

Office of the Executive Engineer Jal Shakti (PHE) Division Kupwara (UT)

Email Address: xenphekupwara11@gmail.com

M/S: Valley Enterprises Constructions Company

Prop:Haji Gh Nabi Wani

S/o.Mohammad Ishaq Wani

R/o.Doolipora Trehgam

Reg No:SE/Hyd/Sopore/58/A 2005-06

GSTIN: DIAAFFV6621H1ZF

Mob No:9906624348

Sub: Laying and Fitting of Pipe Network, Construction of 0.15 Lac Gallons RCC Service Reservoir with Sluice Chamber, 2 No. Presettling Tanks, and Collection Chambers and Chain Link Fencing around Structures for 100 % FHTC under JJM for WSS Khushiban Jumgund

Ref: i.Chief Engineer Jal Shakti (PHE) Department letter No. CE/JSD/HD/1016-52, Dt:-16-04.2022.

ii. This office E-NIT No. 04 of 2022-23, Dated:19-04-2022, issued under endstt. No:PHEDK/159-72 Dated:19-04-2022 V

iii. Your tender received in response to this office E-NIT No. 04 of 2022-23 \checkmark

iv. Minutes of the meeting held on 13 09 2022.

v. District Development Commissioner Kupwara's Authorization No:DDCK/PLG/JJM/ 7983-99 Dated: 21/09/2022

Vi. Accord of Administrative approval accorded by District Superintending Engineer Hyd Circle Kupwara HQ:Handwara's order No:09/JJM/DSE/HH/DB OF 7/2022 Dated:29-07-2022 issued under Endtt No:DSE/HH/DB/1674-76 Dated:29-07-2022.

vii) Technical Sanction issued by Chief Engineer PHE Kashmir Srinagar's order No:CE/PHE/DB/565 of 9/2022 Dated:12-09-2022 issued under Endtt No:CE/PHE/DB/21663-67 Dated:12-09-2022.

Adv. Cost:- 101.77 Lacs V Alloted Cost:10584679.09 V

No: 2990-97 Dated: 26/09/2022

For and on behalf of Lt. Governer of Union $\,$ Territory of Jammu & Kashmir, the above noted work is hereby alloted to you on following rates which are +4% Above advertise the advertised $\,$ rates

5.No	Particulars of Items	Unit	Qty	Estimated Rate	Alloted Rate @+4% Above	Amount
1	Earth work in bulk excavation by mechanical means (hydraulic excavator) over areas (exceeding 30 cm in depth, 1.5 m in width as well as 10 sqm on plan) including disposal of excavated earth lead upto 50 meters and lift upto 1.5 m, as directed by Engineer-in-Charge. (All kinds of soil)	Cum	264.23	188.75	196.30	51868.35
2	Earth work in excavation by manual means in trenches for foundations, drains, pipes, cables etc. (not exceeding 1.5 m in width) and for shafts, wells, cesspits and the like not exceeding 10 sqm on plan, including dressing of sides andramming of bottoms lift upto 1.5 m, including getting out excavated earth and disposal of surplus				•	
3	All kinds of soil	Cum	1356.95	436.00	453.44	615295.41
4	Ordinary rock	Cum	320.05	967.85	1006.56	322150.81
5	Filling available excavated earth (excluding rock) in trenches, plinth, sides of foundations etc. in layers not exceeding 20 cm in depth, consolidating each deposited layer by ramming and watering, lead	Cum	1199.17	198.70	206.65	247806.08
6	Providing and lift upto 1.5 m Providing and laying hand packed stone soling 50 mm nominal size including filling, spreading, dressing, ramming, all leads lifts and all carriages camplete.	Cum	30.03	1320.00	1372,80	41225,18
7	Providing and laying in position cement concréte of specified grade including curing but excluding the cost of centring and shuttering. All work upto plinth level with:		,			
8	1:4:8 (1 cement : 4 coarse sand : 8 graded stone aggregate 40 mm nominal size)	Cum	24.87	4419.85	4596.64	114318.54
9	1:2:4 (1 cement : 2 coarse sand : 4 graded stone aggregate 20 mm nominal size)	Cum	101.25	5877.45	6112.55	618895.49
10	Providing and laying cement concrete in retaining walls, return walls, walls (any thickness) including attached pilasters, columns, piers, abutments, pillars, posts, struts, buttresses, string or lacing courses, parapets, coping, bed blocks, anchors blocks, plain window sills, fillets etc upto floor V level, including curing but excluding the					



