

**WESTERN COALFIELDS LIMITED
OFFICE OF THE AREA GENERAL MANAGER,
NAGPUR AREA
KASTURBA NAGAR, JARIPATKA
NAGPUR (M.S.) - 440 014**

GET SAND FROM COMFORTS OF YOUR HOME OR OFFICE

SCHEME FOR SPOT E-AUCTION OF SAND

Spot e-Auction for Mar'2020 (1st Event)

Spot e-Auction for the month of Mar'2020 (1st Event) will be conducted by M/s. MSTC, on **27th Mar'2020**.

For more information, interested buyers may log on to WCL's website www.westerncoal.in and service provider M/s. MSTC Ltd. website http://mstcindia.co.in/TenderEntry/Lot_Item_Details_AucID.aspx?ARID=250055

WCL reserves the right to modify the offer and Terms & Conditions at any time.

**SOURCE-WISE/ GRADE-WISE QUANTITY OFFERED UNDER SPOT E- AUCTION TO BE HELD
ON 27.03.2020 BY M/S MSTC LTD.**

ALONGWITH THE CORRESPONDING RESERVE PRICE

NOTE:- 1) e Auction Reserve Price is exclusive of Royalty, DMF, NMET, transit book cost, GST or other statutory charges. These charges are payable extra at the rates as applicable at the time of delivery. All add-ons are subject to revision as per clause 6.7 of terms and conditions of spot e- Auction

STATE	AREA	SAND PLANT CODE	LOT NO.	SOURCE	QTY. OFFER (IN Cubic meter)	RESERVE PRICE (Rs Per Cubic meter)
Maharashtra	Nagpur		01	Gondegaon OCM	50,000	797/-

Procedure for Selling of Sand through e-auction by MSTC for WCL,Nagpur Area

Western Coalfields Limited (WCL) is one of the eight Subsidiary Companies of Coal India Limited (CIL) which is under administrative control of Ministry of Coal. The Company incorporated under the Companies Act, 1956 has its registered office at **Coal Estate, Civil Lines, Nagpur – 440001**. WCL, Nagpur Area, having its registered office at Office of Area General Manager, Nagpur Area, Jaripatka, Maharashtra- 440014 has appointed M/s MSTC Ltd. for conducting spot e auction for sale of 50,000 m³ of sand at Nagpur Area level.

M/s MSTC Ltd. (previously known as Metal Scrap Trade Corporation Limited), is a company registered under Companies Act, 1956 having its registered office at MSTC Ltd., 225-C, Acharya Jagdish Bose Road, Kolkata-700020 and having its Western Regional Office at 607, Raheja Centre, Nariman Point, Mumbai-400021. MSTC Ltd. has its registered office at M/s MSTC Ltd., First Floor, East Wing, N.S. Building, Civil Lines, Nagpur-440001.

E-auction of sand by WCL, Nagpur Area :

The purpose of e-Auction is to provide equal opportunity to purchase sand through single window service to all intending Buyers/consumers and to get competitive rates for sand.

e-Auction has been introduced to facilitate wide ranging access across the country to book sand on-line for all sections of sand Buyers/consumers enabling them to buy sand through a simple, transparent and consumer friendly system of marketing and distribution of sand.

Methodology of offer and sale of sand in e-Auction:

Marketing & Sales (M&S)/Business Development Department of Nagpur Area shall inform the MSTC well in advance (seven days), the sand availability for sale through spot e-Auction Scheme indicating the source-wise offered quantities (in cubic meter) for hoisting on the website of the MSTC. The MSTC shall conduct e-Auctions, as per the Auction-Calendar intimated by WCL, Nagpur Area. The information shall also be made available on WCL website by Marketing & Sales (M&S)/Business Development Department of Nagpur Area.

Source-wise offered quantities with relevant details shall also be displayed on auction sites well in advance of the auctions.

Details of each e-Auction, Terms & Conditions of Sale as well as its modalities/procedures shall be duly put on the website of the MSTC well in advance and also e-mail to the eligible Bidders registered with the MSTC on regular basis.

