

**MINUTES FOR ORDINARY BOARD MEETING OF THE CANTONMENT BOARD AGRA TO BE HELD ON 04.09.2021 AT 11:00 HOURS IN THE OFFICE OF CANTONMENT BOARD AGRA.**

**PRESENT :**

1. Brig. P.K. Singh, SM, Station Commander - President
2. Shri. Vineet Kumar, IDES - CEO/Member Secretary

**192. OATH**

Shri Vineet Kumar, IDES, CEO is to discharge his duties as Member Secretary of the Cantonment Board Agra under Sub Section 3 (c) of Section 12 of Cantonment Act 2006. Therefore, Shri. Vineet Kumar, IDES has to take oath accordingly.

**192. RESOLUTION :**

At the start of meeting Shri Vineet Kumar, Chief Executive Officer, Cantonment Board, Agra took the oath of allegiance as Member Secretary of the Cantonment Board Agra as per provision of Sub Section 3 (c) of Section 12 of Cantonment Act, 2006.

**193. NOTING**

To consider & note the Circular Agenda No. 190 dated 09.07.2021 corrigendum in respect of CBR No. 45 dated 03-07-2019 regarding name of husband of Smt. Shyamwati w/o Biri Singh.

**193. RESOLUTION :**

Noted & approved.

**194. NOTING PROVISIONS OF FUNDS FOR CANTONMENT BOARD EMPLOYEES AS WELFARE MEASURE – GROUP INSURANCE SCHEME.**

To consider & note the Circular Agenda No. 191 dated 26.08.2021 in connection with renewal of Group Insurance Scheme in respect of Cantonment Board Employees commencing w.e.f. 01.08.2021 to 31.07.2022.

Cantt. Board vide its CBR No. 08 dated 06.08.2020 through Circular agenda dated 21.07.2020 had approved the list of 160 employees, term of which expired on 31.07.2021.

All connected papers are placed on the table.

**194. RESOLUTION :**

Considered & approved.

**195. REGARDING INSTALLATION OF OXYGEN GENERATOR (50 LPM) IN CANTONMENT GENERAL HOSPITAL, AGRA CANTT :**

To consider the installation of oxygen generator having capacity of 50 LPM, which is donated by Dr. G.S. Dharmesh, Hon'ble State Minister of Social Welfare/MLA, Agra Cantt, and its costing Rs. 14,17,488.00 approx.

As such the note sheet dated 10-08-2021 received from RMO, Cantonment General Hospital, Agra Cantt. vide which he has submitted that Cantt. General Hospital, Agra Cantt has received one 50 LPM Oxygen generator through MLA local area development fund as part for preparation for any further wave of Covid-19 and for the provision of uninterrupted oxygen supply.

The company representative had visited C.G.H. on 07.08.2021 and inspected the installation site. He has requested for the following infrastructure/ provisions for the machine to be functional:-

1. Single phase electrical supply of 3 kw.
2. Close room with proper ventilation.
3. Laying of oxygen pipeline upto all 10 beds with Mansfield and change over panel.
4. A brick and mortar stage of height 1 feet to avoid water logging at the machine.

Item no. 1, 2, & 4 can be done through Engineering Section of C.B.A. Oxygen pipeline related work has to be done through a Private Agency. It is to be noted that " Controller General of Defence Accounts Letter no. IFA/02/DFPDs Dt. 07.04.2020 regarding S.O.P. for Covid-19 related procurement under emergency panel." & procedure of e-tendering as laid down in G.F.R.-2017 would be time consuming and in view of present covid situation which involves urgency of carrying out the said work, the work should be carried out urgently.

Due to non-availability of installation accessories & instruments and its installation on GeM portal, the office called quotations from the relevant Agencies and following rates are submitted by the Private Agencies. The details are given below:-

Sl.No.	Name of Firm	Rate (in Rs.)	Remarks
1.	M/s. AMG Medical System, Agra	1,65,672/=	L-1
2.	M/s. Maa Vaishno Surgical, Agra	1,95,273/=	L-2
3.	M/s. G.S. Enterprises, Lucknow	2,14,760/=	L-3
4.	M/s. Arti Enterprises, Agra	1,74,286/=	L-4

Apart from above as per due procedure, Local Purchasing Committee has submitted their report.

The lowest rate has been received from M/s. AMG Medical System, Agra which is Rs. 1,65,672/-. The lowest rate is reasonable and the same is recommended for approval by the Board.

All connected papers are attached herewith for perusal of the Board.

The Board may consider the lowest rates quoted by M/S AMG Medical System, Agra @ Rs. 1,65,672/- and work shall be carried out on urgency due to Covid-19 situation.

**195. RESOLUTION :**

Considered & resolved to approve the lowest rates quoted by M/S AMG Medical System, Agra for Rs. 1,65,672/- plus applicable taxes etc as applicable , if any.

