



(Under jurisdiction of Bilaspur Court only)
SOUTH EASTERN COALFIELDS LTD.

(A subsidiary of Coal India Ltd., Govt. of India undertaking)

OFFICE OF GENERAL MANAGER (MM)

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CIN: U10102CT1985GOI003161 **Website:** www.secl.nic.in

REF: SECL/BSP/MMW/GM(MM)/FLP-NFLP/banning/ 1602

दि: 16.10.2019

सेवा में:

M/s प्रोटेक्शनस इंडिया
१६५- श्री औरोबिन्दा सरानी
कोलकाता- ७००००६

M/s Protection India
165, Sri Aurobinda Sarani
Kolkata-700006

पंजीकृत डाक

Copy to:

- All executives of MMHQ
- All SO(MM)'s - MCL Areas
- GM(System) - with request to upload in mcl website.

Dear Sir,

Sub: Banning of Business for a period of three years due to submission of False/Forged Document, in LTE no. 422 dated 24.05.2006

- Ref: (1) LTE no. 422 dated 24.05.2006
(2) Supply Order of SECL/GM/BSPR/PUR/110/Contractor/2006/381 dated 14.10.2006 and SECL/GM/BSPR/PUR/119(6)/MCCB spares/2006/376 placed on your dealers
(3) Submission of forged document regarding authorization certificate
(4) Our show cause letter no SECL/BSP/MMW/GM(MM)/FLP-NFLP/1043 and 1044 dated 30.10.2018. Our letter no. SECL/MMW/GM(MM)/FLP-NFLP/1014 dated 16.01.2019 and SECL/MMW/GM(MM)/FLP-NFLP/1538 dated 29.03.2019
(5) Your reply vide ref no PI/SECL/BSP/2018 dated 16.11.2018

With reference to above, it was revealed during investigation by SECL of a complaint pertaining to alleged irregularities. Bishrampur area had revealed that supply order no. SECL/GM/BSPR/PUR/110/Contractor/2006/381 dated 14.10.2006 and SECL/GM/BSPR/PUR/119(6)/MCCB spares/2006/376 was placed on your dealers M/s Raj Spares, Raigarh and M/s Arun Enterprises, Bishrampur. Both the firms submitted false/forged dealership certificates from you and had fraudulently managed to secure supply order.

In this regard, it is observed that you were invited to participate in two separate limited tender enquiries issued by Bishrampur area. Subsequently, you issued a letter to Area authorities to consider M/s Arun Enterprises as your authorized dealer and to place supply order on them if found to be L-1.

During investigation conducted by Vigilance department, letters vide ref. no. SECL/VIG/18/2013/0948 dated 23.04.2014 was sent to ascertain the authenticity of the dealership of both M/s Raj Spares and M/s Arun Enterprises. But both the registered letters returned undelivered. Subsequently, M/s Arun Enterprises vide their letter dated 19.05.2014 informed Staff Officer(MM), Bishrampur area that at present they are no longer dealer of M/s Protections India and confirmed the current address of M/s Protections India.

Therafter, separate letters were addressed to M/s Raj Spares and M/s Arun Enterprises seeking certain information about their dealership of Protection India, copies of invoices etc.

M/s Raj Spares did not respond to the above query, whereas M/s Arun Enterprises submitted copy of certificate mentioning that they are authorized dealer of M/s Protections India for all the areas of SECL except Gevra since 2005, contradicting to their earlier letter dated 19.05.2014.

Sri A. K Ray, the signatory of the certificate was contacted over telephone mentioned in the said certificate & was advised to attend this office in person along with details as sought vide letter no. 0948 dated 24.04.2014. But neither Sri Ray attended the office nor responded to the e-mail reference.

Misused
16.10.19

[Handwritten signature]
16/10/19

[Handwritten signature]
16/10/19

Thus, it was conclusively evident that the certificate issued by your firm proved that M/s Raj Enterprises was not your authorized dealer. Also M/s Arun Enterprises submitted authorized certificates which were contradictory in nature. Hence, it was evident that both the firms M/s Raj Spares and M/s Arun Enterprises had given wrong information to the Company for securing purchase orders. Further, you also did not respond to our query nor submitted any documents which could authenticate your credentials. Summarizing the above, it was established beyond doubt that the above firms and you have cheated SECL and submitted forged documents with a view to secure supply orders fraudulently.