Only such prospective Buyers will be allowed to participate in the e-Auction, who shall be duly registered with the MSTC through on- line registration in a prescribed format (duly displayed on the website of the MSTC). The MSTC shall also be required to provide registration facility from his front-office(s), based on the Key identification parameters furnished by the prospective Buyers for the purpose. The MSTC shall charge nominal fees from the prospective sand bidder(s) towards Registration but it shall not exceed Rs. 2,000/- (Two thousand only) for the entire contract period.

All registered Buyers shall be entitled to participate in the e-Auction for Spot sale.

The MSTCs shall issue **“Photo Identity Cards”** to their registered Bidders, duly authenticating the identity and the signature of the registered Bidders & indicating a **“Unique registration number”** to them. The Unique registration numbers of the registered Bidders shall be communicated to WCL, Nagpur Area by the MSTC. The features to be indicated in the Photo ID Card shall be in compliance of the requirement of the e-Auction Scheme in vogue.

The MSTC shall obtain / process to obtain license of CA from CCA, certifying agency under Govt. of India for issuing Digital Signature to the Registered Bidder(s) or obtain Digital Signature of Registered Bidder(s)

for the purpose of participation in the Bidding process from any of the licensed CA's approved by Govt. of India. The Digital Signature so provided will be verified by MSTC for Registered Bidder(s) along with the user name password for participation in e-Auction.

Management of EMD

The registered Bidder will be required to furnish requisite **Earnest Money (EM)** to the MSTC (to be deposited in e Wallet system being maintained by MSTC Ltd. for the buyers. e Wallet makes the system transparent as prospective bidders name are undisclosed before and during the e auctions. After close of e auction, amount of only H-1 bidder are blocked and non H-1 buyers can withdraw their amount from their e Wallet to their bank account. The transfer of EMD to WCL, Nagpur Area for the successful Bids shall be made soon on completion of bidding process on the same day or till next working day.

During participating in e-Auctions, the system will ensure that the Bidder can Bid at any point of time only up to the amount of EM available in his account. In no case the Bid quantity of the Bidder, in any concurrent auction, will exceed the EM amount available in the Bidder's account at any point of time.

In the event the Bidder becomes successful in the auction, the required EMD amount corresponding to the successful Bid quantity shall be transferred by the MSTC to the WCL, Nagpur Area. The MSTC shall also maintain/up-date transactions taking place in registered Bidder's EM account, so that the registered Bidder is in a position to check the balance EM position either on-line or by approaching any front-office of the MSTC. The MSTC will also be required to generate a "**Money Receipt**" for each successful Bidder indicating the amount so transacted from his EM account towards a particular transaction.

The MSTCs shall assign "**Unique User ID**" and "**Password**" to each of the eligible Bidders after processing his demand registration application, to enable the Bidder to participate in an auction.

The Bidder shall be required to Bid for a minimum quantity as stipulated in the spot e-auction scheme.

Bidding Process and Methodology for allocation of quantity:

The MSTC shall give advance information at the auction Website itself, based on the feedback given by WCL, Nagpur Area about the source, formalities to be observed for participating in e-Auction & also about the "Reserve Price" for each source.

Prospective Bidders are entitled to Bid for the quantity as per available EM deposited by them.

The quantity which will be allocated to the winning Bidders, will be determined by an algorithm, as shall be suggested by WCL, Nagpur Area from time to time.

The Buyers while Bidding shall give their "Bid rate" in Indian Rupee per Cubic metre as base sand price, exclusive of other add-ons like statutory levies, taxes, cess such as royalty, District Mineral Foundation (DMF) Fund, National Mineral Exploration Trust (NMET) Fund, transit book cost, Goods and Services Tax (GST) & any other charges as will be applicable at the time of delivery etc. which will be extra as applicable at the time of delivery. The levies/taxes as applicable may be recovered from the bidder's account. In case any Government levies/taxes is introduced with retrospective effect, the same will be recovered from buyer's account. The Add-ons as well as freight etc. shall be on the Buyers account.

