

TRANSMISSION CORPORATION OF ANDHRA PRADESH LTD

From  
The Chief Engineer  
Lift Irrigation  
APTRANSCO  
Vidyut Soudha  
Hyderabad  
Ph/Fax.No. 040-23317632

To  
The Chief General Manager/P&MM  
APCPDCL, Hyderabad  
APNPDCL, Warangal  
APSPDCL, Tirupati  
APEPDCL, Visakhapatnam

Lr.No.CE/LI/SE(P&MM)/F. Blacklisted/D.No. 185 /2013 dt. 28-06-2013

Sir,

Sub: APtransco – Lift Irrigation – P&MM – Communication Blacklisting  
M/s. SM Creative Electronics Ltd., Gurgaon for Supply of 48V/35A, 50A  
& 100A SMPS battery chargers – ordered materials not supplied  
Termination of contract Block listing for 3 years – Issued.


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It is to inform that M/s. SM Creative Electronics Ltd., 10, Electronic City, Sector-18, Gurgaon-122015 (with manufacturing unit at Baddi/ Himachal Pradesh ) have been blacklisted by this office with immediate effect from all the future contracts with Lift Irrigation wing/APTRANSCO for 3 years towards non execution of the contracts awarded, vide Lr.No.CE/LI/P&MM/DE-32/ LIPT-65/2010 & 10/2012/D.No. 706/2012 dt. 28-03-2013. Copy of the above letter is enclosed herewith.

This is for information and necessary action.

Encl: As above

Yours faithfully

  
Chief Engineer/Lift Irrigation 28/6

Copy to:

→ The Chief Engineer/EA, Opn, RE&IT/APTRANSCO/Vidyut Soudha/Hyderabad

**Note:**

It is requested to arrange to place the copy of the above letter cited. In APTRANSCO Website under the head block listed companies by APTRANSCO

The Chief Engineer/Construction I & II/APTRANSCO/Vidyut Soudha/Hyderabad

The Chief Engineer/400kV – Construction/ APTRANSCO/Vidyut Soudha/Hyderabad

The Chief Engineer/Transmission/ APTRANSCO/Vidyut Soudha/Hyderabad

The Chief Engineer/Metro Zone/Rural Zone/Warangal Zone/Vijayawada Zone/  
Visakhapatnam Zone/Kadapa Zone

The Financial Adviser & Chief Controller of Accounts (A, E &R)/APTRANSCO/  
Vidyut Soudha/Hyderabad.

The Divisional Engineer-1,2,3 & 4/P&MM/Vidyut Soudha/Hyderabad

Copy to AO/P&MM O/o Superintending Engineer/P&MM/APTRNASCO/VS/Hyderabad

The Chief Engineer/Lift Irrigation/APTRANSCO/ Vidyut Soudha/Hyderabad,

The Chief Engineer/RE, Operation &IT/ Vidyut Soudha/Hyderabad, Chief Engineer (EA, Opn, RE&IT)  
APTRANSCO, VS, Hyderabad-82.

The Chief Engineer/Construction-II/Vidyut Soudha/Hyderabad,

The Chief Engineer/Construction/400kV/Vidyut Soudha/Hyderabad.

The Chief Engineer/Transmission/APTRANSCO/VS/Hyderabad.

The Chief Engineer/Metro Zone/ APTRANSCO/Hyderabad.

The Chief Engineer/Rural Zone/ APTRANSCO/Hyderabad.

The Chief Engineer/ Zone / APTRANSCO/Vijayawada

Inward No.....3317.....	
03 JUL 2013	DE/TL&SS/ERP DE/TL/ERP DE/Telecom/ERP APDRP AO/ERP-1 AD/ERP-2
SE DE/RE DE/EA DE/O&M DE/LMC DE/IT ✓ DE/DBA ADE (T)	Contd..2 (CE/EA, OPN, RE&IT)

