

PUNJAB STATE WAREHOUSING CORPORATION

SCO 74-75, BANK SQUARE, SECTOR 17-B, CHANDIGARH – 160017

E-mail id: dgmcomm.pswc@punjab.gov.in Ph: 0172-5197849

TENDER CANCELLATION NOTICE

Tender invited for location Bhikhiwind/Patti, District Amritsar/Tarn Taran vide GeM Bid ID - GEM/2025/B/6542564 in Newspaper on 06.08.2025 is scrapped (order annexed). The EMD of participating bidders is being refunded.

Managing Director, PSWC

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SPEAKING ORDER

1. PSWC had floated tenders on 06.08.2025 on GeM for Construction of godowns under PEG scheme of FCI for 16.70 Lac MT capacities at 27 locations including 50000 MT capacity at “Bhikhiwind/Patti” (GeM Id – GEM/2025/B/6542564) in District Amritsar/Tarn Taran.
2. Vide order dated 20.08.2025, the corporation has constituted the following committee for Opening of Technical Bids, Technical Evaluation, Opening of Financial Bids and Financial Evaluation, which is reproduced herein below:

District	Committee for opening of Technical Bids (S/Sh/Smt.)	Committee for Technical Evaluation (S/Sh/Smt.)
Amritsar/Tarn Taran, Bathinda, Mansa, Gurdaspur (Team 1)	1.Taranjit Kaur, WM 2.Preeti Sharma, WM 3.Rachna Viridi, Dy. Manager (QC)	1.Balram Singh Sarao, CTO (Team Head) 2.Ashu Singla, AAO 3.Vikram Sood, ASTO 4.Rachna Viridi, Dy. Manager, QC 5.Preeti Sharma, WM 6.Abhishek Sharma, GA 7.Varinder Kumar, Sr. Asstt. 8.Anil Sharma, WM
Ferozepur, Jalandhar, SBS Nagar, Hoshiarpur (Team 2)	1.Taranjit Kaur, WM 2.Deepak Kumar, LO 3.Varinder Kumar, Sr. Asstt.	1.Tarun CM Estb./Comml. (Team Head) 2.Amardeep Singh Sandhu, SO 3.Anoop, ASTO 4.Narinder Kumar, ASTO 5.Deepak Kumar, LO 6.Sukhjeet Singh, Sr. Asstt. (Comp. Br.) 7.Harpreet Singh, TA (Admin. Br.)
SAS Nagar (Mohali), Kapurthala, Moga, Patiala (Team 3)	1.Taranjit Kaur, WM 2.Pardeep Kapoor, Supt.II 3.Harish, TA	1.Navtej Singh, MFA (Team Head) 2.Chitra, SO 3.Pardeep Kapoor, Supt.II 4.Amanpreet Singh, Sr. Asstt. 5.Gaurav, ASTO 6.Vikas Garg, LO 7.Amanpreet Singh, WM

Committee for opening of financial bids (S/Sh/Smt.)	Committee for Financial Evaluation (S/Sh/Smt.)
1. Taranjit Kaur, WM	1. Ashu Singla, AAO

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Committee for opening of financial bids (S/Sh/Smt.)	Committee for Financial Evaluation (S/Sh/Smt.)
2. Deepak, LO 3. Varinder Kumar, Sr. Asstt. 4. Harish, TA	2. Vikas Garg, LO 3. Abhishek Sharma, GA 4. Sukhjeet Singh, Sr. Asstt. (Comp. Br.) 5. Pardeep Kapoor, Supt. II

3. The tender for location - Bhikhiwind/Patti was opened on 15.09.25 by the Tender Opening Committee and bids were received from following 03 bidders, which were forwarded to concerned Technical Evaluation Committee on 16.09.2025 for further action:
- A R Corporation
 - Sukhdev Singh Bhullar
 - Baba Naga Agro Private Limited
4. Site Inspection Committee (SIC) was constituted on 16.09.25 to conduct inspections of the sites offered by participant bidders. The SIC comprised of following members:
- Concerned official(s) nominated by FCI (preferably of Civil Wing)
 - Concerned DM, PSWC
 - Concerned halqa Patwari (only for verification of land offered by the bidder)
 - XEN, PWD (B&R) or his rep. not below the rank of SDO.
5. In reference to above orders, FCI, Regional Office, Punjab vide its order dated 07.10.2025 nominated Sh. Vivek Joshi, Manager, Civil FCI, DO, Amritsar and Sh. Vinod Bharti, Manager, Depot, FCI, FSD Rayya under DO Amritsar as representative of FCI for Site Inspection of the bids received for above centre i.e. Bhikhiwind/Patti.
6. The Site Inspection Committee (SIC) carried out the inspection of sites offered by bidders and submitted reports, wherein the sites offered by bidders Sukhdev Singh Bhullar and Baba Naga Agro Private Limited were declared suitable and the site offered by A R Corporation was not found suitable. The reports were forwarded to Technical Evaluation Committee for consideration of same.