**196. STANDARDIZATION OF PROCESS FOR VARIOUS ACTIVITIES FOR PROPERTY TAX DEMAND CALCULATION/BILL GENERATION/DISTRIBUTION, INTEREST/NOTICE FEE IN THE PROPERTY TAX MODULE OF E-CHHAWANI : AGRA CANTT**

To consider Directorate General, Defence Estates, Raksha Sampada Bhawan, Delhi Cantt. letter no. 76/67/echh-PT/C/DE/2021 dated 09.06.2021 addressed to all Principal Directors of Defence and copy to all CEO's vide which informed that u/s 100 (2) of the CA 2006, the CEO is required to fix a fee not exceeding Rs. 200/- for every demand notice services u/s 100(1) of the Cantonment Act 2006, Standardisation of this fee to enable its incorporation in the tax module of e-Chhawani was considered by the DAC under the Chairmanship of Smt. Shobha Gupta, PD, DE, SWS constituted vide Dte. General letter No. 83/62/DGDE/IT/OMCB Vol-IV dated 27.10.2020 and the DAC has recommended that the Demand notice fee may be fixed @ Rs 100/- for each notice.

It is pertinent to note that demand notice fee @ Rs 100/- for each notice to maintain uniformity and enable its incorporation in the tax module of e-Chhawani. Further actions on following steps are to be immediately taken by Cantonment Boards.

**STEP 1**

**A. ACTION TO BE COMPLETED BY 30<sup>TH</sup> MAY**

- UPDATION OF DATABASE (YEARLY) - By 30<sup>th</sup> April
- CREATING AND PRINTING OF BILL (YEARLY) - By 05<sup>th</sup> May
- DISTRIBUTION OF BILLS AND ISSUANCE OF - By 30<sup>th</sup> May

Bills shall be uploaded in the CB website and details of Bills shall be displayed in the notice board. Information will be published in a local newspaper before 30<sup>th</sup> May of the year. Bills will be distributed to the property tax payers by 30<sup>th</sup> May of the year.

**B. ACTION TO BE COMPLETED BY 30<sup>TH</sup> JUNE**

- UPDATION OF DATABASE RECEIPT OF PAYMENT OF TAX AGAINST BILLS/PUBLIC NOTICE ISSUED BY CEO - By 30<sup>th</sup> June

## **STEP 2**

### **C. ACTION TO BE COMPLETED BY 31<sup>st</sup> JULY**

- PREPARATION OF LIST OF DEFAULTERS AND NOTICE AS PER SECTION 100 IN THE FORM OF SCHEDULE –I OF CANTONMENT ACT 2006 - By 05<sup>th</sup> July
- SERVICE OF DEMAND NOTICE
  - By Hand - To all Property tax payers - By 31<sup>st</sup> July
  - By email
  - By SMS } Wherever details available
- AMOUNT OF NOTICE FEES TO BE CHARGED - Rs 100/-

## **STEP 3**

### **INTEREST PAYABLE ON TAXES DUE AFTER 30 DAYS FROM THE SERVING OF NOTICE OF DEMAND**

- As per Section 102 (1) of Cantonment Act 2006 if a person on whom a notice of demand has been served under section 100 does not, within thirty days from serving of Notice of Demand, pay the sum demanded in the notice, he shall be liable to pay by way of interest in addition to the sum and other charges due 1% of the sum due for each completed month from the date of expiry of 30 days from the receipt of NOTICE OF DEMAND.
- No interest to be charged if payment of tax made by 31<sup>st</sup> August.
- On 1<sup>st</sup> Sept, system will impose 1% interest on the tax payable. On 01<sup>st</sup> of each subsequent month, 1% will be added to the tax payable.
- For example, if tax is paid on 2<sup>nd</sup> Sept, Demand of Tax + 1% interest would be payable.
- If tax is paid on 02<sup>nd</sup> Oct, Demand of tax + 2% interest will be payable and so on.
- Section 102 (2) (a) & (b) provide for remission of whole or any part of the interest payable under certain conditions as stated therein. Provision to be made in the module for this option also by BEL.
- In case of part payment, interest will be charged on the remaining amount.

In cases of excess payment/part payment of tax the proportioning logic being used in ABAS module may be followed to maintain consistency and uniformity.

Reference CBR No. 161 dated 28.05.2021 vide which Board resolved that option for a discount of 05% on existing Property tax and water charges bill w.e.f. 01.04.2021, the discount @ 05% is proposed for a one –time digital payment by those Cantt. residents who make full and final payment of their tax and Water Charges bills upto 30<sup>th</sup> Sept 2021 of the current financial year only, and only upon online payment through e-Chhawani Portal (Cantt Board Website). The discount shall be applicable only on the current financial year's bill and not on any previous outstanding dues/arrears.