AB 5 for my  
11/8/13

The Chief Engineer/ Zone / APTRANSCO/Kadapa  
The Chief Engineer/ Zone / APTRANSCO/Visakhapatnam  
The Chief Engineer/ Zone / APTRANSCO/Warangal.  
The Superintending Engineer/TLC/Metro/APTRANSCO/Hyderabad  
The Superintending Engineer/TLC/Rural/APTRANSCO/Hyderabad  
The Superintending Engineer/TLC/Warangal/APTRANSCO/Hyderabad  
The Superintending Engineer/TLC/Karimnagar/APTRANSCO/Hyderabad  
The Superintending Engineer/TLC/Vijayawada/APTRANSCO/Hyderabad  
The Superintending Engineer/TLC/Vishakapatnam/APTRANSCO/Hyderabad  
The Superintending Engineer/TLC/Cuddapah/APTRANSCO/Hyderabad  
The Managing Director, Chhattisgarh State Power Trading Co. Ltd., Vidyut Sewa Bhawan, Dangania, Raipur  
The Executive Director (HR) Chhattisgarh State Power Holding Co.Ltd., Vidyut Sewa Bhawan, Dangania, Raipur  
The General Manager (F&A), Chhattisgarh State Power Distribution Co. Ltd., Vidyut Sewa Bhawan, Dangania, Raipur  
The Addl. General Manager (F&A), Chhattisgarh State Power Distribution Co. Ltd., Vidyut Sewa Bhawan, Dangania, Raipur  
The Executive Director / Chief Engineer (O&M) / (Com.) (ST:RE) Chhattisgarh State Power Distribution Co.Ltd., Dangania, Raipur  
The Chief Vigilance Officer, Chhattisgarh State Power Distribution Co. Ltd., Raipur  
The Chief Engineer RR / BR/ JR/ AR/ RJN – R Chhattisgarh State Power Distribution Co. Ltd, Raipur /Bilaspur/Jagdalpur/Ambikapur/Rajnandgaon.  
The Superintending Engineer (Store)/( ST:RE)/( City), Circle Chhattisgarh State Power Distribution Co. Ltd, Raipur / Bilaspur  
The Superintending Engineer (O&M), Circle Chhattisgarh State Power Distribution Co. Ltd, Raipur / Bilaspur/Durg/Rajnandgaon/Jagdalpur/Ambikapur/Raigarh/Champa.  
The Superintending Engineer (Purchase)-I/II/III, O/o C.E (S&P) Chhattisgarh State Power Distribution Co.Ltd., Vidyut Sewa Bhawan Dangania, Raipur  
The Addl. Superintending Engineer / Executive Engineer, (Area – Store) Dn Chhattisgarh State Power Distribution Co. Ltd, Raipur / Bilaspur/Bhilai/Jagdalpur/Bishrampur / Raigarh.  
The Executive Engineer(Purchase) )-I/II/III/IV/V/VI/VII/VIII/IX O/o C.E (S&P) Chhattisgarh State Power Distribution Co.Ltd., Vidyut Sewa Bhawan Dangania, Raipur  
The Dy. General Manager (F&A), Chhattisgarh State Power Distribution Co.Ltd., Vidyut Sewa Bhawan Dangania, Raipur  
The Sr. A.O./R.A.O/Manager (CAU) C.S.P.D.C.L., Raipur / Durg /Bilaspur / Ambikapur / Jagdalpur / Rajnandgaon.  
The Manager (Bills) O/o General Manager (F&A) Chhattisgarh State Power Distribution Co.Ltd., Vidyut Sewa Bhawan Dangania, Raipur  
The Chief / Sr. Law Officer, Chhattisgarh State Power Holding Co.Ltd., Dangania, Raipur  
The Manager (C.A.U.), CSPDCL, Dangania, Raipur: for information and n/a.  
The P.S. to CE(S&P), CSPDCL, Vidyut Sewa Bhawan, Dangania, Raipur  
The Section Officer (Purchase-I/II) O/o CE(S&P), Chhattisgarh State Power Distribution Co.Ltd., Vidyut Sewa Bhawan Dangania, Raipur  
The Secretary Assam State Electricity Board Bijlee Bhawan, Paltan Bazar, Guwahati – 781001  
The Chairman-cum-Managing Director, Andhra Pradesh Power Generation Corporation Ltd., Vidyut Soudha, Hyderabad – 500 082  
The Secretary, Bihar State Electricity Board, Vidyut Bhawan Balley Road, Patna 800 021  
The Secretary, Gujrat URja Vikas Nigam, Sardar Patel Vidyut Bhawan, Race Course, Vadodara – 390007  
The Secretary, Haryanan Vidyut Prasaran Nigam Ltd., /M.D. Haryana Power Generation Corporation Ltd., Shakti Bhawan, Sector-6, Panchkula (Haryana) – 134109  
The Secretary, Himachal Pradesh Electricity Board, Vidyut Bhawan, Simla (H.P) – 171004

The Secretary, Karnataka Power Transmission Corporation Ltd., Corporate Office, Kala Bhawan Bangalore – 560009

The Secretary, Meghalya State Electricity Board, Lum Jingshal, Round Road, Shillong – 793001

