

## Drug Tender Round-X के निविदा से संबंधित कोर कमिटी की बैठक की कार्यवाही

दिनांक : 25.09.2013

समय : 02.30 बजे अपराह्न

स्थान : राज्य स्वास्थ्य समिति, बिहार का सभागार

उपस्थित सदस्य :-

1. डॉ० मधुरेन्द्र किशोर, संयुक्त निदेशक, स्वास्थ्य सेवाएँ प्रतिनिधि निदेशक प्रमुख, स्वा० सेवाएँ, बिहार - अध्यक्ष
2. श्री अशोक कुमार सिंह, प्रशासी पदाधिकारी, राज्य स्वास्थ्य समिति बिहार - आमंत्रित सदस्य
3. डॉ० एस० के शाही, विभागाध्यक्ष, इंदिरा गाँधी आर्युविज्ञान संस्थान, शेखपुरा, पटना - सदस्य
4. श्री हेमन्त कुमार सिन्हा, राज्य औषधि नियंत्रक, बिहार, पटना - सदस्य
5. डॉ० विमल कुमार कारक, उपाधीक्षक, पी०एम०सी०एच० प्रतिनिधि अधीक्षक, पी०एम०सी०एच० पटना - सदस्य
6. श्री ओ० पी० पाठक, उपनिदेशक, उद्योग विभाग, बिहार, पटना - सदस्य
7. श्री नौशाद हैदर, प्रोक्योरमेंट स्पेशलिस्ट, यूनिसेफ, बिहार, पटना - सदस्य
8. श्री नीलेश देशपांडे, राज्य कार्यक्रम समन्वयक, यू०एन०एफ०पी०ए०, बिहार, पटना - सदस्य
9. श्री सुभाष चन्द्र राय, अनुज्ञापन प्राधिकारी, पटना प्रतिनियुक्त राज्य स्वास्थ्य समिति - आमंत्रित सदस्य
10. श्री चुनेन्द्र महतो, औषधि निरीक्षक, पटना, प्रतिनियुक्त राज्य स्वास्थ्य समिति - आमंत्रित सदस्य
11. श्री सत्येन्द्र कुमार, औषधि निरीक्षक, पटना प्रतिनियुक्त राज्य स्वास्थ्य समिति - आमंत्रित सदस्य
12. श्री नवनीत कुमार, औषधि निरीक्षक, पटना प्रतिनियुक्त राज्य स्वास्थ्य समिति - आमंत्रित सदस्य

### पृष्ठभूमि

Drug Tender Round-X के Category-‘A’ ‘B’ ‘C’ ‘D’ एवं E के विभिन्न Schedule में उल्लेखित औषधियों एवं चिकित्सीय उपस्करों/सामग्रीयों के लिए प्राप्त 142 (एक सौ बयालिस) निविदाओं का समीक्षोपरान्त तकनीकी मूल्यांकन कोर कमिटी के सदस्यों के द्वारा दिनांक 23.07.2013, 30.7.2013, 13.08.2013 एवं 14.08.2013 को किया गया। कोर कमिटी द्वारा तकनीकी मूल्यांकनोपरान्त निविदा सूचना के न्यूनतम अर्हता के शर्तों के अनुरूप पाये जाने वाले फर्मों को तकनीकी रूप से योग्य घोषित किया गया। कोर कमिटी की बैठक की कार्यवाही, तकनीकी रूप से योग्य एवं अयोग्य घोषित फर्मों की सूची (Annexure-I, II) तथा तकनीकी तुलनात्मक विवरणी आदि को राज्य स्वास्थ्य समिति बिहार के वेबसाईट पर निविदादाताओं के अवलोकनार्थ अपलोड कर दिया गया है।

उक्त के आलोक में कोर कमिटी के सदस्यों के द्वारा यह निर्णय लिया गया कि जिन निर्माता संस्थानों के वास्तविक निर्माण संस्थान का Site inspection, documents verification & physical verification राज्य औषधि नियंत्रक, बिहार के द्वारा गठित जाँच दल द्वारा विगत तीन वर्षों के अंदर नहीं हुआ है, वैसे तकनीकी रूप से सफल निर्माता संस्थानों के manufacturing unit का Site inspection, documents verification & physical verification अनुज्ञापन प्राधिकारी/औषधि निरीक्षकों के द्वारा कराये जाने हेतु राज्य औषधि नियंत्रक, बिहार, पटना से अनुरोध किया जाये। निविदा शर्त के अनुसार स्थल निरीक्षण तथा भौतिक सत्यापन प्रतिवेदन प्राप्त होने पर समेकित रूप से समीक्षोपरान्त उन्हें तकनीकी रूप से स्वीकृत अथवा अस्वीकृत करने संबंधी निर्णय कोर कमिटी की अगली बैठक में लिया जायेगा।