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14	1:3:6 (1 cement : 3 coarse sand : 6 graded stone aggregate 20 mm	Cum	1,14	7269.19	7559,96	8618.35
12	nominal size		2,2 \		, 557,76	
	Providing and laying in position specified grade of reinforced					
12	cement concrete including curing but excluding the cost of centering, shuttering, finishing and reinforcement. All works upto					
4.7	nlinth level		,			
13	1:1 $\frac{1}{2}$:3 (1 cement : 1 $\frac{1}{2}$ coarse sand : 3 graded stone aggregate 20 mm	Cum	35.45	7091,60	7375,26	261453,11
	nominal size)					101100.11
	Reinforced cement concrete work in walls (any thickness) including					
14	attached pilasters, buttresses, plinth and string courses, fillets, columns, pillars, piers, abutments, posts and struts upto floor five					
	level including curing but excluding cost of centering shuttering,					
	finishing and painfoncement					
15	1:1 $\frac{1}{2}$:3 (1 cement : $1\frac{1}{2}$ coarse sand : 3 graded stone aggregate 20 mm	Cum	66.77	8552.85	8894.96	593916.75
	nominal size) Reinforced cement concrete work in beams, suspended floors, roofs					·
	having slope upto 15°, landings, balconies, shelves, chajjas, lintels,					
16	bands, plain window sills, staircases and spiral stair cases upto five				5	
	level including curing but excluding the cost of centring, shuttering,					· .
	finishing and paintaneamant with					
17	1:1½:3 (1 cement : 1½ coarse sand : 3 graded stone aggregate 20 mm nominal size)	Cum	2.92	8953.95	9312.11	27191.36
	Reinforced cement concrete work in arches, arch ribs, domes,					
18	vaults shells, folded plate and roofs having slope more than 15° upto			•		
10	floor five level level including curing but excluding the cost of					
	centering shuttering finishing and reinforcement with:					,
19	1:1½:3 (1 cement : 1½ coarse sand : 3 graded stone aggregate 20 mm nominal size	Cum	2.92	9458.65	9837.00	28724.03
	Centering and shuttering including strutting, propping etc. and					
20	removal of form for:					
21	Foundations, footings, bases of columns etc. for mass concrete.	sgm	49.06	262.30	272.79	13383.18
22	Walls (any thickness) including attached pilasters, buttresses,	sqm	1015.03	573.85	596.80	605773.96
	plinth and string courses etc. Suspended floors, roofs, landings, balconies and access platforms.		1010,00			
23	Jaspended Hoors, roots, landings, balconies and access platforms.	sqm	10.44	635.60	661.02	6901.09
24	Arches, domes, vaults upto 6 m span	sqm	29.24	2086,80	2170,27	63458.75
25	Extra for shuttering in circular work (20% of respective centering					
	and Shuttering items)					
26	Foundation	sqm	12.60	52.46	54.56	687.44
27	Walls	sqm	168,16	114,77	119.36	20071,71
28	Domes	sqm	29.24	417.36	434.05	12691.75
	Providing and mixing water proofing material in cement concrete work in doses by weight of cement as per manufacturer's		1 1			
29			1			
		kgs	90.00	57.90	60,22 ,	5419.44
	specification. (1 kg of water proofing material in 50 kg of cement)	kgs	90.00	57.90	60,22 . '	5419.44
	specification. (1 kg of water proofing material in 50 kg of cement) Steel reinforcement for R.C.C. work including straightening, cutting,	kgs	90.00	57.90	60,22 ,	5419.44
	specification. (1 kg of water proofing material in 50 kg of cement) Steel reinforcement for R.C.C. work including straightening, cutting, bending, placing in position and binding all complete approved make	kgs	90.00	57.90	60.22 ,	5419.44
30	specification. (1 kg of water proofing material in 50 kg of cement) Steel reinforcement for R.C.C. work including straightening, cutting, bending, placing in position and binding all complete approved make from factory/workshop to construction site including placing in	kgs	90.00	57.90	60.22 ,	5419.44
30	specification. (1 kg of water proofing material in 50 kg of cement) Steel reinforcement for R.C.C. work including straightening, cutting, bending, placing in position and binding all complete approved make	kgs	90.00	57.90	60.22 ,	5419.44
30	specification. (1 kg of water proofing material in 50 kg of cement) Steel reinforcement for R.C.C. work including straightening, cutting, bending, placing in position and binding all complete approved make from factory/workshop to construction site including placing in	kgs	90.00	57.90 87.18	60,22 · · · · · · · · · · · · · · · · · ·	5419.44 927615.22
31	specification. (1 kg of water proofing material in 50 kg of cement) Steel reinforcement for R.C.C. work including straightening, cutting, bending, placing in position and binding all complete approved make from factory/workshop to construction site including placing in position and binding all complete upto plinth level.				·	
	specification. (1 kg of water proofing material in 50 kg of cement) Steel reinforcement for R.C.C. work including straightening, cutting, bending, placing in position and binding all complete approved make from factory/workshop to construction site including placing in position and binding all complete upto plinth level. Thermo-Mechanically Treated bars of grade Fe-500D or more. Structural steel work in built up sections, trusses and framed work, including cutting, hoisting, fixing in position and applying a priming				·	
31	specification. (1 kg of water proofing material in 50 kg of cement) Steel reinforcement for R.C.C. work including straightening, cutting, bending, placing in position and binding all complete approved make from factory/workshop to construction site including placing in position and binding all complete upto plinth level. Thermo-Mechanically Treated bars of grade Fe-500D or more. Structural steel work in built up sections, trusses and framed work, including cutting, hoisting, fixing in position and applying a priming coat of approved steel primer all complete welded	Ќg	10230.99	87.18	90.67	927615.22
