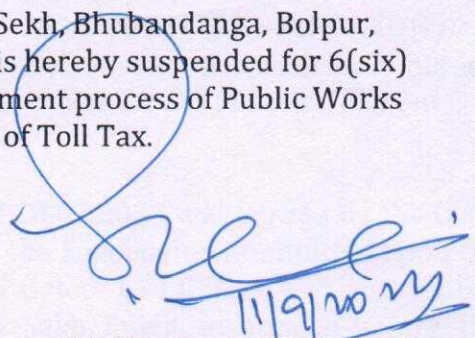

11/9/2023
Chief Engineer, West Zone,
P.W(Roads) Dte.

**&Chairperson & Convenor of
the Suspension Committee**

Memo No. 453/4(1)/ Gen/CE/WZ-8/16

Date. 11.09.2023

Copy forwarded for information & necessary action to Samsuddin Sekh, Bhubandanga, Bolpur, Birbhum, Pin-731204 email id: Samsuddin.shyam@gmail.com. He is hereby suspended for 6(six) months from today (11.09.2023) from participating in the procurement process of Public Works Department for the reason of default of non-depositing remittance of Toll Tax.


11/9/2023
Chief Engineer, West Zone,
P.W(Roads) Dte.

**&Chairperson & Convenor of
the Suspension Committee**