### दिनांक 25.09.2013 को कोर कमिटी की बैठक में लिये गये निर्णय

- (9) कोर कमिटी के उक्त निर्णय के आलोक में राज्य स्वास्थ्य समिति बिहार के कार्यालय पत्रांक 7462 दिनांक 05.09.2013 के द्वारा निविदादाताओं के भौतिक सत्यापन एवं स्थल निरीक्षण हेतु राज्य औषधि नियंत्रक बिहार को निदेशित किया गया। राज्य औषधि नियंत्रक, बिहार के कार्यालय पत्रांक 1013(15) – 1020(15) दिनांक 10.09.2013 के द्वारा 22 फर्मों के 24 निर्माण



स्थल का भौतिक सत्यापन एवं स्थल निरीक्षण करने हेतु औषधि नियंत्रण प्रशासन के पदाधिकारियों की 8 (आठ) जाँच दल का गठन कर स्थल निरीक्षण प्रतिवेदन समर्पित करने हेतु निदेशित किया।

- (2) राज्य औषधि नियंत्रक, बिहार के द्वारा स्थल निरीक्षण एवं भौतिक सत्यापन हेतु गठित दल के द्वारा प्रतिवेदन समर्पित किया गया। जाँच दल द्वारा अपने प्रतिवेदन में दिये गये मंतव्य के अनुसार एक समेकित प्रतिवेदन राज्य स्वास्थ्य समिति बिहार में प्रतिनियुक्त अनुज्ञापन प्राधिकारी एवं औषधि निरीक्षक के द्वारा संकलित किया गया। उपरोक्त समर्पित physical verification, site inspection and documents verification प्रतिवेदनों एवं तकनीकी रूप से अयोग्य घोषित फर्मों से प्राप्त अभ्यावेदनों पर तकनीकी समीक्षा एवं मूल्यांकन करने हेतु कोर कमिटी की बैठक राज्य स्वास्थ्य समिति बिहार के कार्यालय पत्रांक 7939 दिनांक 24.09.2013 के द्वारा दिनांक 25.09.2013 को आयोजित की गई। कोर कमिटी के सदस्यों के द्वारा physical verification and site inspection report पर विस्तृत चर्चा एवं समीक्षा की गई। जाँच दल द्वारा समर्पित प्रतिवेदन पर सम्यक विमर्श एवं समीक्षा के उपरांत कोर कमिटी के सभी सदस्यों द्वारा एकमत से निम्नांकित 21 (इक्कीस) निविदादाता निर्माता संस्थानों को तकनीकी रूप से सफल घोषित किया गया।

Sl No.	Comp. Code	Name of the Company	Recommendation of the Core Committee
1	A02	Albert David Limited 4/11, Asaf Ali Road, New Delhi- 110 002	Technically qualified for opening of financial bid
2	C02	Albert David Limited 4/11, Asaf Ali Road, New Delhi- 110 002	Technically qualified for opening of financial bid
3	A03	Ankur Drugs & Pharma Limited Village Manakpur, Po- Lodhimajra Nalagarh, Distt- Solan (H.P)	Technically qualified for opening of financial bid
4	A08	AXA Parenteral Ltd Roorkee (Uttarakhand)	Technically qualified for opening of financial bid
5	A15	Biogenetic Drugs Pvt. Ltd. Vill- Jhalmazri Baddi, Solan- 174 103 (H.P)	Technically qualified for opening of financial bid
6	A18	Cadila Healthcare Ltd. Zydas town, satellite cross Road, Ahmedabad. 380015	Technically qualified for opening of financial bid with conditional that ARV derived from Duck embryo only shall be considered, not from chick embryo, as three years of Market Standing is not available for chick embryo derived ARV. (The license of Chick embryo has been granted on 21.10.2011 only)
7	A22	Dr. Reddys Labs ltd 7-1-27, Aneerpet, Hyderabad- 500016 (A.P)	Technically qualified for opening of financial bid
8	A22	Dr. Reddys Labs ltd 7-1-27, Aneerpet, Hyderabad- 500016 (A.P)	Technically qualified for opening of financial bid

