

TRUE EXTRACT FPR, THE PROCEEDINGS OF THE SPECIAL BOARD MEETING HELD AT THE OFFICE OF THE CANTONMENT BOARD, SECUNDERABAD ON TUESDAY THE 02ND FEBERUARY 2011 AT 1000 HOURS.

The following were present :-

- | | | | |
|-----|---------------------------|---|------------------------------|
| 1) | Maj. Gen.K.Digvijay Singh | - | President Cantonment Board |
| 2) | Shri. C.Ravindra, IDES | - | CEO & Member Secretary |
| 3) | Shri. J.Pratap | - | Vice President Cantt., Board |
| 4) | Col. Santha Kumaran | - | Nominated Member |
| 5) | Major KTDS Bedi, | - | GE(S) & Ex-Officio |
| 6) | Smt. Vidyavathi | - | Elected Member |
| 7) | Shri. S.Keshava Reddy | - | Elected Member |
| 8) | Shri. P.Venkat Rao | - | Elected Member |
| 9) | Smt. M.Anuradha | - | Elected Member |
| 10) | Smt Banuka Naramada | - | Elected Member |
| 11) | Shri. P.Shyam Kumar | - | Elected Member |
| 12) | Shri. V.Jai Prakash | - | Elected Member |

Shri.Sarvey Sathyanarayana, Hon'ble Member of Parliament (Lok Sabha) and Shri. M.V. Mysoora Reddy, Hon'ble Member of Parliament (Rajya Sabha) and Dr. P.Shanker Rao, Hon'ble MLA , Secunderabad Cantonment (SC) Assembly Constituency and Minister to Government of Andhra Pradesh have not attended the Meeting.

The following were not present :-

- | | | | |
|----|----------------------|---|-----------------------------|
| 1) | Brig. K.K.Updhayay | - | Health Officer & Ex-Officio |
| 2) | Shri K Madamohan Rao | - | District Revenue Officer |
| 3) | Col.L.S. Bisth | - | Nominated Member |

TRUE EXTRACT FROM THE PROCEEDINGS OF THE SPECIAL BOARD MEETING HELD AT THE OFFICE OF THE CANTONMENT BOARD, SECUNDERABAD ON TUESDAY THE 02ND FEBERUARY 2011 AT 1000 HOURS.

LEASE OF COLLECTION RIGHTS OF OCTROI AND TOLL TAX
FOR THE PERIOD FROM 05-02-2011 TO 04-02-2012

(1) To consider the matter of leasing of Octroi and Toll Tax for the period from 05-02-2011 to 04-02-2011.

The Cantonment Board, Secunderabad published tender notice vide letter No TS/Octroi & Toll Tax / 83, dated 07-01-2011 in the local news papers Deccan Chronicle, Andhra Jyothi and Siyasat for leasing out of collection rights of Octroi and Toll Tax for the period from 05-02-2011 to 04-02-2012.

In response to the tender notice 5 firms have taken the tender schedules for Octroi and Toll Tax. The tenders were received and opened on 25-01-2011. The said sealed tenders were opened in the presence of Tenderers, Elected Members. While opening the sealed covers it has been noticed that 1 cover was received with white papers only instead of tender schedule and the tenderer has not mentioned his name and address on the covers received for both Octroi and toll Tax separately.

The comparative statement of the tenders received is mentioned hereunder:

Sl. No	Firm Name & Address	Octroi	Toll Tax	Remarks
1.	Shri T Raju PNO 15, A P Text Book colony, Gunrock	Not participated	Rs.6,40,00,000/- In words	Shri T Raju mentioned at Sl.No 1 has quoted Rs.6,40,00,000 /- in words and Rs. 5,40,00,000 in figures for Toll tax.
2.	Shri Shaik Abdul Jabbar, HNO 18-1-350/22/32/A, Gulshan Iqbal Colony Hyderabad - 500058	Rs.6,03,00,009/-	Rs.5,40,00,009/-	
3.	Shri B Balraj Goud 1-8-3/27, Chikkadpally, Hyderabad.	Not participated	Not participated	
4.	M Srilatha	Rs.6,03,00,000/-	Not participated	

	2-2-1136/3/2/A, New Nallakunta, Hyderabad.			
5.	A K Gangadhar Rao 5-5-128, Swarna dhama Nagar, Near Dairy Farm, Sec- bad-10	Rs.3,60,00,000/-	Rs.17,00,000/-	

The remaining tenderes have submitted the EMD requisite EMD of Rs.25,00,000/- and Rs.12,00,000/- for Octroi and toll tax respectively and also enclosed Xerox copy of the Pan Card.

