

No.: 359/MPMRCL/2022

Bhopal, Dated: 12.03.2022

Letter of Acceptance of Contract

Contract: "Construction of Rolling Stock Depot cum Workshop at Subhash Nagar for Bhopal Metro Rail Project – Tender Notification No: 933/MPMRCL/2021/Package BH-06-EIB, Date: 25.08.2021

To

M/s. KEC-SAM India Consortium

RPG House, 463,

Dr. Annie Besant Road,

Worli, Mumbai – 400030.

Email : rajeshwarkarj@kecrpg.com

Kind Attention: Mr. Jaideep Balwant Rajeshwarkar

Subject: Letter of Acceptance (LOA) for Construction of Rolling Stock Depot cum Workshop at Subhash Nagar for Bhopal Metro Rail Project.

Reference: Your Bid and clarifications submitted against Tender Notification No: 933/MPMRCL/2021/Package BH-06-EIB, Date: 25.08.2021

With reference to the above, the Letter of Acceptance (LOA) is hereby issued to you for the above mentioned work, for a **total accepted contract amount of INR 3,38,09,35,991.00 (Rupees Three Hundred Thirty Eight Crore Nine Lakh Thirty Five Thousand Nine Hundred and Ninety One Only)** comprising:

- a. Schedule 'A' (Item Rate Component – Civil Works DSR Items) of INR 98,49,12,235/- (Rupees Ninety Eight Crore Forty Nine Lakh Twelve Thousand Two Hundred and Thirty Five Only);
- b. Schedule 'B' (Item Rate Component – Civil Works Non-DSR Items) of INR 1,80,79,43,582/- (Rupees One Hundred Eighty Crores Seventy Nine Lakh Forty Three Thousand Five Hundred and Eighty Two Only);
- c. Schedule 'C' (Item Rate Component – E&M Works DSR Items) of INR 24,52,500/- (Rupees Twenty-Four Lakh Fifty Two Thousand Five Hundred Only);
- d. Schedule 'D' (Item Rate Component – E&M Works Non-DSR Items) of INR 56,56,27,674 (Rupees Fifty Six Crore Fifty Six Lakh Twenty Seven Thousand Six Hundred and Seventy Four Only); and
- e. Schedule 'E' (Provisional Sum) of INR 2,00,00,000/- (Rupees Two Crore Only),

inclusive of all taxes, duties, royalties, GST, cess, levies, etc.

Pursuant to the Instructions to the Tenderers (ITT), Sub-clause 7.5 and General/ Particular Conditions Sub-Clause 4.2, you are required to furnish the Performance Security for an amount of **INR 10,14,28,080/- (Rupees Ten Crore Fourteen Lakh Twenty Eight Thousand and Eighty Only)** within fourteen (14) days of receipt of the Letter of Acceptance, using the form of Bank Guarantee for Performance Security included in Annexure – 4 of the Instructions to Tenderers. You are further required to furnish other Guarantees, Undertakings, and Warranties.

You are also informed that you have to execute the Contract Agreement within thirty-five (35) days from the date of receipt of the Letter of Acceptance.

It may please be noted that until a formal Contract Agreement is executed, this letter shall constitute a binding Contract between yourselves and Madhya Pradesh Metro Rail Corporation Limited.

Pursuant to General/ Particular Conditions Sub-Clause 8.1, the Commencement Date shall be 26.03.2022. The Time for Completion shall be One Thousand Ninety Two (1092) days as per General/ Particular Conditions Sub-Clauses 1.1.84 and 8.2.

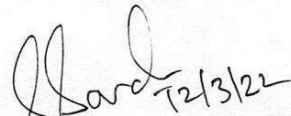
You shall ensure full compliance with the relevant tax laws with regards to this Contract and shall be solely responsible for the same. You shall keep the Employer fully indemnified against your liability of tax, interest, penalty etc., whichever may arise.

Any suit or application, arising out of any dispute or differences on account of this Tender shall be filed in a competent court at Bhopal, Madhya Pradesh only and no other court or any other district of the country shall have any jurisdiction in the matter.

You are requested to submit the Power of Attorney (s) and Board Resolution (to be duly notarised by notary public) in case of any change of authorised personnel since submitted along with the tender submittals.

This Letter of Acceptance is sent in duplicate. You are required to return one copy of it duly signed by the Authorised Signatory on all pages indicating "Unconditional Acceptance" thereof so as to reach the undersigned within one week of issuance of this letter. In case of no response within such time, this Letter of Acceptance shall be considered as deemed accepted unconditionally.

The General Consultant to the Employer will act as the Engineer for this Contract. You are requested to contact the Engineer (Mr Simon Fourie) Project Director (Bhopal) of the General Consultant, a Consortium of DB Engineering & Consulting GmbH, Geo-data Engineering S.p.A and Louis Berger SAS for further necessary action in this matter.


(Shobhit Tandon)

Additional. Director (Technical)

Enclosure: one copy of this letter in duplicate

We, the undersigned hereby accept the Letter of Acceptance "unconditionally"
(Authorised Signatory for the Tenderer with Company seal).

Company:
Name:
Position (Title):
Signature: