



**ODISHA STATE MEDICAL CORPORATION LTD.**  
**(A Govt. of Odisha Undertaking)**

*(ASSURING QUALITY, SAVING LIVES)*

Phone No. : (0674) 2380660,  
Website: www.osmcl.nic.in,  
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Order No: 10654/1053/2016 (Part-1)

Date: 17.09.2019

**ORDER**

M/s Bochem Healthcare Pvt. Ltd, Plot No. 83-84, Industrial Area, Dewas Road, Nagziri, Ujjain (MP) – 456010 was placed with orders for supply of Tab. IFA (Large, Blue Colour) vide purchase order no CR19537 dt. 12.03.2019 and Tab. IFA (Small, Pink Colour) vide purchase order no CR19533 dt. 12.03.2019. Whereas, the Supplier did not complete the supply within stipulated time. The detailed supply status of the Supplier is as follows:-

Sl. No	P.O. No(s) / Date	Name of the item (s)	Order quantity	Percentage of quantity delivered
1	CR19537 / Dt. 12.03.2019	Tab. Ferrous Sulphate + Folic Acid (Large, Blue Colour) [Each tablet contains : Equivalent to 100 mg of Elemental Iron + Folic acid 0.5 mg]	9,83,55,300	61.47 %
2	CR19533 / Dt. 12.03.2019	Tab. Ferrous Sulphate + Folic Acid (Small, Pink Colour) [Each tablet contains : Equivalent to 45 mg of Elemental Iron + Folic acid 0.4 mg]	8,42,61,450	44.07 %

In view of the above, M/s Bochem Healthcare Pvt. Ltd was issued with Show Cause Notice (SCN) vide this office letter no 9829 dtd. 20.08.2019 seeking explanation within seven (07) days of issue of this letter with personal hearing on dt. 28.08.2019 at 4.30 PM, before the Tender Inviting Authority at OSMCL, Bhubaneswar as to why OSMCL shall not derecognize/debar the firm due to non-completion of the supply within stipulated time for the above mentioned item(s) for a period upto three (03) successive years in accordance with Purchase order clause no 5(h)(i) and tender clause no 6.39.1(i) vide bid ref no OSMCL/2018-19/DRUGS-DHS-GEN/04.

The authorized representative of M/s Bochem Healthcare Pvt. Ltd appeared before the Authority of OSMCL on dtd. 28.08.2019 and submitted reply on dtd. 26.08.19. It has been stated that due to heavy rain and storm at Madhya Pradesh, production was disrupted due to water logging, frequently power cuts and worker absenteeism. Further, the supplier requested permission for another 15 days for complete execution of the purchase orders.

It is to mention here that, due to incomplete supply within stipulated time; it has directly affected the distribution of Tab Ferrous Sulphate and Folic acid to the children (5-9 year) and school going Adolescent Girls and Boys (10-19 year). Timely supply of Tab Ferrous Sulphate and Folic acid is extremely essential towards prevention of anemia, thereby reducing mortality rate of children (5-9 year) and school going Adolescent Girls and Boys (10-19 year). W&CD Department, Govt. Of Odisha had expressed deep concern regarding shortage of of Tab Ferrous Sulphate and Folic acid at the field level. The delivered quantity can meet the demand as per the annual indent submitted by Director Family Welfare for a period of three months only. Further, the Supplier had already been given 30 days additional extension beyond maximum allowable



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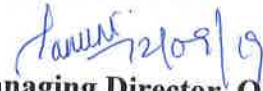
period of supply. So he was already allowed a total time duration of 150 days for supply of the drug. Still the Supplier failed to supply the drugs. The maximum allowable period with Liquidated damage is 120 days beyond which the supplies cannot be accepted. However, in the instant case, the supplier was allowed another 30 days at the request of the supplier taking a liberal view. His plea that the supplying was disrupted owing to water logging, etc is not tenable as he had been already granted extension on this ground.

Further the monthly production capacity of the firm for the said items as declared by the firm in the bid document is higher than the purchase order quantities. At no point of time, the supplier has intimated OSMCL about his inability to execute the purchase order due to constraints in production schedule.

Hence the reply of the firm in response to show cause notice is not tenable.

Therefore, as per Purchase order clause no 5(h)(i) and tender clause no 6.39.1(i) vide bid ref no OSMCL/2018-19/DRUGS-DHS-GEN/04, M/s Bochem Healthcare Pvt. Ltd, Plot No. 83-84, Industrial Area, Dewas Road, Nagziri, Ujjain (MP) – 456010 is hereby, debarred for supply of the said items for a period of **one year (01)** from the date of issue of this order.

The Performance Security/ Bank Guarantee/ EMD submitted by the firm for the said items shall stand forfeited in accordance with the terms and conditions of the contract.

  
**Managing Director, OSMCL**

**Memo No. 10655 Dt. 12.09.2019**

Copy forwarded to M/s Bochem Healthcare Pvt. Ltd, Plot No. 83-84, Industrial Area, Dewas Road, Nagziri, Ujjain (MP) – 456010 for information.

  
**Managing Director, OSMCL**

**Memo No. 10656 Dt. 12.09.2019**

Copy forwarded to DHS / DMET, Odisha for information and necessary action.

  
**Managing Director, OSMCL**

**Memo No. 10657 Dt. 12.09.2019**

Copy submitted to the Commissioner-cum-Secretary to Govt., H&FW Department, Odisha for favour of kind information.

  
**Managing Director, OSMCL**

**Memo No. 10658 Dt. 12.09.2019**

Copy forwarded the G.M. (F&A) / G.M. (QA) / G.M. (HR) / IT Cell, OSMCL for information and necessary action.

  
**Managing Director, OSMCL**