

COAL INDIA LIMITED

(A MAHARATNA COMPANY)

Materials Management Division,

Coal Bhawan, Premises No.04, Action Area 1A,

New Town, Rajarhat, Kolkata-700156

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कोल इंडिया लिमिटेड

(एक महारत्न कंपनी)

सामग्री प्रबंधन विभाग

कोल भवन, प्लॉट सं.-ए.एफ-३, एक्शन एरिया-१ए

न्यू टाउन, राजरहाट, कोलकाता - ७००१५६

फोन: ०३३-२३२४४१२७, फैक्स: ०३३-२३२४४११५

वेबसाइट: www.coalindia.inईमेल: edmc.cil@coalindia.in

संक्र० CIL/C2D/PM2020/VSV-II/ 479

दिनांक- 28.09.2023

कार्यालय आदेश**विषय:** Corrections / Clarifications to 'Vivad Se Vishwas II' (Contractual Disputes)

Please find enclosed OM no. F.1/7/2022-PPD dated 18.09.2023 of Department of Expenditure, Ministry of Finance, GoI, providing certain corrections / clarifications to their earlier OM of even number dated 29.05.2023 on 'Vivad Se Vishwas II' – Contractual Disputes.

This is issued with competent approval for information and compliance.

Edmc
28/09/23

(प्रतुल देव शर्मा)

कार्यकारी निदेशक (सामग्री एवं अनुबंध)

*सुधा**[Signature]***वितरण:**

१. निदेशक (तकनीकी) / निदेशक (वित्त) / निदेशक (विपणन) / निदेशक (कार्मिक) / निदेशक (बीडी) , सीआईएल
२. अ प्र नि, बीसीसीएल/सीसीएल/सीएमपीडीआई/ईसीएल/एमसीएल/एनसीएल/एसईसीएल/डब्ल्यूसीएल
३. निदेशक (तकनीकी) - पी&पी/सं, बीसीसीएल/सीसीएल/ईसीएल/एमसीएल/एनसीएल/एसईसीएल/डब्ल्यूसीएल
४. मुख्य सतर्कता अधिकारी, सीआईएल
५. कार्यकारी निदेशक (समन्वय) / (सुरक्षा एवं बचाव) / (उत्पादन) / (आईसीटी) / (पर्यावरण) / (वित्त) / (सोलार) / (ईई) / (भूमि), सीआईएल
६. महाप्रबंधक, नार्थ ईस्टर्न कोलफील्ड्स
७. महाप्रबंधक (सिविल) / महाप्रबंधक (सीएमसी) / महाप्रबंधक (एडमिन) / महाप्रबंधक (सी&एफ) / महाप्रबंधक (ईईडी) / महाप्रबंधक (ई&एम) / महाप्रबंधक (वित्त) / महाप्रबंधक (सीवी) / महाप्रबंधक (प्रणाली) / महाप्रबंधक (ई&टी) / महाप्रबंधक (ईआरपी) , सीआईएल
८. महाप्रबंधक (सा/प्र) , बीसीसीएल/सीसीएल/सीएमपीडीआई/ईसीएल/एमसीएल/एनसीएल/एसईसीएल/डब्ल्यूसीएल
९. महाप्रबंधक (वित्त) / (उत्खनन) , बीसीसीएल/सीसीएल/सीएमपीडीआई/ईसीएल/एमसीएल/एनसीएल/एसईसीएल/डब्ल्यूसीएल
१०. सा प्र विभाग, सी.आई.एल के सभी अधिकारीगण



ONE EARTH - ONE FAMILY - ONE FUTURE

No.F.1/7/2022-PPD
Government of India
Ministry of Finance
Department of Expenditure
Procurement Policy Division

502, Lok Nayak Bhawan, New Delhi.
18.09.2023.

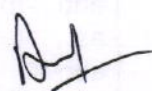
Office Memorandum

Subject: Vivad se Vishwas II (Contractual Disputes).

The undersigned is directed to refer to this Department's OM No. F.1/7/2022-PPD dated 29.05.2023 whereby the details of the subject scheme were issued. A representation has been received highlighting certain typographical errors which may lead to ambiguity in implementation of the scheme. Following corrections and clarifications are issued for compliance:

Para No.	Existing provision	Changed Provision								
10 (b)	Settlement Amount 65% of the net amount awarded/ <u>upheld by the court</u> or 65% of the claim amount lodged by the contractor under this scheme, whichever is lower.	Settlement Amount 65% of the net amount awarded or 65% of the claim amount lodged by the contractor under this scheme, whichever is lower.								
Para 10: Note for both (a) and (b) as above	Illustration 1 <table><tr><td>Award</td><td>Rs. 1,00,000/- in favour of contractor plus interest as indicated below.</td></tr><tr><td>Interest</td><td>Payable as per award: i. 10% till date of award, from a date mentioned in the award. ii. Payment to be made within 60 days of the award (stipulated period = 60 days from the date of award). iii. 12% for the period for which</td></tr></table>	Award	Rs. 1,00,000/- in favour of contractor plus interest as indicated below.	Interest	Payable as per award: i. 10% till date of award, from a date mentioned in the award. ii. Payment to be made within 60 days of the award (stipulated period = 60 days from the date of award). iii. 12% for the period for which	Illustration 1 <table><tr><td>Award</td><td>Rs. 1,00,000/- in favour of contractor plus interest(s) as indicated below.</td></tr><tr><td>Interest</td><td>Payable as per award: i. 10% till date of award, from a date mentioned in the award. ii. Payment to be made within 60 days of the award (stipulated period = 60 days from the date of award). iii. 12% for the period for which payment is delayed beyond the stipulated period.</td></tr></table>	Award	Rs. 1,00,000/- in favour of contractor plus interest(s) as indicated below.	Interest	Payable as per award: i. 10% till date of award, from a date mentioned in the award. ii. Payment to be made within 60 days of the award (stipulated period = 60 days from the date of award). iii. 12% for the period for which payment is delayed beyond the stipulated period.
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		<p>payment is delayed beyond the stipulated period.</p> <p>Payments including modalities under this scheme will be as under:</p> <p>i. 10% till date of award, from a date mentioned in the award. (i.e. till the date of award calculation of amount payable, including interest, shall be as per the award).</p> <p>ii. No interest is to be paid for the period stipulated for making payments in the award (60 days in the current case).</p> <p>iii. 9% for the period beyond 60 days in case of delayed payments on 85% of court award i.e. Rs. 85,000/-.</p>		<p>Payments including modalities under this scheme will be as under:</p> <p>i. 10% till date of award, from a date mentioned in the award. (i.e. till the date of award calculation of amount payable, including interest, shall be as per the award).</p> <p>ii. No interest is to be paid for the period stipulated for making payments in the award (60 days in the current case).</p> <p>iii. 9% for the period beyond 60 days in case of delayed payments on 85% of court award. <u>Hence 9% interest will be payable, in this case, on Rs. 85,000/- plus on the 85% of the interest accumulated till date of award.</u></p>
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(Anil Kumar)

Deputy Secretary (PPD)

Tel. No. 24627920; email: anil.kumar14@nic.in

To

1. Secretaries of all Ministries/ Departments of Government of India for information and necessary action. They are also requested to inform these provisions to all procuring entities under their administrative control.
2. Secretary, Department of Public Enterprises with a request to reiterate these orders in respect to public enterprises.
3. Secretary, Department of Financial Services with a request to reiterate these orders in respect to public sector financial institutions.
4. Chief Secretaries/ Administrators of Union Territories without legislature.
5. CEO/ GeM.