



# राष्ट्रीय प्रौद्योगिकी संस्थान दिल्ली

## NATIONAL INSTITUTE OF TECHNOLOGY DELHI

(An autonomous Institute under the aegis of Ministry of HRD, Govt. of India)

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### MINUTES OF THE 22<sup>nd</sup> MEETING OF THE FINANCE COMMITTEE, NIT DELHI HELD ON 07<sup>th</sup> August, 2020 THROUGH VIDEO CONFERENCING AT 11:00 AM (ONWARDS).

The minutes of the 22<sup>nd</sup> meeting of the Finance Committee, NIT Delhi held through video conferencing at 11:00 AM (onwards) and the following members were present in the meeting:

| S. No. | Members Present  |   | Designation                             |
|--------|--|---|---|
| 1.     | Prof. Praveen Kumar<br>Director, NIT Delhi   | : | Chairperson-cum-Director                |
| 2.     | Sh Dhananjay Kumar Singh<br>DS (IFD-HE)  | : | Member<br>(Nominee of JS&FA, MHRD)      |
| 3.     | Sh. Indrajit Kuri<br>Under Secretary (NITs), MHRD  | : | Member<br>(Nominee of ADG (NITs), MHRD) |
| 4.     | Professor M. Balakrishnan<br>Professor and Former Dy. Director,<br>Strategy & Planning, IIT Delhi                          | : | Member                                  |
| 5.     | Prof. Vivek Kumar,<br>Professor,<br>Centre for Rural Development and<br>Technology<br>Indian Institute of Technology Delhi | : | Member                                  |
| 6.     | Dr. Vivek Shrivastava<br>Associate Professor<br>National Institute of Technology, Delhi                                    | : | Member                                  |
| 7.     | Sh. Sushil Kumar<br>Registrar, NIT Delhi   | : | Member Secretary                        |

#### A. WELCOME BY CHAIRPERSON CUM DIRECTOR

The Chairperson-cum-Director extended heartiest welcome to the Members present in the 22<sup>nd</sup> Meeting of Finance Committee (through Video Conferencing). The Chairperson thanked all the members of Finance Committee for sparing their valuable time and contributions made towards the development of NIT Delhi.

Thereafter with the permission of the Chairperson cum Director the agenda items were presented.



**DECISION AND DISCUSSION ITEMS**

| <b>ITEM NO.</b> | <b>ITEM</b>   | <b>DECISION</b>   |
|-----------------|---|---|
| FC/22/2020/01   | TO DELIBERATE AND CONSIDER THE EXECUTION OF PHASE 1B CONSTRUCTION FOR PERMANENT CAMPUS OF NIT DELHI | <p>Member wise opinion on the said agenda is mentioned below:</p> <ol style="list-style-type: none"><li data-bbox="780 331 1489 929"><b>1. Professor M. Balakrishnan<br/>Professor and Former Dy. Director,<br/>IIT Delhi</b><p>On the discussion of award of work of Phase 1B, he stated that the cost of Phase 1B is almost double to the awarded cost of Phase 1A i.e. Rs.384 Crores and Rs.184 Crores respectively and the work cannot be awarded on the basis of nomination without open competition. He also emphasized in support to the comments received from MHRD. Hence, he further opined to go for open tendering / competition among the eligible PSUs/ Central/State Government Departments after following the below criteria in addition to the such other standard parameters:-</p><ol style="list-style-type: none"><li data-bbox="827 974 1489 1086">(i) The <b>cost</b> of the project should be adhere to the Revised Cost Estimate approved by the Cabinet.</li><li data-bbox="827 1086 1489 1198">(ii) <b>Performance</b> on the past experience of the agency may be considered while the selection of the said agency.</li><li data-bbox="827 1198 1489 1355">(iii) <b>Time</b> should be adhere to the approved Revised Cost Estimate which detailed that the work of Phase 1B should be completed by 2022.</li></ol></li><li data-bbox="780 1355 1489 2105"><b>2. Sh Dhananjay Kumar Singh<br/>Deputy Secretary (IFD-HE)</b><p>On behalf of IFD MHRD and being the nominee of JS&amp;FA, he has opined that the work of phase 1B may be awarded by following the due procedures as laid down in the GFR 2017. Only after following the said procedures, the executing agency / PSUs/ Central/State Government Departments can be decided. In addition to above, he also mentioned the following points as sent by him through email:-</p><ol style="list-style-type: none"><li data-bbox="835 1814 1489 1960">(i) It has been made clear in the legal advice that an MoU is a preliminary understanding and not a formal agreement hence not binding and legally not enforceable;</li><li data-bbox="835 2004 1489 2105">(ii) In 2009, the Cabinet approved total Cost estimates of Rs.300 crore in respect of NIT, Delhi including civil works, equipment,</li></ol></li></ol> |



furniture and recurring expenditure. Hence, the BoG at that time was authorized to take decision only within the financial approval of the Cabinet for Rs.300 crore and not the entire civil works to be undertaken by the Institute. Thus, Phase 1B of Rs.384.57 crore proposed to be constructed may not be taken as covered under the earlier BoG decision;