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7. Based on the report of SIC, the Technical Evaluation Committee (TEC) submitted its final report on 09.12.25 vide which 02 bidders i.e Sukhdev Singh Bhullar and Baba Naga Agro Private Limited were declared Technically Qualified for location Bhikhiwind/Patti. The comparative of SIC reports of both the technically eligible bidders i.e. Baba Naga Agro Private Limited and Sukhdev Singh Bhullar are tabled as below:

S. No.	Particulars	Inspection Remarks	
		Sukhdev Singh Bhullar	Baba Naga Agro Private Limited
1	Name of Bidder	Sukhdev Singh Bhullar	Baba Naga Agro Private Limited
	Contact Person		Sunil
	Phone No./Mobile No.	8288914555	9815811777
2	Type of Bidder (Individual /Prop. Firm/Partnership firm/Company/others specify) (Attached attested documents)	Proprietor	Private Limited Company
3	Name/Location of city, village, Town where the proposed land is located.	Patti 1 hadbast no 170	Village Usman, Dist. Tarn Taran
	Location (as per MTF/e-tender document) under which the offered site falls	Bhikhiwind/Patti	Bhikhiwind/Patti
4	Offered capacity (MTs)	50000 MT	30000 MT
5	Land details		
	1. Area of the proposed site (in Acres)	17.75 acre	14.64 acre
	2. Survey nos. of proposed site	As per attached documents	As per List attached
	3. GPS Co-ordinates of proposed site. Attach Google Map screen shot of GPS co-ordinates of the site.	31.284599, 74.880961	31.358983, 74.958290
	4. Whether proposed land had clear Title (Yes/No)	Yes	Yes
	5. Whether possession of proposed land is with the bidder (Yes/No)	Yes	Yes
	6. Whether proposed site land is Owned/leased/proposed to be acquired by way of ownership/Registered Lease Deed (Attach attested documents).	Owned	Owned
	7. Whether the details of land offered by the bidder have been found to be correct upon verification by the halqa Patwari (Yes/No)	Yes	Yes
	8. In case there is any discrepancy between the land offered in bid and actual land, the same may be mentioned.	No	No
	9. Whether proposed land is free from any encumbrance (Yes/No). Attach copy of non Encumbrance Certificate.	Undertaking attached	Undertaking attached
	10. Whether the proposed site is flood prone (Yes/No)	No	No
	11. Whether there is any drain/nullah/cho/river passing through the proposed land (Yes/No)	No	No
	12. Whether proposed site is low lying (Yes/No)	No	No
	13. Whether there is high tension wire (above 11 KVA or less than/equal to 11 KVA) passing over the proposed layout plan	Yes, less than/equal to 11 KVA. However HT wire	Yes, less than/equal to 11 KVA