31	specification. (1 kg of water proofing material in 50 kg of cement) Steel reinforcement for R.C.C. work including straightening, cutting, bending, placing in position and binding all complete approved make from factory/workshop to construction site including placing in position and binding all complete upto plinth level. Thermo-Mechanically Treated bars of grade Fe-500D or more. Structural steel work in built up sections, trusses and framed work, including cutting, hoisting, fixing in position and applying a priming coat of approved steel primer all complete welded. Steel work welded in built up sections/framed work, including	Ќg	10230.99	87.18	90.67	927615.22
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31	specification. (1 kg of water proofing material in 50 kg of cement) Steel reinforcement for R.C.C. work including straightening, cutting, bending, placing in position and binding all complete approved make from factory/workshop to construction site including placing in position and binding all complete upto plinth level. Thermo-Mechanically Treated bars of grade Fe-500D or more. Structural steel work in built up sections, trusses and framed work, including cutting, hoisting, fixing in position and applying a priming coat of approved steel primer all complete welded. Steel work welded in built up sections/framed work, including cutting, hoisting, fixing in position and applying a priming coat of approved steel primer using structural steel etc. as requiredIn gratings, frames, guard bar, ladder, railings, brackets, gates and applying and fixing G.I. chain link fabric fencing of required width in mesh size 50x50 mm including strengthening with 2 mm dia wire	ќg Кg	10230.99	87.18 111.42	90.67	927615.22 1052267.95
31 32 33	specification. (1 kg of water proofing material in 50 kg of cement) Steel reinforcement for R.C.C. work including straightening, cutting, bending, placing in position and binding all complete approved make from factory/workshop to construction site including placing in position and binding all complete upto plinth level. Thermo-Mechanically Treated bars of grade Fe-500D or more. Structural steel work in built up sections, trusses and framed work, including cutting, hoisting, fixing in position and applying a priming coat of approved steel primer all complete welded. Steel work welded in built up sections/framed work, including cutting, hoisting, fixing in position and applying a priming coat of approved steel primer using structural steel etc. as requiredIn gratings, frames, guard bar, ladder, railings, brackets, gates and applying and fixing G.I. chain link fabric fencing of required width	ќд Кд Кд	10230.99 9080.92 388.80	87.18 111.42 159.96	90.67 115.88 166.36	927615.22 1052267.95 64680.15
31 32 33	specification. (1 kg of water proofing material in 50 kg of cement) Steel reinforcement for R.C.C. work including straightening, cutting, bending, placing in position and binding all complete approved make from factory/workshop to construction site including placing in position and binding all complete upto plinth level. Thermo-Mechanically Treated bars of grade Fe-500D or more. Structural steel work in built up sections, trusses and framed work, including cutting, hoisting, fixing in position and applying a priming coat of approved steel primer all complete welded Steel work welded in built up sections/framed work, including cutting, hoisting, fixing in position and applying a priming coat of approved steel primer using structural steel etc. as requiredIn gratings, frames, guard bar, ladder, railings, brackets, gates and cimilan weeks. Providing and fixing G.I. chain link fabric fencing of required width in mesh size 50x50 mm including strengthening with 2 mm dia wire or nuts, bolts and washers as required complete as per the direction of Engineer-incharge. (Made of G.I. wire of dia 4 mm)	ќд Кд Кд	10230.99 9080.92 388.80	87.18 111.42 159.96	90.67 115.88 166.36	927615.22 1052267.95 64680.15
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31 32 33 34 35 36	specification. (1 kg of water proofing material in 50 kg of cement) Steel reinforcement for R.C.C. work including straightening, cutting, bending, placing in position and binding all complete approved make from factory/workshop to construction site including placing in position and binding all complete upto plinth level. Thermo-Mechanically Treated bars of grade Fe-500D or more. Structural steel work in built up sections, trusses and framed work, including cutting, hoisting, fixing in position and applying a priming coat of approved steel primer all complete welded Steel work welded in built up sections/framed work, including cutting, hoisting, fixing in position and applying a priming coat of approved steel primer using structural steel etc. as requiredIn gratings, frames, guard bar, ladder, railings, brackets, gates and circles weeks. Providing and fixing G.I. chain link fabric fencing of required width in mesh size 50x50 mm including strengthening with 2 mm dia wire or nuts, bolts and washers as required complete as per the direction of Engineer-incharge. (Made of G.I. wire of dia 4 mm) 12mm Cement plaster 1: 6 (1 cement: 6 fine sand)	ќд Кд Кд	10230.99 9080.92 388.80 384.30	87.18 111.42 159.96 733.50	90.67 115.88 166.36 762.84	927615.22 1052267.95 64680.15