The Secretary, Kerala State Electricity Board, Vaidhyuthi Bhavan, Pattom, Thiruvananthapuram

The Secretary, Madhya Pradesh State Electricity Board, Shakti Bhavan, Vidyut Nagar, Jabalpur (M.P) – 482008

The Chairman & Managing Director, (EX) N.O. Poorva Kshetra Vidyut Vitran Co. Limited, Jabalpur

The Chairman & Managing Director, (CZ) M.P. Madhya Kshetra Vidyut Vitran Co. Limited, Jabalpur

The Chairman & Managing Director, M.P. Transmission Co., Limited, Shakti Bhawan, Vidyut Nagar, Jabalpur (M.P) – 482008

The Chairman & Managing Director, M.P Power Generating Co. Limited, Shakti Bhawan, Vidyut Nagar,

Jabalpur (M.P) – 482008

The Secretary, Grid Corporation of Orissa Ltd., Janpath, Bhubneshwar (Orissa) – 751022

The Secretary, Rajasthan Rajya Vidyut Prasaran Nigam Ltd., Vidyut Bhawan, Jyoti Nagar, R.C. Dave Marg, Jaipur – 302005

The Secretary, Tamil Nadu Electricity Board, 9<sup>th</sup> Floor, N.P.K.P.R. Malligal, 800, Anna Salai, Chennai 600002

The Chairman Cum Managing Director, Uttar Pradesh Power Corporation, Shakti Bhawan, 14-Ashok Marg, Lucknow (U.P) – 226001

The Secretary, West Bengal State Electricity Board, Vidyut Bhawan, 7<sup>th</sup> Floor, Bidhannagar, Kolkata (W.B) 700 091

The Chief Engineer (MM) Central Purchase Organisation, Punjab State Electricity Board, the Mall, Patiala-147001.

The Chief Engineer MM, Vidyut Sadan, Dakshin Haryana Bijlee Vitran Nigam Ltd., Hisar 125005

The Purchase Officer, Material Department, Bijlee House, Shahpur, Ahmedabad Electricity Company Ltd., Ahmedabad – 380001

The Chief Engineer (S&P), Engg. Building H.E.C Dhurwa, Jharkhand State Electricity Board, Ranchi – 834004

The Chief Manager (A&F), BSES Bhawan, Nehru Place, BSES Rajdhani Power Ltd., New Delhi 110019

The Chief Manager (A&F), North Delhi Power Limited, Grid Sub Station Building, Hudson Lines, Kings Way Camp Delhi – 110009

The General Manager, P&MM, APNPDDI, H.No. 1-1-478 & 503, Opp. REC Petrol Pump, Chaitanyanpuri, Hanamkonda Warrangal – 506004

The Chief General Manager, P&MM & Operation, APCDDI, H.No. 11-04-660 3<sup>rd</sup> Floor, Singarani Bhawan, Adjacent to Hanuman Temple, Khairatabad, Hyderabad – 500004

The Chief General Manager, Operation & Material, APEPDCL, H.No. 30-14-9, Near Sarswathi Park, Daba Gardens, Visakhapatnam – 530020.

The Superintending Engineer (E), MIAO Electrical Circle, Department of Power, MIAO, Arunachal Pradesh.

The Executive Engineer (Store – X), C/o Technical Director (Store), Central Purchase Agency, Plot No. G-9, Prakashgad, Station Road, Maharashtra State Electricity Board, Bandra (East), Mumbai – 400051

The Executive Engineer, Store Purchase Officer / KESA House, 14/17, Civil Lines, Kanpur Electricity Supply Company Ltd., P.O.Box No. 141, Kanpur – 208001.

The N.S.I.C., C-60 & 64, Flatted Factory Complex, Jhandewalan, New Delhi – 110055.

**By Regd. Post with Ack. Due**

TRANSMISSION CORPORATION OF ANDHRA PRADESH LTD

From  
The Chief Engineer/ Lift Irrigation  
APTRANSCO,  
Vidyut Soudha/ Khairatabad  
Hyderabad – 500 082  
Tele fax:- 040-23317632

To  
1) M/s.SM Creative Electronics Ltd  
Plot no.51, Industrial Township,  
Bhatoli Kalan, Sai Road,  
Baddi-173205, Himachal Pradesh  
Ph:- 01795-245551/245552  
2) M/s.SM Creative Electronics Ltd,  
10, Electronic City, Sector – 18,  
Gurgoan – 122015 (Haryana)  
Tele:-0124-2455201-11  
Fax:- 0124-2346465/ 2455212/4909850

Lr.no. CE/LI/P&MM/DE32/ LIPT-65/2010 & 10/2012/ D.no. 766 /2012, dt. 28-03-2012  
Sirs.