*Handwritten signatures and initials:*

- Top left: *nooh* (crossed out) and *Shah*
- Bottom left: *Office* (with a circle around it)
- Bottom center: *MS* (crossed out) and *Shah*
- Bottom right: *nooh* (crossed out) and *Shah*
- Far right: *Shah* (in green)



Sl No.	Comp. Code	Name of the Company	Recommendation of the Core Committee
9	A27	Ind-Swift Limited 781, Industrial Area, Phase-II, Chandigarh-160002, India	Technically qualified for opening of financial bid <b>including</b> product sl.no. S-III-A 22- Metformin Tablet 500mg.
10	A46	Synergy Diagnostics Pvt. Ltd. 127/128, Laxmi Market, Vartanagar, Thane (w)- 400 606	Technically qualified for opening of financial bid
11	A47	Synokem Pharmaceuticals Ltd. Synokem House, 14/486, Sunder Vihar, Quter Ring Road, Paschim Vihar, New Delhi- 110 087 Mfg: Plot No. 35, 36, Sector 6A, IIE, SIDCUL, Ranipur, Haridwar	Technically qualified for opening of financial bid <b>including</b> product sl.no. 130- Zinc Sulphate Syrup
12	C03	Amkay Products Pvt. Ltd, Amkay House, 27, Acchad Indl Area, Talasari, Distt-Thane	Technically qualified for opening of financial bid
13	C09	Ganpati Cotex, 6th Milestone, Village-Nawan Nag, Majitha Road, Amritsar-143 001	Technically qualified for opening of financial bid
14	C10	Global Medikit Limited 3, Dr. G.C. Narang Marg, Delhi- 110 007 Plot No-323 (MI) Camp Road, Selaqui, Dehradun	Technically qualified for opening of financial bid
15	C12	Iscon Surgicals Ltd B-70, Marudhar Industrial Area, II Phase Basni, Jodhpur- 342 005	Technically qualified for opening of financial bid <b>except</b> product sl.no. S-I-C 69 to 75- Spinal Needle
16	C28	Romsons Scientific & Surgical Industries Pvt. Ltd Works & H.O.- 63, Industrial Estate, Nunhai, Agra- 282 006	Technically qualified for opening of financial bid
17	C38	The Swastik Pharmaceuticals 44-1-18/2, Gunadala, Vijayawada- 520 005	Technically qualified for opening of financial bid
18	C43	Vinayak Manutrade Pvt. Ltd. 31, Industrial Area, Jhotwara, Jaipur, Rajasthan- 302012	Technically qualified for opening of financial bid
19	D05	Dr. Sabharwal's Mfg. Lab Ltd Plot No.9, Bhawanipur, Kanpur (UP) Pin- 209203	Technically qualified for opening of financial bid
20	D09	KMS Medisurgi Pvt. Ltd. 44, Mangaldas Road, Bulakhidas BLDG, Ground Floor, Mumbai	Technically qualified for opening of financial bid
21	D18	Udaipur Surgicals Pvt. Ltd, 155, Chetak Marg, Udaipur- 313004 (Rajshthan)	Technically qualified for opening of financial bid



- (3) कोर कमिटी की बैठक में सदस्यों द्वारा राज्य औषधि नियंत्रक, बिहार के द्वारा गठित जाँच दल द्वारा समर्पित निविदादाता संस्थानों के वास्तविक निर्माण स्थल के physical verification and site inspection report के आधार पर निम्नांकित 3 (तीन) निविदादाता संस्थानों को उनके नाम के समक्ष उल्लेखित कारणों (cause of rejection) से तकनीकी रूप से अयोग्य घोषित किया गया।

Sl No.	Comp. Code	Name of the Company	Cause/causes of rejection
1	A21	Denis Chemlab Ltd 401- Abhishree, Opp- Star India, Bazar, Stellite Road, Ahmedabad- 380015	Not qualified technically due to quoted products are not being manufactured by FFS technology as per drug list published with NIT.
2	C37	The Cotton Products Of India 155, Chetak Marg, Udaipur- 313 004 (Rajasthan)	Not qualified technically due to manufacturing process starts with kier boiling (Autoclave), bleaching, Hydro extracting and drying are carried out different premises not in licensed premises as per NIT.
3	D12	Sara Healthcare Pvt. Ltd 63/12/ B-1, Chanda House- Rama Road, Industrial Area, Nalagarh, Kirtinagar, New Delhi- 110015	Not qualified technically due to firm is neither a manufacturing unit nor direct importer. Tenderer is mere an assembling unit.