On intimation about allotted quantity through e-mail by MSTC after completion of auction, the successful Buyers will make all necessary arrangements including payments at their Bid rate, within the stipulated time as per the specified procedure of WCL, Nagpur Area.

The successful Buyers upon intimation by MSTC shall deposit the sand value for allotted quantity within the stipulated period after closure of auction, as per the procedure of WCL, Nagpur Area to obtain delivery order for allotted quantity from WCL, Nagpur Area. Such information shall be provided by WCL to the MSTCs in advance and shall also be displayed on WCL, Nagpur Area website(s).

The e-Auction date and time as notified in advance including closing time on portal of MSTC would be adhered to. However, the closing time of e-Auction will be automatically extended up to last Bid time plus 5 minutes so that equal opportunity is given to other Bidders for making an improved Bid on that item.

The Bidders shall offer his Bid price in the increment of amount as per the concerned e-Auction Scheme. While maintaining the secrecy of Bidder identity, the web site shall register and display on screen the lowest Bid price. The system will not allow a Bidder to Bid in excess of his entitled quantity as per his

EMD. However once a Bidder is out- bid by another (part or full) the particular Bidder shall become eligible for making an improved Bid.

Allocation of sand offered for auction, is carried out on following basis:-

- First preference is given to the highest Bid price.
- If two or more customers Bid the same price then preference for allocation is given to the customer who placed the Bid for a higher quantity.
- In case two or more customers Bid the same price and quantity (within their respective entitlements as per their EMDs) then preference is given to the customer who placed the Bid earlier.

WCL, Nagpur Area reserves the right to modify, amend, add or withdraw in totality or in part, the e-Auction Scheme(s) during the tenure of the agreement without assigning any reason thereof. The MSTC, consequently, would make corresponding changes in the e-auction system, if required.

The MSTC will discharge the functions of “Auctioneering Agency” for conducting e-Auctions for sale of sand on behalf of WCL, Nagpur Area and will also arrange for the safe custody of all data and information and electronic media for business reference and research as required by WCL, Nagpur Area.

The MSTC, on being intimated by WCL about payment default by successful Bidders of an auction, shall make arrangements for listing the particular defaulting Bidders separately and in case such defaults recur in two (02) subsequent auctions, shall make arrangements to debar the particular defaulter from participation in further e-Auction.

In case the successful Bidders cancel the allocated quantity or fails to transport/lift the allocated sand within specified period (60 days) for movement by road modes of transportation, the EMD of the Bidder will be forfeited. In case of such repeated eventualities, the MSTC will make arrangement for debarring the particular Bidder from participating in subsequent e-Auction of WCL on receipt of such direction from WCL, Nagpur Area.

Any interpretation of any part of the e-Auction Scheme/ procedure, will be subject to clarification by WCL Nagpur Area which will be deemed final. Dispute arising on the same, if any, shall be subject to jurisdiction of Law Courts at Nagpur.

Sale under each conducted e-Auction/ e-marketing, shall be an individual, independent, unique and complete transaction.

Any additional information required by the intending Bidders with regard to design and development of proposed auction system for Western Coalfields Limited may be obtained from the office of the Area General Manager of the Nagpur Area.

Terms & Conditions

1. Eligibility:

1.1 Any Indian Buyer (viz. individual, partnership firm, companies etc.) can participate in e-Auction for procurement of sand.

1.2 Before the bid is accepted, the bidder shall pay in full all sums of money due to the seller in regard to any previous supply of sand to the bidder. If there are any arrears the seller shall be entitled not to consider such bids.

2. Registration:

2.1 Before participation in the e-Auction, a prospective Buyer shall be required to get itself/ himself registered with the MSTC appointed by the WCL, Nagpur Area for the purpose, by submitting an application in the prescribed format available on the Website of the MSTC. The application shall be made along with the required documents such as copy of Income Tax return (latest), PAN Number, GST

Registration Certificate, SSI Registration, Trade License, if applicable, Passport size photograph, etc. as prescribed by the MSTC. Registration can be done either online, or at any of the front offices of the MSTC.

