

## Rajasthan Medical Services Corporation

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Ref no.F.02(273)/RMSCL/PROCUREMENT/DRUG/NIB-15/2019/ 578

DATED:- 5-6-20

### Office Order

A bid process was undertaken for supply cum rate contract for various drugs and medicines vide NIT No. F.02(273)/RMSCL/PROCUREMENT/DRUG/NIB-15/2019/1202 dated 06.11.2019. M/s CELON LABORATORIES PRIVATE LIMITED, Plot no. 264, Patrika nagar, Madhapur, Hyderabad 500081 participated in the bid process for drug item code no. 311 (Atracurium Injection IP 10 mg/ml). The technical bid were opened on 18.12.2019.

Whereas, subsequent to opening of technical bid it was established that the M/s Celon Laboratories Ltd (would be reformed as bidder henceforth) were blacklisted by Gujarat Medical Corporation Ltd from a period 12.03.2019 to 11.03.2022. Despite standing blacklisted on the day of submission of technical bid in RMSCL the bidder participated in the aforesaid bid process of the RMSCL. According to the bid condition 2(e) '*Bid should not be submitted for the product/products for which the concern/company stands blacklisted /banned/debarred on the date of bid submission either by Bid inviting Authority or Govt. of Rajasthan or its departments on any ground. The Bid should not be submitted for those products also for which the concern/company stands blacklisted/banned/debarred on the date of bid submission by any other State/Central Govt. or it's any agencies (central Drugs procurement agencies) on the ground of conviction by court of law or the products being found Not of Standard Quality.(NoSQ)*'

The bidder was not eligible to participate in the bid process as standing blacklisted on the ground of product found of NOSQ. This is adequately under non-eligibility of the bidder under bid condition 2(e). As per Annexure IX point no. 1.1 of bid document "*The tenderer who submits false, forged or fabricated documents or conceals facts with intent to win over the tender or procure purchase order; EMD of such tenderer firm will be forfeited and firm will be*



liable for debarring for a period of not Less than 2 years. The firm will also be liable for Legal action depending on the facts & circumstances of the case".

Firm has been given an opportunity vide letter dated 17.02.2020 and 28.02.2020 to clarify. The bidder in his reply admitted that their quoted product has been blacklisted by Gujarat Medical Service Corporation. This matter was put before the Disciplinary committee on 15.05.2020. Committee recommended disciplinary action against the firm as per bid condition. So as per recommendation of the Disciplinary committee and the provision of Annexure IX point no. 1.1 of bid document it was decided that the firm M/s Celon Laboratories Pvt. Ltd be debarrred/ blacklist as not eligible to participate in tender of RMSCL tenders for a period two years from the date of issuance of this order and bid security of Rs 200000/- (Rs Two Lac only) is also forfeited.

Managing Director  
RMSCL

DATED:- 5-6-20

Ref no. F.02(273)/RMSCL/PROCUREMENT/DRUG/NIB-15/2019/ 978  
Copy to:

1. P.S. to Additional Chief Secretary, Medical & Health, Rajasthan, Jaipur.
2. P.S to Principal Secretary, Medical Education Department, Rajasthan, Jaipur.
3. Director NHM, Rajasthan, Jaipur.
4. Director P.H/R.C.H / H.A/ AIDS/ NSU/ IEC , Medical & Health, Rajasthan, Jaipur.
5. Drug Controller, Rajasthan.
6. P.S to Managing Director RMSCL.
7. ED(F), RMSCL for recovery of bid security Rs 2 Lac from M/s Celon Laboratories Pvt Ltd deposited by firm vide DD no. 521487 dated 22.11.2019, ICICI Bank
8. ED(QC)/ OSD, RMSCL
9. Firm M/s CELON LABORATORIES PRIVATE LIMITED, Plot no. 264, Patrika nagar, Madhapur, Hyderabad 500081
- ✓ 10. AGM (IT), RMSCL for uploading on RMSCL website.

Managing Director  
RMSCL