(iii) Clause 35.1 of the MoU provides that NIT, Delhi reserves right to restrict services of NBCC to the full or part of the project and Clause 36.10 of the MoU provides that the MoU can be terminated at any stage without assigning any reason;

(iv) According to Rule 133 of GFR, 2017 which has come into operation w.e.f. 1.4.2017, such capital works is to be awarded to CPWD or alternatively there should be a competition among PSUs/Organisations essentially on lump-sum service charges to be claimed for the execution of the work;

(v) Relevant provisions in GFR, 2017 (like Rules 192-194), Manual of Procurement of Works, 2019 (like Para 3.1.4) and Manual of Procurement of Consultancy and other Services, 2017 (available on the website of D/o Expenditure, M/o Finance) needs to be duly followed while awarding the works of Phase 1B;

(vi) Annexure 8 of the Manual of Procurement of Works, 2019 contains a new standard MoU to be signed with Public Work Organisations;

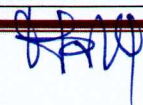
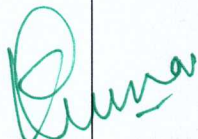
(vii) As per the existing instructions, the work is required to be awarded to be carried out in EPC mode;

(viii) The 24th BoG has already directed to obtain the time-frame and budget estimates from CPWD/PSUs along with comparison

### 3. Sh. Indrajit Kuri

#### Under Secretary (NITs)

On behalf of TS.III MHRD and being nominee of ADG (NITs), MHRD he endorsed the opinion and comments of **IFD MHRD** and opined that the open tendering should be done to awarding and work of Phase 1B by following the due procedures as laid down in the GFR 2017. Only after following the said procedures, the executing agency/PSUs/Central/State Government Departments can be decided.





**4. Prof. Vivek Kumar,  
Professor, Centre for Rural Development and  
Technology, IIT Delhi**

He has opined that, the work of phase 1B may be awarded by following the due procedures as laid down in the GFR 2017. Only after following the said procedures, the executing agency / PSUs/ Central/State Government Departments can be decided.

**5. Dr. Vivek Shrivastava  
Associate Professor  
National Institute of Technology, Delhi**

He has opined that, the performance of NBCC may be considered. However, the award of work of Phase 1B should be done as per the norms/ provisions of GFR, 2017.

**6. Sh. Sushil Kumar  
Registrar, NIT Delhi (Member Secretary)**

He has opined that, the facts pertaining to this agenda and the comments of IFD received from **Sh Dhananjay Kumar Singh Deputy Secretary (IFD-HE) nominee of JS&FA MHRD implies that the available facts mentioned in the agenda are not supporting to award the work of Phase 1B to NBCC. Therefore, he has opined that to award the work of Phase 1B, the open tendering should be done as laid down in the GFR 2017. After following the said procedures, the executing agency / PSUs/ Central/State Government Departments may be decided.**

**7. Prof. Praveen Kumar (Chairperson- cum  
Director, NIT Delhi)**

The view of Building and Works Committee was conveyed by him to the members of the Finance Committee. Since, it was proposed by the 16<sup>th</sup> Building and Works Committee that the work of Phase 1B may be awarded to NBCC subjected to the approval of Finance Committee and Board of Governors. But now, the Finance Division of MHRD (IFD) is of view that the work of Phase 1B may be awarded by following the due procedure of GFR 2017 133 (2) and (3) which stated that

**“133 (2) A Ministry or Department may, at its discretion, assign repair works estimated to cost above Rupees thirty Lakhs and original/minor works of any value to any Public Works Organisation (PWO) such as Central Public Works Department (CPWD), State Public Works Department, others Central Government organisations authorised to carry out civil or electrical**



works such as Military Engineering Service (MES), Border Roads Organisation (BRO), etc. or Ministry/Department's construction wings of Ministries of Railways, Defence, Environment & Forests, Information & Broadcasting and Departments of Posts, and Space etc.

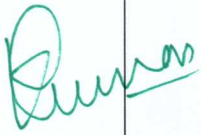
133 (3) As an alternative to 133(2), a Ministry or Department may award repair works estimated to cost above Rupees thirty Lakhs and original works of any value to: (i) any Public Sector Undertaking set up by the Central or State Government to carry out civil or electrical works or (ii) to any other Central/ State Government organization /PSU which may be notified by the Ministry of Urban Development (MoUD) for such purpose after evaluating their financial strength and technical competence. For the award of work under this sub-rule, the Ministry/ Department shall ensure competition among such PSUs/ organizations. This competition shall be essentially on the lump sum service charges to be claimed for execution of work".

