

# TCIL BINA TOLL ROAD LIMITED

टी.सी.आई.एल. बीना टोल रोड लिमिटेड

(A Subsidiary of Telecommunications Consultants India Limited)

Regd. Office : Room No. 301, TCIL Bhawan, Greater Kailash-I, New Delhi - 110048

Phone : 011-26202020

E-mail : tcil@tcil-india.com

CIN : U45204DL2012GO1238685

TBTRL/MP/BKS-BOT/O&M/22/4

Dated: 14.02.2022

## TERMINATION OF LOI

M/s A.R. Tollways Pvt. Ltd.  
18, Kripal Colony, In Front of Bhagwan Talkies  
New Agra, Agra (UP)-282005

SUB: "Appointing an Agency for Collection of for collection of User Fee ("Toll Charges") & Road Maintenance including Toll Maintenance, located at (Village-Ikoda, Kurwai) at Bina "SH-14" road from Chainage km 0/000 to 56/382 of Bina - Kurwai - Sironj toll road in the state of MP"

- Ref.: 1. Our tender No. NIT: TBTRL/MP/BOT/O&M/21/02 Dated 26.08.2021  
2. LOI No. TBTRL/MP/BKS-BOT/O&M/21/01 Dated 03.12.2021.  
3. Our Letter No.-TBTRL/MP/BKS-BOT/O&M/21/2 Dated: 18.12.2021  
4. Our Letter No.-TBTRL/MP/BKS-BOT/O&M/21/3 Dated: 27.12.2021  
5. Your letter No. ARTPL/2021 dated 29.12.2021  
6. Our Letter No.-TBTRL/MP/BKS-BOT/O&M/22/1 Dated: 10.01.2022  
7. Your letter No.-ARTPL/2022 dated- 11.01.2021  
8. Our Letter No.- TBTRL/MP/BKS-BOT/O&M/22/2 Dated: 25.01.2022  
9. Our Termination Letter No.-TBTRL/MP/BKS-BOT/O&M/22/3 Dated: 14.01.2022

Dear Sir,

Whereas in terms of this office letter dated 18.12.2021,27.12.2021,10.01.2022 and 25.01.2022 you were notified as to your various default and breaches and you were also required to take all steps that were necessary for submitting the PBG as per Tender conditions. The said defaults and breaches are as under:

With reference to the above mentioned letters, PBG submission has to be done by your agency to TBTRL Office within 15 days period from the date of issuance of LOI i.e. 03.12.2021. Till date even after many letters issued to your agency for submission of the PBG no compliance has been done by your agency.

As Per NIT Clause No.8 of Section 3 i.e.- Performance Security which read as:-

"Within 15 (Fifteen) days from the date of issuance of the LOA, the successful bidder shall submit Performance Bank Guarantee of Rs. 3.50 Crores from Scheduled Commercial Bank having its HQ/ Branch in Delhi in the prescribed format and valid for four years. The given PBG towards Performance Bank Guarantees shall be revised every four years for an amount equal to 6 months' User Fee payout as worked out from the amount quoted by the bidder for that year and revised PBG shall be submitted one month before the expiry of validity of existing PBG. The last revision of PBG shall be valid till completion of Tender period plus 90 days".

*Dr. Arun*  
14/2/2022

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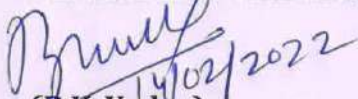
You had requested vide your letter No.-ARTPL/2021 dated 29.12.2021 that you will submit the said BG by 10.01.2022. But you have failed to oblige your commitment and contractual commitments despite getting ample opportunity for the same.

Whereas on account of the defaults and breaches committed by you TBTRL is left with no other alternative but to terminate the Letter of Intent No. TBTRL/MP/BKS-BOT/O&M/21/01 Dated 03.12.2021 under clause No. 42 of the Special Condition of the contract of the tender document vide our Termination letter No.-TBTRL/MP/BKS-BOT/O&M/22/3 Dated: 14.02.2022 and further blacklist your agency M/s.-A.R.Tollways Pvt. Ltd. under Section 11 of Special Condition of the contract of the tender document from doing any business with TCIL & TBTRL for next five years from the date of termination of LOI.