Shri Shaik Abdul Jabbar has quoted the highest rate i.e., Rs.6,03,00,009/- towards Octroi and Shri T Raju has quoted the highest rate as Rs.6,40,00,000/- in Words and Rs.5,40,00,000/- in figures towards Toll Tax.

The comparative statement of the last five years are mentioned hereunder:

Sl.No.	YEAR	Octroi Amount	Toll Tax amount
01	2006-2007	Rs.5,30,00,000/-	Rs.2,10,50,999/-
02	2007-2008	Rs. 7,27,77,727/-	Rs.3,23,00,000/-
03	2008-2009	Rs. 9,18,09,009/-	Rs. 5,85,30,000/-
05.	2010-2011	Rs.3,50,00,000/-	Rs.4,40,00,000/-

OFFICE NOTE:

Please refer CBR No 8 dated 11-01-2010, CBR No 27 dated 27-04-2010, CBR No 47 dated 13-08-2010, CBR No 1, dated 18-11-2010 and CBR No 43 dated 14-12-2010.

The Cantonment Board, Secunderabad has awarded the lease of collection rights of Octroi and Toll Tax for the period from 05-02-2010 to 04-02-2011 as the said single tender was approved unanimously vide CBR No 8 dated 11.01.2010 being the highest bidder who has quoted an amount of Rs.3,50,00,000/- and Rs.4,40,00,000/- for Octroi and Toll Tax respectively.

Further the Board vide CBR No 8, dated 11-01-2010 devised the mechanism to the check the Octroi and Toll Tax Collecting the by the Contractor. All the Tax Collectors / Tax Inspectors of the concerned beats will inspect the Octroi & Toll Tax check posts every day and will submit their report in case of any wrong collection. Also the Tax Superintendent, the in charge of Octroi & Toll Tax will conduct daily check on these posts. Further the checking squad devised earlier consisting of Assistant Secretary, Tax Superintendent and Sanitary Superintendent will submit periodical reports to the Board regarding the Octroi and Toll Tax Collection and any lapse on part of contractor will be pointed out by the squad. In addition to above and independent team consisting

of 3 elected members Shri P. Venkat Rao, Shri P Shyam Kumar and Smt Banuka Naramada has been formed who will also inspect the Octroi & Toll Tax collection and will submit periodical reports.

A three tier checking mechanism as designed by the Board wherein the Tax collectors and Tax Inspectors were given responsibilities for the checking the Octroi and Toll Tax posts in their respective beats in the 1st level. The Tax Supdt concerned with Octroi and Toll Tax collection was given responsibility of supervision as well as checking any irregularities in the 2nd level. A squad consisting of Assistant Secretary, Tax Supdt and Sanitary Supdt has been constituted to carry out the surprise checks at the 3rd level. To ensure better transparency and accounting an independent checking mechanism has been constituted with three members who have been given responsibility for checking on the collection of Octroi and Toll Tax. The CEO vide Office order no. 16 dt. 08.02.2010 has issued orders to the Tax Collectors, Tax Inspectors and also Tax Supdt for undertaking checking of these posts as per the duties assigned by the Board. Also the squad has also been assigned the task of doing surprise checks.

As per clause 17 of the tender schedule the tenderer should print receipt books with the approval of the CEO and in case of detection of any unauthorized receipts the Board can cancel the contract forthwith. This office has given many notices to the contractor to submit the receipt books but he has failed to do so.

The CBI has conducted Joint Surprise Check on Octroi Posts on 08-10-2010.

The Board has further decided that four committees consisting of two members each will be formed to make surprise check on the Octroi and Toll Tax posts and they will submit a report. A roster and Performa for checking duties of the elected members was made and put up to the President, Cantonment Board.