Further resolved that 10% penalty of that year's tax bills shall be imposed as fine, in the bill of very next financial year i.e. in case of non clearance of tax bills of current financial year to be reflected.

Now, Cantonment Board Resolution No. 161 dated 28.05.2021 may be modified in compliance of DG DE letter No. 76/67/echh-PT/C/DE/2021 dated 09.06.2021, however, discount of 5% w.e.f. 01.04.2021 and 10% penalty of that years's tax bill shall have to be cancelled.

Board may consider the provision laid down in DG DE letter dated 09.06.2021 for standardization of process for various activities for property tax demand calculation/bill generations/distribution, interest/notice fee in the property tax module of e-Chhawani and CBR No.161 dated 28.05.2021 to be cancelled.

**196. RESOLUTION :**

Matter discussed at length. After long deliberation, the Board resolved to supercede the Cantonment Board Resolution No. 161 dated 28.05.2021 and has considered the guidelines issued vide DG DE letter no 76/67/echh-PT/C/DE/2021 dated 09.06.2021 in respect of property tax module of e-Chhawani and thereafter resolved to approve the same for its necessary implementation.

**197. TENDER FOR OPERATION/MAINTENANCE AND COLLECTION OF CHARGES FROM EXISTING R.O WATER ATMS AND SHARING OF REVENUE WITH CANTONMENT BOARD AGRA**

Reference CBR No. 157 dated 28.05.2021 vide which Board resolved to invite fresh tender.

A detailed joint report is hereby submitted by Assistant Engineer (E&M) and Revenue Supt. Cantonment Board, Agra which is re-produced is as under:

“Nkouh ladYi la;k 157 fnukad 28-05-2021 ds vUrxZr Nkouh {ks= esa LFkfkfir vkj-vks okVj ,-Vh-,e ds j[kj[kko gsrq iqu% fufonk vkeaf=r djus dk fu.kZ; fy;k x;k gSA

- Nkouh {ks= esa lyaXu lwph ds vuqlkj 20 vkj-vks okVj ,Vh,e o'kZ 2018 ls LFkfkfir fd;s x;s Fks vkSj ,d okVj ,-Vh-,e dh LFkkiuk ewY; 10]44]240@& gS ¼fctyh duSD”ku vfrfjDr gS½A
- Nkouh ladYi la;k 91 fnukad 21-10-2019 ds }kjk buds j[kj[kko gsrq eSlIz czsu ikWoj] vkxjk dks : 10]99]999@& izfro'kZ 02 o'kZ dh vof/k ds fy, fn;k x;k FkkA ysfdu IECKf/kr QeZ }kjk vius i= fnukad 04-08-2020 ds ek;/e ls voxr dj;k;k gS fd vkj0vks0 okVj ,0Vh0,e0 turk }kjk iz;ksx dksjksuk ok;jl ¼dksfoM&19½ oSf”od egkekjh ds dkj.k ugh dj jgs gSa vkSj u gh vkj-vks okVj ,-Vh-,e e”khu esa yxh VksVh dks Nw jgs gS ftlds ifj.kkeLo:i “kwU; vkenuh gks xbZ gS vkSj bl ifjLFkfr esa BsdK pyk;s tkuk IEHko ugh gSA

- Nkouh ladYi la;k 43 fnukad 06-08-2020 ds }kjk vU; jktLo izkflr okys Bsdks esa 04 ekg dksjksuk ok;jl oSf"od egkekjh vof/k ds cjkcyj vFkkZr 04 ekg dk foLrkj fn;k x;k Fkk ysfdu lEcj/kr QeZ us mDr Bsdk pykus esa vleFkZrk izdV dh gSA
- Nkouh ladYi la;k 63 fnukad 13-10-2020 esa vkosnudrkZ ds i= fnukad 04-9-2020 ij ekeys ij fopkj fd;k x;k vkSj fu.kZ; fy;k x;k fd uohu Bsdk vkeaf=r fd;k tk,s vkSj lEcaf/kr QeZ rc rd vkj-vks okVj ,-Vh-,e dk j[kj[kko djsaA ysfdu eSlIZ czsu ikoj ds }kjk mDr Bsdk pykus esa vleFkZrk O;Dr dh A
- vkxjk Nkouh dk;kZy; }kjk fnukad 09-12-2020 dks iqu% vkj-vks okVj ,-Vh-,e dk Bsdk izdk"ku fd;k x;k ysfdu mDr bZ&fufonk esa fdlh Hkh O;fDr@QeZ us Hkkx ugh fy;kA Nkouh ladYi la;k 79 fnukad 30-01-2021 dh cSBd esa iqu% ;g fu.kZ; fy;k x;k fd mDr Bsdk dks nksCkkjk izdkf"kr fd;k tk,sA
- Nkouh ifj'kn vkxjk }kjk mDRk Bsdk dks iqu% fnukad 05-02-2021 dks izdkf"kr fd;k x;k ftlesa 02 QeksZ }kjk mDr fufonk esa Hkkx fy;k x;k ftlesa lcls T;knk :- 2]04]000@& eSlIZ gsMcsy filVe izkbZosV fyfeVsM] dksydRrk }kjk cksyh xbZ tks fd M.R.P :0 3]00]000@& ls de Fkh rFkk mDRk QeksZ }kjk u gh Tender Cost vkSj u gh Earnest Money Tkek dh xbZA mDr ekeyk cksMZ ds lEq[k fnukad 28-05-2021 dks j[kk x;k ftlesa cksMZ }kjk ;g fu.kZ; fy;k x;k fd mDr Bsdk dks iqu% izdkf"kr fd;k tk,sA
- mi;qZDr fooj.k ds vuqlkj Nkouh ldaYi la;k 157 fnukad 28-05-2021 esa iqu% bZfufonk izdkf"kr djus dk fu.kZ; fy;k x;k gS bl lEcj/k esa Li'V fd;k tkrk gS fd vkj-vks okVj ,Vh,e ekg ekpZ 2020 ls iw.kZr;k can vkSj vc mUgs iqu% lqpk: :i ls izkjEHk djus ds fy, /kujkf"k O;; djuh iMsxh rRi~"pkr gh mUgs dk;Z"khY fLFkfr esa yk;k tk ldrk gSA

