

PROCEEDING OF ORDINARY BOARD MEETING OF CANTONMENT BOARD, KASAULI HELD ON 28.11.2017 AT 1130 HOURS IN THE OFFICE OF CANTONMENT BOARD, KASAULI:

MEMBERS:

1. Brig. Deepak Sharma,SM.....Stn Cdr.....President.....Present
2. Sh. Jaspreet Singh.....Vice-President.....Leave
3. Sh. Anuj Goel.....C.E.O.....Member Secretary.....Present
4. Executive Magistrate.....Not nominated
5. Col Manpreet Rai.....OC MH.....Health Officer.....Present
6. Col Sanjay KharbandaNominated Member.....Present
7. Sh. Rohit Gupta.....GE,MES.....Absent
8. Smt. Sakshi Sharma.....Elected Member.....Present
9. Sh. Devinder Kumar Gupta.....Elected Member.....Present
10. Smt. Krishna.....Elected Member.....Leave
11. Sh. Rajeev Bharti.....Elected Member.....Present
12. Sh. Narender Kumar.....Elected Member.....Leave

AGENDA:

(A) CANTT ADMN:

68. REVIEW OF PROCEEDING OF BOARD MEETING HELD ON 08.9.2017:

To consider and review the proceedings of the Board meeting held on 08.9.2017. A brief statement showing the action taken on resolutions is placed on the table.

RESOLUTION:

68 Board considered, noted and approved.

69. MONTHLY ACCOUNT:

To consider and approve the monthly account of receipt paid into and expenditure made from Cantt Fund during the months of Aug,2017,Sept.,2017 & Oct.,2017. The details of accounts are as under:-

	<u>Aug.,2017</u>	<u>Sept.,2017</u>
(1) Opening Balance	Rs.1251122125/-	Rs.1301159835/-
(2) Receipt during the month	Rs. 10326747/-	Rs. 916957/-
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Total:-	Rs.135448872/-	Rs.131076792/-
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Expenditure during the month	Rs. 5289037/-	Rs. 14918697/-
Closing balance	Rs. 130159835/-	Rs.1116158135/-
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Total:	Rs.135448872/-	Rs.131076792/-
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The monthly account is placed on the table.

RESOLUTION:

69. Board considered, noted and approved.

70. **PROGRESS OF WORKS:**

To consider the matter regarding progress on various works being executed through approved Term Contractor 2017-18. The status showing the progress on each work as on date is placed on the table.

RESOLUTION:

70. Board considered, noted and approved. After detailed discussion in the matter, Board resolved that :-

- (i) The tender for chiseling of road at civil area, Kasauli Cantt may be invited.
- (ii) Board resolved that the work of CEO residence as was to be executed on priority-III be got executed on priority - I basis from the concerned term contractor.
- (iii) On the request of elected members, Board resolved that the paver work from Church chowk upto start of Pine Mall in front of J.Mull Bldg be got executed instead of bituminous work as approved by the Board earlier. The work be executed from the concerned term contractor. An estimated cost amounting to Rs. 4.00 lakh Approx. is sanctioned for the paver work of the said road.
- (iv) Board also resolved that the work i.e. construction of additional rooms for Cantt Board employees residing at Cantt Board quarters at Scotch House, Kasauli be got started in the month of Feb., 2018 and the payment of the said works be made during next financial year 2018-2019, in case of lack of sanctioned amount for the financial year 2017-18 and to the extent required. The work be executed from the concerned term contractor.
- (v) On the request of elected members, Board resolved that the balance paver work at Kashmiri Mohalla be got started in the month of March, 2018 and the payment of the said works be made during next financial year 2018-2019, in case of lack of sanctioned amount for the financial year 2017-18 and to the extent required. The work be executed from the concerned term contractor.
- (vi) Board also resolved that the work for provision of tin shed of vacant ground at Kashmiri Mohalla generally allotted to the general public for marriage and other function be carried out during the month of March, 2018 and the payment of the said work be made in the next financial year 2018-19, in case of lack of sanctioned amount for the financial year 2017-18 and to the extent required. The work be executed from the concerned term contractor.

