

GOVERNMENT of BIHAR
Micro and Small Enterprises Facilitation Council
Under MSMED Act, 2006
Directorate of Industries
2nd Floor, New Secretariat, Patna- 800 015

Reference No.- 01/2018
M/s Sangam Engineering Works, C-1, Large Industrial Estate, Bela, M.I.C., Mushahari,
Muzaffarpur
versus
Executive Officer, Nagar Panchayat, Tekari, Gaya

Quorum: 1. Sri Pankaj Kumar Singh, Director of Industries, Bihar, Patna- Chairman
2. Sri Jitendra Kumar, Special Secretary, Law Department, Bihar, Patna.- Member
3. Sri N.K. Thakur, Bihar Chamber of Commerce & Ind.- Member
4. Sri Nisheeth Jaiswal, Bihar Industries Association- Member

12th December, 2018

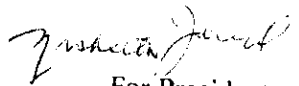
The instant case was taken up by the Micro and Small Enterprises Facilitation Council (hereinafter referred to as "Council").


Applicant was present. Opposite Party was not present.

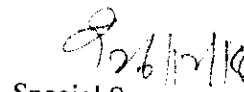
The case of the Supplier/ Petitioner is that he has filed a complaint under Section 18 of the Micro, Small and Medium Enterprises Development (MSMED) Act, 2006 before Micro, Small Enterprises Facilitation Council, Bihar, Patna for a direction to ensure payment of Principal amount of Rs. 7,68,574/- (Rupees Seven Lakh Sixty Eight Thousand Five hundred Seventy Four) only for the Hydrolic Trailer, Dustbin and Trailer Type Hydrolic Dustbin supplied to the Executive Officer, Nagar Panchayat, Tekari, Gaya plus interest of Rs. 5,40,869/- totalling Rs. 13,09,443/- (Rupees Thirteen Lakh Nine Thousand Four hundred Fourty three) as per section 16 of the MSMED Act.

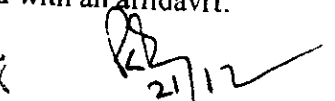
The Respondent Buyer, the Executive Officer, Nagar Panchayat, Tekari, Gaya failed to send his response in spite of Council Letter No. 427 dated 30th January, 2018 and reminder Letter No. 1008 dated 14-03-2018. He or his representative was also not present in the hearing dated 09-05-2018, however he was allowed 30 days as last chance with intimation to the District Magistrate, Gaya and Principal Secretary, Urban Development & Housing Department, Bihar, Patna vide Council's Letter No. 2297 dated 29th June, 2018 but no response has been sent so far.

In the last meeting dated 10-10-2018 and in the instant meeting neither respondent was represented nor sent any response and thus the Council felt that Conciliation proceeding failed and stood terminated and the Council took decision to start arbitration proceedings. The applicant was directed to submit his claim duly certified by CA supported with an affidavit.


For President
Bihar Industries
Association, Patna
Member


For President
Bihar Chamber of
Commerce, Patna
Member


Special Secretary
Law Department
Bihar, Patna
Member


Director of
Industries, Bihar
Chairperson
MSEFC, Bihar

Memo No.-2/DI/ FC-16-05/2017-62..... Patna, dated 3.1.19..

CC: Members of MSEFC- Special Secretary, Law Department, Bihar, Patna/President, Bihar Chamber of Commerce and Industries, Khemchand Choudhary Marg, Patna/ President, Bihar Industries Association, Sinha Library Road, Patna for information.

CC: M/s Sangam Engineering Works, C-1, Large Industrial Estate, Bela, M.I.C., Mushahari, Muzaffarpur

CC: Executive Officer, Nagar Panchayat, Tekari, Gaya

CC: PA to the Director of Industries, Bihar, Patna for information.

CC: I. T. Manager, Industries Department, Bihar, Patna for information and necessary action.

3/1/19
Joint Director of Industries
Bihar, Patna