



Government of Karnataka
Karnataka Evaluation Authority

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**PROCEEDINGS OF THE OFFICE OF THE CHIEF EVALUATION
OFFICER, KARNATAKA EVALUATION AUTHORITY**

No. KEA 203 EVN 2015

Date: 27.01.2016

Sub: Regarding the evaluation of two valid bids received in the case of evaluation study of "Ksheera Sanjeevini" in Karnataka.

Ref: KEA e-tender notification no. KEA 152 EVN 2015 (V-III), dated: 13th November 2015.

PREAMBLE

1. Vide reference, a tender notification was issued on the e-platform inviting bids for undertaking the evaluation study of "Ksheera Sanjeevini" project in Karnataka. The tenders/bids were to be evaluated on QCBS (Quality and Cost Basis Selection) basis, the technical proposal weighing 70% of the total.
2. In response to the notification, only two bids were received. Both of them were found to be valid and acceptable. These bidders were –
 - (A) M/s. Hyderabad Karnataka Centre for Advanced Learning, H.No.10-2-152, Bank Colony, Sangameshwara Nagar, Gulbarga - 585 101.
 - (B) M/s. Remote Sensing Instruments, Plot no. 7, Type-1, Industrial Estate, Kukatpally, Hyderabad-500 072.
3. When the technical proposal was being evaluated, the Tender Evaluation Committee processing the Part II (A) of the proposals found that in both the bids, the Principal Investigator was the same. His name was Dr. N. Gopinathan. This was brought to my notice.


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4. Perusal of the tender document reveals that there was no condition in the tender that barred the inclusion of any person as Team Member/Principal Investigator of two or more bidders bidding for the same study. Though this bar was not existent in the more than 50 tenders issued in the past, never had there been any person found to be a member of the evaluation team of two different bidders who had bid for the same evaluation study i.e. case of one person being member of two or more competing teams of the same tender. Presumably, that was because bidding companies put only their own employees (full time or contractual) as team members. Clash of team members was thus averted. The common member in the instant case is not a full time employee of either of the bidders, and no evidence of his being engaged on contractual basis for purposes other than this tender is available. It seems he has been picked by both bidders, as he was not averse to it. It initially seemed to be a case of indifferent association of the person with the bidding companies, or *vice versa*, but so be it.
5. Notwithstanding the fact that the common inclusion of the Principal Investigator in the instant case is no breach of any tender condition, the following points are cited –

(A) The evaluation and appreciation of Part II (A) of the tender would become partly incomparable as the difference would be only in the scores of the team members of the two teams.

(B) Condition no. 3.12 of the tender is quoted as under –

“The COs are requested to please get their presentations done by the Principal Investigator only, as failure to do so will result in their losing 10 points from the scores they score in the presentation.”


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In the instant case, the bidder making the first presentation (who is to be selected randomly as per condition 5.3) would be at a luck dependent advantage of being able to get ten points more than the second bidder as the latter would be forced to make the presentation through a team member. This luck dependent advantage is unfair, and not what the tender process envisages.

Alternately, should both the bidders get the presentation made through the common Principal Investigator, if the presentation is same, the evaluation and appreciation of Part II (A) becomes partly incomparable as detailed in (A) before. And if the presentations made are different, the Principal Investigator becomes unreliable to the extent that if he can make two different presentations on the same study the same day, the quality and contents of the actual and final outcome of the study is suspect and /or circumspect.

6. Based upon each of the five points cited before, independently and jointly, the following –

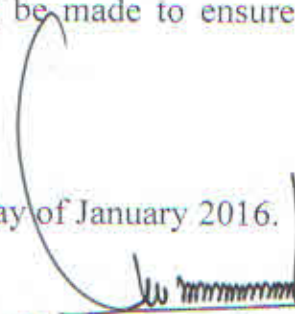
DECISION

For the reasons that the only two valid bids received are bound to be become partly incomparable or provide on unfair luck dependent advantage to one or make the actual outcome of the work suspect, as provided in condition 7.5 of the tender, both the tenders are rejected. The study will be retendered.

In all future tenders, appropriate provision should be made to ensure that such an eventuality is not repeated.

The EMDs of both bidders are to be returned.

Dated this the Twenty Seventh day of January 2016.


Chief Evaluation Officer 27/01/16.
Karnataka Evaluation Authority

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Copy to:

1. M/s. Hyderabad Karnataka Centre for Advanced Learning,
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Gulbarga -585 101.
2. M/s. Remote Sensing Instruments, Plot no. 7, Type-1, Industrial
Estate, Kukatpally, Hyderabad-500 072.