71. **GRANT OF DEARNESS ALLOWANCE TO CANTT BOARD EMPLOYEES W.E.F. 01.01.2017:**

To consider the matter regarding grant of dearness allowance to Cantt Board employees at the enhanced rate from the existing rate of 130% to 134% of pay as sanctioned by the H.P.State Govt. to their employees vide Notification No. Fin (C)-B(7)-2/2016, dated 11.09.2017. As per para-14 of Memorandum of settlement, the Cantt Board employees are also entitled for the payment of dearness allowance at par with the H.P.State Govt. employees. The additional dearness allowance of 4% of pay shall be paid in cash with the salary of Sept., 2017 and the arrear accrued from 01.1.2017 to 31.8.2017

shall be credited in the GPF account of the employees. As per H.P. Govt. Notification, the arrear of additional dearness allowance w.e.f. 01.1.2017 shall be paid in cash with the salary of Sept.,2017 to those Govt. employees who have retired and employees who are governed under Contributory Pension Scheme.

There will be an additional expenditure of Rs.45000/- P.M. w.e.f. 01.1.2017. The expenditure has been booked under different heads of Budget Estimates 2017-18 (R).

The H.P.State Govt. Notification alongwith relevant file is placed on the table.

RESOLUTION:

71. Board considered and resolved that enhanced rate of dearness allowance from 130% to 134% of pay be made applicable to Cantt Board employees w.e.f. 01.9.2017 with the prior sanction of GOC-in-C, the command.

72. **RENEWAL OF CONTRACT FOR PROVIDING SKILLED/UN-SKILLED CLERICAL MANPOWER FOR VARIOUS SERVICES TO CANTONMENT BOARD,KASALI**

To consider and approve the matter regarding renewal of contract in respect of M/S M.S.Services, Sai Road Baddi, Distt., Solan (HP) for providing skilled/unskilled clerical manpower for various services to Cantonment Board, Kasaliu. The Board vide CBR No.116, dated 30.12.2016 approved the lowest rate i.e. total cost of Rs.1,09,997/- only including tender profit, EPF,ESI & other charges above the estimated cost for a period of one year. The period of one year is to be expired on 01.01.2018. As per clause 34 of the terms and conditions of the agreement executed with the contractor, the contract may be extended only for the period of further one year if mutually agreed by both the parties. The firm vide letter dated 23.09.2017 has requested to extend the work agreement for providing skilled/unskilled clerical manpower for various services for further one year. The firm is providing satisfactory services to Cantt Board. It is proposed that the period of contract of M/S M.S.Services, Sai Road Baddi, Distt.,Solan for providing skilled/unskilled clerical manpower for various services to Cantt Board, Kasali be extended for a further period of one year on the same terms and conditions of the agreement.

The whole case file is placed on the table.

RESOLUTION:

72. Board considered the matter alongwith the willingness given by the firm placed on the table. CEO apprised the Board that the firm is providing satisfactory services to Cantt Board. Board resolved that the contract for providing skilled/un-skilled clerical manpower for various services in respect of M/S M.S. Services, Sai Road Baddi,Distt. Solan (HP) be renewed for a further period of one year at the same rate as approved by the Board vide CBR No.116, dated 30.12.2016.

73. **TENDER FOR MEDICINES:**

Reference CBR No.50, dated 08.9.2017

In accordance with the decision contained vide CBR referred to above, the tender through electronic tendering system under two bid system for the rest items of medicines were re- invited upto 11.09.2017 vide tender Notice No.CBK/Hospital/3-453, dated 22.8.2017 duly published the advertisements in Hindi News Paper "Dainik Bhashkar" and English News papers " Indian Express". The online financial bids were invited during the period 22.8.2017 to 05.9.2017. Similarly, the technical bid was required to be submitted in the office of Cantt Board,Kasali w.e.f. w.e.f. 06.9.2017 to 11.9.2017.

In response to the advertisements, only one technical bid was received in the office of Cantonment Board, Kasauli between due dates. The technical bids was opened on 12.9.2017 at 1100 hours by the committed constituted for the purpose. The online financial bid was also opened on 12.9.2017 at 1500 hours by the committee. The rates quoted by the firm is as under:-

S.No.	Description	Name of Firm	Remarks
1.	Purchase of medicines	M/S Krivid Pharmaceuticals Aligarh (UP)	Out of 98 medicines items, Firm has quoted rates for 24 items only i.e. S.No.1, 2, 6, 7, 8, 16, 20, 21, 23, 31, 33, 37, 38, 39, 40, 41,42,43, 44,45, 48, 49, 85 & 85.

The tender in original alongwith whole case file is placed on the table.

RESOLUTION:

73. Board considered the matter. CEO apprised the Board the after re-inviting the tenders time and again through E-tendering system, only one firm has quoted the rate. Out of 98 medicines items, the firm M/S Krivid Pharmaceuticals Aligarh (UP) has quoted the rates for 24 medicine items as mentioned at agenda side. After detailed discussion in the matter, Board resolved to approved the rates quoted by the firm. Board further resolved that the medicines to use in Cantt General Hospital be purchased on requirement basis through LPC for this current financial year within the availability of funds.