Board may consider the above in inviting fresh tender.

#### 197. **RESOLUTION** :

Matter discussed at length , wherein , the present status of RO WATER System , financial condition of the Board , thrice publication of Tender etc were deliberated upon , however , inspite of best efforts , no concrete results have been obtained wrt running of the RO Water ATM System. During the discussion on the agenda, it has been unanimously agreed that M/s Brain Power be negotiated to run RO Water ATM on similar terms and conditions as per original Tender which was approved vide CBR no 91 dated 21/10/2019. Since as per original tender condition Sl.No.25 which states that the period of contract is valid for two years from the date of

commencement of the contract, which may be extended by the Cantonment Board Agra in certain circumstance keeping into consideration of the financial condition of the Board as well as performance of the successful tender. Accordingly, the Board resolved to give extension to the concerned contractor i.e M/s Brain Power for Rs 10, 99,999/- for a period of one year from the date of finalization of agreement and clearance of any due amount, if any for smooth running of RO Water ATM in public interest. However, in case of any disagreement by the contractor, then fresh tender to be called for necessary action.

**198. CONTRACT FOR THE RIGHTS OF COLLECTION OF CHARGES FOR DISPLAY OF LED OR BACK LIGHT ADVERTISEMENT ON SIDE WALLS OF 7 STALLS (ONLY TWO SIDES OF THE STALL FACING ROAD) AT TAJ ROAD AND GOPI CHAND SHIVHARE ROAD, SADAR BAZAR AGRA CANTONMENT FOR A PERIOD OF FIVE YEARS**

To consider and approve the bid offered for Rs. 1,55,555/- (Rupees One Lakh Fifty Five Thousand Five Hundred and Fifty Five Only) per annum for five years in favour of M/s Media 24X7 Advertising Pvt. Ltd, New Delhi in connection with tender for the rights of collection of charges for display of LED or Back light Advertisement on stalls under the management of Cantonment Board, Agra for a period of 05 years commencing from date of handing over the contract to the successful bidder.

It is hereby confirmed that the said rate i.e. Rs. 1,55,555/- per annum are reasonable and Revenue Section is recommended to approve the highest bid in favour of M/s Media 24X7 Advertising Pvt. Ltd, New Delhi @ Rs. 1,55,555/- per annum for five years.

It is informed to the Board that such tender has already been published through e-tender on 17.03.2021 but no tender was received and this is the second time publication was held on 08.07.2021.

Online e-tenders i.e two bid system were invited through the e-procurement portal (<http://defproc.gov.in/nicgep/app>) in connection of tender for Grant of rights of collection of charges for display of LED or Back light Advertisement on stalls under the management of Cantonment Board, Agra for a period of 05 years. For this purpose publication was made in Govt. portal as per the details given hereunder.

