

No.: 1835/MPMRCL/2022

Bhopal, Dated: 06-Dec-2022

Letter of Acceptance of Contract

To:

Jindal Steel and Power Limited

O. P. Jindal Marg, Hisar, Haryana -125005.

Ph: +91 9821899733

E-mail: pawanjeet.chadha@jindalsteel.com


(Kind Attention: Mr. Sushil Kumar Pradhan, Vice President-Sales & marketing)

Subject: Letter of Acceptance (LOA) for Supply of Head Hardened Rails, 18 m long UIC 60 (60E1 profile), IRS-T-12-2009, 1080 Grade HH (Class A), 8120 MT for Bhopal and 8425 MT for Indore for Bhopal Metro Rail Project & Indore Metro Rail Project

Reference: Your Tender and clarifications submitted against Tender Notification No: 222/MPMRCL/2022/Package BH&IN-03B, Date: 17.02.2022

With reference to the above, it is hereby inform to you that your Bid submitted along with various subsequent documents for "Supply of Head Hardened Rails, 18 m long UIC 60 (60E1 profile), IRS-T-12-2009, 1080 Grade HH (Class A), 8120 MT for Bhopal Metro Rail Project and 8425 MT for Indore Metro Rail Project" with Tender Notification No: 222/MPMRCL/2022/Package BH&IN-03B, Date: 17.02.2022 for a total Accepted Contract Amount of INR 1,38,64,71,000 (Rupees One Hundred Thirty Eight Crore Sixty Four Lakh Seventy One Thousand Only) on Ex Works Basis (excluding customs and GST) is hereby accepted by MPMRCL.

1. Pursuant to the Instructions to the Tenderers (ITT), Sub-clause 7.5 and General/ Particular Conditions Sub-Clause 4.4, you are required to furnish the Performance Security for an amount of INR 4,15,94,130 (Rupees Four Crore Fifteen Lakh Ninety-Four Thousand One Hundred Thirty 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.
2. 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 as per clause 7.4 of ITT.
3. 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.
4. The Time for Completion shall be One Thousand Twenty-Two (1022) days as per Tender Notifications and ITT 1.2 "Key Details" from the date of receipt of the Letter of Acceptance.

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5. 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.
6. Pursuant to the Instructions to the Tenderers (ITT), Sub-clause 7.6 and General/ Particular Conditions Sub-Clause 10.2, 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.
7. 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.
8. 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.
9. 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 (Mobile No.: +91-7470773036, Email ID - simon.fourie@gcmpmrc.com) 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.



(Ajay Sharma)
Director (Projects)

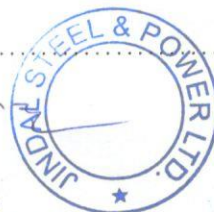
Aj Sharma
6.12.2022

Copy to PD/GC

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: JINDAL STEEL & POWER LTD.
 Name: MR. ARUNESH BHARTI
 Position (Title): ASSO. VICE PRESIDENT
 Signature: *Arunesh*



06/12/22