

**OFFICE OF THE GENERAL MANAGER (S&M)K
J&K FOREST DEVELOPMENT CORPORATION SRINAGAR**

NOTICE FOR e-AUCTION OF TIMBER

e-NIA No. 01/JKFDCL/S&M/K of 2022-23 Dated 13/10/2022

Name of Work: - Sale of timber (Fir) lotted in Forest Corporation Depot at Kakapora through e-Auction on "AS IT IS WHERE IT IS AND IN WHATSOEVER CONDITION IT IS" basis.

SECTION - I

It is notified for information of bonafide consumers of Union Territory of Jammu & Kashmir (Public in general and Timber Traders in particulars) including Government Departments/ PSU's/ Autonomous bodies of Jammu & Kashmir UT that Sales and Marketing Circle of Jammu and Kashmir Forest Development Corporation, Kashmir is going to sell its timber stocks as detailed in the **Annexure - I** to the Auction Notice. Interested persons/firms can participate in online bidding at <https://oya.auction> which shall be held from 1100 hrs to 1330 hrs on 18.10.2022.

Detailed auction documents (NIA) with terms and conditions are available on <https://oya.auction> and on J&K Forest Development Corporation portal www.jkscf.jk.gov.in.

Brief Description:

Name of Depot where timber stocks are lotted	Date of Inspection of timber stocks	Kind/Species of timber (Round)	Volume		Security Deposit	Remarks
			No	Cft		
Kakapora	Upto 17.10.2022	Deodar	0	0	Rs. 25,000/= per bidder	As per annexure-I
		Kail	0	0		
		Fir	176	4209		
		Chir	0	0		
		Total	176	4209		

Time Schedule and Key details of the e-Auction

#	Activity	Date & Time/ particulars
1	CDR / FDR / Online security deposit end date	17.10.2022 by or before 1600 hrs
2	Auction Start Date	18.10.2022 at 1100 Hrs
3	Auction End Date	18.10.2022 at 1330 Hrs
4	Declaration of Result	To be notified later
5	Deposit of 10 % down payment/security deposit by H1 bidder	By or before 20.10.2022
6	Type of e-Auction	Forward Auction
7	Lot Types	Multi Lot species-wise
8	e-Auction Place	https://oya.auction
9	e-Auction Fee	Nil
10	Security Deposit	Rs.25,000/ per bidder (Refundable)
11	Payment Instrument (security deposit)	CDR/FDR/Online Payment Mode (NEFT/RTGS)
12	Security Deposit Exemption Allowed to:	Only Govt. Deptt./ PSU's/Autonomous bodies

Section-II

General Terms and Conditions:

1. Forward-Auction documents consisting of qualification information and eligibility criteria for bidders, specifications and the set of terms and conditions for online participation in auction to be complied by the bidder is publicly visible in the website www.jksfc.jk.gov.in and the intending bidder(s) can download the documents free of cost from the website.

2. Security deposit

a. **Security deposit:** The intending bidder(s) is/are required to deposit a sum of Rs.25,000/= (Rupees Twenty-Five Thousand only) to become eligible for bidding online.


b. **Mode of Security deposit:** The security deposit may either be deposited in the shape of FDR/CDR pledged to J&K Forest Development Corporation with the General Manager (S&M) Kashmir, or paid by the bidder(s) through online payment mode into the following Account:

Account Title	Bank, Branch and IFSC Code	Account Number
Jammu and Kashmir Forest Development Corporation Limited	State Bank of India, SME Jammu IFSC Code - SBIN0014501	39774192589

The bank instrument, as the case may be (FDR/CDR/Bank Challan), must be deposited with the General Manager (S&M) Kashmir by or before the document submission end date. In case the security deposit is transferred online, particulars of online transaction (UTR number, Date, Bank and Branch, Amount) must be emailed at jksfcsaleskashmir@gmail.com with copy to jkfdcl.2021@gmail.com. Security Deposit shall be refunded back to all unsuccessful bidders except H-1 (Highest bidder), whose Security Deposit shall be refunded once he/she deposits 10% down payment/ security deposit (see clause 16(a) below) of the purchased timber. However, in case the bidder desires, he/she can keep the security deposit permanently with J&K FDC for participation in future auctions. In such cases the General Manager (S&M) Kashmir will issue a receipt to the bidder which may be uploaded in lieu of the bank instrument for future auctions. In no case security deposit shall be adjusted against the sale proceeds of the purchased timber.