The Octroi and Toll Tax collection rights were given to one Shri P.Upender towards Octroi and Toll Tax respectively from 05.02.2010 to 04.02.2011. The said contractor has resorted to exhortation and over charging. He further did not submit the requisite bank guarantee that was supposed to be submitted by him. He repeatedly dodged the issue and did not submit the bank guarantee till date and also the receipt books were to be submitted by the contractor for the verification and authentication by the Cantonment Board. He failed to submit them and in the 14.12.2010 meeting the Board has decided that as per the report of the Tax Supdt there should be only three types in Rs. 5/-, Re.0.50/- and Octroi Receipts. The contractor has not submitted the receipt books till date.

The decision of the Cantonment Board for allowing the contractor to continue his lease hold rights till the expiry of the contract was referred to the PDDE for its decision. The PDDE vide its letter no. 2166/AXII/DE dated 14.12.2010 has asked certain queries from the Board on what are the alternatives available with the Board and the CEO vide this office letter no. SCB/Octroi & toll Tax/315 dated 22.12.2010 has replied to the PD's letter with as per directions of the PCB. The PD has further asked the Board on the action taken against the defaulting employees who did not submit the report regarding over collection to the CEO. A committee has been constituted for inquiring the same.

As the contractor is continuing with his over collection and did not submit his bank guarantee and receipts for authentication the matter was referred to the Board through Circular Agenda as per the directions of the PCB and the Board has decided to withdraw the FDR's amounting to Rs. 80,00,000/- , filing a case against the contractor for recovering the balance amount and the prosecution on the contractor for violating the Octroi contract. The FDR's were subsequently recovered and placed in the Cantonment Fund. A case for recovery of balance amount has been finalized and given to the CLA for filing as the police has failed to lodge the FIR against the contractor. A private case is being filed in the court for the criminal prosecution of the contractor as per the advise of the Cantonment Legal Advisor.

It is evident from the above that the lease of Octroi & Toll Tax collection rights have been misused by the contractor and squad and the members committee have not submitted their regular reports to the Board. Based on the reports of the Tax Collectors and Tax Inspectors and an amount of Rs. 59,68,000/- has been imposed as fine on the contractor as the contractor has failed to deposit the same recovery suit has been initiated against the contractor. The Board should therefore consider all these aspects and past experience and full proof mechanism be discussed to avoid such violations during the course of next contract.

As the lease collection rights are expiring on 04.02.2011 and as per the past practice only the Board will authorize the CEO to issue the tender notice for lease of collection rights of Octroi and Toll Tax, the matter was referred to the Board through Circular Agenda dated 04.01.2011. On approval of the majority members of the Board a Tender notice was issued vide this office letter no. TS/Octroi & Toll Tax/83 dated 07.01.2011 and tenders mentioned in the Agenda were received. In view of the above the Board has to now decide whether the Lease of Octroi and Toll Tax rights will be issued to the highest bidder and if so and what terms and conditions they will be given or any other means to be adopted.

All the relevant papers, earlier Board resolutions, tender documents and other related documents are placed on the table.

RESOLUTION : Matter considered in detail. CEO informed the Board regarding the difficulties faced by the Board in running the lease of collection rights of Octroi and Toll Tax during last year.

After detailed discussion the Board resolved the lease of collection rights of Octroi be awarded to Shaik Adbul Jabbar at Rs. 6,03,00,009/- and as regards to Lease of Collection rights of Toll Tax the CEO informed the Board that Shri T. Raju, highest bidder for the lease of Collection rights of Toll Tax has quoted Rs.5,40,00,000/- in figures and Rs. 6,40,00,000/- in words. Legal opinion vide letter No SCB/Octroi and Toll, dated 01-02-2011 was taken and Shri K R Koteswar Rao, Cantonment Legal Advisor vide his letter dated 01-02-2011 opined that lease of collection rights of Toll Tax can be awarded to the highest bidder in case he gives his willingness that he is willing to take over the collection rights as quoted in words i.e., Rs. 6,40,00,000/-.