31 32 33 34	specification. (1 kg of water proofing material in 50 kg of cement) Steel reinforcement for R.C.C. work including straightening, cutting, bending, placing in position and binding all complete approved make from factory/workshop to construction site including placing in position and binding all complete upto plinth level. Thermo-Mechanically Treated bars of grade Fe-500D or more. Structural steel work in built up sections, trusses and framed work, including cutting, hoisting, fixing in position and applying a priming coat of approved steel primer all complete welded. Steel work welded in built up sections/framed work, including cutting, hoisting, fixing in position and applying a priming coat of approved steel primer using structural steel etc. as requiredIn gratings, frames, guard bar, ladder, railings, brackets, gates and providing and fixing G.I. chain link fabric fencing of required width in mesh size 50x50 mm including strengthening with 2 mm dia wire or nuts, bolts and washers as required complete as per the direction of Engineer-incharge. (Made of G.I. wire of dia 4 mm)	Kg Kg Kg	10230.99 9080.92 388.80	87.18 111.42 159.96	90.67 115.88 166.36	927615.22 1052267.95 64680.15 293159.41
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	Towns of the state					
37	Laying and fitting of G.I. pipes (all classes) complete excluding cost of pipes, fittings and Earth work.					
40	20 mm dia, nominal bore	m	1100.00	22,28	23.17	25488.32
41	25 mm dia. nominal bore		900.00	33.72	35.07	31561.92
42	40 mm dia. nominal bore	m	1050.00	44.88	46.68	49008.96
43	50 mm dia. nominal bore	m	870.00	44.88	46.68	40607.42
44	65 mm dia. nominal bore	m	900.00	80,36	83.57	75216.96
	Providing and fixing of MS flanged joints (12mm thick) to double					
45	flanged GI/DI pipes including cutting of pipes, welding charges,					W
	cutting of flanges, rubber gasket, bolts, nuts including testing of					-
46	80 mm dia. pipe	Joint	660.00	1100,00	1144.00	755040.00
	Making connection of G.I. distribution branch with G.I. main of					7 000 10.00
47	following sizes by providing and fixing Tee, including cutting and					
48	threading the pipe etc. complete 25 to 40 mm nominal bore	each	40.00	444.25	(02.00	
49	50 to 80 mm nominal bore	each	15.00	666.25 1268,75	692.90	27716,00
	Providing and fixing D.I. sluice valves Class 1 (with cap) complete	eacii	15,00	1208,75	1319.50	19792,50
	with rubber insertions, bolts, nuts, extention rod, joint connector,					
50	supporting pedestal with base plate, top plate and necessary	,		10		
	anchoring bolts etc. (the tail pieces if required will be paid					
	separately). Confirming to IS:14846 read with latest amendments.					
51	150 mm dia.	Each	2,00	26720,00	27788.80	55577.60
52	Providing and fixing gun metal gate valve with C.I. wheel of approved					33377.00
	quality (screwed end) like Zoloto, Unik or like					
53	100 mm nominal bore	Each	2,00	12500.00	13000.00	26000.00
54	80 mm nominal bore	. Each	2.00	9000.00	9360.00	18720,00
55	65 mm nominal bore	Each	1,00	7000,00	7280.00	7280,00
56	50 mm nominal bore	Each	4.00	4800.00	4992.00	19968.00
57	40 mm nominal bore	Each	4.00	4000.00	4160.00	16640.00
58	Providing & fixing of 0.63mm thick PGI sheets at construction	DNA	305.00	900.00	022.00	200440.00
	joints including all leads and lifts complete job as directed by Engineer-in-charge	RM	395.00	800.00	832.00	328640.00
59	Supply of GI Pipe Specials conforming to IS 1239 (Part-2)					
60	20 mm dia G.I elbows	Each	11.00	39.00	40.56	446.16
61	25 mm dia G.I elbows	Each	9.00	54.00	56.16	505.44
62	40 mm dia G.I elbows	Each	11,00	115.00	119.60	1315.60
63	50 mm dia G.I elbows	Each	9.00	205.00	213,20	1918.80
64	65 mm dia G.I elbows	Each	9.00	322.00	334.88	3013.92
65	80 mm dia G.I elbows	Each	10.00	432.00	449.28	4492.80
66	20 mm to 15 mm G.I. sockets (reducing)	Each	6,00	24.00	24.96	149.76
67	25 mm to any smaller size G.I. sockets (reducing)	Each	5.00	30.00	31,20	156.00
68	40 mm to any smaller size G.I. sockets (reducing)	Each	5,00	55.00	57.20	286.00
69	50 mm to any smaller size G.I. sockets (reducing)	Each	4.00	90.00	93.60	374.40
_	15 mm G.I. Tee (equal)	Each	10.00	32.00	33.28	332,80
_	20 mm G.I. Tee (equal/reducing)	Each	22.00	54.00	56.16	1235,52
	25 mm G.I. Tee (equal/reducing)	Each	18,00	72,00	74.88	1347.84
73	40 mm G.I. Tee (equal/reducing)	Each	21.00	145.00	150,80	3166.80
74	50 mm G.I. Tee (equal/reducing)	Each	17.00	230.00		
_	65 mm G.I. Tee (equal/reducing)	Each	18.00	408.00	239.20	4066.40
$\overline{}$	80 mm G.I. Tee (equal/reducing)				424.32	7637.76
_	20 mm nominal bore G.I Unions	Each	20.00	572.00	594.88	11897.60
_	25 mm nominal bore G.I Unions	Each	11.00	115.00	119.60	1315.60
_	40 mm nominal bore G.I Unions	Each	9.00	150.00	156.00	1404.00
-	50 mm nominal bore G.I Unions	Each Each	11.00	267.00	277.68	3054,48
_	65 mm nominal bore G.I Unions	Each	9.00	344.00	357.76	3219.84
_	80 mm nominal bore G.I Unions	Each	9.00	549.00	570.96	5138.64
$\overline{}$	15 mm G.I Nipple of length 3'', 4'' and 6''	Each	10.00	634.00	659.36	6593.60
_	20 mm G.I Nipple of length 3'', 4'' and 6''	Each	11.00	30.00	31,20	343.20
_	25 mm G.I Nipple of length 3'', 4'' and 6''	Each	9,00	40.00	41.60	374.40
	40 mm G.I Nipple of length 3'', 4'' and 6''	Each	11.00	60.00	62.40	686.40
$\overline{}$	50 mm G.I. Nipple of length 3'', 4'' and 6''	Each	9.00	90.00	93.60	842,40
'	or min our rapple of length of , 4 and o	Each	9.00	125.00	130.00	1170,00

