



एनर्जी एफिशिएंसी सर्विसेज लिमिटेड
विद्युत मंत्रालय के सार्वजनिक क्षेत्र के उपक्रमों की संयुक्त उद्यम कंपनी
ENERGY EFFICIENCY SERVICES LIMITED
A JV of PSUs under the Ministry of Power

Letter Regarding Banning of Business
Without Prejudice

Ref. No.: EESL/06/SLNP/DIC-Mah/18190003/Neev Energy/LoA-1819146/ 4218
Dated: 29.10.2024

To,
M/s. Neev Energy LLP
D-115, Okhla Phase-1
New Delhi-110020
M: 8826995888
E-mail: jsahu@neevenenergy.in, jguha@neevenenergy.in

Attn: Mr. Jitendra Sahu – Manager (Business Development)

Subject: Banning of Business with M/s. Neev Energy LLP for two years from the date of issuance of this letter from participation in the tendering process of EESL.

Ref.:

- LoA No.: EESL/06/SLNP/DIC-Maharashtra/LoA-1819146/4656 dated: 18.09.2018
- Notice of Termination: EESL/06/SLNP/DIC-Maharashtra/LoA-1819146/Termination/1777, Dated: 04.09.2023

Dear Sir/Madam,

- WHEREAS Energy Efficiency Services Limited (EESL) had issued a Letter of Award (LoA) dated 18.09.2018 to M/s. Neev Energy LLP for "Dismantling, Installation (Retrofit), Commissioning, Repair, and Maintenance of LED Street Lights/LED Flood Lights for a period of 7 years in 41 AMRUT Cities of Maharashtra State" (LoA No.: EESL/06/SLNP/DIC-Maharashtra/LoA-1819146/4656).
- AND WHEREAS, M/s. Neev Energy LLP was entrusted with the project for Clusters 9 (Nashik District) and 15 (Latur, Osmanabad, and Nanded Districts). However, M/s. Neev Energy LLP has consistently failed to meet performance standards, resulting in project delays, failure to meet targets, neglect of field surveys, and inadequate maintenance, as detailed in multiple communications and notices. (Attached as Annexure-A)
- AND WHEREAS, despite several notices, meetings, and follow-ups with M/s. Neev Energy LLP, including meetings on 04.02.2022 and 17.08.2022, the company failed to rectify the issues or comply with the terms of the contract. Their substandard performance and failure to submit completion certificates for installed streetlights have caused significant financial and reputational harm to EESL.
- AND WHEREAS, EESL, after considering all the relevant factors and following the principles of natural justice, issued an urgent notice to M/s. Neev Energy LLP on 11.05.2023 that if handover is not complete by 30th May 2023, EESL will be force to initiate legal proceedings for recovery and a blacklisting action for non-compliance will be initiated. Despite being aware of the possible repercussions, including the possibility of blacklisting, M/s. Neev Energy LLP has submitted a non-satisfactory response. Consequently, the Notice of Termination, referenced in (ii), was issued by EESL without prejudice to any claims. Despite multiple communications, notices, and meetings provided

पंजीकृत कार्यालय: एन. एफ. एल. बिल्डिंग, पाँचवा और छठा तल,
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to address performance issues, M/s. Neev Energy LLP's response has remained unsatisfactory and unresponsive to the urgency and contractual obligations of the project. Their insistence on preconditions, such as the release of Rs. 33 lakhs before completing the mandated handover of remaining stock and documentation, was not aligned with the original contract terms and failed to demonstrate a commitment to fulfilling project responsibilities. Furthermore, the responses did not adequately address EESL's concerns regarding delayed project milestones, accrued penalties, or additional financial burdens EESL has incurred due to third-party engagements necessitated by M/s. Neev Energy LLP's shortcomings. This conditional and delayed compliance, even in the face of multiple opportunities and reminders, has led to significant operational and reputational impacts for EESL, necessitating a decisive penal action against the firm.

5. NOW THEREFORE, in view of the above facts and circumstances, and the continued non-performance by M/s. Neev Energy LLP, it has been decided, without prejudice to any other rights available to EESL in terms of provisions of the contract, EESL Procurement Policy and/or the applicable law, that M/s. Neev Energy LLP is hereby banned from participating in any tendering process of EESL for a period of two years with effect from 29.10.2024 to 28.10.2026. Any bids submitted by M/s. Neev Energy LLP during this period shall be rejected, and the company shall not be eligible to participate in any tenders during this banning period.
6. This is issued without prejudice to EESL's rights to invoke remedies available to it under the Contract and also under the law.

This is being issued with the approval of the Competent Authority.

Thanking You,

Yours Faithfully,
on behalf of EESL



[Handwritten signature]
29.10.2024

(Alok Kumar Mittal)
Addl. General Manager (Contracts)

Enclosed:

1. Annexure-A