74. **WATER ATM:**

To consider the matter regarding purchase of water ATM. In this connection, the Cantonment Board, Kasauli invited the rates for supply, installation and commission of safe drinking automated water dispensing units through E-tendering system from the reputed firm/agencies vide tender Notice No.CBK/Admn/4-356, dated 24.7.2017 duly published the advertisements in Hindi News Paper “Dainik Bhashkar” and English News papers “ Indian Express”. The online financial bids were invited during the period 24.7.2017 to 07.8.2017. Similarly, the technical bid was required to be submitted in the office of Cantt Board, Kasauli w.e.f. w.e.f. 07.8.2017 to 09.8.2017. Three online financial bids were received. But one firm has not submitted the offline documents as required under the terms and conditions of the tender notice.

Accordingly, the tender through electronic tendering system under two bid system for supply, installation and commission of safe drinking automated water dispensing units were re- invited upto vide tender Notice No.CBK/Admn/4-452, dated 22.8.2017 duly published the advertisements in Hindi News Paper “Dainik Bhashkar” and English News papers “ Indian Express”. The online financial bids were invited during the period 22.8.2017 to 05.9.2017. Similarly, the technical bid was required to be submitted in the office of Cantt Board, Kasauli w.e.f. w.e.f. 06.9.2017 to 11.9.2017.

In response to the advertisements, only two technical bid were received in the office of Cantonment Board, Kasauli between due dates. The technical bids were opened on 12.9.2017 at 1030 hours by the committed constituted for the purpose. The online financial bid was also opened on 12.9.2017 at 1430 hours by the committee. The rates quoted by the firm are as under:-

S.N.	Description	Name of Firm	Rate quoted by the firm
1.	Supply, installation and commissioning of safe drinking automated water dispensing units	Swajal Water Private Ltd.,Gurgaon	Rs.5,79,405.5/- per Unit
2.	-----do-----	Synergy Solar Inc, Mohali (Pb)	Rs.5,74,000/- per Unit

M/S Synergy Solar Inc has quoted the lowest rate of Rs.5,74,000/- only per unit for the supply, installation and commission of safe drinking unit. As per tender notice two units are required to be installed in Cantt area for the convenience of general public as well as tourists.

The tender in original alongwith whole case file is placed on the table.

RESOLUTION:

74. Board considered the matter in detail. Board resolved that there is no feasibility of water ATM in Kasauli Cantt. Therefore the proposal be dropped.

75. **NEW WATER CONNECTION:**

Reference CBR No.61 dated 08.9.2017.

The Board vide CBR referred to above given the additional time of one week to all elected Members to prepare the fresh water connection list for onward submission to Cantt Board Office by 15.9.2017. The elected members vide letter dated 21.9.2017 intimated this office that at present water position is very poor and no water connection be issued until the regular water supply.

The letter so received from the elected members is placed on the table.

RESOLUTION:

75. Board considered and sanctioned two new water connections in favour only of the following:-

- (1) Sh. Gaurav Gupta, H.No.198, Sadar Bazar,Kasauli
- (2) Sh. Aman Sharma, H.No. 118, Kashmiri Mohalla,Kasauli

76. **GRANT OF SPECIAL ALLOWANCE TO CANTT BOARD DRIVERS:**

To consider the matter regarding grant of special allowance to Cantt Board Drivers. The H.P.State Govt. vide Notification No.Fin(PR)-B(7)-35/2010-II, dated 06.10.2017 enhanced the special allowance from Rs.300/- P.M. to Rs.800/- P.M. to their drivers serving in the government departments of H.P. w.e.f. 01.10.2017. There are three drivers serving in Cantt Board, Kasauli. As per Memo. of settlement the Cantt Board drivers are also entitled for the payment of said enhanced special allowance at par with drivers of H.P.State Govt departments.

There will be an expenditure of Rs. 1500/- P.M. only on account of grant of enhanced special allowance to Cantt Board Drivers w.e.f. 01.10.2017. The provision of the said allowance will be made in the relevant heads of budget estimates for 2018-19 (R).

The H.P.State Govt. notification is placed on the table.

RESOLUTION:

76. Board considered and resolved that enhanced rate of special allowance be given to Cantt Board drivers w.e.f. 01.10.2017 with the prior sanction of GOC-in-C, the Command. Board resolved that provision of enhanced special allowance be made in the budget estimates for 2018-19.