The termination of the Letter of Intent No. TBTRL/MP/BKS-BOT/O&M/21/01 Dated 03.12.2021 is without prejudice to any rights of TBTRL which may be available to it as per the terms of the said Tender /Letter of Intent No. TBTRL/MP/BKS-BOT/O&M/21/01 Dated 03.12.2021 and or under any law which will be applicable as on that date including but not limited to raising of any claims/ encashment of Guarantees/deduction/ recovery of any Liquidated Damages /or any damages of any nature whatsoever/ penalty/ compensation for any losses of any nature whatsoever suffered and/ or maybe suffered and /or may be suffered by us due to any defaults/ breaches/ acts and omissions on your part, etc.

Thanking You,

**For TCIL BINA TOLL ROAD LIMITED.**

  
(B.K. Yadav)  
CEO, TBTRL

Cc: 1. CGM (Civil-BD), TCIL-for information please.  
2. CFO, TBTRL for information please.



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TBTRL/MP/BKS-BOT/O&M/22/5

CIN : U45204DL2012GO1238685

Dated: 04.03.2022

M/s A.R. Tollways Pvt. Ltd.

18, Kripal Colony, In Front of Bhagwan Talkies  
New Agra, Agra (UP)-282005

SUB: Banning of Business Dealing with M/s A.R. Tollways Pvt. Ltd.

- Ref:
1. Our tender No. NIT: TBTRL/MP/BOT/O&M/21/02 Dated 26.08.2021
  2. LOI No. TBTRL/MP/BKS-BOT/O&M/21/01 Dated 03.12.2021.
  3. Our Letter No.-TBTRL/MP/BKS-BOT/O&M/21/2 Dated: 18.12.2021
  4. Our Letter No.-TBTRL/MP/BKS-BOT/O&M/21/3 Dated: 27.12.2021
  5. Your letter No. ARTPL/2021 dated 29.12.2021
  6. Our Letter No.-TBTRL/MP/BKS-BOT/O&M/22/1 Dated: 10.01.2022
  7. Your letter No.-ARTPL/2022 dated- 11.01.2021
  8. Our Letter No.- TBTRL/MP/BKS-BOT/O&M/22/2 Dated: 25.01.2022
  9. Your letter No.-ARTPL-2022 dated- 09.02.2022
  10. Our Termination letter TBTRL/MP/BKS-BOT/O&M/22/3 dated 14.02.2022
  11. Our Termination letter TBTRL/MP/BKS-BOT/O&M/22/4 dated 14.02.2022

Dear Sir,

This has reference to TBTRL Tender no.-TBTRL/MP/BOT/O&M/21/02 Dated 26.08.2021 for "Appointing an Agency for Collection of for collection of User Fee ("Toll Charges") & Road Maintenance including Toll Maintenance, located at (Village-Ikoda, Kurwai) at Bina "SH-14" road from Chainage km 0/000 to 56/382 of Bina - Kurwai - Sironj toll road in the state of MP" wherein you had submitted your bid.

With reference to the above mentioned letters, PBG submission has to be done by your agency to TBTRL Office within 15 days period from the date of issuance of LOI i.e. 03.12.2021. Till date even after ample opportunity given to your agency as per your above referred request letters, you & your agency has failed to submit the mandatory Performance Bank Guarantee as per NIT clause no. 8 of Section 3 i.e. Performance Security.

After review of the case under extant guidelines of TBTRL and TCIL, it is hereby informed that the Competent Authority of TBTRL/ TCIL has imposed a ban on M/s A.R. Tollways Pvt. Ltd. for doing any business across TBTRL and TCIL for all items/goods/works/services for a period of 05 (Five years) from the date of ban order imposed vide our Letter No.-TBTRL/MP/BKS-BOT/O&M/22/4 dated 14.02.2022 in accordance with Section 11 of Special Condition of the contract of the tender/NIT.

Accordingly, M/s A.R. Tollways Pvt. Ltd. will not be eligible to participate in any tender/EOI/from TBTRL and TCIL. Existing offers, if any, submitted by, M/s A.R. Tollways Pvt. Ltd. will not be considered and the same will be summarily rejected.

The above action is without prejudice to the rights of TBTRL and TCIL under the contract and/ or law.

Please acknowledge the receipt of this ban order.

Thanking You,

For TCIL BINA TOLL ROAD LIMITED.

  
CEO, TBTRL

- Cc:
1. Master file
  2. TBTRL Website. - www.tbtrl.co.in