



**OULGARET MUNICIPALITY
PUDUCHERRY**

**TERMS AND CONDITIONS
(For e-auction of Unserviceable articles/scrap items)**

1. e-auction of Unserviceable articles/scrap items at "as is where is" condition by the Oulgaret Municipality, shall be conducted through online, in the website (<https://eauction.gov.in>) on 01.12.2023 from 11.00 a.m to 3.00 p.m.
2. The intending bidder should have a valid digital key to participate in e-auction. Bidders should enclose a Demand Draft for an amount of Rs.500 + GST 5% drawn in favour of "The Commissioner, Oulgaret Municipality, Puducherry" payable at Puducherry, towards the cost of application fees, for each item/lot.
3. The intending bidder should enclose the EMD in the form of Demand Draft drawn in favour of "The Commissioner, Oulgaret Municipality, Puducherry" for each item/lot as mentioned in the Annexure-I, the EMD should be enclosed along with the auction application form. The filled in application form, application fee and EMD should be submitted on or before 29.11.2023 at 5.00 p.m in the Tender box kept at the Chamber of the Commissioner, Oulgaret Municipality. Apart from submission of above documents in tender box, the scanned documents mentioned in para 28 are to be uploaded in portal.
4. The intending bidders who have remitted the prescribed cost of application fee as mentioned above and EMD as mentioned in the Annexure against each item/lot, on or before 29.11.2023 at 5.00 p.m are only permitted to take part in the auction.
5. The successful highest bidder should pay the balance amount over and above the EMD amount within 3 working days from the date of issue of order, failing which the Earnest Money Deposit amount will be forfeited and communication will be sent to the next highest bidder giving opportunity to pay the bid amount.
6. The EMD of the unsuccessful bidders will be returned with proper discharges on the next day. In respect of successful bidders, the EMD will be adjusted with the bid payment.
7. The intending bidders should quote the bid amount above the starting (upset) price as mentioned in the Annexure-I.
8. Each bid increment shall be in multiplies of Rs.1/- and above.
9. The intending bidder should indicate the correct address and phone/Mobile number/Aadhar No. legibly for correspondence.

10. The successful bidders cannot transfer to right of claim over the auctioned Unserviceable articles/scrap items to any other third person. The successful bidders shall be issued with the letter of delivery of the auctioned Unserviceable articles/scrap items at "as is where is" condition.
11. The responsibility of "The Commissioner, Oulgaret Municipality, Puducherry" with regard to watch and ward of stationed Unserviceable articles/scrap items ceases immediately after the successful auction of the said materials. The successful bidder has to take delivery of the auctioned materials within 24 hours from the date of entire payment.
12. Any dispute over the quality and value of the materials put to auction cannot be entertained after auction.
13. Along with the tendered amount, the GST if any fixed by the Government of Puducherry in respect of each auctioned items will be collected as extra.
14. The intending bidder shall visit and inspect the Unserviceable articles/scrap items, listed in Annexure-II to IV which are kept in Oulgaret Municipal office at Marie Street, Oulgaret, Puducherry during office hours on all working days.
15. In case of any dispute, with relate to e-auction the decision of the Commissioner, Oulgaret Municipality, Puducherry will be final.
16. The intending bidder should have valid PAN No and GST registration.
17. In case the successful bidder fails to deposit full price of the bid within the stipulated time (i.e.24 hrs.), the offer shall stand cancelled at the discretion of the Commissioner, Oulgaret Municipality and the EMD shall be forfeited. The next highest bidder will be considered.
18. All taxes/duties/levies, etc. and expenses including transportation and labour charge if any as applicable related to the item in the auction, shall be entirely taken care by the Successful Bidder at his own risk and responsibility.
19. Participation and bidding by anyone in this auction shall be treated as conclusive evidence of the fact that the party has inspected the Unserviceable articles/scrap items offered for auction and satisfied himself in all respect regarding quantity, quality, and condition of Unserviceable articles/scrap items, taxes and duties, local working condition and other extraneous factors.
20. It shall be implied and taken for granted that the party has carefully gone through and understood the terms & conditions of e-Auction including the amendments if any, prevailing at the time of bid. No complaints or objections shall be entertained by this Municipality after the bid is opened/ accepted.

21. After scrutinizing of application, only the eligible bidder who fulfill the e-auction terms and conditions and remitted auction fee and EMD would be allowed to participate in e-auction on the date mentioned in e-auction notice.

22. If the highest bidder fail to pay the entire bid amount along with applicable duties and taxes and fails to clear the materials or partly within the stipulated period or comply any conditions of the e-auction notice/procedure the following action will be taken;

- i. The highest bidder will be considered as defaulted bidder.
 - ii. The EMD amount paid by the defaulted bidder will be forfeited and remitted in to Municipal Account.
- The Council of this Municipality, Puducherry reserves the right to invite the willingness/ acceptance of the second highest bidder of the said lot and if the second highest bidder submitted his willingness letter to purchase the said lot, to the rate offered, the confirmation of the sale intimation will be issued to him/her after receipt of the entire bid amount with applicable duties and taxes.

23. Only Courts in Puducherry shall have jurisdiction for resolving any dispute arising out of this e-Auction between the Successful Bidder/other bidders and this Auction Inviting Authority.

24. Any subsequent change in Auction terms & conditions will be available in the online e-Auction portal at <https://eauction.gov.in> as corrigendum.

25. Oulgaret Municipality shall not be responsible for any kind of failure of network, internet, and computer from bidder side etc.

26. The bidders should submit application, auction fee and EMD for each and every lot separately.

27. The Commissioner, Oulgaret Municipality, Puducherry reserves the right to accept or reject or alter any bids without assigning any reason thereof.

28. The Electronic Bidding Process should include the following proceedings

- i. The Intending bidder shall download the auction details from the e-auction portal from the date of publication in website and shall upload the following documents before the specified time and date.
 - a. Auction application form.
 - b. Scanned copy of Demand Draft for auction fee and EMD.
 - c. Copy of PAN Card.
 - d. GST registration details.
 - e. Signed and scanned copy of terms and conditions.
- ii. The bidders who have submitted relevant documents in portal as well as in tender box before 5.00 p.m on 29.11.2023 will be approved to participate in the live "e-auction" process.

- iii. The approved bidders shall participate in live auction during the permitted hours and the highest bidder at the closing time will be considered as successful bidder.

29. The bidder should quote for price per kilogram of each item.

30. The actual amount will be collected based on the actual weight of each item weighed at the time of delivery multiplied by the rate per kilogram quoted by the bidder for each item.

31. The Weighment charges should be borne by the successful bidder. The weighment should be done at the place specified by Municipality in the presence of Municipal staff.

For any doubts and queries on using e-auction portal please contact Help Desk, e-Procurement Cell Phone No: 0413-2220225/2233262, E-mail ID:support-eproc.pon@nic.in




COMMISSIONER
OULGARET MUNICIPALITY 