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S. No.	Particulars	Inspection Remarks	
		Sukhdev Singh Bhullar	Baba Naga Agro Private Limited
	(Yes/No). If yes, specify KVA.	passing adjacent to one corner of the proposed land and as per Patwari report no wire passing through the land	
	14. Approach Road a) Whether approach road is : All weather black topped road (Yes/No)	Yes	Yes
	RCC/CC (Yes/No)	No	No
	b. Width of approach road (in Feet). As per revenue record	27.5 feet as per patwari report	198 feet
	Actual measurement on the spot	22 feet approx.	32 feet approx metalled part
6	The name of the nearest Railway Goods Shed/Railhead	Patti Rail Head - 8.60 km approx	Patti rail head, 22.00 km approx. Tarn Taran, 11.00 km approx
	Distance from proposed site to Nearest Railway Goods Shed/Railhead (as per FCI instructions). Attach copy of Google maps showing route from proposed site to Railhead		
7	Name & Distance from nearby Pungrain/CWC/PSWC/FCI godown	PSWC - 4.80 km approx	PSWC Tarn Taran- 10.50 km approx. PSWC Patti- 21 km approx
8	Name & Distance from nearby Mandies	Grain Market Patti - 4.80 km approx	Naushera 3 km approx
9	Traffic accessibility of the proposed site, whether free from all hindrances (Yes/No)	Yes	Yes
10	Whether there is any thickly populated residential area/Slum/School/Brick kiln/cremation ground etc. in the near vicinity/adjoining proposed land (Yes/No)	No	No, Petrol pump 50-100 m
11	Whether there is any Polluting Industries/river/drain/nullah near vicinity/adjoining proposed land (Yes/No) If yes, type and distance of the same from the site, be specified.	No	No
12	Whether CLU certificate available for the site (Yes/No) If yes, Attach copy of CLU certificate.	No	No
13	Whether the site is approachable from National/State highway/Village Road/Any other. Specify, Name & Distance from proposed site.	Yes, NH 54 - 9.50 km approx	Yes, NH 54 - 50 m
14	Attach copy of site plan clearly showing the adjacent land and approach road with measurements.	Attached	Attached
15	Is the Layout plan of the godown as per prescribed specifications in the MTF/e-tender document? (Yes/No)	Yes	Yes

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S. No.	Particulars	Inspection Remarks	
		Sukhdev Singh Bhullar	Baba Naga Agro Private Limited
	Attach clear layout plan.		
16	Whether Existing CAP premises are being considered in lieu of land, requirement under the tender (Yes/No) If yes, specify name of CAP plinth	No	No
17	Attach at least 5 Photographs of proposed site (Mandatory)	Attached	Attached

8. The financial bids of both the technically eligible bidders were opened. On the basis of the rates quoted by bidders, the financial evaluation was carried out. During financial evaluation Railhead - Tarn Taran was taken for applying normalization for Baba Naga Agro Private Limited and Patti for Sukhdev Singh Bhullar, as the same were mentioned as nearest railheads in the reports of SIC. As per financial evaluation report, Baba Naga Agro Private Limited was found L-1 bidder. Accordingly, the SLC agenda for consideration of rate offered by L-1 bidder was submitted to FCI for further action. The financial evaluation of rates quoted by both the bidders submitted to SLC is as below:

Name of Bidder	Mode applied (LO/ LWS)	Capacity applied (in MT)	Rate offered (in Rs. Per MT per month exclusive of GST)	GST @18%, in case LO	PMS @ Rs. 27.70 per MT per month, in case LO	Supervision Charges @15% (Rs. Per MT per month)	Total Storage Charges (Rs. Per MT per month)	Distance of offered godown site from nearest Railhead (in km) as per site inspection report	Kms above 8 km	kms above 8 km rounded up	Normalization factor @Rs. 0.70/- per MT per km, if applicable	Total expenditure to be incurred by FCI (Rs. Per MT per month)	Remarks
1	2	3	4	5	6	7	8=4+5+6+7	9	10	10a	11	12=8+11	13
Baba Naga Agro Pvt. Ltd.	LWS	30000	91.50	0.00	0.00	13.73	105.23	11.00	3.00	3	2.10	107.33	L-1
Sukhdev Singh Bhullar	LWS	50000	99.61	0.00	0.00	14.94	114.55	8.60	0.60	1	0.70	115.25	L-2

9. A representation was received from L-2 bidder - Sukhdev Singh Bhullar on 13.03.2026 for re-verification of bid of M/s Baba Naga Agro Private Limited citing issues reg. eligibility of site offered by L-1 bidder. Accordingly, taking abundant precaution, vide letter dated 13.03.2026 GM, FCI, RO Punjab was requested that the decision of SLC for location Bhikhiwind/Patti – GEM/2025/B/6542564 may be withheld till outcome of re-verification of site of M/s Baba Naga Agro Pvt. Ltd. Consequently, as per SLC minutes dated 27.03.2026 received on 06.04.2026, it was stated as under:

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“SLC decided that decision on financial bids at Maur & Bhikhiwind/Patti centres may be withheld till outcome of Court proceedings and re-verification process by PSWC.”