In view of the above, a show cause notice vide ref no SECL/BSP/MMW/GM(MM)/FLP-NFLP/1043 1044 dated 30.10.2018 was issued to you under Clause 4.7.7 (iv) of CIL Purchase Manual i.e. **"willful suppression of facts or furnishing of wrong information or manipulated or forged documents by the firm or using any other illegal / unfair means"**.

It was also indicated in the letter that pending reply and a final call on banning of business, all business dealings with you would be suspended with immediate effect for an initial period of six months (i.e. from the date of issue of show cause notice).

Meanwhile you requested to provide the relevant documents of M/s Raj Spares and M/s Arun Enterprises so as to conduct enquiry from your end and submit detailed reply to us. Accordingly, letter was sent to you vide ref no. SECL/BSP/MMW/GM(MM)/FLP-NFLP/1014 dated 16.01.2019 enclosing the documents submitted by M/s Arun Enterprises. However, no reply was received from your end. A reminder letter was also sent to you vide ref no. SECL/BSP/MMW/GM(MM)/FLP-NFLP/1538 dated 29.03.2019 advising them to submit their reply again. However, till date no reply has been received in our office.

1) Based on your reply vide no PI/SECL/BSP/2018 dated 18.11.2018 against above mentioned show cause notice the following may be noted:

- As per letter ref no. SE/BSPR/14-15/Vig/01 dated 12.02.2015 addressed to GM(Vigilance), M/s Arun Enterprises was authorized agent of all areas of SECL except Gevra since 2005 and as per letter dated 19.05.2014 addressed to Staff Officer(MM), Bishrampur SECL, they were no longer dealer of Protection India which itself is contradictory.
- Also against show cause notice you had mentioned that M/s Arun Enterprises was your authorized agent from 2002 to 2006 and after 2006 their authorization was renewed on job to job basis against tender for spares for products which are motor starters of LT & HT varieties.

2) Further, as mentioned above you had requested documents of M/s Raj Spares and M/s Arun Enterprises so as to conduct enquiry from your end. However, you have failed to provide any reply on the same till date which clearly establishes that neither you nor your so called dealers M/s Raj Spares and M/s Arun Enterprises had any credentials and you as well as your above dealers submitted false/forged documents for securing orders from Bishrampur area of SECL.

Considering the above facts, and based on investigation conducted by Vigilance Deptt., SECL and conclusions drawn by them, this act of submission of forged documents by you falls within the purview of clause no 4.7.7(iv) of the CIL Purchase Manual which deals with the banning of business dealings submission of forged authorization certificate against SO no. 381 dated 14.10.2006 and 376 dated 12.10.2006 is established beyond doubt and this act of submission of forged document by you falls within the purview of clause no 4.7.7(iv) of the CIL Purchase Manual which deals with the banning of business dealings.

Taking serious view of above gross violations as above, the competent authority of SECL has decided to impose the penalty of banning of business with your organization for a period of three years with effect from 00.00.2019 i.e from the date of issue of this letter in terms of Clause 4.7.7. (iv) of CIL Purchase Manual.

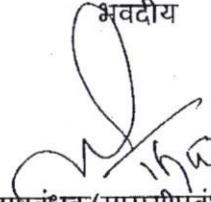
M Bimal
16.10.19

[Signature]
16/10/19

[Signature]
16/10/19

Accordingly all business dealings with your organization is hereby banned in South Eastern Coalfields Ltd for a period of 03 (three) years from the date of issue of this letter.

भवदीय



महाप्रबंधक(सामग्रीप्रबंधन)/विभागाध्यक्ष
साउथ ईस्टर्न कोलफील्ड लिमिटेड, बिलासपुर

Ms. S. S. S.
16.10.15

W. S. S.
16/10/15

CC:

- : CMD / D(P)/D (F) / CVO/DT(O)/DT(P&P), SECL HQ – For kind information
- : GM (MM)/HOD, CIL, Kolkata
- : GM (MM)/HOD, BCCL, ECL, CCL, MCL, NCL, WCL, NEC
- : All HOD's SECL Bilaspur
- : CGM / GM All Areas SECL including CSKB, CWS KB, CWS GVR and DCC.
- : SO (MM), All Areas SECL including CSKB, CWS KB, CWS GVR and DCC.
- : Office File