

Annexure-I

GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
OFFICE OF THE COMMISSIONER OF EXCISE, ENTERTAINMENT & LUXURY
TAX
L&N BLOCK, VIKAS BHAWAN, I.P. ESTATE, NEW DELHI – 110 002

TENDER FORM FOR OPERATING LICENCE IN FORM L-3 FOR SUPPLY OF ORDINARY SPICED CARAMEL COLOURED 50 DEGREE UNDER PROOF COUNTRY LIQUOR IN BTTLES OF 750 ML. 375 ML. AND 180 ML DURING THE YEAR 2013-14.

(01.04.2013 to 31.03.2014)

1.	Name of the tenderer / Distillery/ Bottling Plant (in block letters)		
2.	Address (in block letters)		
3.	State whether the Tenderer is:		
	(a)	A body incorporated under the Indian Companies Act: or	
	(b)	A society registered under Cooperative Society Act or under Societies Registration Act: or	
	(c)	A partnership concern : or	
	(d)	A sole proprietorship	
	(e)	Name and address of the individual who shall act as an agent on behalf of the tenderer and his relationship with company or the society. (Please enclose a power of attorney executed in favour of the agent.)	
	(f)	Affiliated company to any other tenderer in this bid or not (Yes/No)	
4.	If a tenderer is a body incorporated under the Indian Companies Act or a Society registered under the Co-operative Societies Act or under the Societies Registration Act, please enclose an attested true copy of the registered Memorandum and Articles of Association (latest). If the tenderer is a partnership firm, please enclose a registered partnership deed or registered bye-laws, as the case may be. Further, the tenderer is required to state :		
	(a)	Names and addresses of the Managing Director and Directors of company/President and Secretary of the Society.	
	(b)	Name and address of the individual who shall act as an agent on behalf of the tenderer and his relationship with the company or the society. (Please enclose a power of attorney executed in favour of the agent.)	
	(c)	Registration number of the Company/Co-operative Society (An attested true copy of the registration certificate to be enclosed.)	
5.	If the tenderer is a sole proprietor firm or a partnership concern, state the name/names of the proprietor/partners comprising the firm alongwith their addresses and the name of the authorized agent with his address and telephone numbers (please enclose a copy of the attorney executed in the favour of the agent.)		
6.	Does the tenderer has a branch office in		