10. Also, vide letter dated 17.03.2026, DM Amritsar (member - Site Inspection Committee) was instructed to obtain and submit comments of SIC regarding site offered by Baba Naga Agro Private Limited and GM, FCI was requested to issue instructions to FCI staff for similar action in this regard as they are part of SIC.
11. Meanwhile, PSWC sought clarifications from FCI reg. railhead to be considered for Normalisation of financial bids and location of sites offered by bidders in PEG tenders on 20.04.2026. FCI vide letter dated 27.04.2026 provided the clarifications as under:
 - i. Centres for which bids are invited and their corresponding railheads are mentioned in “Detailed Notice Inviting E-Tender”.
 - ii. The suitability of the site offered by a Bidder has to be evaluated in accordance with Point no. 30 & 60 of MTF/NIT.

The above clarifications were forwarded to SIC Bhikhiwind/Patti (through DM Amritsar) for considering the same for re-verification of site offered by Baba Naga Agro Private Limited and to submit the report.

12. Vide letter dated 11.05.26, GM FCI was also requested to issue instructions to concerned FCI staff for re-verification of site of Baba Naga Agro Private Limited by PSWC so that further action in the matter may be taken followed by DO letter dated 18.05.2026 to FCI.
13. FCI RO, Punjab vide its letter dated 19.05.2026 informed PSWC that FCI committee had already inspected the sites and financial bids have already been opened by PSWC, therefore it may not be procedurely appropriate to re-inspect the sites and may create avoidable complications. Further, FCI also requested to furnish a detailed factual report covering the complaint allegations, action taken on reverification, present status of tender evaluation and status of court proceedings for onward submission to Zonal Office (North).
14. Accordingly, point wise reply was sought by this office from DM Amritsar w.r.t. representation of bidder – Sukhdev Singh Bhullar dated 13.03.2026, as per the MTF and FCI clarification letter dated 27.04.2026.

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15. Vide letter no. PSWC/DM Amritsar/1408/2026 dated 21.05.26 received on 25.05.2026, DM Amritsar submitted the point-wise comments on the representation dated 13.03.2026 received from Sukhdev Singh Bhullar. Upon examining the comments of DM and in view of clarification provided by FCI, the comments w.r.t points raised by bidder Sukhdev Singh Bhullar in its representation dated 13.03.2026 are as under:

S. no.	Points raised by Sukhdev Singh Bhullar	PSWC Comments
1	The tender was specifically invited for Bhikhiwind/ Patti centre linked with Patti Railhead, whereas the land offered is located near Tarn Taran.	The query relates to location of site. FCI vide its letter dated 27.04.2026 has clarified that: i. Centres for which bids are invited and their corresponding railheads are mentioned in "Detailed Notice Inviting E-tender". ii. The suitability of the site offered by a bidder has to be evaluated in accordance with Point No. 30 & 60 of MTF/NIT. The counsel of PSWC has advised to proceed strictly in terms of clause 30 and 60 of MTF for re-verification of site of Bhikhiwind/Patti as per which the site should be preferably within 08 kms and in case a site being offered is beyond distance of 8 kms then a normalizing factor is to be applied while evaluating the price bid. As in the DNIT the corresponding railhead for centre 'Bhikhiwind/Patti' has been mentioned as 'Patti', the financial evaluation of bid of Baba Naga Agro Pvt. Ltd. may be carried out by considering 'Patti' Railhead.
2	The said land is more suitable for Tarn Taran milling/storage centre due to its proximity to Tarn Taran Railhead and cannot practically serve Patti Centre operations.	MTF does not contain any clause for checking the suitability of site w.r.t milling/storage. As per FCI letter the suitability of site is to be checked as per Clause 30 and 60 of MTF/NIT as above.
3	Considering such land for Patti centre would lead to backward movement of railway transportation, which is contrary to the logistics objective of the PEG scheme.	MTF does not contain any clause for ascertaining forward/backward movement from a site offered by bidder. As in the DNIT the corresponding railhead for centre 'Bhikhiwind/Patti' has been mentioned as 'Patti', the financial evaluation of bid of Baba Naga Agro Pvt. Ltd. may be carried out by considering 'Patti' Railhead.
4	It would also cause financial loss to the Government due to unnecessary transportation of railway freight.	The technical bid of the bidder has been evaluated in accordance to the MTF, in which there is no mention of likely financial loss to government due to unnecessary transportation. Clause no. 60 of MTF is as under: NORMALISATION OF FINANCIAL BIDS: A normalizing factor in terms of Rs. 0.07/- per Quintal per kilometer will be applied, if more than one bid is received, to all the bids received for a location beyond a distance of 8 km from the railhead while evaluating the price bid.

