



ৰাষ্ট্ৰীয় স্বাস্থ্য অভিযান, অসম

OFFICE OF THE MISSION DIRECTOR
NATIONAL HEALTH MISSION, ASSAM

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No. NHM/18017/18/2018-PROC-NHM/ 16686
(ECF: 105544)

Dated: - 27.09.2019

ORDER

Whereas, in pursuance of Hon'ble High Court's order dated 11/12/2018 passed in WPC(C) No. 1056/2018 in Omega Biotech Ltd -V/s- The State of Assm & Ors, after taking a personal hearing of the petitioner M/S Omega Biotech Limited on dated 07/08/2019 for consideration of his reply to the showcause notice vide no. NHM/18017/18/2018-PROC-NHM/ECF-105544/11331, Dated: - 25.07.2019.

Whereas, after taking into consideration the showcause reply made by the petitioner M/S Omega Biotech Limited along with the materials on record, a detailed Record of Proceedings was made and issued vide no. NHM/18017/18/2018-PROC-NHM/14774, Dated: - 05.09.2019 and the same was communicated to the petitioner vide final debarment notice no. NHM/18017/18/2018-PROC-NHM/14781, Dated: - 05.09.2019, asking the petitioner to go through and reply to the findings noted in the Record of Proceedings and to showcause as to why his firm should not be debarred under clause 26 of the agreement, within 5 days of the issue of the letter i.e. within 11th September 2019.

Whereas, the petitioner vide letter dated 11.09.2019 sent through mail on 11.09.2019 at 4:02 p.m. sought for 30 days additional time to reply to the showcause notice.

Whereas, the authority considered the prayer and in order to give him due opportunity granted another 10 days additional time till 23.09.2019 and intimated the petitioner accordingly vide no. NHM/18017/18/2018-PROC-NHM/15576, Dated: - 13.09.2019.


Whereas, the petitioner inspite of communication of the Record of Proceedings duly and grant of due opportunities for making proper response in defense, if any, has failed to respond, reply or make any representation before the authority within the time specified.

Therefore, it has been decided that the petitioner M/S Omega Biotech Limited has no comment to offer in defense in respect of the charges and findings noted in the Record of Proceedings and thus the same stand as substantiated.

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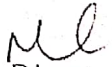
Therefore, in view of the above noted facts and circumstances of the matter and on the failure of the petitioner to reply to the final showcase notice on debarment, it has been decided to uphold and continue the debarment order vide no. NHM/PROC/QLTY/2681/2015-16/26300. Dated:- 04.12.2017, disqualifying the petitioner M/S Omega Biotech Limited to participate in any tender of NHM/Govt. of Assam for a period of 5 years from the date of issue of the order. The orders given in the Record of Proceedings shall apply in toto.

Petitioner to be informed accordingly.


(J.V.N. Subramanyam, IAS)
Mission Director
National Health Mission, Assam
Dated:- 27.09.2019

Memo No. NHM/18017/18/2018-PROC-NHM/16687-16692.
Copy to the: -

- 1) Shri Devajit Saikia, Sr. Addl. Advocate General, Gauhati High Court & Sr. Standing Counsel, National Health Mission, Assam for kind information and appraisal of Hon`ble High Court.
- 2) Executive Director, NHM, Assam for information and necessary action.
- 3) Director of Finance & Accounts, NHM, Assam for information and necessary action.
- 4) P.S to the Hon`ble Minister, Health and F.W, Assam for kind appraisal of Hon`ble Minister.
- 5) P.S to the Principal Secretary to the Govt. of Assam, Health and F.W. Deptt. for kind appraisal of Principal Secretary to the Govt. of Assam, Health and F.W. Deptt.
- ✓ 6) M/S Omega Biotech Limited, D-10, Kavi Nagar, Industrial Area, Sector-17, Ghaziabad -201002 (UP) for information and necessary action.


Mission Director
National Health Mission, Assam