

From

The Chief Engineer,  
H.S.A.M. Board,  
Panchkula.

To

All the Superintending Engineers/  
Executive Engineers/Executive Engineers (Elect.)  
H.S.A.M. Board,  
in the State.

Memo No. CEA-V-94/15159-70  
Dated: 28-10-94

Sub:-

Amendment in the Clause of 25-A of the Agreement.

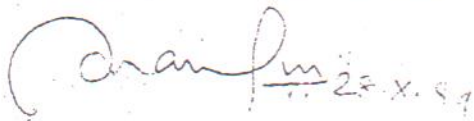
Please refer to the subject cited above.

The Board has amended the clause 25-A of the Agreement Resolution No. 27 dated 30.8.94, which is as under:-  
"If any question, difference or object whatsoever shall arise in any way connected with or arising out of this instrument or the meaning or operation of any part thereof or the rights duties liabilities of either party then save in so far as the decision of any such matter herein before provided for and has been so decided every such matter including whether according or whether its decision has been otherwise provided for and or whether it has been finally decided the contract should be terminated nor has been rightly terminated and as regards the rights and obligations of the parties as the result of such termination shall be referred for arbitration to the capable Officer to be appointed by the Chief Administrator Board within 180 days viz six months from the date of making final payment to the contractor or when the contractor or when the contractor is not willing to receive the payment from the date registered notice is sent to him that this final bill is ready for payment and his decision shall be final and binding and where the matter involves a claim for the payment or recovery or deduction of money, only the amount, if any, awarded in such arbitration shall be recoverable in respect of the matter so referred.

If the matter is not referred to arbitration within the specified period, all the rights and claim under the contract shall be deemed to have been forfeited and absolutely barred.

contd...2....

You are requested to follow the decision of the Board and meticulously 25-A Clause be amended suitably before calling of tenders. These instructions will apply in new tender cases w.e.f. 1.11.1994.

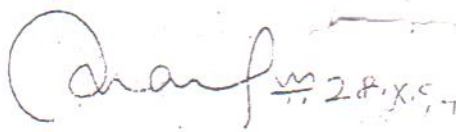
  
Executive Engineer (W)  
for Chief Engineer

Enclst. No. CEA-94/15171-85

Dated 28-10-94

A copy is forwarded for information and necessary action to:-

1. The C.F.A., H.S.A.M. Board, Panchkula.
2. The P.A. to Chairman/C.A./C.E., HSAM Board Panchkula
3. All the Assistants of C.E. Branch/CHD (CE)/A.O. (C)/S.D.O. (D), HSAMB, Panchkula.

  
Executive Engineer (W)  
for Chief Engineer