

EXPRESSION OF INTEREST (EOI) - REVISED

Empanelment of Law Firms as Lenders' Legal Counsel in Power Finance Corporation for Project Finance Loan Documentation ("Documentation") and Litigation

Power Finance Corporation one of the Navratna PSUs and a leading Public Financial Institutions in Power Sector is engaged in promoting & financing Generation, Transmission and Distribution & Renewable Energy Power Projects in India.

PFC is in process of reviewing the existing panel of empanelled Law Firms for engagement as Lenders' Legal Counsel (LLC) for Litigation and Documentation on case to case basis for handing litigations and Documentation respectively,. LLC for the purpose of Litigation and Documentation will be engaged out of the empanelled Law Firms (from the respective panel) as per the approved procedure of Power Finance Corporation

I- SCOPE OF WORK

A- LLC FOR DOCUMENTATION:

The LLC for Documentation shall be responsible for carrying out the corporate due diligence, land due diligence (including title investigation), drafting & finalizing Financing and Security documentations, etc. as per the following scope:-

- i) LLC shall undertake entire assignment on behalf of PFC and other Consortium Lenders;
- ii) LLC shall carry out legal due diligence of the incorporation/constitutional documents of the Promoters and the project documents (including review of third party contracts of the subject project), clearances and incorporation documents of the Borrower, including land due diligence regarding title and ROC searches of the assets / properties to be charged for securing the loans;
- iii) LLC shall prepare and finalize the financing and security documents in terms of the sanction letters issued by the lenders;
- iv) LLC shall visit the site, if required by the Lenders and attend meetings and conferences with the Lenders and the borrower as and when and wherever required;
- v) LLC shall provide legal opinions on the issues relating to the financing/ security matters of the subject project;
- vi) LLC shall disclose, confirm that they are not acting on behalf of the Borrower/Promoters/Sponsors nor representing them in any manner whatsoever for Project concerned;
- vii) Any other issue / work in connection or related to this assignment;
- viii) On completion of execution of all the documents and creation of securities, LLC shall furnish a final closing opinion confirming that the regulatory approvals, consents, project documents, financing documents and securities created are via duly stamped instruments and in terms of sanction letter of the lenders and are in order, legally binding, valid and enforceable under the applicable Indian Laws.

B- LLC FOR LITIGATION:

The LLC for the purpose of Litigation shall be required to assist PFC for taking recovery action by enforcing the security in respect to Non-Performing Assets as per the following scope of work:

1. Non-Litigation work

- a) Review and examination of the Financing and Security Documents executed in the concerned matter and suggest various options available with the Lender(s) for effective enforcement action;
- b) Preparing a road map for the steps to be taken for implementing the enforcement action and provide strategic advise/indicate the requirement of further approval or compliances required to be done regarding effective enforcement action;
- c) Attending meetings and conferences along with the Officials of PFC & other lenders and the Borrower as and when required with prior intimation;
- d) Preparation and finalization of all correspondence with Borrower, other lender etc. in respect of the enforcement action;
- e) Preparation and finalization of all notices, letter(s)/replies to borrower, guarantors, mortgagors and pledgers etc. including issuing of legal notices under section 13 (2) and 13 (4) of the SARFAESI Act, or other applicable statutes;

2. Litigation work

- a) Drafting Plaints, Original Applications, Written Statements, Applications, Rejoinders, Claim Affidavits, Execution Petitions etc. which may be required in relation to proceedings in all courts/ forums including but not limited to DRTs, DRATs, NCLT, NCLAT, High Courts, Supreme Court etc.;
- b) Making appearances on each date and updating the same on every date to PFC, participating with PFC in meetings, conferences with Lenders, Senior Advocates and all other activities related to the litigation proceedings; and
- c) Participating with PFC in Negotiation meetings or any other process for out of court settlement.

Expression(s) of Interest (EOI) are invited from the Law Firms(s) having prescribed experience and proficiency with regard to the abovementioned scope of work and in the relevant applicable laws including but not limited to commercial laws, corporate laws, banking laws, RDDB Act, SARFAESI Act, Insolvency and Bankruptcy Laws, other statutes, Rules, Regulations, Govt. Guidelines relating to Infrastructure financing and enforcement of Security.

The following are the eligibility criteria for submission of EOI by the Law Firms for empanelment in PFC.

