

COPY OF CONTRACT AGREEMENT WITH INDO EXPRESS

Agreement is made this 31st Day of May 2005 between M/s Bharat Heavy Electricals Limited, (HEEP) Ranipur, Haridwar (Uttaranchal), Company under Indian Companies Act 1956, having its registered office at BHEL House, Siri Fort, New Delhi- 110049 (hereinafter called the Company) on the one part, and M/s Indo Express, "INDO ARYA" House, 147 Transport Nagar Centre, Rohtak Road, New Delhi - 110035, having its registered office at Tivoli Cant, Flat No.111, 1-C Ballygunge, Circular Road, Kolkata-700 019 (hereinafter called the Transporter) on the other part.

Whereas the Company is desirous of engaging the transporters for carrying out the Company's transportation work on the terms and conditions appearing hereafter and the contractor has agreed to carry out the said work on these terms and conditions.

NOW, THEREFORE, IT IS AGREED AS FOLLOWS:

- 1] The contract shall be deemed to come into force with effect from 16/05/2005 and shall continue till 15/05/2007.
- 2] The continuance of this contract will be subject to the satisfactory performance of the transporter during the contract period from the date of award of the contract and if found not satisfactory, the contract will be liable to be terminated without assigning any reason thereof.
- 3] **PAYMENT:**

For the above work of transportation, in accordance with the terms and conditions of this agreement, company will pay remuneration to the transporter at the rates mentioned below:

S.N	Description	Rates in Rs per Kg. Or Rs per KM
1	Freight Rates in Rs per Kg. For Consignments weight up to 500 kg.	9.00
2	Freight Rates in Rs per Kg. For Consignments weighing more than 500 kg.	9.00
3	Composite Freight Rates Rs./ Kg. For Air Cargo (if same available in India)	60.00
4	Extra Delivery charges on per K.M. basis each Docket, for Station beyond 20 K.M of delivery station.	8.00 per K.M.
SPECIAL POINTS ;		
1	Maximum size of consignments	10 ft. x 5½ ft. x 5½ ft
2	Maximum Weight of consignment	3000 Kgs.
4	Service Tax will be paid as per Govt. Rules	
5	Minimum chargeable freight will be paid Rs 360/- each docket (excluding of Service Tax)	

Payment shall be done after deduction of LD, wherever applicable, as per provisions of the Tender and transit schedule.

4] **SECURITY DEPOSIT:**

The Security deposit of Rs 1,75,000 (One lac Seventy five thousand) as already mentioned in contract document has to be furnished by the transporter in the form of Demand Draft/ Bank Guarantee in favour of Manager (Finance-Cash), HEEP-BHEL, Ranipur Haridwar (U.A) and valid up to 15.11.2007 (i.e. including six months after the expiry of the contract) along with terms and conditions of the contract agreement.

- 5] All other terms and conditions mentioned in the Annexure-A to H of the tender no.CDX/Traffic/Fast Cargo-2/2004 are also applicable.
- 6] Any other terms and conditions mentioned in your offer, revised offer after negotiation, in any other correspondence but not specifically agreed in the terms and conditions mentioned in this contract shall have no effect.
- 7] For the purpose of Diesel Escalation, the reference date for price shall be 16.05.2005

8] Transit time of delivery shall be as per attached schedule of destinations, enclosed as Annexure-"I". For unidentified station not covered in this schedule, clause-2.1 Annexure-"C" will be applicable.

9] **SERVICE TAX:**

Service tax will be paid to the transporter as applicable.

10] **INDEMNITY:**

Transporter hereby indemnifies the company against all losses and claims etc., arising out of any of their acts or/ and out of the acts of his servants and Agents and/ or out of transportation of the company's goods.

Encl:- Annexure-A, B, C, D, E, F, G, H & I.

**For M/s. Bharat Heavy Electricals Ltd;
Haridwar**

(sd/- by authorized signatory)

For M/s Indo Express, New Delhi

(sd/- by authorized signatory)

WITNESS:

1] Name:_____

Name:_____

Add:

Add:

2] Name:_____

Name:_____

Add:

Add: