

From:
Surendra Kumar Rathi
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RTI CELL
(1) Received on 24.12.2011
Case ID No. 02F-717802
Postal Order No. 10

Dated: 24.12.2011

To
Smt. Sunira Bassi,
ED (PG) & P.I.O.-1
(Central Coordination)
Room No. 467, 4th, Railway Board,
New Delhi-110001

Sub: Regarding to get information under RTI ACT - 2005

Dear Sir,

As per IRS condition available on the railways websites, 702 Part "A" which say "Recover from the Contractor as agreed liquidated damages and not by way of penalty a sum equivalent to 2 per cent of the price of any stores (including elements of taxes, duties, freight, etc.) which the Contractor has failed to deliver within the period fixed for delivery in the contract or as extended for each month or part of a month during which the delivery of such stores may be in arrears where delivery thereof is accepted after expiry of the aforesaid period,"

We would like to know from your medium that if in any case in which a order was received from COS office of any zonal Railways, the material delivered to consignee on 23rd March and the delivery period was up to 27th Feb of the same year and if both date delays in delivery only for 25 days then as per IRS condition how much liquid damage will be charged or deducted from firm's bill?

As it is not clear in IRS condition, that in the above given circumstances 4% or 2% Liquid damage will recover from the contractor. Some Accounts department are considering that original DP expired on 27 Feb and material delivered on 23 March So these are two months (Feb and March) so it should be 4% LD and some others considering that it is less than 30 days (a month) then it should be 2% LD.

Therefore, you are, requested to provide me the desired information as soon as possible.

Please look into this matter and oblige.

Surendra Kumar
(Applicant- Surendra Kumar Rathi) 02F-717802 Dated 24.12.2011
Fee of Rs.10/- (Postal order no.) enclosed