- (4) तकनीकी रूप से अयोग्य घोषित कुछ फर्मों के द्वारा अभ्यावेदन समर्पित किया गया है जिसे कोर कमिटी के सदस्यों के समक्ष उपस्थापित किया गया। कोर कमिटी के सदस्यों के द्वारा सभी अभ्यावेदनों के आलोक में उनके निविदाओं की पुनर्समीक्षा की गयी। फर्मों की समीक्षा के क्रम में पाया गया कि :-

- (क) कुछ फर्मों के द्वारा निविदा के साथ Income Tax Return Report for Assessment year 2010-11, 2011-12 and 2012-13 का संलग्न नहीं करने के कारण लेखा शाखा द्वारा तैयार की गयी प्रतिवेदन के आधार पर वैसे फर्मों को तकनीकी रूप से अयोग्य घोषित कर दिया गया है। समीक्षा के क्रम में यह तथ्य सामने आया कि कुछ फर्मों के द्वारा अपने अभ्यावेदन में यह दावा किया गया है कि राज्य स्वास्थ्य समिति बिहार के वेबसाइट पर निविदा सूचना के साथ check list के कंडिका '1' में Income Tax Return Report for Assessment year 2008-09, 2009-10 and 2010-11 अंकित किया हुआ पाया गया, जबकि निविदा सूचना के Minimum Eligibility Criteria के कंडिका 'g' में Income tax return for three assessment year 2010-11, 2011-12, 2012-13 माँगा गया था। प्री-बीड बैठक के बाद check list को संशोधित कर amended check list वेबसाइट पर अपलोड किया गया था। सदस्यों ने इस बिन्दु पर विवेचना किया और सम्यक विचारोपरान्त यह निर्णय लिया कि check list निविदा सूचना का एक अलग से अनुलग्नक है जिसे सभी निविदादाताओं के द्वारा पुनः अवलोकन नहीं किया जा सका है। यह संभव है कि भ्रम/भ्रांति की स्थिति में कुछ निविदादाताओं के द्वारा Income tax return for three assessment year 2010-11, 2011-12, 2012-13 के स्थान पर Assessment year 2008-09, 2009-10 and 2010-11 का रिटर्न निविदा के साथ संलग्न कर दिया गया है। सर्वसम्मति से सदस्यों ने निर्णय लिया कि प्रथम तीन assessment year 2010-11, 2011-12, 2012-13 या अंतिम तीन assessment year 2008-09, 2009-10, 2010-11 का रिटर्न निविदा के साथ संलग्न होने की स्थिति में निविदा को अस्वीकृत नहीं किया जायेगा।


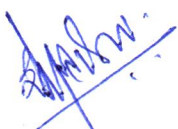


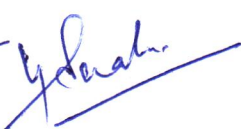



- (ख) निविदादाता फर्मों के द्वारा टर्नओवर की गणना एवं Audited Annual Report से संबंधित मामले को भी अपने अभ्यावेदन में अंकित किया गया है। जिसके निराकरण एवं वस्तुस्थिति स्पष्ट करने हेतु लेखा शाखा के वित्त प्रबंधक, बजट शाखा के वरीय वित्त सलाहकार एवं वित्त विश्लेषक को बैठक में बुलाकर वस्तुस्थिति स्पष्ट करने को कहा गया। वित्त प्रबंधक, वरीय वित्त सलाहकार एवं वित्त विश्लेषक के द्वारा निम्नलिखित चार निविदादाता फर्मों के अभ्यावेदन पर अपना प्रतिवेदन समर्पित किया गया, जो इस कार्यवाही के साथ अनुसूची 'क' के रूप में संलग्न कर दिया गया है।
- (ग) उपरोक्त कंडिका 'क' एवं 'ख' के आलोक में तथा अन्य तकनीकी पहलुओं के समीक्षोपरान्त तकनीकी रूप से अयोग्य घोषित फर्मों के द्वारा दिये गये अभ्यावेदनों पर कोर कमिटी के सदस्यों के द्वारा निम्नांकित निर्णय लिये गये।