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S. no.	Points raised by Sukhdev Singh Bhullar	PSWC Comments
5	Acceptance of land located away from the notified centre may amount to violation of tender conditions and compromise fairness in the bidding process.	There is no reference reg. this point in the Terms and Conditions of the tender. As per FCI letter dated 27.04.2026 the suitability of site is to be checked as per Clause 30 and 60 of MTF/NIT as above.

16. Previously, as per the directions of FCI and parameter provided in the Technical Evaluation Sheet in which the name of nearest railhead is mentioned at serial no. 9, PSWC had applied the normalizing factor for financial evaluation of bid of Baba Naga Agro Private Limited by taking the nearest railhead as Tarn Taran.
17. In view of FCI clarification dated 27.04.2026, as in the DNIT the corresponding railhead for centre 'Bhikhiwind/Patti' was mentioned as 'Patti', the financial evaluation of bid of Baba Naga Agro Private Limited and Sukhdev Singh Bhullar was carried out by Financial Evaluation Committee already constituted vide orders dated 20.08.2025 by considering 'Patti' as Railhead for evaluation of rates as under:-

Name of Bidder	Mode applied (LO/ LWS)	Capacity applied (in MT)	Rate offered (in Rs. Per MT per month exclusive of GST)	GST @18%, in case LO	PMS @ Rs. 27.70 per MT per month, in case LO	Supervision Charges @15% (Rs. Per MT per month)	Total Storage Charges (Rs. Per MT per month)	Distance of offered godown site from nearest Railhead (in km) as per site inspection report	Kms above 8 km	kms above 8 km rounded up	Normalization factor @Rs. 0.70/-per MT per km, if applicable	Total expenditure to be incurred by FCI (Rs. Per MT per month)	Remarks
1	2	3	4	5	6	7	8=4+5+6+7	9	10	10a	11	12=8+11	13
Baba Naga Agro Pvt. Ltd.	LWS	30000	91.50	0.00	0.00	13.73	105.23	22.00	14.0	14.0	9.80	115.03	L-1
Sukhdev Singh Bhullar	LWS	50000	99.61	0.00	0.00	14.94	114.55	8.60	0.60	1	0.70	115.25	L-2

18. It is mentionable here that for extending the bid validity after its expiry the Clause 11 of MTF is relevant, which is reproduced herein below:

Clause 11. "PERIOD FOR WHICH THE OFFER WILL REMAIN OPEN:

- i) The offers shall remain open for acceptance for 120 days from the date of opening of the Technical Bid. However, "PSWC" reserves the right to extend this period by 45 days at its discretion and this extension will be binding on the Tenderer. Thereafter this period may be further extended by the parties on mutual consent basis.

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ii) Any Tenderer not keeping offers open for the prescribed period shall be summarily rejected and his EMD is liable to be forfeited".

19. In view of the above clause, the period of 165 days (from the opening of Technical Bid on 15.09.2025) of Bid validity had to expire on 26.02.2026, but vide letter dated 20.02.2026, L-1 bidder - M/s Baba Naga Agro Private Limited was asked to give his consent for further extension of offer for 90 days w.e.f. 27.02.2026. In response to said letter, the bidder has given his consent on same date for extension of 90 days. The said extension of 90 days has expired on 27.05.2026. Therefore, PSWC has written him a letter dated 25.05.2026 for extending the bid validity period. But, inspite of letter issued by this office on 25.05.2026, he did not in explicit terms gave consent for further extension.
20. In the meantime, a CWP no. 14119 of 2026 was filed by the bidder - M/s Baba Naga Agro Private Limited in the Hon'ble Punjab and Haryana High Court, which was disposed of with a direction to respondent No. 1 i.e. PSWC to take a final decision on the petitioners's representation dated 28.04.2026 within two weeks after affording him an opportunity of hearing. The Order dated 08.05.2026 passed by Hon'ble High Court is reproduced herein under:
1. *On oral request of learned counsel for the petitioner, State Level Committee through General Manager, Food Corporation of India, (Northern Region), Sector-31, Chandigarh is ordered to be impleaded as respondent No.3.*
The Registry is directed to make necessary changes.
 2. *Learned counsel for the petitioner submits that at this stage, the petitioner shall be satisfied if the present writ petition is disposed of with a direction to respondent No.1-Punjab State Warehousing Corporation to take a final decision on the petitioner's representation dated 28.04.2026 (Annexure P-6) in a time bound manner and thereafter, a final decision with regard to allotment of the tender in question be also taken by respondent No.3, expeditiously.*
 3. *Learned counsel for respondents who appear on advance notice, have no objection if the afore alternate prayer made on behalf of the petitioner is accepted.*
 4. *After hearing learned counsel for the parties and perusing the records, we find that there is delay on the respondent's part with regard to taking of a decision in the award of the tender in question. Therefore, we find the afore alternate prayer made on behalf of the petitioner to be reasonable and accordingly, the writ petition is disposed of with a direction to respondent No.1 to take a final decision on the petitioner's representation dated 28.04.2026 (Annexure P-6) within two weeks from the date of receipt of a copy of this order but only after affording opportunity of hearing to the petitioner/its authorized representative. The decision, as above, shall then be put up before respondent No.3, who we*