Sub:- APTransco – Lift Irrigation - P&MM – P.O. issued for Supply of 48V/ 35A, 50A&100A SMPS battery chargers – Ordered materials not supplied – Termination of contract Black listing for 3 years – Issued.

- Ref:- i) P.O.no.PM-0221/CE/LI/P&MM/DE32/R&M scheme(Lot-2,5&6)/e-LIPT-65/2010/D.no.749/11 dt.8.12.2011  
ii) Lr.no.CE/LI/P&MM/DE32/R&M scheme/e-LIPT-65/2010/D.no.353/12 dt.7.9.2012  
iii) Lr.no.CE/LI/P&MM/DE32/R&M scheme/e-LIPT-65/2010/D.no.369/12 dt.20.9.2012  
iv) Spen.no.e-LIPT-10/2012  
v) Lr.no.CE/LI/P&MM/DE32/ e-LIPT-10/2012/D.no.325/12 dt.25.8.2012  
vi) Lr.no.CE/LI/P&MM/DE32/ e-LIPT-10/2012/D.no.341/12 dt.4.9.2012  
vii) Lr.no.CE/LI/P&MM/DE32/ e-LIPT-10/2012/D.no.366/12 dt.18.9.2012  
viii) Lr.no.CE/LI/P&MM/DE32/ e-LIPT-10/2012/D.no.366/12 dt.18.9.2012  
ix) Lr.no.CE/LI/P&MM/DE32/ e-LIPT-65/2010&10/2012/D.no.478/12 dt.24.11.2012 (Notice.1)  
x) Lr.no.SMC/AP Transco/115/11-12 dt.12.12.12  
xi) Lr.no.CE/LI/P&MM/DE32/ e-LIPT-65/2010&10/2012/D.no.525/12 dt.1.1.2013 (Notice.2).  
xii) Lr.no.CE/LI/P&MM/DE32/ e-LIPT-65/2010&10/2012/D.no.596/12 dt.1.2.2013 (Notice.3).

\* \* \* \* \*

Purchase order no.PM-0221/ dt.8.12.2011 was placed on M/s.SM Creative Electronics Ltd for supply of the following SMPS float cum boost chargers with DCDB under R&M scheme:-

- |      |                              |              |
|------|------------------------------|--------------|
| i)   | 48V/100A (1+0) SMPS chargers | -- (9 sets)  |
| ii)  | 48V/ 35A (1+1) SMPS chargers | -- (17 sets) |
| iii) | 48V/35A (1+0) SMPS chargers  | -- 29Nos.    |

You have not supplied the 48V SMPS chargers ordered in P.O.no. PM-0221/ dt.8.12.2011, so far in spite of repeated reminders and not furnished the performance security B.G. covering the warranty period as per the terms of the bid specification & purchase order. Further you have also not attended the negotiations for the bid specn.no.e-LIPT-10/2012, as called for, being the L1 bidder.

Contd..2

After repeated reminders, in your lr.dt 4.10.2012, you have submitted the following:-

- i) The factory & FCBC manufacturing setup of M/s. SM Creative was not functioning properly and M/s. SM Creative was in the process to get it rectified before negotiating and accepting any new purchase orders for manufacturing of FCBCs at your factory.
- ii) That APTrasnco's supply order was still pending and unfortunately you were now not in a position to bear the expenses to rectify the manufacturing set up. The situation is not yet improved and the management has decided to close the manufacturing of FCBC/Rectifier and not to accept any future order of FCBC/Rectifier.
- iii) However M/s. SM Creative will attend the negotiating meeting during 10/2012.

Also in your lr.dt.5.10.2012, you have informed that M/s. SM Creative Electronics Ltd is undergoing shortage of funds and your manufacturing set up is not ready to complete the deliveries for the P.O.no.PM-0221/ dt.8.12.2011. Also you have informed that you want to close this purchase order at present stage as under such situations completing the delivery is not in their scope and their management decision is to stop manufacturing and close the set up.

The repeated reminders from this office did not yield any further response from M/s. SM Creative Electronics Ltd. Also the reminders sent from this office for specn.no.e-LIPT-10/2012 & Purchase Order No. PM-0221/8.12.2011 through speed post are returned to this office with a comment that "Company is closed & locked out".