2.2 After the registration, all-prospective Buyers will have an auto generated "Unique User ID" & a "password" based on which they can log in. Details of the registration process with the MSTC will be available in their respective websites. Addresses of MSTC along with their websites are given below:

Address of M/s MSTC Ltd.: Chief Manager, M/s MSTC Ltd., First Floor, East Wing, N.S. Building, Civil Lines, Nagpur-440001.

Contact No.: +91-9009755999

Website: http://mstcindia.co.in/TenderEntry/Lot_Item_Details_AucID.aspx?ARID=250055

2.3 The MSTC shall issue "Photo Identity Card" to their registered Bidders duly authenticating the identity & signature, indicating a "Unique Registration Number" allotted to them. The "Unique registration number" of the registered Bidders shall be communicated to the WCL, Nagpur Area by the MSTC.

2.4 Only one registration will be done against one PAN number. However, based on more than one independent valid GST registration, more than one registration against a PAN Number can be considered. In such cases, the details of valid GST registration will be indicated in each 'Photo Identity Card'.

2.5 All registered buyers shall be required to deposit in advance non-interest bearing Earnest Money Deposit (EMD) at the rate of Rs. 100 per cubic meter with respective MSTC for intended bid quantity of sand. This may be paid electronically through NEFT/RTGS to the MSTC.

This EMD shall be available with the MSTC for participation in the e-Auction of Sand across the WCL, Nagpur Area as long as the required amount of EMD (@ Rs 100 per cubic meter for the intended bid quantity of sand) is available in the bidders account with the MSTC.

3. Notification:

3.1 WCL, Nagpur Area would draw program for conducting e-auction as and when required and notify the same on websites of WCL www.westerncoal.gov.in and on websites of MSTC 7(seven) days in advance from the date of e-auction.

3.2 The minimum quantity for Bidding would be 50 cubic meter for a source.

4. Bidding Process

4.1 The registered Bidders shall be required to record their acceptance after login, of the Terms & Conditions of the e-Auction before participation in the actual Bidding Process.

4.2 Before participating in e-Auction, Bidders are to satisfy themselves with the quality of Sand being offered from a source.

4.3 Prospective Bidders are entitled to Bid for the quantity to the extent of amount of EMD which is available with the MSTC in the Bidder's account at the time of Bidding.

4.4 The Buyers while Bidding shall quote their "Bid price" per cubic meter in Indian Rupee as base sand price on FOR/FOB stack yard basis (subject to approved revision in Rate on quarterly basis) exclusive of other charges like statutory levies, taxes, cess such as royalty, District Mineral Foundation (DMF) Fund, National Mineral Exploration Trust (NMET) Fund, transit book cost, Goods and Services Tax (GST) & any other charges as will be applicable at the time of delivery. The levies/taxes as applicable may be recovered from the bidder's account. In case any Government levies/taxes is introduced with retrospective effect, the same will be recovered from buyer's account. These charges as well as freight etc. shall be on the Buyers' account.

4.5 The Bidder has to Bid for a price equal to or above the Reserve Price (subject to approved revision in Rate on quarterly basis) to secure consideration in the concerned e-Auction.

4.6 The date, time and period of e-Auction as notified in advance including closing time on portal of MSTC shall be adhered to but for the event of force majeure. However, the closing time of e-Auction will be automatically extended up to last Bid time, plus 5 minutes, so that opportunity is given to other Bidders for making an improved Bid on that item.

4.7 The Bidder shall offer his Bid price (per cubic meter) in the increment of Rs. 5/- (Rs. Five) during the Normal e-Auction period. During the extended period of first two (2) hours, the Bidder shall offer his Bid price in the increment of Rs.10/- (Rs Ten). Beyond this extended period of two hours the Bid price increment would be Rs.20/- (Rs. Twenty only).

