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GOVERNMENT OF KERALA

ABSTRACT



Stores Purchase Department - Supply of Poultry feed to Animal Husbandry Department by Sri. P.P.Joy, Ernakulam, Contractor - Breach of Contract - Non-Supply of materials to Animal Husbandry Department - Blacklisting of Contractor - Orders issued -

STORES PURCHASE (E) DEPARTMENT

G.O.(Ms) No.3/2002/SPD dated, Thiruvananthapuram 7.5.2002.

- Read: 1. Letter No. P3-21696/99/Purchase dated 14.7.99 of Director of Animal Husbandry to Sri. P.P.Joy, Poomlil House, Okkal - P.O, Ernakulam District.
2. Letter No. P3-20696/99/Purchase dated 27.7.1999 from the Director of Animal Husbandry to Sri. P.P.Joy, Poomlil House, Okkal-P.O, Ernakulam District.
3. Letter dated 18.9.1999 from Sri. P.P.Joy, Poomlil House, Okkal-P.O, Ernakulam to the Director of Animal Husbandry.
4. Letter No. P3-20696/98/purchase dated 15.12.2000 from the Director of Animal Husbandry to the Secretary to Government, Agriculture (AHG) department.
5. Show cause Notice No. 3689/B2/2001/SPD dated 29.10.2001 from the Principal Secretary to Government, Stores Purchase department to Sri. P.P.Joy, Poomlil House, Okkal-P.O, Ernakulam -

ORDER

Director of Animal Husbandry as per letter read as first paper above placed supply orders with Sri. P.P.Joy, Poomlil House, Okkal-P.O, Ernakulam for the supply of D-ciled rice bran to the three feed mixing units, viz. Regional Poultry farm, Mundayad, Kudappanakunnu and Intensive poultry Development Block, Pettah for the period from 1.6.1999 to 31.5.2000. The Contractor was also directed to execute final agreement and security deposit within the one month for the due fulfilment of contract. But the Contractor neither executed the agreement and Security Deposit nor effected the supply of the items as per the terms and conditions of tender.

contd.....2/-

Subsequently, Director of Animal Husbandry, vide registered letter read as second paper above requested the contractor to supply the item as per the terms and conditions of tender. In reply the Contractor, as per letter read as third paper above, has informed that he is unable to supply the item due to higher market rate. The Contractor was reminded several times about the conditions stipulated in the preliminary agreement. But he deliberately violated the conditions of tender and failed to supply the items. In this context Departmental purchasing Officers were forced to re-arrange the purchase of the item from other sources at the risk and cost of the above contractor and thereby caused huge loss to Government.

2. In the above circumstance, the Director of Animal Husbandry, in the letter read as fourth paper above, has recommended to Government for blacklisting the above contractor. As there was a clear breach of contract on the part of the contractor, Government issued a showcause notice by Registered post as per fifth paper read above. As the contractor did not respond to the showcause notice, a registered reminder was also sent. But no reply has been received from the Contractor.

3. The Contractor has violated the terms and conditions of rate contract and failed to supply the items ordered for and thereby caused financial loss to the Animal Husbandry Department. The above action of the contractor is highly irregular, which warrants penal action against him.

4. Government have examined the proposal of Director of Animal Husbandry in detail with the connected records and in exercise of the powers conferred under para 95 of the Stores Purchase Manual, they order that the contractor Sri. P.P.Joy, Poomelil House, Okkal- P.O Ernakulam, be blacklisted and Government departments, Statutory bodies, Corporations, Autonomous bodies and Public Sector undertakings under Government of Kerala will not enter into or involve any business dealings with the aforesaid contractor and order accordingly.

(By Order of the Governor)

Sd/-

Joint Secretary to Government

To

- 1) Sri. P.P. Joy, Poomelil house, Okkal-P.O,Ernakulam (by Regd.)
- 2) All Heads of Departments / Offices
- 3) All Administrators, all Union territories etc. / stock file

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Endt. on P3- 18184/2002 .

Forest Headquarters,
Thiruvananthapuram,

Dated: 17.6.2002.

Copy forwarded to all Conservators of Forests and
Divisional Forest Officers for information and attention.

Copy to Stock file.

Kannalam V

for Chief Conservator of Forests
(Development)

v/ 18.6