Thus the company has committed defaults of terms of the contract in executing the purchase order no. PM-0221/8.12.2011, placed on it for supply of the 48V SMPS chargers and not attending to the negotiations for Specn.no.e-LIPT-10/2012 and withdrawing their bid after bidding on-line. The said defaults, as per the terms of the purchase order and tender specification are entailing with consequence, providing right on the purchaser to cancel the purchase order besides other reliefs.

Under these circumstances, "Show-Cause Notice no.1" was issued to M/s. SM Creative Electronics Ltd/ Gurgaon vide ref.(ix) as to why action for cancellation of purchase order should not be initiated in terms of clause nos. 37- forfeiture/recovery of performance security, clause no. 58 - Penalty for delay in supplies, clause no.59 - Termination for Default, of the specification & black listing the company barring from participating in APTRANSCO's tenders for 3 years.

As M/s. SM Creative did not respond to this Show Cause notice, further reminder of notice was sent vide ref.(xi). But M/s. SM Creative neither responded to the above notices nor have come into contact with M/s. APTrasnco regarding the execution of the purchase order vide no.PM-0221/ dt.8.12.2011.

Hence, vide ref.(xii) cited a final "Show-cause Notice" dt.1.2.'13, was issued to M/s.SM Creative Electronics Ltd as to why action for termination/ cancellation of the above referred purchase order should not be initiated in terms of Clause Nos. 37- performance security, Clause No. 58 - Penalty for delay in supplies, Clause No.59 - Termination for Default, Clause No.60 - Termination for Insolvency of the specification and for black listing the company and bar from participating in APTRANSCO tenders for 3 years.

The final notice was delivered to M/s. SM Creative Electronics Ltd., on 11-2-2013 vide Registered mail.

Contd..3

No reply is received from M/s. SM Creative Electronics Ltd even after thirty days.

Under these circumstances, it can be construed that M/s. SM Creative Electronics Ltd has no interest in executing the purchase order no.PM-0221/ dt.8.12.2011. Thus the company has committed defaults in supplying the equipment ordered in the above referred purchase order by the terms of the contract. The said defaults, as per the terms of the purchase order are entailing with consequence, providing right on the purchaser to terminate the contract besides other reliefs.

Under the above circumstances the purchase order is hereby terminated at cost and risk of M/s.SM Creative Electronics Ltd, in terms of Clause Nos. 37- performance security, Clause No. 58 – Penalty for delay in supplies, Clause No.59 – Termination for Default, Clause No.60 – Termination for Insolvency of the specification and for black listing the company and bar from participating in APTRANSCO tenders for 3 years.

The following bank guarantees pertaining to M/s. SM Creative Electronics Ltd against other purchase orders of M/s. APTranSCO, will be encashed as per the terms of conditions of the contract/ tender specification and also excess penalty amounts deducted will not be released in future as you have not furnished 10% performance security against PM-0221 dt. 8-12-2011 and Bid security against Specn.No.e-LIPT-10/2012.

Sl.no.	P.O.no. & date	10% performance security details
1	P.O.No. PM-0144, Dt. 23-5-2011 (Specn.No.LIPT 43/2010)	<b>Rs.4,31,371/-</b> (B.G.no.03710005811 of Oriental Bank of Commerce/ New Delhi Valid up to <b>25-4-2014</b> .)
2	P.O.No. PM-0152, Dt. 11-7-2011 (Specn.no.LIPT-55 /2010) extn order to PM-0144	<b>Rs.2,21,493/-</b> (B.G.no.03710003612 of Oriental Bank of Commerce/ New Delhi Valid upto <b>26-4-2014</b>
3	<b>TOTAL AMOUNT</b>	<b>Rs. 6,52,864/-</b>

In addition to the above, M/s. SM Creative Electronics Ltd is precluded from participating in the tenders of APTRASNSCO for a period of 3 (Three) years from 28-3-2013.

  
CHIEF ENGINEER  
LIFT IRRIGATION

Copy to

The FA&CCA(A,E&R)/ APTranSCO/ Vidyut Soudha/Hyderabad  
SAO/P&A/APTranSCO/ VS/Hyderabad – with a request not release any penalty amounts already deducted to M/s.SM Creative Electronics Ltd against any of the above referred purchase orders on request from the company.

Chief Engineer/ Telecom/VS/Hyderabad – A copy of the note approval of the Full board of APTranSCO for cancellation of P.O. placed on M/s. SM Creative for the SMPS chargers under R&M scheme and initiation of retendering of the equipment, is enclosed. It is requested to intimate whether any revised technical specification for the subject equipment will be furnished to this wing for initiation of retendering process.