**Form of undertaking by the bidder - warranty obligations for extended warranty of additional two (2) years over and above the warranty period specified for Composite Longrod Insulator package in line with the bidding documents regarding clause 1..1 a of QR.**

**FORM FOR UNDERTAKING FOR EXTENDED WARRANTY PERIOD**

(ON NON-JUDICIAL STAMP PAPER OF APPROPRIATE VALUE)

This DEED OF UNDERTAKING executed this ............ day of ................. Two Thousand ............ by M/s ............................................. a Company incorporated under ......................... having its Registered Office at ......................................................  (hereinafter called the “The Bidder” which expression shall include its successors, administrators, executors and permitted assigns), in favour of …….. *(insert name of the Employer)* …………….., a Company incorporated under the Companies Act of1956 having its registered office at …………….*(insert registered address of the Employer)*…………… (hereinafter called the “Employer” which expression shall include its successors, executors and permitted assigns)

WHEREAS the “Employer” invited Bid as per its Specification No. ……………….. for the execution of ……………*(insert name of the package along with project name)*…………………...

AND WHEREAS Clause No. 1.1 (a) (iii) of Annexure-A(BDS), Vol.–I, forming part of the Bidding Documents inter-alia stipulates that if the Qualified Manufacturer is not meeting the stipulated two years operational experience requirements specified at 1.1 a(i) of Annexure-A(BDS), Vol.–I, he shall furnish a legally enforceable undertaking for extended warranty period specified under the package along with the Bid.

AND WHEREAS the Bidder has submitted its Bid to the Employer vide Proposal No. ………..….……. dated ………. and has agreed to furnish this Deed of Undertaking to be enforceable in the event of the award of the Contract by the Employer.

NOW THEREFORE THIS UNDERTAKING WITNESSETH as under:

1.         In consideration of the award of Contract by the Employer to the Bidder (hereinafter referred to as the “Contract”) the Bidder do hereby declare that he shall be bound unto the …… *(insert name of the Employer)* …………, for the successful performance of the equipment and shall be fully responsible for the design, manufacture, testing, supply on FOR destination delivery at site basis, and successful performance of the equipment in accordance with the Contract Specifications.

2.         Without in any way affecting the generality and total responsibility in terms of this Deed of Undertaking, the Bidder, in the event of award, hereby agrees to provide warranty obligations for additional period of **02 (two) years** for the entire quantity to be supplied under subject package.

3.         This Deed of Undertaking shall be construed and interpreted in accordance with the laws of India and the Courts in Delhi shall have exclusive jurisdiction in all matters arising under the Undertaking.

IN WITNESS WHEREOF the Bidder has through their Authorised Representatives executed these presents and affixed Common seals of their respective Companies, on the day, month and year first above mentioned.

|  |  |
| --- | --- |
| WITNESS  Signature …………………….  Name ………………………..  Office Address ………………. | (For the Bidder)  (Signature of the authorized representative)  Name ……………………..  Common Seal of Company …...……………. |
| WITNESS  Signature …………………….  Name ………………………..  Office Address ………………. |  |

**Note:**

1.         The non-judicial stamp papers of appropriate value shall be purchased in the name of executants parties.

2.       The Undertaking shall be signed on all the pages by the authorised representatives of each of the partners and should invariably be witnessed.

3.       This Deed of Joint Undertaking duly certified by the Company Secretary shall be submitted alongwith the bid.  Further, the Deed of Joint Undertaking attested by Notary Public of the place(s) of the respective executant(s)