

V-11011(11)/2/2020-CPCSEA-DADF-Part (1)
Government of India
Ministry of Fisheries, Animal Husbandry and Dairying
Department of Animal Husbandry and Dairying
O/o Committee for Control and Supervision of Experiments on Animals (CCSEA)

Delhi Milk Scheme Complex,
Shadipur, Delhi - 110008
Dated: 28.03.2023

NOTIFICATION


Subject: Blacklisting of M/s Gmark Technology Private Limited, Bhagalpur (GeM Seller ID: EC28200001185445) - regarding.

M/s Gmark Technology Private Limited, Bhagalpur was selected through GeM Portal for providing the services of two (2) Housekeeping Personnel in the office of CCSEA vide GeM Contract No: GEMC-511687717526405 dated 04.03.2021 for 12 months w.e.f. 09.03.2021 to 08.03.2022, which was further extended up to 31.05.2022 with the consent of the said service provider.

2. The housekeeping personnel viz. Ms. Bhavna and Mr. Gopal deployed through the said service provider submitted written complaint regarding non-receipt of salary for the months of February - May 2022. Accordingly, two show cause notices dated 07.04.2022 and 26.07.2022 were issued to M/s GMark Technology Private Limited (copies enclosed). However, the said service provider has not disbursed the salary. Therefore, this Department has decided to blacklist M/s Gmark Technology Private Limited, Bhagalpur, Bihar being defaulter for non-payment of wages to the housekeeping personnel.

3. The payment of pending wages to housekeeping personnel (Rs. 58,752/- to Ms. Bhavna and Rs. 59,976/- to Mr. Gopal) is being paid by the principal employer i.e. CCSEA invoking Rule 21 (4) of the Contract Labour Act 1970, wherein the principal employer shall be liable to make payment of wages in full or the unpaid balance due, in case, the contractor fails to make payment of wages. Further, the office of CCSEA is not liable for any payment to said service provider and/or any litigation arising in this case.

4. The blacklisting will remain in operation with effect from the issue of this order till further orders in this regard. The above firm will not have any dealing with this Ministry in future.


(Dr. S. K. Dutta)
Member Secretary (CCSEA)

To,

Mr. Amit Kumar, MD & CEO, M/s Gmark Technology Private Limited, Reg. Office: Near Vikarmshila Setu, Chanakya Vihar Colony, Zero Mile, Bhagalpur – 812003, Bihar

Copy to:

- i. The Director, Department of Commerce, Government e-Marketplace (GeM) – with request to blacklist M/s Gmark Technology Private Limited, Bhagalpur (GeM Seller ID: EC28200001185445) on GeM Portal.
- ii. The Secretaries of Ministries/ Departments of Government of India – for information.
- iii. The Chief Secretaries of State/ Union Territories – for information.
- iv. The Administrators of PSUs – for information.

No. V-11011(11)/2020-CPCSEA-DADF
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Department of Animal Husbandry and Dairying
O/o Committee for the purpose of Control and Supervision of Experiments on Animals
(CPCSEA)

Delhi Milk Scheme Complex,
Shadipur, New Delhi - 110008.
Dated: 07/04/2022

To,

The Director,
M/s GMark Technology Private Limited,
Reg. Office: Near VikarmshilaSetu, Chanakya Vihar Colony,
Zero Mile, Bhagalpur – 812003, Bihar
E-mail: gmarktech.project@gmail.com

Subject: Show Cause Notice - II.
Reference: Show Cause Notice dated 14.01.2022.

Sir,

This is regarding contract of Housekeeping Personnel in the office of CPCSEA, DMS Complex, Delhi through M/s Gmark Technology Private Limited vide GeM Contract No: GEMC-511687717526405 dated 04.03.2021 which has further been extended up to 31.05.2022.

2. With reference to the Show Cause Notice dated 14.01.2022 (copy enclosed), it is to inform you that the statutory contributions have not been deposited to the accounts of housekeeping personnel (Passbook of EPF of Ms. Bhavna is enclosed). Further, it has been noticed that the company is not providing the salary since January 2022 to the two housekeeping personnel.