4.8 While maintaining the secrecy of Bidder's identity, the web site shall register and display on screen the lowest successful Bid price at that point of time. The system will not allow a Bidder to Bid in excess of his entitled quantity as per his EMD. However once a Bidder is out-Bided by another (in part or full) the particular Bidder shall become eligible for making an improved Bid.

4.9 Following criteria would be adopted in deciding the successful Bidders:-

(a) Precedence will be accorded to the highest Bid price in the descending order (H1, H2, H3 and so on) as long as the offered quantity is available for allocation.

(b) If two or more Buyers Bid the same highest price, precedence for allotment will be accorded to the Buyer who has placed the Bid for the higher quantity.

(c) In case two or more Buyers Bid the same price and the same quantity, precedence will be given to the Buyer who has accorded his Bid first with reference to time.

5. Post e-Auction process:

5.1 Each successful Bidder will be intimated through e-mail / SMS by the MSTC on the same date after the closure of e-Auction. However, it will be the responsibility of the Bidder to personally see and download the result displayed on website, on the same date after close of e-Auction.

5.2 The successful Bidders after the e-Auction will be required to deposit sand value with the WCL, within a period of ten working days, after the date of closing of e-Auction. Ten working days would be reckoned as applicable to WCL, Nagpur Area where the payment/ deposit is required to be made.

5.3 Equivalent amount of EMD of successful Bidder corresponding to successful Bid quantity, shall be blocked and will be transferred to WCL, Nagpur Area by the MSTC along-with the Bid sheet in respect of successful Bidders.

6. Terms of payment:

6.1 The Sand value to be deposited in advance by the successful Bidders shall be computed and deposited after making provision for the EMD amount for the successful Bid quantity already transferred by the MSTC to the WCL, Nagpur Area. In other words, the sand value to be deposited and EMD amount together, shall be equivalent to the 100 % sand value.

6.2 EMD amount shall not be treated as an adjustment towards the sand value but would stand converted into a 'Security Deposit' for performance of the Bidders towards completion of the said transaction.

6.3 The above Security Deposit (as converted from the EMD amount) would be adjusted as sand value, only after completion of lifting of sand covered under sand value paid, excluding Security Deposit. However, in the event of default in performance by the Bidder, the provision of forfeiture of the 'Security Deposit' (as converted from the EMD) as stipulated, would be applicable.

6.4 Once the sand value is deposited by way of electronic transfer via NEFT/RTGS, Sale/Delivery orders shall be issued within ten days by the WCL, Nagpur Area.

In case of successful Bidders, if the sand value is deposited for less than the allotted Quantity but not below 50% of the allotted quantity or, 50 cubic meter whichever is higher, the WCL shall accept the payment for the said amount and forfeit the EMD for the failed quantity. However if the Buyer fails to deposit the sand value for at least 50% of the allotted quantity or 50 cubic meter whichever is higher, then the entire EMD of the allotted quantity shall be forfeited.

6.5 However, a successful Bidder whose allotted quantity is only 50 cubic meter will be allowed to deposit sand value for minimum 90% i.e. 45 cubic meter within the stipulated period of 10 days without which the amount shall not be accepted. In such event they shall be permitted to deposit the balance fractional

amount, limited to 10 % of the total sand value of 50 cubic meter, within the subsequent period of 3(three) working days. In spite of this, if they fail to deposit full sand value of 50 cubic meter (minimum Bid quantity), EMD for entire 50 cubic meter shall be forfeited.

6.6 The payment can be made only through RTGS/NEFT within the stipulated date. Payments received/credited after due date will not be accepted for releasing sand. The procedure for making the payment against the successful bids is given in Annexure-A which is displayed along with this notice. In case of default in payment, apart from forfeiture of EMD, WCL also reserves the right to debar the defaulter from participating in forthcoming e-Auctions for such period as decided by WCL, Nagpur Area management.