S.No.	Company Code	Name of Company	Cause of Rejection	Recommendation of the Core Committee
1	A01	Abbott Healthcare Pvt. Ltd D Mart Building, Goregaon Mulund Link Road, Mulund (W), Mumbai- 400 080 <u>Mfg at-</u> Vill- Bhatauli Khurd, P.O- Baddi, Dist- Solan (H.P)	<ul style="list-style-type: none"> <li>Non submission of Audited Annual Report for financial year 2009-10 as per clause 'f' of NIT.</li> <li>Batch Production Capacity Certificate for Unit-I and Unit-II submitted is not issued by Licensing Authority, Drugs Control Department. Firm has submitted Batch Production Capacity Certificate issued by Deputy Director of Industries, Deptt of Industries, SWCA, Baddi, Dist- Solan, H.P not as per clause 'l' of NIT .</li> </ul>	<ul style="list-style-type: none"> <li>On re-verification of tender documents by the Finance Cell and Budget Cell, it was found that Audited Annual Report for F.Y. 2009-10 has not been submitted by the firm. Instead of Audited Annual Report of F.Y. 2009-10 the firm has submitted only Balance Sheet of F.Y 2009-10.</li> <li>Batch Production Capacity Certificate has not been submitted by the firm.</li> </ul> <p>The committee reached to conclusion that those company, who have not submitted the required documents/papers as per minimum eligibility criteria of NIT with their technical bid shall stand technically disqualified, an opportunity should not be given to them to submit the relevant required document at any stage.</p> <p>Hence the firm remains <u>disqualified</u> on technical ground and their Financial bid will not be opened..</p>
2	A25	Health Biotech Ltd SCO- 162-164, Indian Airlines Towers Top Floor, Sector- 34,A, Chandigarh- 160036	<ul style="list-style-type: none"> <li>Non submission of Income Tax Return Report for the Assessment year 2012-13 as per clause 'g' of NIT.</li> </ul>	<ul style="list-style-type: none"> <li><u>Technically Disqualified</u> due to non submission of ITR as per the above clarification mentioned in para 4(क)</li> </ul>

*[Handwritten signatures and initials in blue and green ink]*

3	A37	Nestor Pharmaceuticals Ltd. B-24/3, Okhla Insustrial Area, Phase- II, New Delhi-110020, India	<ul style="list-style-type: none"> <li>Non submission of Audited Annual Report for financial year 2009-10 as per clause 'f' of NIT.</li> <li>Non submission of Batch Production Capacity Certificate issued by Licensing Authority, Drugs Control Deptt. Submitted Capacity Certificate issued by Chartered Accountant in place of Licensing Authority, Drugs Control Department as per clause 'l' of NIT</li> </ul>	<ul style="list-style-type: none"> <li>As per joint report given by Finance Cell and Budget Cell they continue to hold stance that the company had not submitted Audited Annual Report 2009-10 along with tender bid documents. The company has accepted the fact, however, in the clarification letter submitted by the company; the company has requested to consider the submission of Annual Report F.Y. 2009-10 with their clarification letter.</li> </ul> <p><b>The committee decided that those companies, who have not submitted the required documents/papers as per minimum eligibility criteria of NIT with their technical bid shall stand technically disqualified, an opportunity should not be given to them to submit the relevant required document at any stage.</b></p> <p><b>Hence the firm remains <u>disqualified</u> on technical ground and their Financial bid will not be opened.</b></p>
4	A42	Pentagon Labs Ltd, 16C,16D, Industrial Area No - 1AB, Road Dewas - 452 001, Ratlam Kothi, Indore- 01 (MP)	<ul style="list-style-type: none"> <li>Annual Turnover less than Rs. 25 crores in financial year 2009-10 and 2010-11.</li> <li>Non submission of Income Tax Return Report for the financial year 2011-12 and 2012-13.</li> </ul>	<ul style="list-style-type: none"> <li>As per joint report given by Finance Cell and Budget Cell they continue to hold stance that turnover excludes discount /rebates on the product. This is normal practice for calculating turnover. However, in the clarification letter, the company has submitted a letter certified by Govt. of Madhya Pradesh, Deptt. of Sales Tax, where Gross Sales or turnover includes discount/rebate. As per assessment order passed by Sales Tax Department annual turnover for the F.Y. 2009-10 is 25.59 cr and F.Y 2010-11 is 25.52 cr.</li> <li><b><u>Technically Qualified</u> for product sl.no. SIA- 1, 2, 3, 5, 11, 35, 76, 87, 88, 89, 91, 101, 109 as per the above clarification mentioned in para 4(क)</b></li> </ul>