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88	65 mm G.I Nipple of length 3'', 4'' and 6''	Each	10.00	275.00	286,00	2860,00
84	Carriage of materials by mechanical transport including loading, unloading, stacking of materials				e a serie di	1, 1, 22
90	Soling by 1 km	Cum	30.03	195.59	203,41	6108,51
91	Stone Aggregate 40 mm size by 70 km	Cum	22.13	1189.66	1237.25	27380.26
92	Stone Aggregate 20 mm size by 70 km	Cum	97.19	1094.55	1138.33	110634.49
93	Sand by 90 km	Cum	71.88	1094.55	1138.33	81823.30
94	Cement by 70 km	MT	494.76	985,59	1025.01	507135.73
95	TMT Steel by 70 km	MT	10.23	985.59	1025.01	10485.89
96	GI pipes below 100 mm dia by 70 km	MT	15.57	985.59	1025.01	15959.46
97	Carriage of materials by manual means including loading, unloading, stacking of materials- (Sand)					
98	Soling by 1000 m	Cum	30.03	1544.20	1605.97	48227.22
99	Stone Aggregate 40 mm size by 4000 m	Cum	22.13	5027.68	5228.79	115713.06
100	Stone Aggregate 20 mm size by 4000 m	Cum	97.19	4650.80	4836.83	470091.70
101	Sand by 4000 m	Cum	71.88	4650.80	4836.83	347671.48
102	Cement by 4000 m	MT	494.76	1863.40	1937.94	958813.22
103	TMT Steel by 4000 m	MT	10.23	4003.02	4163.14	42588.93
104	GI pipes below 100 mm dia by 4500 meters	MT	15.57	2623.74	2728.69	42485.70
	Total Amount	₩ . T / · ·	h il coun	- x 15-600.8d%	carry of profit	10584679.09
	Total Amount in Words	Rupees Or Seventy N	ne Crore, Fiv line & Paisa	ve lac, Eighty Zero Nine only	four thousand, Six /)	hundred,