Further the CEO has informed the Board regarding the letter No 2166-A/XII/DE, dated 01-02-2011 received from the Principal Director, Defence Estates, Southern Command, Pune wherein he informed that the Central Bureau of Investigation has conducted Joint Surprise Check on 08-10-2010 and has sent its report which has to be placed before the Board as CBI has observed some lapses. The said report was not received by the board, therefore , the report will be placed in the next Board meeting. The Principal Director, Defence Estates, Southern Command, Pune has opined to launch criminal prosecution against Shri P.Upender Reddy

The Board has already launched criminal prosecution against Shri P. Upender Reddy. The Report of the CBI will be placed in the next Board meeting and if necessary the contractor shall execute supplementary agreement in this regard if required by the Board.

Further resolved that the agreements will be executed by the contractors will be bound on the terms and conditions which the Board may set from time to time.

Resolved that the Lease of Collection rights of Octroi be awarded to Shri Shaik Abdul Jabbar at Rs. 6,03,00,009 and Lease of collection rights of Toll Tax be awarded to Shri T. Raju at Rs. 6,40,00,000/-

Further the resolved that the contractors for Lease of Collection Rights of Octroi and Toll tax has to deposit the balance amount of 1/3rd bid amount with 7 days from the date of receipt of acceptance letter and Bank Guarantee for 1/3rd bid amount within 15 days from the date of receipt of acceptance letter. If the Bank Guarantee is received in the shape of FDR the same may counter checked from the issuance Bank for authenticity of the FDR. And also resolved that the lease of collection rights of Octroi and Toll Tax will be handed over to the contractor only after receipt of balance amount of 1/3rd bid amount, Bank Guarantee and Agreement.

Further resolved that the abolition of Octroi and Toll Tax will be taken up with the Government so that the matter can be resolved at the earliest.

The Board has already constituted three tier checking mechanism which will be continued. An independent checking mechanism by way of two member committees of the Board which has been constituted in the Board held on 14-12-2010 will continue. The members committee will inspect and submit their report in the proforma already given by the Board. However periodicity of inspection of the squad and members has now been fixed and joint surprise check has to be done atleast twice in a week and report has to be submitted by the squad and members to the Board.

Further resolved that the a officials of the Cantonment Board will take over the Octroi and Toll Tax Check Posts from the Existing Contractor at 0000 hours on 04 / 05-01-2011, The staff of the Cantonment Board will run the Octroi Check posts till the new contractor will submit all the required documents and then only the check posts will be handed over.

Authentication of the receipt books will be got done by the Contractor through the office as the contractor has to submit three types of receipt books as decided by the Board i.e., Rs. 5/- , Re. 0.50/- and Octroi Receipt Book.

Sd/-
[C.Ravindra, IDES]
Chief Executive Officer &
Member Secretary

sd/-
[Maj.Gen. K.Digvijay Singh]
President,
Cantonment Board.

// True Extract //

ASST. SECRETARY
OFFICE OF THE CANTONMENT BOARD
SECUNDERABAD

[2] Considered and resolved to be approved. The following estimates are also approved.

S.No	Description	Amount
30	M & R to Road at Progressive CHS	Rs. 4,00,000/-
31	M & R to Road at Nuthan CHS	Rs. 4,00,000/-
32	M & R to CC Road at Ganesh Colony, Santosh Colony , Seetharampuram X Road junction	Rs. 2,50,000/-
33	M & R to CC Road at Santoshpuri Colony and Vani Convent School	Rs. 9,00,000/-
34	M & R to CC Road at Chandulal Bowli	Rs. 2,84,000/-
35	M & R to CC Road at Usha Godown, Rasoolpura	Rs. 5,65,000/-
36	M & R to Main Road by HMP at Naga Devata Temple	Rs. 6,65,000/-
37	M & R to CC Road at Peddathokatta at H No 1-9-79, 96, 99	Rs. 1,80,000/-

[3] Considered and resolved to be approved. The following estimates are also approved.

S.No	Description	Amount
15	M & R to Open Drain at Marri Rami Reddy Colony	Rs. 7,00,000/-
16	M & R to Underground Drain at L B Colony	Rs. 2,00,000/-
17	M & R to Underground Drain at Bhavana HCS	Rs. 1,37,000/-

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Estimates For Buildings

[4] To consider and approve the following estimates for Maintenance & Repairs to Buildings in Cantonment area.

