

No. BPPI/SURGICAL/RC-097/2019

Dated: 23/06/2021

ORDER

Bureau of Pharma Public Sector Undertakings of India, New Delhi had published tender No. BPPI/SURGICAL/RC-097/2019 dated 14.03.2019 through e-procurement system for supply of drugs for the year 2019-20

Whereas M/S Vivia International Pvt. Ltd. (here after called as the firm) address at 2736/13, Ranjit Nagar, New Delhi-110008 had participated in tender. The firm was awarded drug code no. 8110, and 8111 by Bureau of Pharma Public Sector Undertakings of India, New Delhi vide Letter of acceptance dated 15.07.2019 for the period of 2 years as per tender provision. The firm was asked to supply the drugs within 45 days against purchase orders as per clause 12.4 (a) of tender document as per details below: -

| S.No. | BPPI purchase order No and Date | Drug Code and Name | Quantity Ordered | Delivery Period | Quantity Pending for supply |
|-------|---------------------------------|-----------------------------|------------------|---------------------------------|-----------------------------|
| 1 | 191001779 dated 30.01.2020 | 8110 Baby Diapers Small | 300000 | 45 Days (Expired on 15.03.2020) | 196900 |
| | 191001779 dated 30.01.2020 | 8111 Baby Diaper (New Born) | 300000 | 45 Days (Expired on 15.03.2020) | 281500 |
| 2 | 191001780 dated 30.01.2020 | 8110 Baby Diapers Small | 200000 | 45 Days (Expired on 15.03.2020) | 185000 |
| | 191001780 dated 30.01.2020 | 8111 Baby Diaper (New Born) | 150000 | 45 Days (Expired on 15.03.2020) | 112500 |

Whereas, Bureau of Pharma Public Sector Undertakings of India, New Delhi sent show cause notice vide reference No. BPPI/SURGICAL/RC-097/2019 to M/S Vivia International Pvt. Ltd. through mail/DAK dated 19.01.2021 asking for explanation and Bureau of Pharma Public Sector Undertakings of India, New Delhi to the firm informing about provisions of the clause no. 11(d), 19.7, 20.1(a), 20.3 of tender document with request to supply of goods.

- Consider your bad performance for future dealings and disqualify your company from participating in the tender for the next 2 years.
- Initiate blacklisting of your company.
- Recover 5% value of supply order from pending bills.

Whereas, the firm replied against show cause notice on dated 30.01.2021 though mail along with letter for POs No. 191001779 and 191001780 wherein you have informed that due

1/2

to Covid-19 supply of raw material and packing material were disrupted. After seeing all the major problem which are beyond our limit eg. Covid-19 in the FY-2020-21, Farmer agitation as good faith and as a MSME you were provided more 45 days after completion of one (1) year to supply abovementioned purchase order on or before 29.03.2021 however you have neither provided any communication nor supply therefore, amount of Rs. 988902/- (Including IGST 18%) will be recovered as per tender clause for non-supply of remaining quantity. Along with 5% of total agreement performance security value of Rs. 1296300/- will also be recovered as per tender term and condition.

In view of above, the firm is debarred for a period of two (02) successive years to participate in the tender of **Bureau of Pharma Public Sector Undertakings of India, New Delhi** for supply of DC 8110 *Baby Diaper (Small)*, DC 8111 *Baby Diaper (Newborn)* from date of issuance of this order.

This order is without prejudice to the legal and criminal action to be taken if any, by Bureau of Pharma Public Sector Undertakings of India, New Delhi in the matter.



Sachin Singh, IRS
Chief Executive Officer
Bureau of Pharma PSUs of India, New Delhi

Regd.
To,
M/S Vivia International Pvt. Ltd.
2736/13, Ranjit Nagar
New Delhi-110008