- c. Government Departments/PSU's/Autonomous bodies are exempted from Security Deposit.
- d. If any bidder violates or breaches any of the terms and conditions of the Auction Notice, the security deposit of such bidder shall be forfeited in favour of Forest Development Corporation.
3. **Documents to be submitted by successful bidders at the time of billing:** - Successful bidder(s) must submit the following documents at the time of billing for the purpose of TCS:

- a. Copy of PAN CARD (Mandatory).
- b. Proof of having filed income tax returns for the previous 3 years.

- c. GST Number (Optional).
4. Sorted and lotted timber, specifying species, class & quantity of timber stocks will be put to auction. Efforts shall be made to lot the stocks carefully but 100% accuracy of the same cannot be guaranteed. The timber will be auctioned "AS IT IS WHERE IT IS & IN WHATSOEVER CONDITION IT IS".
 5. **Inspection of timber lot(s):** - The intending bidder(s) are advised to physically inspect the lot(s) at least one day prior to e-auction. Divisional Manager concerned and their depot staff will facilitate the inspection. The intending bidder must satisfy himself/herself about the lot(s) he/she intends to purchase after thorough inspection. Any discrepancy in the lots may be brought into the notice of Divisional Manager concerned, for further necessary action as deemed appropriate.
 6. **Re-measurement of Lot(s):** - In case of any doubt, re-measurement of timber lot(s) can be requested by the successful bidder within 4 days of auction on depositing 0.5% of the highest bid amount of the lot(s). If the variation is up to 3% in volume of the total logs/scants in the whole lot(s) no change will be made in the measurement and the amount of 0.5% deposited shall be forfeited. If the variation is more than 3%, rebate/credit for the short fall detected in volume against the auctioned volume in the lot shall be considered and the amount of 0.5% deposited shall also be refunded.
 7. **BID:** The bid shall be in Indian Rupees on **per unit basis** (*per cft*) and shall be inclusive of **GST and TCS @ 2.50% thereon**. The purchase price shall be the bid amount as reduced by the element of TCS @ 2.50% for the purpose of computing the amount inclusive of GST payable by the buyer.
 8. **TCS** as applicable under section 206C of Income Tax, 1961 shall be charged on the amount payable by the buyer. However, the tax shall be collected at higher rates "**specified persons**" under 206CCA of Income Tax Act, 1961 if applicable.
 9. Every time a new rate is quoted during bidding process, the same shall be deemed to have been accepted / approved by the bidder.
 10. Neither correction in terms of quality/classification of sold lots nor replacement will be considered by the Forest Corporation under any circumstances.
 11. The GM Sales (Chairman Auction Committee), J&K FDC, without assigning any reason may reject any final bid placed in the e-auction.
 12. **Duration of Bid:** - Bid once offered shall remain open for 21 days from the date of online e-auction. However, the General Manager (S&M) may extend the bid validity by three days under exceptional circumstances for reasons to be recorded in writing.
 13. **Authorization of bid:** - The auctioning authority i.e General Manager (S&M) Sales Circle Kashmir shall have right to check whether any particular bidder is duly and properly authorized by the firm/sole proprietor for whom he/she is bidding and reserves the right to allow/reject participation in the bidding process.
 14. **Declaration of result:** Result will be visible to bidders on conclusion of e-auction process for lot(s) where bid is fetched above the base price fixed. If the auctioning authority suspects any foul play/unfair bidding practice by the bidder(s), the competent authority is fully authorized to cancel the entire e-auction or any particular lot(s) without assigning any reason.
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15. **Base Price:** Base price fixed for each lot will be visible to the bidders at the start of auction on the portal.
16. **Payment of Sale proceeds (cost price of timber and other taxes), mode of payment/ Lifting of timber and Rebate etc.**

- a) **Down Payment:** -The successful bidder(s) (H-1) shall deposit the down payment @ 10% of value of lot(s) purchased in the e-auction process within two (2) working days after declaration of e-auction result through online payment mode (NEFT/RTGS) into the official Account of Divisional Manager concerned Sales Division as reflected in **Table - 1** below. If the highest bidder(s) (H-1) does not deposit or fails to deposit the down payment @ 10% of value of lot(s) purchased within two (2) working days after declaration of e-auction result, the Security Deposit of the bidder with the Forest Development Corporation shall be forfeited in favour of Jammu & Kashmir Forest Development Corporation.
- b) **Full and Final Payment:** The successful bidder(s) (H-1) shall pay the balance cost price and other taxes into the below mentioned official Account No's of Divisional Manager concerned using NEFT/RTGS as mentioned in Table 1 below:-


Table - 1

Sale Division	Bank Account No.	IFSC	Name of the Bank
Sales South Division	0392010200000035	JAKA0SOLINA	J&K Bank Solina Srinagar