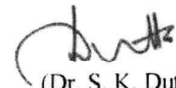
3. M/s GMark Technology Private Limited has not adhered to the following Terms and Conditions of GeM Contract:
"The Service Provider shall abide by and comply with all the relevant laws and statutory requirements covered under various Labour Acts, Minimum Wages Act, Contract Labour (Registration & Abolition) Act 1970, EPF, ESI etc. with regard to the personnel engaged by him for providing support services. It will be the responsibility of the Service Provider to provide details of all manpower and resources deployed".

4. In view of the above, M/s GMark Technology Private Limited is required to **Show the Cause** within 14 days to the office of CPCSEA as to why the GeM Contract with the CPCSEA should not be terminated as the company has breached the terms and condition of the contract.

5. Further, the CPCSEA may not be held responsible if the company is blacklisted in the GeM Portal.

Yours sincerely,

Encl.: As above.



(Dr. S. K. Dutta)
Joint Commissioner (AH)
& Member Secretary (CPCSEA)

Copy to:

- i) Department of Commerce, Government e-Marketplace (GeM), 3rd Floor, Tower 2, Jeevan Bharati Building, Parliament Street, New Delhi-110 001.
- ii) Office of the Labour Commissioner, Government of N.C.T of Delhi, 5, Sham Nath Marg, Prema Kunj, Civil Lines, New Delhi, Delhi 110054.
- iii) EPFO Head Office, Bhavishya Nidhi Bhawan, 14, Bhikaiji Cama Place, New Delhi - 110 066.

No. V-11011(11)/2020-CPCSEA-DADF
Government of India
Ministry of Fisheries, Animal Husbandry and Dairying
Department of Animal Husbandry and Dairying
O/o Committee for the purpose of Control and Supervision of Experiments on Animals
(CPCSEA)

Delhi Milk Scheme Complex,
Shadipur, New Delhi - 110008.
Dated: 26.07.2022

To,

The Director,
M/s GMark Technology Private Limited,
Reg. Office: Near Vikarmshila Setu, Chanakya Vihar Colony,
Zero Mile, Bhagalpur – 812003, Bihar
E-mail: gmarktech.project@gmail.com

Subject: Show Cause Notice - III.
Reference: Show Cause Notice dated 14.01.2022, 07.04.2022.

Sir,

This is regarding contract of two Housekeeping Personnel deputed at the office of CPCSEA, DMS Complex, Delhi through M/s Gmark Technology Private Limited vide GeM Contract No: GEMC-511687717526405 dated 04.03.2021 for 12 months w.e.f. 09.03.2021 to 08.03.2022, which was further extended up to 31.05.2022.

2. In this regard, it has been noticed that your company has not paid the requisite wages to the two housekeeping personnel for four months i.e. February to May 2022. However, your company has submitted the salary bills for the month of Feb-March 2022 in the office of CPCSEA for payment without releasing the wages to the housekeeping personnel.

3. M/s GMark Technology Private Limited has not adhered to the following Terms and Conditions of GeM Contract:
“Service Provider is required to pay Salaries / wages of contracted staff deployed at buyer location first i.e. on their own and then claim payment from Buyer alongwith all statutory documents like, PF, ESIC etc. as well as the bank statement of payment done to staff.”.

4. In view of the above, M/s GMark Technology Private Limited is required to **Show the Cause** within 7 days to the office of CPCSEA as to why the CPCSEA should not take any action against M/s GMark Technology Private Limited for breaching the terms and condition of the contract.

Yours sincerely,

Encl.: i. Show Cause Notice-I dated 14.01.2022
ii. Show Cause Notice-II dated 07.04.2022



(Dr. S. K. Dutta)
Joint Commissioner (AH)
& Member Secretary (CPCSEA)

Copy to:

- i. Shri Deepesh Gehlot, Director, Department of Commerce, Government e-Marketplace (GeM), Jeevan Tara Building, 5 Sansad Marg, New Delhi - 110 001.
- ii. Office of the Labour Commissioner, Government of N.C.T of Delhi, 5, Sham Nath Marg, Prema Kunj, Civil Lines, New Delhi - 110054.