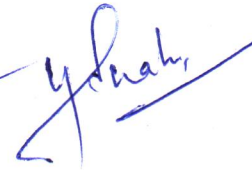










5	A49	Torque Pharmaceuticals Pvt.Ltd SCO 232-33-34, Sector 34-A, Chandigarh - 160034	<ul style="list-style-type: none"> <li>Non submission of Income Tax Return Report for the Assessment year 2011-12 and 2012-13 as per clause 'g' of NIT.</li> </ul>	<p><b>Technically Qualified</b> for product sl.no. S-I-A-10, 12, 16, 17 (30ml), 17(60ml), 18, 29, 33, 34, 32, 36, 39, 40, 118, 57, 59, 60, 65, 63, 66, 71, 85, 90, 92, 94, 95, 104, 111, 110, 123, 128 &amp; 130, S-III-A- 22, 32, S-IV-A- 19, 29, S-V-A-1, 2, 4, 5, 11, 12, 17 as per the above clarification mentioned in para 4(क)</p>
6	B08	Synergy Diagnostics Pvt. Ltd. 127/128, Laxmi Market, Vartanagar, Thane (W)- 400 606	<ul style="list-style-type: none"> <li>Non submission of Market Standing Certificate issued by Drugs Control administration /Department as per clause 'c(i)' of NIT</li> <li>Non submission of Batch Production Capacity Certificate issued by Licensing Authority, Drugs Control Authority as per clause 'l' of NIT .</li> </ul>	<p>Clarification letter dated 17.9.13 given by the company, states that Market Standing Certificate and Batch Production Capacity Certificate are issued by the Licensing Authority, Drugs Control Authority only to the manufacturers. Being an Importer firm have submitted Market Standing Certificate and Batch Production Capacity Certificate certified and issued by the Chartered Accountant.</p> <p>The committee decided that those companies, who have not submitted the required documents/papers as per minimum eligibility criteria of NIT with their technical bid shall stand technically disqualified, an opportunity should not be given to them to submit the relevant required document at any stage.</p> <p><b>Hence the firm remains Disqualified on technical ground and their Financial bid will not be opened for Category-B only.</b></p>
7	C24	Nestor Pharmaceuticals Ltd. B-24/3, Okhla Industrial Area, Phase- II, New Delhi- 110 020, India	<ul style="list-style-type: none"> <li>Non Submission of Audited Annual Report for F.Y. 2009-10 as per clause 'f' of NIT.</li> <li>Non submission of Market Standing Certificate as per clause 'c(i)' of NIT.</li> <li>Non submission of Batch Production Capacity certificate issued by Drug Control Administration/Department as per clause 'l' of NIT.</li> </ul>	<ul style="list-style-type: none"> <li>As per joint report given by Finance Cell and Budget Cell they continue to hold stance that the company have not submitted Audited Annual Report 2009-10 along with tender bid documents. The company has accepted the fact however, in the clarification letter submitted by the company; the company has requested to consider the submission of Annual Report F.Y. 2009-10 with their clarification letter.</li> </ul> <p><b>The committee decided that those companies, who have not submitted the required documents/papers as per minimum eligibility criteria of NIT with their technical bid shall be stand technically disqualified.</b></p>