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are informed is the final deciding authority and respondent No.3 shall then, within 02 weeks thereafter, through passing of a reasoned order and grant of opportunity of hearing to the petitioner/its authorized representative, finally decide the matter.

5. *With the afore observations, the petition is disposed of.*

21. In compliance to the order dated 08.05.2026, MD PSWC passed a speaking order dated 15.06.2026 which was conveyed to the petitioner, FCI Regional Office Punjab and SLC (through GM, FCI, RO Punjab). The operative paras of which are reproduced as under:

20. *In view of the above clause, the period of 165 days (from the opening of Technical Bid on 15.09.2025) of Bid validity had to expire on 26.02.2026, but vide letter dated 20.02.2026, petitioner Baba Naga was asked to give his consent for further extension of offer for 90 days w.e.f. 27.02.2026. In response to said letter, Baba Naga has given his consent on same date for extension of 90 days. The said extension of 90 days has expired on 27.05.2026. But, inspite of letter issued by this office on 25.05.2026, he did not in explicit terms gave consent for further extension on the ground of order of Hon'ble High Court dated 08.05.2026. In compliance to said order of Hon'ble High Court dated 08.05.2026, he was given personal hearing on 29.05.2026 as 28.05.2026 was declared as public holiday. After that, Baba Naga has filed CWP No. 18888 of 2026 on 02.06.2026, wherein he has prayed for quashing the above mentioned letter dated 25.05.2026 seeking extension in Bid validity. Since, the Tenderer Baba Naga has not given his explicit consent, in pursuance to the letter issued by this office on 25.05.2026, rather prayed for quashing of consent letter itself thus, as per the terms of the clause 11 of MTF for want of prescribed period and non-consent of extension of the Bid validity, his claim can not be recommended for consideration as no offer remains open for acceptance after 27.05.2026.*

21. *As SLC/HLC are the final authorities for decision regarding allocation of PEG tenders accordingly, this order is being forwarded to FCI for further consideration in compliance of the directions passed by Hon'ble High Court on 08.05.2026.*

22. Thereafter, M/s Baba Naga Agro Private Limited filed another CWP no.18888 of 2026 in Hon'ble HC on 02.06.2026, wherein he had prayed for quashing of PSWC letter dated 25.05.2026 (ref. para 19 above) seeking extension in bid validity of e-tender for Bhikhiwind/Patti, to restrain PSWC scrap/cancel the NIT dated 06.08.2025 and to direct PSWC to adjudicate upon his representation dated 26.05.2026.

23. The said CWP came up for hearing on 16.06.2026, wherein the Hon'ble High Court passed an order, the operative paras of which are reproduced as under:

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"4. Mr. Manbir Singh Batth, Advocate has submitted that he has instructions to state that in pursuance of the aforesaid order dated 08.05.2026 (Annexure P-9), an order has already been passed by the respondent No. 1 – the Punjab State Warehousing Corporation on 15.06.2026. He further submitted that the aforesaid order shall be conveyed to respondent no. 3 within a period of three days.

5. Mr. Pranav Chadha, Advocate has submitted that in terms of the order (Annexure P-9) upon receipt of the aforesaid order from respondent no. 1 – The Punjab State Warehousing Corporation, the same will be put up before State Level Committee within a period of two weeks and thereafter, State Level Committee will consider the matter and pass an order after affording an opportunity of hearing to the petitioner within a period of two weeks in terms of the order."