6.7 (i) Apart from e-Auction price, successful buyers will also have to make full payment of other statutory levies, taxes, cess such as royalty, District Mineral Foundation (DMF) Fund, National Mineral Exploration Trust (NMET) Fund, transit book cost, Goods and Services Tax (GST), Madhya Pradesh Gramin Avasanrachna Tatha Sadak Vikas Adhinyam-2005 etc., Clean Environment Cess, entry tax, transit fee wherever applicable & any other charges as will be applicable at the time of delivery, at the prevailing rates. The levies/taxes as applicable may be recovered from the bidder's account. In case any Government levies/taxes is introduced with retrospective effect, the same will be recovered from buyer's account. In case there is any change in these charges after the closure of e-Auction but before completion of lifting, changed rates will be payable for the quantity balance on the date such change in rates is made effective.

6.7(ii) The successful buyer shall pay any additional sum which may become payable by the seller under any statutory provision over and above the amount claimed in the invoice. The successful bidder will also be entitled to a refund of the sum of taxes to the seller on account of reduction, if any of the statutory levies claimed in the invoice by the seller.

7. Procedure of Sand Delivery:

7.1 WCL, Nagpur Area shall issue Sale / Delivery Orders to the successful Bidders in terms of Clause 6.4 after realization of payment. The Buyer has to submit the option before the issue of the Sale / Delivery Order for movement of the sand "within state" or "outside state" and the Sale / Delivery Order would indicate the same accordingly. However, the challan issued by the WCL, Nagpur Area shall indicate the destination.

7.2 The validity period to complete lifting of sand shall be 60 days from the date of issue of Sale/Delivery Order. No extension of validity will be allowed in any case.

7.3 The measurement at the loading end shall be final and binding for all commercial purposes.

7.4 Sand dispatch will be carried out only from 6 A.M. to 6 P.M

8. Refund of EMD for Unsuccessful Bidders:-

In case of unsuccessful Bidders, EMD shall be refunded by the MSTC after the auction is over, on the Bidder's request. However, if no such request is received the MSTC will retain the EMD for participation in e-Auction in future.

9. Forfeiture of EMD: -

The EMD submitted by the successful Bidders will be liable for forfeiture in the following cases: -

9.1 If after completion of e-Auction, a successful Bidder fails to make payment for the sand value including all other charges within the stipulated time, the proportionate EMD equivalent to the failed quantity shall be forfeited subject to the provisions at Clause 6.4 and/or Clause 6.5 of this document, and/or,

9.2 If the successful Bidder does not lift the booked quantity within the stipulated validity period, the proportionate Security Deposit @ of Rs.100 per Cubic Meter (as converted from the EMD amount) for the unlifted quantity would be forfeited.

Such forfeiture shall be made only if the balance unlifted quantity is equal or more than a truck capacity of 6 Cubic Meter.

Such forfeiture, however, would not take place if the WCL, Nagpur Area has failed to offer full or part of the successful Bid quantity within the validity period. In such cases again, no forfeiture would take place if the balance quantity is less than a truck capacity.

9.3 If the Buyer cancels the order after booking, the EMD @ Rs.100 per cubic meter for sand shall be forfeited for the order cancelled.

10. Refund of Sand value:

The balance sand value of the unlifted quantity after the expiry of the validity period for supply of sand and completion of required commercial formalities shall be refunded subject to forfeiture of EMD if required, in terms of the forfeiture clause as above.

11. General Terms & Conditions:

11.1 All terms and conditions of Scheme are subject to force majeure conditions as applicable.

11.2 Bidders must always ensure to keep their email address valid. In any case Buyers cannot be absolved from fulfilling the responsibility of compliance of any of the terms and conditions herein including payment terms due to non-receipt of emails from the MSTC.

11.3 Bidders must be extremely careful to avoid any error in Bidding (whether typographical or otherwise) and they are fully responsible to check and rectify their Bid before submitting their Bid into the live e-Auction floor by clicking the "Bid" button. During the auction if the incremental Bid price is more than 50% of the immediate preceding Bid price, then the system will seek a re-confirmation from the Bidder before the Bid is registered.