	Delhi. If so, state its address and telephone number and the name and address of the persons managing it.																	
7.	a)	Location of the distillery/bottling plant owned by the tenderer alongwith the complete address, name of Police Station, District and State.																
	b)	State date of establishment of distillery/bottling plant and grant of the licence thereof (Enclose an attested true copy of the distillery licence/bottling plant license)																
	c)	Name of Distiller/Unit (s)/bottling plant owned by the tenderer where the ordinary spiced caramel coloured country liquor will be manufactured/bottled and brought to the Bonded Ware House in Delhi (give complete address, particulars, etc. of each of the unit(s).																
	i.	Name: _____ Police Station _____ Distt. & State _____																
	ii.	Name: _____ Police Station _____ Distt. & State _____																
	iii.	Name: _____ Police Station _____ Distt. & State _____																
	iv.	Name: _____ Police Station _____ Distt. & State _____																
	d	State date of establishment of the Unit(s) and grant of the licence thereof (enclose an attested true copy in respect of each of the Unit(s) owned by the tenderer)																
		<table border="1"> <thead> <tr> <th></th><th>Name of Unit</th><th>Date of Establishment</th></tr> </thead> <tbody> <tr> <td>i.</td><td></td><td></td></tr> <tr> <td>ii.</td><td></td><td></td></tr> <tr> <td>iii.</td><td></td><td></td></tr> <tr> <td>iv.</td><td></td><td></td></tr> </tbody> </table>			Name of Unit	Date of Establishment	i.			ii.			iii.			iv.		
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i.																		
ii.																		
iii.																		
iv.																		
e	Important Telephone Nos. of the distillery/Unit(s)/bottling plant owned by the tenderer																	
	<table border="1"> <thead> <tr> <th></th><th>Name of Unit</th><th>Telephone Number (s)</th></tr> </thead> <tbody> <tr> <td></td><td></td><td></td></tr> </tbody> </table>			Name of Unit	Telephone Number (s)													
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		i.		
		ii.		
		iii.		
		iv.		
8.	TOTAL CAPACITY			
	A	Installed Capacity (IC) of the distillery or bottling Plant and Actual Production (AP) of country liquor during the last five years duly authenticated by the Excise Commissioner of the State in which the unit is situated (Please specify in Kilolitre)		
		2008-09	IC-	AP-
		2009-10	IC-	AP-
		2010-11	IC-	AP-
		2011-12	IC-	AP-
		2012-13	IC-	AP-
	B	Daily Bottling Capacity :		
	C	The present strength of labour force employed in the distillery		
		(1) Skilled		
		(2) Unskilled		
		(3) Casual		
	D	Quality control facilities and equipment available and installed in the distillery (if necessary enclose annexure with details.)		
	E	Enclose documents/proof in support of above data (A to D)		
9		Brand Name -		
		GTIN Details	750 ml	375ml 180ml
		Case GTIN		
		Bottle GTIN		
		GTIN : Global Trade Identification Number		
10	a	Whether any quantitative restriction has been placed by the Competent Authority (Excise) in the production of country liquor by the distillery/Units owned by the tenderer. If so, whether it can be relaxed. Indicate the quantitative restriction distillery/Unit(s) wise in words as well as in figures		
		S. No.	Name of Distillery/Unit(s) Bottling Plant	Quantitative Restrictions Relaxation
		1		
		2		
		3		
		4.		
		TOTAL		

	b	Indicate the quantity in percentage of total supply that the tenderer is willing to make at the rate quoted by him	
		S. No.	Name of Distillery/Unit(s) Bottling Plant
			Approximate quantity per month for import into the Bonded Ware House at Delhi (in CASES as well as in bulk litre) in words as well as in figures
		1	
		2	
		3	
		4.	
		TOTAL	
	c	Indicate the export pass fee levied by the state(s), UT(s) from where the country liquor would be imported into the National Capital Territory of Delhi as on the date of submission of tender (Enclose relevant copies of the notification/orders of the Excise Authority concerned in respect of export pass fee)	
		S. No.	Name of Distillery/Unit(s) Bottling Plant are located
			Export pass fee per bulk litre (in figures as well as in words)
		1	
		2	
		3	
		4	
11			
	a	Whether any penal/administrative proceedings were taken against the Management of the distillery/Unit(s) bottling plants owned by the tenderer by any court or administrative department for acts of omission and commission. If so, give the particulars and result thereof. <u>A No Objection Certificate</u> from the concerned State Government for export of 50 degree under proof country liquor to Delhi should be enclosed.	
	b	Whether levy and recovery of any Excise Revenue by the exporting State or by the National Capital Territory of Delhi is under stay of court? If so, furnish the particulars.	
12	Price per 9 BL (Bulk Litre) of 50 degree under proof ordinary spiced caramel coloured country liquor in bottles of 750 ml., 375 ml. and 180 ml. Please indicate a rate for supply of 9 BL of country liquor in bottles of 750 ml. and another rate if any, for supply of 9 BL of country liquor in bottles of 375 ml. and another rate for supply of 9 BL of country liquor in bottles of 180 ml. Please also see clause 10 and 16 of the terms and conditions (indicate the rate(s) in figures as well as in words)		