<b>Name of the contract/Tender</b>	<b>Earnest money deposit</b>	<b>Minimum Reserve price (MRP)</b>	<b>Period of Tender</b>	<b>Tender cost (including all taxes applicable)</b>
Grant of collection of charges for Display of LED or Back light/Advertisement on Stalls	Rs. 25,000/- <b><u>(In the form of FDR)</u></b>	Rs. 1,50,000/- (Rupees One Lakh Fifty Thousand Only)	05 years	Rs 1000/- (non-refundable)

**Critical Dates are as under:-**

<b>Sl.</b>	<b>Activity</b>	<b>Date</b>	<b>Time</b>
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No			
1	Online document download start date	15.07.2021	
2	Online document download start date	16.07.2021	1500 Hrs
3	Bid submission start date (cover-1 & 2)	17.07.2021	1500 Hrs
4	Bid submission end date (Cover-1 & 2)	09.08.2021	1500 Hrs
5	Technical Bid opening date (cover-1)	10.08.2021	1500 Hrs
6	Opening of financial Bid	Will be informed after successful opening of technical bids.	1500 Hrs

Technical bids were thoroughly examined by the committee members consisting of 05 evaluators i.e. Office Supdt., Accountant, Sanitary Inspector, Assistant Engineer and Storekeeper. As per the tender conditions the technical documents in respect of eligible 01 Contractors/Agencies/Firms were duly examined by the five committee members. After technical bids examination by the committee, financial bids were opened in respect of bidder who was found technically qualified. Financial bid were opened on 12.08.2021. As per the term & conditions of the contract, financial bids received are mentioned below:

Sl. No.	Bidder Name	Passed/Failed	Remark (If any)	Highest Bid Amount
1.	M/s Media 24 X7 Advertising Pvt. Ltd, New Delhi	Passed	Technical documents found complete in all respect.	Rs. 1,55,555/- (Rupees One Lakh Fifty Five Thousand Five Hundred and Fifty Five Only)

Board may approve the highest bid received from M/s Media 24X7 Advertising Pvt. Ltd. New Delhi on Rs 1,55,555/- per annum for five year.

Board may take suitable decision in the matter.

**198. RESOLUTION:**

Considered and approved.

**199. CONTRACT FOR GRANT OF RIGHTS FOR COLLECTION OF PARKING FEE FROM DIFFERENT SITES IN CANTONMENT AREA**

To consider and approve Online e-tenders i.e. two bid system invited through the e-procurement portal <http://defproc.gov.in/nicgep/app>) by the Cantonment Board, Agra for rights for collection of parking fee from different sites in Cantonment area for a period of 01 year (from the date of communication of acceptance of the tender & handing over the contract to the highest bidder by the Board.

Sl. No.	Name of the contract/Tender	Earnest money	Minimum Reserve price	Period of	Tender cost (including all taxes
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		<b>deposit</b>	<b>(MRP) p.a.</b>	<b>Tender</b>	<b>applicable)</b>
1	Grant of licence for collection of parking fee from different sites in Cantonment area	Rs 4,00,000/- <b>(In the form of Bank Guarantee/FDR)</b>	Rs. 22,00,000/- (Rupees Twenty Two Lakhs Only)	01 year	Rs 1200/- (non-refundable)

Tender document indicating full details of the tender is available at Cantonment Board website [www.agra.cantt.gov.in](http://www.agra.cantt.gov.in) and portal address <http://defproc.gov.in/nicgep/app>) and shall be submitted through e-tendering portal analysis per schedule given here in below.

<b>Sl. No</b>	<b>Activity</b>	<b>Date</b>	<b>Time</b>
1	Publishing date of e-Tender	14.07.2021	
2	Online Document download start date	15.07.2021	15:00 Hrs
3	Bid submission start date	16.07.2021	15:00 Hrs
4	Bid submission end date	05.08.2021	15:00 Hrs
5	Technical Bid opening date	06.08.2021	15:00 Hrs

Apart from above, office has already published the same tender on 06.11.2020, 23.03.2021 and 07.07.2021 and this is the third time publication of tender has been done through local newspaper as well as e-tender Govt. app as directed by Directorate General of Defence Estates, Delhi Cantt.

As per, the terms & condition of the tender the technical bid were opened on 06.08.2021 at 15:00 hrs. Only one bidder participated in the said tender, but his documents were not correct. Hence, financial bid could not be opened. Based on above report of technical bid evaluation committee, the bid may be rejected.

This is to inform to the Board that now-a-days one parking slot at Sadar Bazar area is going on existing rate by the same contractor M/s Kapil Bansal and other parking area situated at Company Garden, Cantt. General Hospital, Pratap Pura and Agra Fort Tonga Stand has already surrendered their sites due to Covid-19. Further, M/s Kapil Bansal has submitted an application dated 12.08.2021 vide which a proposal was given that his firm is ready to run parking contract on the same terms & condition of the tender documents as published by Board on MRP @ Rs. 22,00,000/- for all parking site for one year.

Board may take suitable action on the above report in light of Covid-19 Pandemic to avoid any revenue loss and smooth functioning of Cantonment Board Agra.

#### **199. RESOLUTION :**

Matter discussed at length and the Board resolved to re-tender the same, thereby making more user friendly to attract more participants. Further PCB instructed

that joint patrolling of the Cantonment Board area be carried out by civil and military police alongwith Cantonment Board staff.