II- ELIGIBILITY CRITERIA

A- FOR DOCUMENTATION PANEL:

- 1) The Law Firms should be having established network and offices in India including a fully operational office at Delhi/NCR with minimum 2 partners and 4 Associates.
- 2) The Law Firm should have acted as a lenders' legal counsel under consortium lending arrangement in infrastructure projects which shall include at least 5 projects for financing related to power sector within last 10 years.
- 3) The Law Firm should have completed operation for a minimum of 10 (Ten) years since its inception/ formation/ enrollment, in rendering services as lenders' legal counsel in connection with funding to infrastructure projects. In case of a law firm

having lesser experience, the experience of its Managing Partner (s) should be atleast 10 years as required.

- 4) The Law Firm should have an annual turnover of not less than Rs. 10.00 Crore (Rupees ten Crore only) in any of the last 3 (three) financial years (i.e. FY 2015-16, 2016-17 & 2017-18) and a certificate to this effect should be submitted from the Auditor of the Firm.
- 5) The Law Firm should have minimum four partners and Twenty Associates and shall be required to indicate the names of Partners and Associates in Delhi to allocate two teams for Documentation consisting of 1 (one) partner supported by at least 2-3 Sr. Associates/Associates in each team, who have experience in project financing including power sector projects. The Partners dedicated for the purpose of PFC team should have experience of handling at least 5 power projects under consortium lending arrangement and shall intimate any change(s) about the said team to PFC within 3(Three) working days.. In case the Law Firm is applying for empanelment for both Documentation and litigation work, the two teams dedicated for Documentation work shall be different than the teams dedicated for Litigation scope of work.

B- FOR LITIGATION PANEL:

- 1) The Law Firms should be having established network and offices in India including a fully operational office at Delhi/NCR with minimum 2 partners and 4 Associates.
- 2) The Law Firm should have acted as a counsel for assisting Lenders in taking recovery/enforcement action (including but not limited to DRT/SARFAESI/NCLT/NCLAT/High Courts/Supreme Court/Tribunals) in at least 5 infrastructure projects within last 10 years including at least 1 power project funded under consortium and shall have performed/ in the process of performing the said scope mentioned for the Litigation Counsel.
- 3) The Law Firm should have completed operation for a minimum of 10 (Ten) years since its inception/ formation, in rendering services as Litigation Counsel related to infrastructure projects. In case of a law firm having lesser experience, the experience of its Managing Partner (s) should be atleast 10 years as required.
- 4) The Law Firm should have an annual turnover of not less than Rs. 10.00 Crore (Rupees ten Crore only) in any of the last 3 (three) financial years (i.e. FY 2015-16, 2016-17 & 2017-18) and a certificate to this effect should be submitted from the Auditor of the Firm..
- 5) The Law Firm should have minimum four partners, and Twenty Associates and shall be required to indicate the names of Partners and Associates in Delhi to allocate two litigation teams consisting of 1 (one) partner supported by at least 2-3 Sr. Associates/Associates in each team, who have experience in handling Litigation related to Infrastructure projects. The Partners dedicated for the purpose of PFC team should have experience of assisting Lenders in taking /enforcement action in at least 5 infrastructure projects who shall be dedicated for the purpose of PFC and shall intimate any change(s) about the said team to PFC within 3(Three) working days. In case the Law Firm is applying for empanelment for Documentation and litigation work, the two teams dedicated for Litigation work shall be different than the teams dedicated for Documentation scope of work.

GENERAL INFORMATION:

1. Law firms interested to be considered for both Documentation and litigation panel shall have to submit separate applications, for Documentation and Litigation,

fulfilling the eligibility criteria for each of the panel. Further, the teams dedicated for Documentation or litigation scope of work shall have different set of members in each team and cannot overlap.