77. **EXECUTION OF WORK:**

To consider and approve the matter regarding execution of following maintenance and repair works to be executed through approved Term Contractor during 2017-18:-

S.No.	Name of work	Estimated Amount
1.	White/color washing & painting of Cantt Board Middle School building	Rs.1,25,000/-

2.	Color washing and painting of Cantt Board Hospital building and RMO residence	Rs.1,75,000/-
3.	Color washing and painting of CB Library and CB Guest House	Rs. 30,000/-

The estimates prepared by the JE, Cantt Board, Kasauli is placed on the table.

RESOLUTION:

77. Board considered the matter. Board resolved to approve all the estimates for the execution of work mentioned in agenda side. Board also resolved that the works be got executed through concerned term contractor approved by the Board during 2017-18 within the availability of funds.

78. **PROVISION OF GARAGE FOR CB AMBULANCE:**

Reference CBR No. 63, dated 08.9.2017.

The Board vide CBR referred above resolved to pass an amount of Rs.3,50,000/- only for the provision of garage at CB Hospital near existing quarters for new ambulance. On ground, it has been observed and stated by the ambulance driver that there will be inconvenience for turning of ambulance. Therefore the another suitable site was explored for the purpose. There is an old store below road side at the start of the Hospital. It is proposed that after dismantling the said exiting store there will be a sufficient space for the construction of new garage for ambulance by way of providing RCC column and slab over it. The PWD store will be provided below road level and the garage for ambulance will be provided on road level. There will an expenditure of Rs.11,75,000/- for the provision of both store as well as ambulance.

The estimate prepared by the JE, Cantt Board, Kasauli is placed on the table.

RESOLUTION:

78. Board considered and deferred the matter for the next financial year.

79. **LEAVE APPLICATION:**

To consider leave application dated 27.11.2017 received from Sh.Jaspreet Singh, Vice-President, Cantt Board, Kasauli requesting grant of leave for 28.11.2017 .

RESOLUTION:

79. Board considered and approved the leave application in favour of Sh. Jaspreet Singh, Vice President, Cantt Board, Kasauli.

80. **LEAVE APPLICATION:**

To consider leave application dated 27.11.2017 received from Smt. Krishna, Member, Cantt Board, Kasauli requesting grant of leave for 28.11.2017

RESOLUTION:

80. Board considered and approved the leave application in favour of Smt. Krishna Devi, Member, Cantt Board, Kasauli.

81. **COURT CASE – LEASING OUT OF COLLECTION RIGHTS OF VEHICLE ENTRY TAX AT BARRIER AND PARKING FEE BEYOND BARRIER AND AT BUS STAND**

Reference CBR No.64, dated 08.9.2017.

To consider and note the interim order of Hon'ble High Court dated 16.11.2017 in the subject matter. The subject case titled Nirba Associates V/s Cantt Board, Kasauli and others bearing CWP No.1654 of 20-17 was listed by the Hon'ble High Court on 16.11.2017. The Hon'ble High Court vide order dated 16.11.2017 stated that it appears that the respondents-Board want to secure its money. It is for the petitioner to match up the tendered bid amount and convince the authorities as to how recovery of money (tendered amount) can be secured. Without prejudice to the respective rights & contentions, parties are open to sit and have the issue amicably resolved.

In terms of the Hon'ble High Court order, Sh.Vijay Singh Thakur, Managing partner of Nirba Associates, Solan appeared in the office of the undersigned on 22.11.2017 and discussed the terms and conditions and financial implications of the contract in order to secure the money of tender amount.

After detailed discussion M/S Nirba Associates, Solan agreed on the following terms:-

- (i) The Nirba Associates will deposit the 50% amount i.e. 67,25,000/- only of the tendered amount of Rs.1,34,51,000/- quoted by the Nirbha Associates for the period of first six months on issuing of award letter within the stipulated time period as mentioned in the award letter.
- (ii) The Nirba Associates will also deposit an amount of Rs.20,17,650/- only i.e. 15% security amount of the tendered amount of Rs.1,34,51,000/- in advance alongwith 50% tendered amount. The security amount will be refundable after completion of the contract period or can be forfeited during the violation of the contract agreement.
- (iii) The Nirba Associates will deposit the balance 50% amount of tendered amount i.e. 67,25,000/- only in the shape of post dated cheque which is due after five months from the beginning of the contract for the remaining six months period in advance.