11.4 There is no provision for Bidding in decimals. The Bidder shall be solely responsible for all consequences arising out of the Bid submitted by him (including any wrongful Bidding by him) and no complaint /representation will be entertained by the MSTC/WCL in this regard.

11.5 The decision of the Director-In-Charge of Business Development Department of WCL in matters related to this e-Auction shall be final and binding on the Bidders / Buyers.

11.6 Quantities mentioned in notice are only indicative and may undergo a change depending on factors like actual production of sand, bottlenecks in sand transportation etc.

11.7 There will not be any joint/ third party sampling facility extended to any Buyer. Refusal on account of non-suitability and /or sub-standard quality for the allotted quantity of sand shall not be acceptable.

11.8 WCL , Nagpur Area / MSTC reserve the right to cancel the sale of sand under this e-Auction from any source / location in part or whole at any stage at its sole discretion without assigning any reason thereof and no party shall have any right whatsoever to raise any claim in that regard on that count.

11.9 WCL , Nagpur Area reserves right(s) to amend/modify and revise the terms and conditions contained herein in full or in part at any point of time and no party shall have any right whatsoever to raise any claim in that regard on that count.

11.10 While the sale under e-auction is independent both parties shall be entitled to claim and recover from the other any excess or differential tax and statutory levies as provided in clause 6.7 at any time within a period of 3 years from the date on which the sum becomes recoverable. Both parties shall have a lien on any sums of money belonging to the other, which may come to their possession or control to the extent of the sum recoverable from the other.

11.11 In the event of any dispute, Bidder / Buyer is necessarily required to represent in writing to the Area General Manager of Nagpur Area, who would deal with the same in a period of one month from such representation. Thereafter, if required the matter be determined by the Director-In-Charge of Business development (BD) Department of WCL. Any interpretation of any clause of this will be subject to

clarification by WCL, which will be deemed as firm and final. All disputes arising out of this scheme or in relation thereto in any form whatsoever shall be dealt exclusively by way of arbitration in terms of the Arbitration and Conciliation Act, 1996. The arbitration shall be conducted at Nagpur. The arbitrator shall be appointed by the Chairman and Managing Director, WCL upon written request in this behalf. The award rendered by the Arbitrator shall be final and binding on the parties.

ANNEXURE- A

System for making payment for issue of Delivery Orders towards the quantity secured in the spot e-Auction by Road Mode.

The system of making payment for issue of Delivery Orders towards the quantities secured by the customers under Spot e- Auction Scheme for supplies by 'Road' mode as under :-

1. The payment for issue of Delivery Orders against the successful bid has to be remitted only through RTGS or NEFT. No other modes of payments shall be accepted.
2. Separate payment through RTGS/NEFT has to be made against each successful bid i.e., each payment can be linked only to one Unique Bid ID. The customers are advised to be careful not to remit single payment against more than successful bid (i.e. against more than one Unique Bid ID)
3. The details of bank account of WCL to which the payments are to be remitted is given below :-
 - (a). Beneficiary Name : WESTERN COALFIELDS LTD. NAGPUR AREA
 - (b) Beneficiary IFSC Code: ORBC0100897
 - (c) Mode of Payment: RTGS/ NEFT
 - (d) Beneficiary Account No: (Please choose one of the three options given below) 08971010000900

In case of successful bids in the events of auction held through **M/s MSTC** Limited:

In case of movement within the State (i.e. for movement to destinations within the State in which the Sand Plant is situated)	__SW, followed by the 7 digits Unique Bid ID. For instance, if the Unique Bid ID is ' 1234765', then the Beneficiary Account for remittance shall be " __SW1234765
In case of movement outside the State (i.e. for movement to destinations outside the State in which the Sand Plant is situated)	--SO, followed by the 7 digits Unique Bid ID. For instance, if the Unique Bid ID is ' 1234765', then the Beneficiary Account for remittance shall be " __SO1234765
If Sand is for own consumption and payment of TCS is exempted upon submission of Form No. 27 C	__SD, followed by the 9 digits Unique Bid ID. For instance, if the Unique Bid ID is ' 123498765', then the Beneficiary Account for remittance shall be " __SD123498765"