- c) **Rebate:** The successful bidder/purchase shall have to pay the price of the timber purchased by him in the auction within 21 days from the date of auction. However, if the entire payment of the sold lot of timber is made within 15 days from the date of the auction, rebate/discount shall be allowed on the **principal bid amount** at the following rates:

i	If payment is made within 15 days from the date of auction.	4 % Rebate
ii	If payment is made from 16 th day to 21 st Day of auction date.	No Rebate
iii	On 22 nd day, the bid shall be treated as cancelled and down payment/security deposit forfeited.	-
iv	In case of Clearance Sale, no Rebate or part lifting of the stocks shall be allowed.	-
Note: The amount transferred through NEFT / RTGS must get credited into the respective account on or before the last date for which the rebate is allowed. No rebate will be given if the amount gets credited into the respective account after the last date.		

17. **Forfeiture:** - If the highest bidder(s) (H-1) does not deposit or fails to deposit the balance sale proceed (**cost of timber purchased + Taxes**) within the prescribed period of 21 days, the down payment @ 10% of value of lot(s) purchased shall be forfeited in favour of Jammu & Kashmir Forest Development Corporation.
18. In case the last date by which any payment is to be made to the J&K FDC happens to be a Gazetted Holiday or Bank Holiday, the date shall automatically stand extended to the next working day.

19. **Lifting/Extension in Lifting Period:** - The successful bidder shall be allowed to lift the purchased timber only against Release Order to be issued by the Divisional Manager concerned after receipt of full payment. The purchaser shall lift the paid for timber within 30 days from the date of auction, which may be extended upto 35 days by the General Manager (S&M) Kashmir for reasons to be recorded in writing and on payment of ground rent @ fifty paisa per cft per day. In case the purchaser fails to lift the entire or part of the released timber within 35 days for any reason, the same shall be allowed to be kept in the depots for further 10 days on payment of ground rent @ Rupees One per cft per day by the Managing Director on the recommendations of General Manager (S&M). Beyond this, the timber along with the payment made, shall be liable to be forfeited in favour of the J&K Forest Development Corporation.
 20. The Managing Director, J&K FDC may, under exceptional circumstances and on the recommendation of Chairman Auction Committee (GM Sales), allow an extension in the period for making payments against purchased timber / lifting of stocks by imposing penalty at his discretion.
 21. No rebate shall be allowed against part payment/lifting of the lot(s) and will be applied only at the time of last and final payment for the lot(s).
 22. The purchased timber shall be lifted only against a "Release Order" issued by the Divisional Manager concerned.
 23. No sawing or conversion of timber is to be permitted in the depot premises under any circumstances what-so-ever.
 24. No timber shall be allowed to be removed from the sale depot without the issuance of the proper "Release Order" of the DM concerned as per the J&K FDC rules and without the timber having been marked with export/sale hammer & presentation of the Release Order & Challan as per the J&K FDC rules & regulations in force from time to time.
 25. All Departmental rules & regulations of the Forest Department, J&K Forest Development Corporation, Income Tax, GST, J&K State Tax Act/rules or executive orders in force from time to time shall be binding on the successful bidder(s).
 26. No application or communication, telegraphic or by post or "Dasti" or any other manner for increasing/decreasing or withdrawing any offer shall be entertained after the close of e-auction.
 27. Black-listed persons/parties shall not be allowed to participate in e-auction of timber.
 28. The GM Sales (Chairman Auction Committee), J&K FDC, shall be at liberty to cancel the sale of any lot(s) even after the conclusion of the e-auction in case foul play is suspected.
 29. Any other condition(s) that the J&K FDC may intend to impose for sale and if announced before the commencement of e-auction shall be binding on all the bidders.
 30. Principal of 'One Bid & One Release" shall be followed strictly.
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31. All or any dispute arising out of the e-auction sale or interpretation of any of sale condition contained herein shall be referred to the Managing Director, J&K FDC, whose decision shall be final & binding on the purchaser(s).
32. All legal proceedings, if any, connected with the same, shall be subject to the jurisdiction of the courts situated at Jammu & Kashmir only.
33. The e-auction sale of timber is subject to such restrictions as may be imposed by the Government of Jammu & Kashmir from time to time.
34. These conditions of the sale shall also form the terms of agreement/deed between the seller (J&K FDC) on "one side" and the buyers on the "other side".
35. The J&K FDC shall not be responsible or any losses happening to the paid or stocks after 21 days of auction on account of fire, floods, earthquakes, other natural calamities, war (whether declared or not), Civil War / State of insurrection, act of militancy or mob violence. After 21 days of auction, the paid or stocks lying in J&K FDC Sale Depots will be at the risk & responsibility of the purchaser(s).
36. **Arbitration:** All or any dispute arising out of the online auction sale or interpretation of any of the sale condition contained herein shall be referred to the Managing Director J&K Forest Development Corporation for appointment of arbitrator whose decision shall be final and binding on both the parties.
37. **Jurisdiction:** - Court proceedings, if any, connected with the sale (e-auctions) shall be subject to the jurisdiction of J&K Union Territory courts only.
38. The terms and condition as stipulated in this e-auction notice shall be binding on the purchaser(s).