Checked By Head Draftsman

Technical Officer

Executive Engineer
PHE Division Kupwara

TERMS & CONDITIONS:

- 1 The contractor shall draw agreement with the Executive Engineer PHE Division Kupwara within a period of 07 days from the date of issue of allotment order and failing to execute such an agreement in time shall not however prevent this contract being enforced against the contractor and the conditions laid down in the SBD shall hold good even before drawal of formal agreement.
- 2 The work shall have to be executed strictly in accordance with the approved proposals and specifications of the sanctioned estimates
- 3 The date of start of work shall be reckoned from the date of issuance of allotment order.
- 4 It shall be mandatory for the executing agency / contractor to ensure safe and adequate supply of electricity required for all the workmen skilled /unskilled deployed at site of work.
- 5 Suitable arrangment for supply of potable water at site of work for all the workmen skilled/unskilled be made by the agency / contractor just before the start of execution at site.
- Arrangment for sufficient sanitation facility at site be ensured by the executing agency / contractor for all the workmen to be mobilized at site besides, saperate toilet facilities be provided for female workers at the site of work.
- 7 Performance security equivalent to 03% of the value of the contract i.e Rs. ______ valid in accordance with bid condition shall have to be furnihsed by you in shape of CDR/FDR/Bank Gurantee within one week of the date of issuance of allotment order or at the time of signing of agreement whichever is earlier.
- 8 Insurance cover as admissible under rules shall be provided to all workers / skilled / unskilled deployed at site and the necessary premiums shall be borne by the executing agency / contractor itself.
- 9 Payment are subject to the recommendations of the third party verification agency (M/S WAPCOS Ltd) or any other agency engaging by the Govt for the purpose.

TIME OF COMPLETION

The work shall be completed within a period of (150 working Days) after the date of issue of allotment. In the event of the contractor failing / declining /neglecting /causing delay in the execution of the work, penality to the extent of 10% of the alloted amount shall be imposed on the contractor and the work shall be got executed departmentally or through any other agency at the risk and extra cost of the contractor, besides action under rules for black listing of the contractor shall be taken up by the department.

imposed on the contracor and the work shall be got executed departmentally or through any other agency at the risk and extra cost of the contractor. besides action under rules for black listing of the contractor shall be taken up by the department.