4. The payments so made by using the Beneficiary Account No. as stated above shall be validated in case of those customers who had already registered their Bank Account details with WCL, Nagpur Area and Money Receipts against the successful payments shall be sent by our banker i.e. M/s _____ Bank on the same day to the email ID of the customer registered with the MSTC, i.e. M/s _____, as the case may be . No Money Receipt shall be issued in respect of such payments that cannot be validated due to non-registration of the bank account details with WCL ,and/or in case of payments made using an incorrect Beneficiary Account No. Therefore, the successful bidders should ensure that their bank account details are registered with WCL before remitting the payment.
5. Customers act of depositing the payment for issue of Delivery order against the successful quantity (which is identified by the Unique Bid ID) by using the correct Beneficiary Account No.

as stated above, shall be treated as the application for release of sand and no separate application need to be submitted to WCL.

6. The case of payment received that is sufficient for release the entire bid quantity against the Unique Bid ID shall be processed for issue of Delivery Order. In case the payment made by the customer is found to be insufficient for issue of Delivery Order for the entire bid quantity against the Unique Bid ID, the customer shall be given the opportunity to pay the differential amount, provided such amount is remitted within the due date and such cases shall be taken up for issue of Delivery Order after the expiry of the due date notified for payment.
7. The Delivery Order shall be generated in hard copy at present and the same need to be collected by the customers from this office. Intimation about the availability of the D.O. for collection from this office shall be sent to the customer's email ID as registered with the MSTC, along with the soft copy of the D.O. in PDF format. The soft copy of the D.O. so forwarded shall only be for the information of the customers. The delivery of sand from the sand plant shall be permitted by Nagpur Area Offices only upon submission of the hard copy of the D.O. issued by the D. O. issuing office, as at present.
8. The customers are advised to be careful while indicating the Beneficiary Account No. , at the time of remittance of the payment as the code contained in Beneficiary Account No. Shall form the basis as to whether the Delivery Order issued shall be valid for movement of sand within the State or Outside the State or it shall be issued by mentioning a specific destination.
9. The payments made under the system can be validated only after data related to the successful bids are uploaded in the system of the Bank. Any payment made before the data is uploaded in the system of the Bank cannot be validated. Therefore, the customers are advised not to remit the payment against the successful bids on the very day of the event of the auction. The payments be remitted only after 1.00 PM of the working day following the date of the auction to avoid the risk of non validation of payments.
10. The customers desiring to use the secured sand only for self consumption and seeking to avail exemption from payment of TCS are requested to register with this office the destination to be mentioned in the Delivery Order, along with Form No. 27C which shall be valid for the entire financial year.
11. The Delivery Order shall be issued by either mentioning "Within State" or "Outside State" and the choice of destination has to be made by the customers at the Areas while lifting the sand.

Western Coalfields Limited

SOURCE-WISE/ GRADE-WISE QUANTITY OFFERED UNDER SPOT E- AUCTION TO BE HELD ON -----

STATE	AREA	SAND PLANT CODE	LOT NO.	SOURCE	QTY. OFFER (QTY. IN Cubic meter)	RESERVE PRICE (Rs Per Cubic meter)
-------	------	--------------------	---------	--------	--	--

-----BY -----

ALONGWITH THE CORRESPONDING RESERVE PRICE

NOTE:- 1) e Auction Reserve Price is exclusive of Royalty, DMF, NMET, transit book cost, GST or other statutory charges. These charges are payable extra at the rates as applicable at the time of delivery. All add-ons are subject to revision as per clause 6.7 of terms and conditions of spot e- Auction Scheme-----
-----.

Last date of making payment by the successful bidders towards sand value for Spot e-Auction dated-----
----- will be -----

** Bidders are requested to update their Bank details with WCL before making payment through SBI/ ICICI/or any other scheduled Bank.