



बिहार BIHAR

10 SEP 2022

कोशिश कर रहा हूँ
सुप्रीम

Agreement

Agreement no.-52/.....MBD of /2022-23

Date of Start- 16.12.2022

Date of Completion (Schedule-1)- 15.09.2023

This Agreement made the 19th day of December 2022 between the Executive Engineer, Rural Works Department, Works Division Madhepura (The Employer) of the one part and Diwakar Kumar, Vill- Maruwaha, Manikpur, Madhepura, Dist- Madhepura - 852113-Contractor" of the other part. Whereas the Employer is desirous that the Contractor execute output and performance based Rural Road contract for construction and maintenance of Road namely 1. KUMARKHAND JORAWARGANJ ROAD ANANDPATTI TO MIREN & 2. NEAR MAHADALIT TOLA NATAI RISHIDEO HOUSE TO JADIYA HIGH SCHOOL VIA SUNDARPATTI (Package No.- MR-N/2022-23 Madhepura/12); (Tender ID- 121013) (Bid ID-522245) (hereinafter called ("The works")) and the Employer has accepted the Bid by the Contractor for the execution of such works and the remedying of any defects therein, at a contract price of Rs 4,32,70,623.00 (Rupees Four Crore Thirty Two Lakhs Seventy Thousand Six Hundred Twenty Three Only)

Cost Details for the Project are as follows:-

| Sl. No. | Name of the Road | Length (Km) | Const. Cost (Rs.) | Maint. Cost (Rs.) | Total Cost (Rs.) |
|---------|--|-------------|-------------------|-------------------|------------------|
| 1 | KUMARKHAND JORAWARGANJ ROAD ANANDPATTI TO MIREN | 3.325 | 13805382.00 | 3732429.00 | 17537811.00 |
| 2 | NEAR MAHADALIT TOLA NATAI RISHIDEO HOUSE TO JADIYA HIGH SCHOOL VIA SUNDARPATTI | 4.065 | 21455028.00 | 4277784.00 | 25732812.00 |
| Total:- | | 7.390 | 35260410.00 | 8010213.00 | 43270623.00 |

Diwakar Kumar

Executive Engineer
R.W.D. Work Division
Madhepura

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

1. In this Agreement, words and expression shall have the same meanings as are respectively assigned to them in the Conditions of Contract hereinafter referred to, and they shall be deemed to form and be read and construed as part of this Agreement.
2. In consideration of the payments to be made by the Employer to the Contractor as hereinafter mentioned, the Contractor hereby covenants with the Employer to execute and complete the Works and remedy any defects therein in conformity in all aspects with the provisions of the Contract.
3. The Employer hereby covenants to pay the Contractor in consideration of the execution and completion of the Works and the remedying the defects wherein and undertaking routine maintenance for 5 years, the Contract Price or such other sum as may become payable under the provisions of the Contract at the times and in the manner prescribed by the Contract.
4. The following documents shall be deemed to form and be read and construed as part of this Agreement, viz.:
 - i) Letter of Acceptance;
 - ii) Contractor's Bid;
 - iii) Section VI – General Conditions,
 - iv) Section VII – Particular Conditions, Notice to proceed with the works;
 - v) Section V – Technical Specifications (General and Supplementary Technical Specification)
 - vi) Appendix A - Drawings;
 - vii) Section IV – Works Schedule
 - viii) Quality Plan for Output and Performance Based Road Contract as per Clause A14.1 of the Technical Specifications;
 - ix) Appendices to the Contract;
 - x) Addenda issued during bid period; and
 - xi) Any other relevant listed in the Particular Conditions together with any post bid correspondence.

In witness whereof the parties thereto have caused this Agreement to be executed the day and year first before written.

The Common Seal of _____

was hereunto affixed in the presence of:

Signed, Sealed and Delivered by the said _____
in the presence of:

Binding Signature of Employer: _____

Sd/- 19.12.22
Executive Engineer
R.W.D. Work Division
Madhepura

Binding Signature of Contractor - _____

Sd/- Kyma