Section-III

INSTRUCTION TO BIDDERS

1. **a. Registration & Enrollment:**

- i. The Bidder shall enroll himself / herself in the e-auction portal <https://oya.auction> and obtain User ID and password for bidding. For registration the bidder has to fill the following fields, which are required for registration: -

#	Required fields
1.	Company / Firm Name
2.	Company / Firm address
3.	Country
4.	State
5.	City
6.	Time Zone
7.	Pin Code
8.	Your Name means Proprietor
9.	Mobile Number
10.	Email Address
11.	User ID
12.	Password
13.	Confirm password

- b. **Eligible to Bid:** The bidders who have complied with the eligibility criteria specified in the NIA, and are not blacklisted or debarred or suspended by the

Government for whatever reason prohibiting them not to continue in the contracting business, are the eligible to participate in the e-auction

2. Disqualified / Debarred / Suspended / Blacklisted criteria:

The bidders who:

- a. furnish false/fabricated information in the forms, statements and annexures submitted in proof of the qualification requirements and/or,
- b. attempt to indulge in foul play/ring pooling will render himself/themselves liable to be debarred permanently from bidding or for such period as the bid accepting authority may decide.

3. Cost of Bidding: The bidder shall bear all costs associated with the preparation and submission of the auction document(s) and the auction inviting authority will in no case be responsible and liable for those costs.

4. Amendment to Auction Documents:

- a. Before the last date for submission of documents, the Bid Inviting Officer may modify any of the contents of the Auction Notice, Auction documents by issuing amendment / addendum / corrigendum.
- b. Any addendum / amendments / corrigendum issued by the Auction Inviting Officer shall be a part of the e-auction Document and it shall be published on www.jksfc.jk.gov.in
- c. However, J&K FOREST DEVELOPMENT CORPORATION (General Manager (S&M) Kashmir) shall bear no responsibility or liability arising out of non-receipt of the same in time or otherwise. Bidders are requested to visit the website frequently to check whether there are any related Corrigendum(s) or not.

5. Evaluation/ Approval of documents:


After scrutinizing of all the documents, only eligible bidders who fulfill the Forward e-auction terms & conditions would only be allowed to participate in the bidding process. The bidders who are rejected during scrutinizing would not be allowed to participate in the bidding process.

6. Auction Properties:

Name of Property	Value
Auction Base Price / Starting Price	Starting price of e-auction visible online at the start of auction process, below which bidding is not permitted.
Incremental Value	As reflected in lot list online
Elapse Time Interval In Minutes	5
Number of Extensions	2
Proxy bidding	Enabled

- a. **Auction Start Date & Time and Auction End Date & Time:** - Live auction would be conducted during this period.
- b. **Auction Base Price/ Starting Price:** It is the base price which has been set as the starting price of the e-auction. Bidder will not be allowed to quote the rate less than the base price.



- c. **Incremental Value:** It is the minimum value / amount by which an auction bid must be raised each time the current highest bid is surpassed.
- d. **Auction Elapse Time in minutes:** It is the time factor in minute(s) before the 'Auction End Time' and acts as a trigger for auto extension of current auction. If a bid is received successfully within these minutes, the auction will be extended by specified time period.
- e. **Auction Bid Auto Extensions in minutes:** The Auction End Time will be extended by this 'Auto Extension Time in Minutes', if a bid is received successfully within 'Elapse Time in Minutes. Process will extend by the number of extensions fixed for the lot.
- f. **Proxy Bidding:** The bidders may enter the maximum amount they intend to bid for a lot and the software will automatically increase the bid till such time the maximum limit set is reached.
- g. **Display Bidder Details:** The Auction Inviting Authority to hide the identity of one bidder from another and therefore one bidder can only see the **BID** amount of another Bidder.
7. **Period of e-auction:** The bidding session shall open as per the schedule specified in the Section-I NIA "Time Schedule and Key details of the e-auction". The bidding time will be allowed from 18.10.2022 1100 hrs to 18.10.2022 1330 hrs excluding the extensions. The bid will be continued till the last auto extension time gets elapsed and the last quoted bid will be considered as H-1 (Highest) price bid. A Bidder can modify the bid 'any' number of times and can quote the higher rate until the last bid data & time/ till the lapse of auto extension time.
8. **No Bid during e-auction:** During Forward e-auction, if no bid is received within the specified time (Auction Start Date to Auction End Date), auction of that lot will be cancelled. J&K Forest Development Corporation (General Manager (S&M) Circle (Kashmir), as its own discretion, may decide to re-invite the bid.
9. **Electronic Bidding Process Details:**
- 9.1. **Commencement of e-auction:** Forward e-Auction shall commence at the time and date indicated in **Section-I NIA** "Time Schedule and Key details of the e-auction". The bidder can offer their bid amount for Timber and the starting bid amount should not be lesser than the base price mentioned in **Section-III Clause 8** "Auction Properties". The assessed value of the Timber lot/(s) is in per cft volume basis, the Bidder can go on revising the bid amount against each lot and they shall be continued until the offers gets frozen.
- 9.2. **Procedure of Forward e-auction-**
- a) Only bidders who have been approved by the **FDC Auction Committee** of Jammu & Kashmir Forest Development Corporation can only participate in the online live e-auction on Auction Start date & Time.
- b) The Bidders are required to quote the rate in 'Indian Rupees' only.
- c) Any of the eligible Bidders invited by the **FDC Auction Committee** of Jammu & Kashmir Forest Development Corporation can start the bidding in the online forward auction from the base price onwards.
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- d) The onward bidding shall have to be higher than the **H-1** rate as quoted and displayed on screen by one increment value or higher than the **H-1** rate by multiples of the increment value.
- e) The bid Increment amount has been specified in **Section-III Clause 8** "Auction Properties" which the e-bidders can view on their bidding screen. The bid can be placed only of the Base Price + incremental value (or in multiples of increment value).
- f) Online Forward Auction shall be open for a specified period (as specified in **Section-III Clause 9** "Period of e-auction" and **Section-I "time schedule** and key details") of this e-NIA. There will be an auto-extension of specified duration each, if any valid bid is received in last 5 minutes of the close of e-auction. The bidder(s) are cautioned not to wait till the last minutes or last few seconds to enter their bid to avoid complications related to internet connectivity, network problems, system crash down, power failure, etc.
- g) Bidders will be able to view the following on their screen along with the necessary fields in Forward Auction.
- Opening Auction Start Rate
 - Minimum Incremental Value
 - Leading **H-1** Bid in the e-auction
 - Bid placed by the bidder himself
 - Rank of bidder in the e-auction
- h) Once **H-1** rate is frozen in the e-auction portal, it is up to the Jammu & Kashmir Forest Development Corporation (General Manager Sale Circle Jammu) to declare the successful Bidder.
- i) Jammu & Kashmir Forest Development Corporation reserves rights to cancel the highest bid in any condition whatsoever. The Notice for such cancellation shall be duly notified on the e-Auction portal www.jksfc.jk.gov.in.
- j) The minimum Bid increment shall be available on screen to the Bidders at the start of the e-auction.
- k) Bids once made by a Bidder, cannot be cancelled / withdrawn by the Bidder and the Bidder shall be bound by the bid quoted, failing which the Earnest Money will be forfeited.
- 9.3. Suspension/Cancellation/ Postponement during live e-auction:** Jammu & Kashmir Forest Development Corporation (General Manager Sale Circle Kashmir) reserves the right to:
- a) **Suspend Live Bidding:** During Live bidding, any of the Lots can be suspended at any point of time. The Lots which have been suspended cannot be resumed and all the bids which have been frozen till suspension time will be automatically cancelled.
- b) **Cancel Live Bidding:** During Live bidding, any of the Lots can be cancelled at any point of time. In this case all the lots will get cancelled and also all the bids which have been frozen till cancellation time will be automatically cancelled.

No. 1611-30/GM/S&M/K/FDC

Dated: 13/10/2022

Copy for information and further necessary action to the: -

1. Managing Director, Jammu & Kashmir Forest Development Corporation.
2. Financial Advisor & CAO, Jammu & Kashmir Forest Development Corporation.
3. All Chief General Managers/General Managers, Jammu & Kashmir Forest Development Corporation.
4. All Divisional Managers Sale Divisions Jammu & Kashmir Forest Development Corporation.
5. Incharge Website, Jammu & Kashmir Forest Development Corporation – for uploading the e-tender notice on the official website.
6. Notice Board.


General Manager (S&M)
J&K Forest Development Corporation
Kashmir