24. Accordingly, in compliance to the above orders dated 16.06.2026, copy of speaking order dated 15.06.2026 passed by MD, PSWC was once again forwarded to GM, FCI, Regional Office, Punjab on 19.06.2026.
25. However, FCI Regional Office desired to send the matter to them in the form of an agenda. Accordingly, vide letter dated 24.06.2026, an agenda as desired was submitted to FCI, for placing the same before the SLC, FCI in its upcoming meeting.
26. The said agenda was deliberated by State Level Committee in its meeting dated 09.07.2026 vide Agenda Item no.- 2 i.e. ***Decision on admissibility of the bidder and tender for tender for construction of godowns having capacity of 50000 MT at "Bhikhiwind/Patti" (GeM Id – GEM/2025/B/6542564) in District Amritsar/Tarn Taran floated by Nodal Agency PSWC.***

The agenda has been decided as under:

Deliberation & decision of SLC:

The SLC deliberated the matter in detail in light of the provisions of the Model Tender Form (MTF), the Speaking Order dated 15.06.2026 passed by PSWC, and the directions of the Hon'ble Punjab & Haryana High Court dated 08.05.2026 and 16.06.2026.

During the deliberations, the SLC members reiterated that the responsibility for technical evaluation of bids, examination of complaints, determination of bidder eligibility, all issues arising during the bid evaluation process, decision on the recommendations of the Site Inspection Committee (SIC), proper submission of financial parameters, including the financial bid, normalization from the designated railhead, and other relevant financial factors etc., rests exclusively with the concerned Nodal Agency, being the Tender Inviting Authority. The role of the State Level Committee is confined to consideration and recommendation of the rates recommended by the Nodal Agency for

PUNJAB STATE WAREHOUSING CORPORATION

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approval by the High Level Committee and it is not the authority to adjudicate disputes arising out of the bid evaluation process.

The SLC further took note of the Speaking Order dated 15.06.2026 issued by PSWC, wherein PSWC concluded that M/s Baba Naga Agro Pvt. Ltd. had not furnished consent for extension of bid validity beyond 27.05.2026 and, therefore, in terms of Clause 11 of the MTF, no valid offer remained available for acceptance after the expiry of the bid validity period. Since the Nodal Agency itself had not recommended the bid for consideration, the SLC observed that there was no proposal before it for consideration of rates.

After detailed deliberations, the SLC observed that, in the absence of any recommendation from PSWC for approval of rates, the matter does not fall within the jurisdiction of the SLC for decision.

Accordingly, the SLC resolved that no decision on the admissibility of the bidder or the tender could be taken by the Committee at this stage. PSWC being technical & financial evaluation authority may take decision on the bids in terms of MTF. The proposal of the Regional Office for filing for modification of Order in the Hon'ble High Court was approved.

27. On consideration of the decision of the SLC as reproduced in preceding para, it is a matter of record that the bidder - M/s Baba Naga Agro Private Limited has not given his explicit consent, in pursuance to the letter issued by this office on 25.05.2026, rather prayed for quashing the same in CWP no. 18888 of 2026 which was decided on 16.06.2026 wherein the Hon'ble Court has observed that the speaking order has already been passed by the Corporation, the case has been got legally examined from Legal Counsel of PSWC. Hence as per the Clause 11 of the MTF for want of validity and non-submitting of consent to extend the Bid validity, the bid of the L-1 bidder - M/s Baba Naga Agro Private Limited is liable to be cancelled/rejected for location Bhikhiwind/Patti (GeM Id – GEM/2025/B/6542564) and consequently, the Tender is hereby scrapped. The EMD/Bank Guarantee of participating bidders shall be refunded as per MTF.

In view of the position explained above, I, Jasbir Singh, IAS, Managing Director, Punjab State Warehousing Corporation (PSWC) is passing the present order in compliance to the decision of SLC in its meeting dated 09.07.2026.

Ordered accordingly.


Managing Director
Punjab State Warehousing Corporation
Chandigarh

Me
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No. PSWC/Comml./CS-3/T-1/ 4622 - 4625 /26 dated: 06/08/26

Copy to:

1. M/s Baba Naga Agro Private Limited (e-mail- bnagropl@gmail.com)
2. M/s Sukhdev Singh Bhullar (e-mail-sukhdevsinghbhullar55@gmail.com)
3. GM, FCI, RO Punjab
4. SLC-FCI (through GM, FCI, RO Punjab)