Hence, in view of the above, the work of phase 1B may be awarded by following the above mentioned procedures as laid down in the GFR 2017. Only after following the said procedures, the executing agency / PSUs/ Central/State Government Departments can be decided.

The above viewpoints / opinions of the members of the Finance Committee are recommended to be placed before the Board of Governors for deliberation and final decision.

FC/22/2020/02

TO CONSIDER AND ACCORD APPROVAL FOR THE PROPOSAL OF HEFA FUNDING FOR CONSTRUCTION OF PHASE-1B AT PERMANENT CAMPUS OF NIT DELHI.

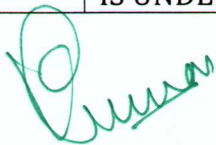
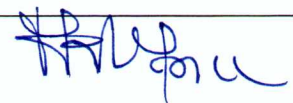


The Finance Committee approved the proposal of HEFA funding amounting to Rs. 543.51 Crores to be availed from HEFA (under Window-IV where the principal and interest component will be serviced by MHRD) for construction of various buildings under Phase 1B at Permanent Campus of NIT Delhi. In addition to above, the members deliberated on the comments received from MHRD (i.e. Via email from IFD) which stated that **the process may be initiated. However, MoU may be signed with HEFA only after the PMC/Agency is selected by the Institute. Accordingly, the Finance Committee agreed to comments of the MHRD** and recommended the same to be placed before the Board of Governors for approval.





|               |  |   |
|---------------|--|---|
| FC/22/2020/03 | TO CONSIDER AND ACCORD APPROVAL FOR THE DEVIATION IN COST OF ONGOING PROJECTS OF PHASE-1A.   | <p>As proposed by the Building and Works Committee in its 16<sup>th</sup> meeting held on 29.07.2020, the Finance Committee deliberated the item approved the following:</p> <ul style="list-style-type: none"> <li>(i) The deviation shall not exceed the cap of 10% over and all in the individual packages awarded by NBCC (India) Limited.</li> <li>(ii) A Committee chaired by Dr. Gyanendra Sheoran, Dean (P&amp;D) I/c and having the members (i) Er. Balraj Chadha, Retd. Director General (CPWD)/Consultant (Projects) NIT Delhi (ii) Er. Kamal Kumar, JE (Civil) (iii) Er. Mukul Nakra, JE (Electrical) will be constituted to check the deviated components and review the deviation proposal of NBCC.</li> </ul> <p>The recommendation of the above committee at point no (ii) shall be place before the Finance Committee and Board of Governors.</p> <p>Payment of only those extra items will be made for which permission has been taken from NIT Delhi. For variation in quantity the above Committee will verify, only then the payment will be made to NBCC as per MHRD rules.</p> <p>The Finance Committee recommended the same before Board of Governors for approval.</p> |
| FC/22/2020/04 | TO CONSIDER AND ACCORD APPROVAL FOR EXTERNAL WATER SUPPLY WORKS IN EXTERNAL DEVELOPMENT PACKAGE FOR PHASE-1A AT PERMANENT CAMPUS OF NIT DELHI. | The Finance Committee approved the same and recommended to place the same before Board of Governors for further approvals as it is part of External Development works under Phase 1B. Till funds of Phase 1B are released by MHRD/HEFA it will be paid through IRG of the Institute and after availability of funds the same shall be recouped to IRG.  |
| FC/22/2020/05 | TO REPORT THE APPROVAL OF MINISTRY OF HRD ABOUT FUNDS TO BE AVAILED FROM HEFA IS UNDER WINDOW-IV.  | The Finance Committee noted the same.   |

| <b>REPORTING ITEMS</b> |   |   |
|------------------------|---|---|
| FC/22/2020/6.1         | TO REPORT THE UNSPENT BALANCE UNDER HEADS 31, 35 & 36 AVAILABLE WITH NIT DELHI.   | The Finance Committee noted the unspent balance of Rs.5,555.05 Lakhs upto 01.07.2020.   |
| <b>RATIFYING ITEMS</b> |   |   |
| FC/22/2020/6.2         | TO REPORT AND RATIFY THE PAYMENTS MADE TO NBCC FOR THE CONSTRUCTION OF MINI CAMPUS, ADMINISTRATIVE BLOCK AND EXTERNAL DEVELOPMENT WORK. | The Finance Committee ratified the payment made to NBCC from 19.03.2020 to 07.08.2020 for the construction of Mini Camus, Administrative Block and External Development Work. |

At the end of the meeting, the Chairperson Finance Committee thanked all the members of Finance Committee for their contribution and support in all spheres of the Institute.

The Member Secretary on behalf of Finance Committee thanked the Chairperson for his incredible contribution towards the growth and development of the Institute and he further added that the Institute will always be grateful to him for his invaluable guidance and support during his tenure at NIT Delhi.

Chairperson-cum-Director

Member Secretary