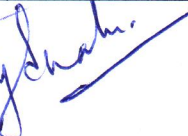

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				Any opportunity should not be given to them to submit the relevant required document at any stage. Hence the firm remains <b>Disqualified</b> on technical ground and their Financial bid will not be opened.
8	C30	Seven Seas Enterprises J-4/1 & 1A, Rajouri Garden, New Delhi 110 027	<ul style="list-style-type: none"> <li>Non submission of Income Tax Return Report for A.Y. 2012-13 as per clause 'g' of NIT.</li> </ul>	<ul style="list-style-type: none"> <li><b>Technically Qualified</b> for product sl.no. S-I-C 7, 8, 9, 33, 34 as per the above clarification mentioned in para 4(क)</li> </ul>
9	C36	Sutures India Pvt. Ltd., 472-D, 13th Cross, 4th Phase, Peenya Industrial Area, Bangalore-560 058	<ul style="list-style-type: none"> <li>Non submission of Production Capacity Certificate of all quoted products issued by Drug Control Administration/ Department as per clause 'I' of NIT.</li> </ul>	<ul style="list-style-type: none"> <li>In this context the firm claims in clarification letter dated 19.9.13 about his position vide his letter dated 22.4.2013 (submitted with the tender documents at page no 172, 172/a, 172/b &amp; 172/c) stating that firm have applied on 29.4.2013 for the Production Capacity certificate to the concern department which is expected by the middle of May, where as due date of the tender was 3.5.2013. The firm has submitted Production capacity certificate issued by Chartered Accountant at the time of submission of tender. In the mean time Additional Drugs Controller, Karnataka, banglore issued Production Certificate vide letter no DCD/CR/126/Spl.cell1/2013-14 dated 15.5.2013 against application of the firm on 29.4.2013.</li> <li>From above submitted clarification and perusal of letter dated 29.4.2013 submitted by the firm with their tender bid and Production Certificate issued by the Drugs Control, Karnataka; the Core Committee resolved that the firm is <b>Technically Qualified</b> for the Product Sl.No. S-III-C-3,5 &amp; S-I-C-10, 11, 12, 13, 14, 15</li> </ul>
10	C41	Torque Pharmaceuticals Pvt. Ltd SCO 232-33-34, Sector 34- A, Chandigarh - 160 034	<ul style="list-style-type: none"> <li>Non submission of Income Tax Return Report for A.Y. 2011-12 and 2012-13 as per clause 'g' of NIT.</li> </ul>	<ul style="list-style-type: none"> <li><b>Technically Qualified</b> for product sl.no. S-III 28 as per the above clarification mentioned in para 4(क)</li> </ul>

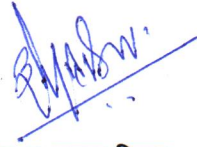







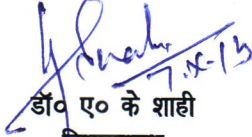


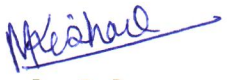
11	D17	Sutures India Pvt. Ltd., 472-D, 13th Cross, 4th Phase, Peenya Industrial Area, Bangalore-560058	<ul style="list-style-type: none"> <li>Technically disqualified product sl. no. S-I-D 34, 35, 36, 37 (Disposable Gloves) due to non submission of Market Standing certificate issued by the Govt. Authority.</li> </ul>	<ul style="list-style-type: none"> <li>The firm claims in clarification letter dated 20.9.2013 that the quoted products Disposable Gloves does not comes under 'Drugs'. Hence Market Standing Certificate issued by Drug Controller is not applicable for those items.</li> </ul> <p><b>Observation of the Committee:-</b> As per clause c(ii) of NIT asked "Bidder of Category- D &amp; E products must have Market Standing in India of minimum 3 (three) years issued by any Government Authority for each &amp; every product quoted in the tender". The firm has submitted Market Standing Certificate issued by Chartered Accountant for the said quoted products; not as per clause c(ii) of NIT.</p> <p>The committee decided that those company, who have not submitted the required documents/papers as per minimum eligibility criteria of NIT with their technical bid shall stand technically disqualified.</p> <p>Hence the firm <b>Disqualified on technical ground and their Financial bid will not be entertained for product sl. no. S-I-D 34, 35, 36, 37 (Disposable Gloves) only.</b></p>
12	E02	Biosafe Medical India Pvt. Ltd, 120-P, Tupudana Industrial Area, Ranchi- 3, Jharkhand.	<ul style="list-style-type: none"> <li>Annual Turnover less 50 Lakhs in 2009-10 not as per clause 'f' of NIT.</li> </ul>	<ul style="list-style-type: none"> <li>As per joint report submitted by Finance Cell and Budget Cell the company has mentioned Gross Profit under the Head 'Income'. Innormal practice, Gross Income is mentioned under the Head 'Income' and not Gross Profit. A Gross Profit is Gross Income minus Manufacturing Cost. The deviation in Revised Turnover is due to this reason. The company had mentioned details regarding the turnover in Schedule-9 of Annual Report. As per clarification submitted by the firm, the annual turnover For F.Y 2009-10 is 0.52 cr, 2010-11 is 1.51 cr and 2011-12 is 1.08 cr.</li> </ul> <p>From the perusal of clarification letter and report submitted by the Finance /Budget Cell, the Core Committee resolved that the firm is <b>Technically Qualified</b> for the product Sl.No. S-I-E 2, 3, 4 on the basis of turnover mentioned in report given by Finance Cell.</p>