	RATE	AMOUNT (in Rs.)
	X- Rate for 1 Case (12 Bottles) of 750 ml (9BL)	
	Y- Rate for 1 Case (24 Bottles) of 375 ml (9BL)	
	Z- Rate for 1 Case (50 Bottles) of 180 ml (9BL)	
13	“Weighted Average” price (please see clause 16(d) & illustration thereof, of the terms & conditions), which is equal to $(4X + 4Y + 2Z) / 10 =$	
14	Name of the Bank, number and date of bank draft for deposit of earnest money of Rs.30,00,000/-(Rupees Thirty lacs only)	
15	PAN No. (attach copy of PAN Card) :	
<p>I/We have carefully read the tender notice and the terms and conditions and the provisions of the Delhi Excise Act, 2009 as in force in the National Capital Territory of Delhi and rules made thereunder for the grant of licence in form L-33 and L-3. I/We accept the same and are bound by them.</p> <p style="text-align: right;">NAME AND SIGNATURE OF THE TENDERER WITH SEAL OF THE DISTILLERY/BOTTLING PLANT</p>		

PLACE:

DATE:

Annexure-II

Personal Bond with Surety Bond
(To be executed by the successful tenderer)

Whereas M/s _____, Regd. Office at _____
_____ is a successful tenderer under Rule 48 of
Delhi Excise Rules, 2010 for a license in form L-3/L-33 for the year 2013-14 (01.04.13 to
31.03.14).

And whereas the aforesaid M/s _____ has
been offered _____% quota for the supply of Country Liquor into the National Capital
Territory of Delhi, for which we are required to furnish a personal bond with surety bond for
a _____ sum _____ of _____ Rs. _____
(rupees _____) binding ourselves
for taking all requisite action to complete all formalities required for granting a license in
form L-3/L-33 within seven days from the date of communication of offer.

Now, therefore, the aforesaid M/s _____
(hereinafter known as the tenderer) and Sh. _____, Director/Managing
Director/Secretary/Proprietor/Partner (hereinafter known as the surety) hereby bind
themselves jointly and severally to the President of India and agree that the aforesaid tenderer
shall take all the requisite action to complete all formalities required for grant of a licence in
Form L-3/L-33 and observe all the provisions of the Act, Rules and terms and conditions and
that if he does not do so, without prejudice to any other action as is permissible under law,
all deposits made by him shall stand forfeited to the President of India and that a further sum
of Rs. _____ (Rupees _____) _____
shall also stand forfeited to the President of India.

It is also declared that this bond is given under the orders of the government for the
performance of an act in which the public are interested.

WITNESS:

1.

2

Signature _____

Name and address of the tenderer

Stamp of the Firm represented by the tenderer.

Signature _____

Name of Surety with complete address

INDEMNITY BOND

I, _____, attorney of M/s _____,
Bonded _____ Warehouse _____ situated _____ at _____
_____ (hereinafter called the obligator),
hereby enter into the bond to the President of India a sum of
Rs. _____ (Rupees _____) to be
paid to the President of India.

Signed this _____ day of _____ month of _____ year.

The above bounder obligor having their license in Form L-3/L-33 is being permitted
to import _____ cases of _____ brand Country Liquor during the month of
_____, 2013-2014.

Now the condition of this written bond or obligation is such that the obligator shall, in
the event of loss suffered by the Government (in respect of which the decision of the
Government or the authority appointed for the purpose shall be final and binding on the
obligator) as a result of any circumstance, foreseen or unforeseen, leading to non-realization
of Excise revenue, pay to the Government the non-realized amount of duty/excise revenue.

And these presents also witnesseth that the liability of the obligator hereunder shall
not be impaired or / discharged by reason of any forbearance, act or omission of the
Government or for any time being granted or indulgence shown by the Government, (or by
reason of any change in the constitution of the obligator in cases where the obligator is not an
Individual).

In witness thereof the obligator has set his hand/has caused these presents executed by
its authorized representative, on the day, month and year above written.

WITNESS:

1.

2

Signature of the Attorney

Accepted by me on the above date

Against I.P. No. _____ to _____

Dated _____ valid upto _____

for _____ cases