2. Mere submission of Application and fulfilling of eligibility criteria does not entitle the Law Firm for empanelment. Cut off marks for empanelment to be decided in its discretion by PFC in line with the score of the eligible law firms.
3. The bids received shall be evaluated based on the evaluation criteria. Law Firms having more experience/ resources/ logistics/ panels will get more weightage as indicated in the evaluation criteria.
4. PFC reserves the right to modify/relax the eligibility criteria in case sufficient numbers of eligible Applications are not received.
5. PFC reserves the right to summarily reject the Applications for any of the reasons (i) not submitted in the prescribed format or (ii) do not meet any of the eligibility criteria or (iii) not accompanied with requisite documents/information or (iv) incomplete in any respect, without assigning any reasons thereof.
6. PFC reserves the right to verify/cross check the information furnished/submitted by the Law Firm.
7. The Law Firms may send their presentations giving the background of their Law Firm, experience in handling Project Financing Loan Documentations/ Litigations related to enforcement of security, names of the projects handled by them in soft copy as well as in hard copy in support of information to be furnished in their Application.
8. Empanelment of the Law Firm will only make the Law Firm eligible for receiving invitations by PFC on case to case basis as per its policy, for submission of its quote/bid for specific project named in the invitation.
9. Mere empanelment of the Law Firm in PFC does not guarantee any award of work/assignment by PFC
10. PFC reserves the right to categorize the Law Firms in different categories depending on its requirement and the profiles of the Law Firms and no request shall be entertained from any Law Firm to be part of any particular category.
11. PFC reserves the right to review any empaneled Law Firm subsequently in case any Managing Partner moves/ leaves such Law Firm.
12. The Law Firms already empanelled with PFC for Documentation purpose shall also have to apply afresh to be considered for new empanelment. From the date the new panel of Law Firms becomes effective, the existing panel of Law Firms and their categorization shall become obsolete and ineffective.
13. The Law Firm shall furnish any information as required by PFC regarding eligibility within 15days of such demand including during the tenure of empanelment.
14. The Law Firm shall accept and adhere to Anti-Fraud Policy of PFC available on the PFC Website (www.pfcindia.com) and shall immediately apprise PFC about any fraud or suspected fraud as soon as it comes to their notice.
15. Empanelment of the Law Firms will be at the sole discretion of PFC.
16. PFC reserves the right to cancel/defer the entire process of empanelment of Law Firms without any notice or assigning any reasons whatsoever.
17. The Law Firm is expected to carry out its assignment with due diligence and in accordance with prevailing standards of legal profession. As the Law Firm's liability to PFC will be governed by the applicable law, the Expression of Interest need not deal with this matter. PFC may, however, prescribe other liabilities

depending on the requirement in each case without any restriction on the Law Firm's liability as per the applicable law.

18. Separate Applications are required to be submitted, if a law firm is applying for both Documentation and litigation panel.
19. PFC reserves the right to summarily reject the Applications at its sole discretion.

HOW TO APPLY:

Interested and eligible Law Firms may submit their Application Form for the Documentation panel and litigation panel separately in the prescribed format (enclosed hereto) with complete information along with Certificate of Acceptance of all terms and conditions (enclosed hereto as Annexure I).

Certificates to be submitted along with the Application from the Managing Partner of the Law Firm certifying that:

1. The Law Firm meets all the above criteria at II (Eligibility Criteria), along with the profiles of the Partner, Sr. Associates and other team members clearly specifying the names of the projects handled.
2. The Law Firm has not been blacklisted due to deficiency of services by any of the Banks/ Financial Institutions.
3. The Law Firm accepts the Anti-Fraud Policy of PFC (enclosed herewith as Annexure II).

The Application Form duly filled in, along with all supporting documents/information should be submitted in a closed envelope superscribing as "**Expression of Interest (EOI) for Empanelment of Law Firms in PFC as LLC for Documentation/ Expression of Interest (EOI) for Empanelment of Law Firms in PFC as LLC for Litigation**" which ever applicable to PFC at its following address:

To,
General Manager (Legal and Documentation)
POWER FINANCE CORPORATION LIMITED
(A Govt. of India Undertaking)
Urjanidhi, 1, Barakhamba Lane,
Connaught Place, New Delhi-110001

The last date of submission Application Form is 30th May 2019 till 4 pm/1600 hours. Application received thereafter whether by post/courier or by hand delivery or otherwise will not be entertained..