## **200. COLLECTION OF LICENCE FEE ON ENTRY OF COMMERCIAL VEHICLES IN CANTONMENT AREA**

To consider the highest bid offer of Rs. 5,40,20,000.00 (Rupees Five Crore Forty Lakh Twenty Thousand Only) for one year in favour of M/s Ronnie Enterprises Ahmednagar (Maharashtra) in connection for the grant of licence for collection of licence fee on entry of commercial vehicles in Cantonment area for one year commencing from date of handing over the contract to the successful bidder. Cantonment vide its CBR No. 93 dated 21.10.2019 had approved highest bid offer @ Rs 4,61,00,555/- per annum w.e.f. 01.11.2019 to 30.10.2020.

Online e-tenders i.e two bid system were invited through the e-procurement portal <http://eprocure.gov.in/app> for the grant of licence for collection of licence fee on entry of commercial vehicles in Cantonment area for one year. For this purpose publication was also made in newspaper i.e. "Amar Ujala" on 24.03.2021.

Technical bids were thoroughly examined by the committee members consisting of 05 evaluators i.e. Asstt. Engineer (E/M), Revenue Supdt., Accountant, Sanitary Inspector-I and Storekeeper. Summary of technical bids pertaining to grant of licence for collection of licence fee on entry of commercial vehicles in Cantonment area for one year may be seen from the table below that only 05 participants participated in the tender proceedings and all are qualified the technical bids.

<b>S. No.</b>	<b>Bidder</b>	<b>Passed/Failed</b>	<b>Remark (If any)</b>
1.	M/s Saudagar Agencies, Aurangabad (Mah.)	Passed	Technical documents found complete in all respect.
2.	M/s Vaibhav Kumar Meerut, U.P	Passed	Technical documents found complete in all respect.
3.	M/s Ronnie Enterprises Ahmednagar (Mah.)	Passed	Technical documents found complete in all respect.
4.	M/s Ashirward Agarwal Phlibhit, U.P	Passed	Technical documents found complete in all respect.
5.	M/s Anil Dutt Bholadutt Joshi Ahmednagar, (Mah.)	Passed	Technical documents found complete in all respect.

After technical bids examination by the committee, financial bids were opened in respect of bidders who were found technically qualified. Financial bids were opened on 11.05.2021. As per the term & conditions of the contract, contractor will be responsible to pay GST and other taxes applicable to the concerned authorities. Financial bids received are mentioned below:

<b>S. No.</b>	<b>Bidder</b>	<b>Bid Offered Amount for One Year</b>
1.	M/s Saudagar Agencies, Aurangabad (Mah.)	Rs. 4,82,00,000/-

2.	M/s Vaibhav Kumar, Meerut, U.P	Rs 5,35,55,555/-
3.	M/s Ronnie Enterprises, Ahmednagar (Mah.)	Rs. 5,40,20,000/-
4.	M/s Ashirward Agarwal, Phlibhit, U.P	Rs 5,11,02,000/-
5.	M/s Anil Dutt Bholadutt Joshi, Ahmednagar, (Mah.)	Rs 5,01,00,000/-

As such one of the participants d M/s Vaibhav Kumar has submitted a representation as well as filed a Writ Petition before the Hon'ble High Court of Allahabad against M/s Ronnie Enterprises. In this regard Cantonment Board, Agra has taken legal opinion from CBLA and he has opined that *“One of the bidders has already filed writ petition challenging the tender proceedings. The representations submitted by the petition to PCB are also filed in the High Court. As far as this financial bid is concerned, the highest bid may be accepted, subject to the final decision in the writ petition filed by Sh. Vaibhav Kumar”*.

In this regard Sh. Vaibhav Kumar filed a writ petition no. 13040 of 2021 in which Court stated that *“The contention of learned counsel for the petitioner is that the finalization of technical bid of respondent no. 4 is in violation of the terms and conditions of the tender, which provides eligibility criteria for the bidder. Submission is that the respondent no.04 is an entity, which has been created by the respondent nos. 4 and 5 as a joint venture and respondent no. 4, in any case, does not fulfill any of the eligibility criteria. Whatever documents have been filed along with the tender submitted by the respondent no. 4 are of two separate entities, either of respondent no. 5 or respondent no. 6*

*As far as the petitioner is concerned, in the financial bid he has been placed at serial no.2. The petitioner has been denied contract on account of illegal act of the Chief Executive Officer, Cantonment Board, Agra.*

*Shri Chandra Bhan Gupta, learned Advocate, has put in appearance on behalf of Cantonment Board, Agra. He submits that the tender contains an arbitration clause under which the petitioner can invoke the arbitration clause under which the petitioner can invoke the arbitration proceedings after contract is awarded in favour of respondent no. 4. We may note that the period of contract itself is one year. The remedy of arbitration, according to us, would not be an effective remedy looking to the short period of contract.*

