



OFFICE OF THE MANAGING DIRECTOR
ASSAM MEDICAL SERVICES CORPORATION LIMITED
Central Drug Ware House Campus, Patherquery, Narengi, Guwahati, Assam-781026
Email id: md-amscl@assam.gov.in

e-File No. : 588121/20193

From : Managing Director,
Assam Medical Services Corporation Limited

To : Nestor Pharmaceuticals Ltd.
G-1 ,Ashoka Estate , 24, Barakhamba Road, New Delhi-110001

Sub : Firm Debarment Notice for non-supply of required quantity of ordered essential drugs (04 nos. of Drugs against 04 nos. of POs where supplies found below 90%).

Ref :

- 1.Tender No.: NHM-43018/2022-PROC/AMSC/ECF: 255581/150953, Dated. 09/02/2023) &all relevant corrigendum notices issued against this tender.
2. Purchase order issued from AMSC with vide P.O No. placed at Annexure-A.
3. Notice cum Extension issued vide letter no. 588121/16549, dated : 13-07-2025.
4. Show cause notice issued vide letter no. 58811/18106, dated : 26-08-2025.
5. Notice cum Extension issued vide letter no. 588121/18705, dated : 15-09-2025 and 588121/19198, dated : 09-10-2025.
6. Final Notice cum Extension issued vide letter no. 588121/19653, dated : 05-11-2025.

Sir/Madam,

With reference to the subject cited above, I am to inform you that your company was awarded with the Purchase Orders vide POs (as detailed at **Annexure-A**) to this letter, against your agreement with AMSC vide tender under reference at Pt.1 above.

But you are not yet complete the required supply of essential drugs within the contractual delivery period (75 days from placing of PO), period with highest late delivery charges has also crossed, (i.e., @2% of the value of delayed goods per week of delay or part thereof subject to a maximum of 10% of the total order value).

AMSC Authority found that said items are essential in nature for needy patients getting treatment in Govt. Hospitals of the state, therefore show cause notice was served to your company vide letter under reference at pt.4, (above) and delivery extension with additional time period (under reference at pt.3, pt.5, & pt.6 was given. (Details on non-completion of supply report as per DVDMS portal is attached with this letter at Annexure-A

All efforts as mentioned above via several notices, show-causes, extensions, official communications via mail & telephonic calls were made to get the supply from your

company and enough opportunities were given to your company to execute supplies of essential drug but your company was found defaulter in terms of completion of supplies in a time bound manner causing non availability & hindrance in public service and also resulted in increase in out-of-pocket expenditure of the patients.

Further extension has no valid ground to be considered as already in the Final Notice cum Extension letter, it was clearly mentioned as the last communication and upon non-completion of desired supplies product/ firm debarment will be proceed. But as per DVDMS portal details as on date, a total non supply of 04 nos. of essential drugs against 04 nos. of POs, and the tender norms require a minimum of 90% of the supply obligation to be fulfilled; for non-incorporation of administrative penalty.

Therefore, in the greater public & patient interest, your company **'Nestor Pharmaceuticals Ltd.'** is hereby **blacklisted and debarred** from participating in any tender for 3 (three) years (from the date of issuing this letter) as per referred tender Clause No.5, Sub Clause-H, Pt.no.(ii) , Pt.no. (iii) & Sub Clause-M for default in supply of **04 nos. of essential drugs against 04 nos. of POs** (details are placed at Annexure-A).

The relevant administrative and financial penalty clauses of the tender under reference are detailed as below-

Clause No.5, "Terms & Conditions" Sub Clause-H, "Debarment/Blacklisting for failure in execution of supply/non supply/default in supply".

Pt. no.(ii) Firm Debarment: The firm shall be blacklisted and debarred from participating in any tender by the TIA or procuring agency for 3 (three) years if the company is debarred for all the items (where it has RC-"Rate Contract" for less than 3 items) or at least 3 items (where it holds RC-"Rate Contract" for more than equal to 3 items),

Pt. no. (iii) Forfeiture of Performance Security: b) In case of Firm debarment: In addition to firm debarment the entire performance security deposited by the supplier shall be forfeited and apportioned towards financial penalty.

Clause No.5, Sub Clause-M. Alternative Purchase:

i. If the empanelled supplier fails to execute the supply within the stipulated time, AMSCL is at liberty to make alternative purchase of the items for which the Purchase Orders have been placed from any other sources (such as Public Sector undertakings at their rates, empanelled bidders, and bidders who have been technically qualified in the said bid) or in the open market even at higher rates at the risk and the cost of the supplier and in such cases AMSCL shall have every right to recover the cost and impose penalty, apart from termination of the contract for the default.

ii. In the event of making ALTERNATIVE PURCHASE, the supplier will be imposed penalty apart from forfeiture of Security Deposit. The excess expenditure over and above contracted prices incurred by AMSCL in making such purchases from any other source or from the open market shall be recovered from the Security Deposit or from any other money due to the supplier and in the event of such amount being insufficient, the balance will be recovered personally from the supplier or from his properties, as per rules.

Encl: Annexure-A (non-completion details of ordered drugs as per DVDMS portal as

on date : 14.11.2025

This is for favour of your kind information.

Managing Director,
Assam Medical Services Corporation Limited

Memo e File No. : 588121/20194-20203
Copy to the:

1. Commissioner & Secretary to the Govt. of Assam, H & FW Department & Chairman AMSCL for kind information
2. Commissioner & Secretary to the Govt. of Assam, MERD for kind information
3. Mission Director, NHM, Assam for kind information
4. Director of Medical Education, Assam for kind information.
5. Director of Health Services for kind information.
6. Executive Director, NHM, Assam for kind information.
7. Principal cum Chief Superintendent/Superintendent, all Medical Colleges for kind information.
8. Jt. DHS, all Districts for kind information.
9. DDSM-all Districts and M.O i/c & Pharmacist-all Medical Colleges and Admin Manager & Pharmacist & AMSCL State Store for information.
10. P.S to the Hon'ble Minister, H & FW for kind information to the Hon'ble Minister.

-e-signed
Managing Director,
Assam Medical Services Corporation Limited

Annexure-A

DRUG AND VACCINE DISTRIBUTION MANAGEMENT SYSTEM									
NHM and AMSCL									
Guwahati									
PO Delivery Status									
As on Date :- 14-Nov-25									
SI No.	Item Name	Supplier Name	PO No	Approval Date	Delivery Days	Scheduled date of delivery	Ordered Qty (A)	% of delivery	Days passed since approval
1	Co-trimoxazole (Sulphamethaoxazole(A)plus Trimethoprine(B) Oral Suspension 200 mg (A) plus 40 mg (B)/5 ml	Nestor Pharmaceuticals Ltd.	2020102387682	01-03-2025	75	14-05-2025	2900	75.86	258
2	Prednisolone Tablet 10 mg	Nestor Pharmaceuticals Ltd.	2020102387722	01-03-2025	75	14-05-2025	257700	85.64	258
3	Ceftriaxone Powder for Injection 250 mg	Nestor Pharmaceuticals Ltd.	2020102387767	01-03-2025	75	14-05-2025	5400	88.89	258
4	Glimepiride Tablet 1 mg	Nestor Pharmaceuticals Ltd.	2020102387886	01-03-2025	75	14-05-2025	43500	63.22	258