S.No	Description	Amount
1	Construction of Compound Wall at Janakpuri Colony	Rs. 1,75,000/-
2	M & R to Cantonment Fund Group Latrines beside Muthyalamma Temple	Rs. 4,50,000/-
3	Development of 40 % park area at Sancharpuri Colony	Rs. 1,57,000/-
4	Development of 40 % park area at Bhavana Ph III	Rs. 2,06,000/-

Resolution : Considered and resolved to be approved. The following estimates are also approved.

S.No	Description	Amount
4	Development of 40% park area at LIC Colony	Rs. 4,00,000/-
5	Construction of Toilet Block at Bowenpally Pump House	Rs. 1,50,000/-
6	Re-construction of Old Record Room, Rear Block Office, Office of the Cantonment Board, Secunderabad	Rs. 9,72,000/-
7	Construction of Compound Wall at Teachers Colony 40% land	Rs. 4,00,000/-

Sd/-
[C.Ravindra, IDES]
Chief Executive Officer &
Member Secretary

sd/-
[Maj.Gen. K.Digvijay Singh]
President,
Cantonment Board.

// TRUE EXTRACT //

ASST. SECRETARY
OFFICE OF THE CANTONMENT BOARD
SECUNDERABAD

TRUE EXTRACT FROM THE PROCEEDINGS OF THE SPECIAL BOARD MEETING HELD AT THE OFFICE OF THE CANTONMENT BOARD, SECUNDERABAD ON TUESDAY THE 02ND FEBERUARY 2011 AT 1000 HOURS.

[5] With permission of the Chair the following Estimates of Water Supply are also approved.

S.No	Description	Amount
1	Improvement of Water Supply by laying of 100 mm GI Pipe At Banjara Village, Risala Bazar	Rs. 5,40,000/-
2	Improvement of Water Supply by laying of 50 mm GI Pipes & 20 mm GI Pipes at Katta Maisamma & Chandra Babu Naidu Nagar	Rs 3,40,100/-
3	Improvement of Water Supply by laying of 50mm & 20 mm Gi Pipe line at H No 1-38-2750 to 1-38-3208 Ragi Chettu Galli, Rasoolpura	Rs. 1,15,600/-
4	Improvement of Water Supply by Laying of 50 mm & 25 mm GI Pipe, Bore well, at 1-38-1272 to 1-38-1300 at Masjid Opp Galli Rasoolpura	Rs. 2,21,000/-
5	Improvement of Water Supply by laying of 50 mm, 25mm and 15 mm Opp Govt, School, Gun Bazar, Rasoolpura	Rs.2,06,000/-
6	Improvement of Water Supply by laying 50 mm dia GI Pipe Line at Arjun Nagar Slum area	Rs. 2,53,000/-
7	Improvement of Water Supply by laying of of 50 mm & 20 mm GI Pipe to Community Hall to Pedda Kamela	Rs. 3,10,000/-

Sd/-

[C.Ravindra, IDES]
Chief Executive Officer &
Member Secretary

sd/-

[Maj.Gen. K.Digvijay Singh]
President,
Cantonment Board.

// TRUE EXTRACT //

ASST. SECRETARY

OFFICE OF THE CANTONMENT BOARD
SECUNDERABAD

forwarded his legal opinion stating _____. Shri T. Raju the highest bidder for lease of Collection Rights of Toll Tax has appeared before the Board and given his consent that he is willing to take over the collection rights of Toll Tax at the rate Rs. 6,40,00,000/-

Considered and resolved that the lease of collection rights of Octroi be awarded to Shri Shaik Addil Jabbar at the rate Rs. 6,03,00,009/- and the lease of Collection rights of Toll Tax at the rate 6,40,00,000/-

Further resolved that the lease of collection rights of Octroi and Toll Tax will be given to the Contractors after submission of Agreement, Balance amount of Earnest Money Deposit and 1/3rd amount of Bank Guarantee within 7 days from the date of receipt of the offer letter.

Further resolved that the authenticated officials of the Cantonment Board will take over the lease of collection rights of Octroi and Toll Tax from the Existing Contractor at 0000 hours on 05-01-2011.