*Shri Chandra Bhan Gupta, learned counsel appearing for the respondent – Cantonment Board, prays for an granted two weeks time to file counter affidavit. One week, thereafter, is granted to file rejoinder affidavit.*

*Let a notice be issued to respondent no. 4 fixing 19<sup>th</sup> July 2021.*

*Steps for service of notice upon the respondent no. 4 be taken by ordinary process, approved courier service as well as through personal mode.*

*Dasti Notices shall be provided to the counsel for the petitioner on payment of usual charges within one week.*

*Affidavit of service shall be filed by the next date fixed.*

*List this matter in the additional cause list on 19<sup>th</sup> July 2021.*

*Till the next date of listing, the process of award of the contract in favour of respondent no.4 shall not be finalized.*

*Let a notice be issued to respondent no. 4 fixing 19<sup>th</sup> July, 2021”*

Now the matter is under litigation and no further action should be taken against the order of Hon'ble High Court of Allahabad. Cantonment Board, Agra has also been filed their counter within time.

The legal opinion was sought by CBLA who has opined that “ the Cantonment Board may take decision of either allowing Saudagar Agency or to collect the fee itself till the pendency of writ petition, whichever is found to be appropriate course of action in the interest of Cantonment Board”.

In the present scenario office recommends that due to lack of regular employees, the Vehicle Entry Fee contract may be continued till further final decision of court case on existing terms and conditions to avoid any revenue loss to the Cantonment Board.

The present tender was expired on 31.10.2020 and four months lockdown period was extended w.e.f. 01.11.2020 to 28.02.2021 vide CBR No. 42 dated 06.08.2020. The Contractor has further submitted 67 days 14 hrs details for non-movement of vehicle due to no entry due or bandi to different cause of action. Office has forwarded his request letter to District Administration for verification of no entry days. Meanwhile, present contractor runs the said contract on daily ratio amount and deposited collection in weekly w.e.f 01.03.2021 @ Rs. 1,26,303/- per day, thus total tender amount of Rs. 4.61 Crores per annum.

Grant of Compensation for 67 days 14 hours to M/s Saudagar Agencies, Aurangabad (Mah.) based on the confirmation received from District Administration as per condition number 17 of the agreement executed between Cantonment Board Agra and M/s Saudagar Agencies. M/s Saudagar Agencies was awarded entry fee contract on 01.11.2019 (00:00) hours for a period of one year @ Rs 4,61,00,555/-. Term of one year contract expired on 30.10.2020 (11:59).

As per condition number 17 of the agreement contractor is allowed by the grantor i.e Cantonment Board, Agra to collect the licence fee for those many days after expiry of contract during which the entry of vehicles under contract has been restricted by DM/Police/Civil Administration between one year period i.e 01.07.2020 to 31.01.2021. As per condition number 17 office had forwarded application to the District Magistrate Agra on 12.02.2021 bearing letter no. 10/TAX/CBA/2021/361 dated 12.02.2021 for obtaining confirmation to ascertain as to for how many days entry of commercial vehicles had been restricted by the District Administration during the period 01.07.2020 to 31.01.2021. Letter was addressed to District Magistrate with copy to SP (Traffic) and CO Sadar. In response to this office letter , District Administration , Agra office vide its letter number 60/ S.T Nagar dated 22.06.2021 informed this office that for total 67 days 14 hours entry of commercial vehicles was restricted/diverted into the city for

various festivals/religious programmers, traffic Jam and repairing of bridges etc. Report submitted by DM office was based on the reports submitted by SP Traffic. District Magistrate office Agra attached the copies of SP Traffic, Agra letter No. Vh0vkbZ0 dk;kZ0 ¼14@2021½ ¼:V Mk;otZu½ fnukad 16-05-2021. In view of the above, contractor may be granted 67 days 14 hours time on the basis of confirmation report from District Magistrate and the exemption of period for 01month on account of Covid-19 Pandemic second wave w.e.f 02.05.2021 to 31.05.2021 i.e. in lieu of lockdown period declared by State Government and one day total closed due to accident and one staff expired on toll. Therefore total 97 day 14 hours may be considered.

Board may consider to take appropriate needful action in the subject matter.

**200. RESOLUTION:**

Matter discussed as per agenda, wherein considering the fact that present published tender is under litigation at Hon'ble Court Allahabad and financial condition of the Board, the Board resolved that to go for a fresh comprehensive tender. Further as per the application of the grantee the period be regularised for the grace period of 97 days 14 hours with effect from the last date of payment to the CBA. Board also resolved that timely finalisation of tender be under taken and till finalisation and execution by the fresh bidder, collection of licence fees be given to the party collecting the entry fee on ground.