The ASG, Govt. of India, H.P. High Court Shimla vide letter dated 23.11.2017 has also

intimated the Hon'ble Court was of the view that the petitioner has not been declared as a defaulter by the Kasauli Cantonment and so far as Subathu Cantonment is concerned, it is a separate legal entity and the terms provide that the concerned person should be a defaulter of the department. The Hon'ble Court was apprised that we are concerned about our finances and recovery of money and in case, the same is ensured, then, the concerned authority may not have any objection in awarding the tender to the petitioner. Under these circumstances, the Hon'ble Court has passed the order dated 16.11.2017. The ASG, Govt. of India further stated that Cantt Board may consider the matter and in case the petitioner is prepared to abide by the terms and conditions as may be put forth by the Cantonment Board. At this stage, the work can be awarded to the petitioner, in case, he is prepared and also abides by the fresh conditions that may be imposed on him leaving aside the terms and conditions put in the tender document.

The Hon'ble Court has fixed the next date in the subject case on 29.11.2017. The copy of Hon'ble High Court order dated 16.11.2017 is placed on the table.

RESOLUTION:

81. Board considered the matter in detailed. CEO apprised the Board that the Hon'ble High Court vide order dated 16.11.2017 directed the petitioner to match up the tendered bid amount and convince the authorities as to how recovery of money (tendered amount) can be secured. Without prejudice to the respective rights and contentions, parties are open to sit and have the issue amicably resolved. CEO also apprised the Board that in terms of the Hon'ble High Court order the petitioner appeared in the office of undersigned on 22.11.2017 and after detailed discussion the petitioners has agreed to run the barrier on the terms as mentioned in agenda side. After detailed discussion in the matter, Board deliberately resolved that award letter be given to the firm subject to the fulfill of terms with regard to security of financial implication so mentioned in agenda side and agreed by M/S Nirba Associates, Solan. Board also resolved that the said terms be incorporated

in the contract agreement. Board also resolved that the terms with regard to renewal of contract for the further six month be included in the contract agreement subject to the clearance of post dated cheque submitted by the firm, failing which the possession of Barrier will be taken back by Cantt Board and security amount deposited by the firm/contractor will be forfeited.

82. **WITHDRAWAL OF NOTICE OF VOLUNTARY RETIREMENT:**

Three months notice for voluntary retirement submitted by Sh. Pardeep Kumar, Tax Inspector, Cantt Board, Kasauli on 01.9.2017 was accepted by the Board vide CBR No.62, dated 08.9.2017. Now, Sh. Pardeep Kumar, Tax Inspector, vide letter dated 20.11.2017 has made request to withdraw the said notice.

To consider the action to be taken in this regard. The whole case is placed on the table.

RESOLUTION:

82. Board considered the matter. CEO apprised the Board that the work and conduct of the applicant is not satisfactory. Reason to withdraw the notice mentioned by the applicant in the withdrawal notice is not valid. CEO also apprised the Board that the applicant has completed more than 33 years of services and liable for all pensionary benefits under CCS (Pension) Rules. After detail discussion in the matter, Board resolved to reject the request of withdrawal of notice of voluntary retirement given by Sh. Pardeep Kumar, Tax Inspector, Cantt Board, Kasauli. Board further resolved that the pensioner benefits of the applicant be made applicable under Rules.

83. **LEAVE APPLICATION:**

To consider leave application dated 27.11.2017 received from Sh. Narnder Kumar, Member, Cantt Board, Kasauli requesting grant of leave for 28.11.2017

RESOLUTION:

83. Board considered and approved the leave application in favour of Sh. Narender Kumar, Member, Cantt Board, Kasauli.

84. **GENERAL ITEM:**

SOFTWARE DEVELOPMENT:

CEO apprised the Board that the work of design, development and implementation of software for collection of taxes and revenue etc is required to be introduced in Cantt Board, Kasauli. The Cantt Board invited the quotations from the reputed firms. Three quotations received on due date. M/S Stoop Media RZ-101/46B, Gali No.11, Mohan Nagar, New Delhi has quoted the lowest rate of Rs.1,80,000/- only for the installation and implementation of aforesaid works. After detail discussion in the matter, Board resolved to approve the lowest rate amounting to Rs.1,80,000/- only quoted by /S Stoop Media RZ-101/46B, Gali No.11, Mohan Nagar, New Delhi for developing, installation and implementing the said software in Cantt Board Office, Kasauli.

Sd/-
CHIEF EXECUTIVE OFFICER, KASAULI
(ANUJ GOEL)

Sd/-
PRESIDENT, CANTT BOARD, KASAULI
(BRIG. DEEPAK SHARMA, SM)