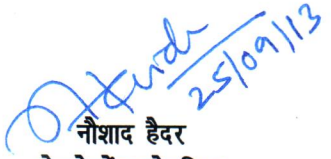







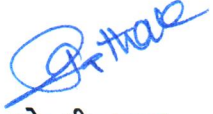
13	C43	Vinayak Manutrade Pvt. Ltd 31, Industrial Area, Jhotwara, Jaipur, Rajasthan- 302 012	<ul style="list-style-type: none"> <li>Technically disqualified product sl. no. S-I-C 7, 8 (Bandage), 33, 34 (Gauze) and S-III-C 28 (Povidine Iodine 5%), 32, 33 (Disposable Cap and Mask) due to non submission of drug validity certificate.</li> </ul>	<ul style="list-style-type: none"> <li>In this context the firm claims in clarification letter dated 18.9.2013 that the quoted products Bandage, Gauze, Povidone Iodine permitted since 1998.</li> </ul> <p><b>Observation of the Committee:-</b> As per tender bid and comparative chart prepared by Deputed Drug Control Officers aforesaid products i.e Bandage, Gauze product validity begins from 01.01.2012 and Povidone Iodine validity begins from 4.8.2010. No relevant documents submitted by the firm with their bid for which prove the actual and effective date of product permission.</p>
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हेमन्त कुमार सिन्हा  
राज्य औषधि नियंत्रक  
बिहार, पटना


  
डॉ० ए० के शाही  
विभागाध्यक्ष  
इंदिरा गाँधी आर्युविज्ञान संस्थान  
शेखपुरा, पटना

  
डॉ० मधुरेन्द्र किशोर  
संयुक्त निदेशक  
स्वास्थ्य सेवाएँ, बिहार  
प्रतिनिधि निदेशक प्रमुख, स्वा० सेवाएँ, बिहार

  
नौशाद हैदर  
प्रोक्योरमेंट स्पेशलिस्ट  
यूनिसेफ, बिहार, पटना

  
ओ० पी० पाठक  
उपनिदेशक  
उद्योग विभाग, बिहार, पटना

  
डॉ० विमल कुमार कारक  
उपाधीक्षक  
प्रतिनिधि अधीक्षक, पी०एम०सी०एच० पटना

  
नीलेश देशपांडे  
राज्य कार्यक्रम समन्वयक यू०एन०एफ०पी०ए०,  
बिहार, पटना



## Review Report on Clarification submitted by Bidders in Drug Tender Bid Round X

### 1. Abbott Healthcare Private Limited

- We continue to hold our stance that the company had not submitted Audited Annual Report of 2009-2010.
- In the tender bid, the company had only submitted Balance Sheet of FY 2009-10; Profit & Loss Account Statement was not submitted.
- However, the clarification letter has Audited Annual Report of FY2009-2010. The Committee might decide the next course of action.

### 2. Nestor Pharmaceuticals Limited

- We continue to hold our stance that the company had not submitted Audited Annual Report of 2009-2010 in the Tender Bid.
- However, the clarification letter has Audited Annual Report of FY2009-2010. The company has accepted the fact, however, in the clarification letter; the company has requested to consider the submission of Annual Report FY2009-10. The Committee might decide the next course of action.

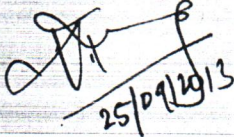
### 3. Pentagon Labs Limited


- We continue to hold our stance that turnover excludes discount/rebates on the product. This is normal practice for calculating Turnover.
- However, in the clarification letter, the company has submitted a letter certified by Govt. of Madhya Pradesh, where Gross Sales or Turnover includes Discount/Rebate. The Committee might decide the next course of action.

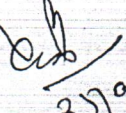
### 4. BioSafe Medical India Private Limited

S. No.	Financial Year	Turnover (mentioned earlier) In Rs Crore.	Revised Turnover In Rs Crore
(a)	(b)	(c)	(d)
1.	FY 2009-10	0.24	0.52
2.	FY 2010-11	0.65	1.51
3.	FY 2011-12	0.69	1.08

- Above mentioned Turnover in Column (d) should be considered instead of Column (c).
- In its Annual Report, the company has mentioned Gross Profit under the Head 'Income'. In normal practice, Gross Income is mentioned under the Head 'Income' and not Gross Profit. A Gross Profit is Gross Income minus Manufacturing Cost. The deviation in Revised Turnover is due to this reason.
- However, the company had mentioned details regarding the Turnover in Schedule 9 of Annual Report.

  
25/09/2013  
Sr. Consultant Finance.

  
25.09.13.  
Finance Analyst

  
25/9  
Finance Manager