**201. AUDIT OF FINANCIAL STATEMENTS IN RESPECT OF AGRA CANTT. AS AT 31.03.2021.**

To consider & note financial statement in respect of Agra Cantonment Board duly vetted by LAO dated 07.06.2021 as per rule 194(2) of the CBAR, 2020. Balance sheet (Form No. 55S), Income and Expenditure Statement (Form No. 56S), Receipts and Payments Account (Form No. 57S) as on 31.03.2021 were duly vetted by the LAO on last page of each form. Rule 194 needs to be followed now instead of Old Procedure where only the Annual Consolidated Accounts duly audited were used to be submitted.

All connected papers are placed on the table.

**201. RESOLUTION:**

Noted & approved.

**202. GRANT OF DEARNESS ALLOWANCE TO CANTONMENT FUND SERVANT EMPLOYEES OF CANTONMENT BOARD AGRA:**

To consider and note U.P. State Govt. G.O. No. 3/2021-Ve-Aa-1-380/Das-2021-8 (M)/2016 dated 24.08.2021 conveying sanction for grant of Dearness Allowance to State Govt. employees w.e.f. 01.07.2021 @ 11%, total Dearness Allowance 28%.

The above GO is also applicable to the Cantonment Board Agra employees in accordance with Memorandum of Settlement 1969. The grant of D.A will involve additional expenditure of Rs. 11,31,125/- approx. per month to the Board. Necessary provision has already been made in the Budget.

The sanction of GO received vide Dte of Defence Estates, Central Command, Lucknow Cantt. Letter No. 9334/UP/DA/LCP/3 dated 26.08.2021.

All connected papers are placed on the table.

**202. RESOLUTION:**

Considered and approved to pay the enhanced rate of Dearness Allowance @ 11% to Cantt. Board Employees w.e.f. 01.07.2021. The board also resolved that information to this effect may be send to Principal Directorate, Defence Estates, Central Command, Lucknow.

**203. GRANT OF DEARNESS RELIEF TO PENSIONERS OF CANTONMENT BOARD AGRA**

To consider and note U.P. State Govt. GO No. 6/2021/22099/1401/2020-Finance Section-22-Finance Department dated 24.08.2021 conveying sanction for grant of Dearness Relief to State Govt. pensioners w.e.f. 01.07.2021 @ 11%, total Dearness Relief 28%.

The above GO is also applicable to the Cantonment Board Agra pensioners in accordance with Memorandum of Settlement 1969. The grant of Dearness Relief will involve additional expenditure of Rs. 5,59,486/- approx. per month to the Board. Necessary provision has already been made in the Budget.

The sanction of GO received vide Dte of Defence Estates, Central Command, Lucknow Cantt. Letter No. 49260/UP/DR/Pens/LCP/3 dated 26.08.2021.

All connected papers are placed on the table.

**203. RESOLUTION:**

Considered and approved to pay the enhanced rate of Dearness Relief @ 11% to Cantt. Board Pensioners w.e.f. 01.07.2021. The board also resolved that information to this effect may be send to Principal Directorate, Defence Estates, Central Command, Lucknow.

**204. TENDER**

To publish fresh tender for Sanitation, Door to Door Collection Garbage, Cleaning, Sweeping of Road & Street, for all wards located under the jurisdiction of Agra Cantonment. The tender shall be published separately as mentioned below:

1.	Ward I to IV - Nai Basti, Shazadi Mandi, Sadar Bazar, Naulakha
2.	Ward V to VIII - Namnair, Sultanpura, Kachipura, Lal Kurti

3.	Solid Waste Management at Trenching Ground, Sewla
4.	Manpower tender for Office, School, Hospital, Workshop, Guest House, Garden etc.

Board may consider accordingly.

**204. RESOLUTION:**

Matter discussed at length. After long deliberation, the Board resolved to invite fresh tender in respect of Sl. No. 1, 2 & 4. Further as instructed by PCB for Sl. No. 3 with respect to Solid Waste Management, EOI be invited and thereafter expert committee to submit their report to Board for needful action.

**205. TENDER : RUN & OPERATE ON PPP MODEL IN CANTONMENT GENERAL HOSPITAL, AGRA CANTT**

To publish fresh tender to Run, Operate & Maintain Maternity Ward, ICU, N-ICU and General Surgery Facility on PPP Model in Cantonment General Hospital, Agra Cantt.

Board may consider to call for EOI / publish fresh tender to run Cantonment General Hospital, Agra Cantt. on PPP Model.

**205. RESOLUTION:**

Matter discussed at length. After long deliberation, the board resolved that fresh tender/EOI be invited on PPP Model.

Sd/-  
Member Secretary  
Cantonment Board, Agra  
(Vineet Kumar, IDES)

Sd/-  
President  
Cantonment Board, Agra  
(Brig. P.K. Singh, SM)

**DATED 04-09-2021**