



भारत सरकार का उपक्रम  
(मिनिरल कम्पनी)  
बीज भवन, पूसा परिसर  
नई दिल्ली- 110012

(A Government of India Undertaking)  
(CIN : U74899DL1963PLC003913)  
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### CIRCULAR


**Sub: Liquidated Damages against the late delivery of material by the suppliers.**

As per terms and conditions of tender the delivery period specified in contract is essence of the contract. Any delay in delivery will cause unascertainable damages to the Corporation. If the supplier fails to deliver any or all of the goods within the time period (s) specified in the contract, the purchaser shall, without prejudice to its other remedies under contract, deduct from the contract price, as liquidated damages, a some equivalent to 2% of the delivered price of the delayed goods for each week of delay until actual delivery or performance, up to a maximum deduction of 15% of the delayed goods.

Accordingly, liquidated damages being deducted in such cases from their bills. However, it has been observed that some of the Regional Managers/Heads of Farm are sending their proposal for waiver off liquidated damages mentioning certain reasons like space was not available to stock the material etc. In case such situation arises for condonement of delay, the proposal along with the recommendation of concerned Regional Manager/Heads of Farm should be sent to Corporate Office during the time of occurrence before the delivery date, with full justification.

Henceforth, it has been decided that no proposal for condonement of delay/ waiver off liquidated damages received after completion of the scheduled delivery date will be entertained. Therefore, all the Regional Managers/Heads of Farm may note the above for timely submission of delay condonation proposals well in time to MM Division of Head Quarter.

This issues with the approval of competent authority.

  
(Sheelendra Kumar)  
Dy. General Manager (MM)

**Distribution:**

1. All Heads of Department.
2. All Regional Managers.
3. All Heads of Farm.

Copy to:

1. PS to CMD, for kind information of CMD.
2. PS to Dir (Fin), for kind information of Dir (Fin).