FORMAT

Application Form for the Documentation Panel

To

.....New Delhi –

1. Name of the Law Firm:
2. Year of Establishment/Formation of the Law Firm/Date of Enrolment of the Partner with Bar:
(With documentary evidence/proof)
 - (i) *In case of Company, a certified copy of the certificate of incorporation.*
 - (ii) *In case of Partnership Firm, a certificate from CA certifying the date of registration along with a certified copy of the Partnership Deed.*
3. Total No. of years of Experience of the Law Firm:
4. Address Details:
5. Contact No. of the Authorised person and Email Id.:
6. Name(s) of the Managing Partner(s):
7. No. of Project Financing Loan Documentation for infrastructure projects handled with names of the Projects:
(A separate list mentioning the names of the Projects to be attached along with the name of the Lead Lender/Sole Lender)
8. No. of Project Financing Loan Documentation for power sector projects handled with names of the Projects:
(A separate list mentioning the names of the Projects to be attached along with the name of the Lead Lender/Sole Lender)
9. Name(s) of the Banks/FIs where the Law Firm is empanelled:
(submit proof)
10. Annual Turnover for past three financial years:
(i.e. FY 2015-16, 2016-17 & 2017-18 whichever is applicable) *(To be supported by a certificate from the Auditor of the Firm)*
11. Names & Experience details/Profiles of the Partner & other team members along with the enrolment number and visiting card:
(To be associated with matters)
 - (i) Partner
 - (ii) Sr. Associate(s)
 - (iii) Associate(s)
12. No. of Project Financing Loan Documentation

for infrastructure projects including Power Projects handled by Partner to be associated with matters:
(A separate list mentioning the names of the Projects to be attached)

Sl. No.	Name of the Projects / details	Name of Partners associated with the Project	Power/Infrastructure	Loan Amount

13. No. of Project Financing Loan Documentation for infrastructure projects including Power Projects handled by Sr. Associates/Associates to be associated with matters:
(A separate list mentioning the names of the Projects to be attached)

Sl. No.	Name of the Projects / details	Name of Sr. Associates/ Associates associated with the Project

14. Details of Following:
 (i) Service Tax No.:
 (ii) PAN:

Declaration:

I hereby declare that I have verified the details indicated above and also confirm that all the information submitted is true to the best of my knowledge.

(Signature _____)
 Name: _____)
 (Managing Partner)
 (With seal)

FORMAT

Application Form for the Litigation Panel

To

.....New Delhi –

1. Name of the Law Firm:
2. Year of Establishment/Formation of the Law Firm/Date of Enrolment of the Partner with Bar:
(With documentary evidence/proof)
 - (i) *In case of Company, a certified copy of the certificate of incorporation.*
 - (ii) *In case of Partnership Firm, a certificate from CA certifying the date of registration along with a certified copy of the Partnership Deed.*
3. Total No. of years of Experience of the Law Firm:
4. Address Details:
5. Contact No. of the Authorised person and Email Id.:
6. Name(s) of the Managing Partner(s):
7. No. of Litigation cases for infrastructure projects handled with names of the Projects:
(A separate list mentioning the names of the Projects to be attached along with the name of the Lead Lender/Sole Lender)
8. No. of Litigation cases for power sector projects handled with names of the Projects:
(A separate list mentioning the names of the Projects to be attached along with the name of the Lead Lender/Sole Lender)
9. Name(s) of the Banks/FIs where the Law Firm is empanelled:
(submit proof)
10. Annual Turnover for past three financial years:
(i.e. FY 2015-16, 2016-17 & 2017-18 whichever is applicable) *(To be supported by a certificate from the Auditor of the Firm)*
11. Names & Experience details/Profiles of the Partner & other team members along with the enrolment number and visiting card:
(To be associated with matters)
 - (i) Partner
 - (ii) Sr. Associate(s)
 - (iii) Associate(s)
12. No. of Litigation cases for infrastructure projects including Power Projects handled by Partner to be associated with matters:

(A separate list mentioning the names of the Projects to be attached)

Sl. No.	Name of the Projects / details	Name of Partners associated with the Project	Power/Infra structure	Loan Amount

13. No. of Litigation cases for infrastructure projects including Power Projects handled by Sr. Associates/Associates to be associated with matters:
(A separate list mentioning the names of the Projects to be attached)

Sl. No.	Name of the Projects / details	Name of Sr. Associates/ Associates associated with the Project

14. Details of Following:
(i) Service Tax No.:
(ii) PAN:

Declaration:

I hereby declare that I have verified the details indicated above and also confirm that all the information submitted is true to the best of my knowledge.

(Signature _____)
Name: _____)
(Managing Partner)
(With seal)

ANNEXURE I

Certificate regarding Acceptance of all Terms and Conditions

To
General Manager (Legal and Documentation)
POWER FINANCE CORPORATION LIMITED
(A Govt. of India Undertaking)
Urjanidhi, 1, Barakhamba Lane,
Connaught Place,
New Delhi-110001

Dear Sir,

1. We hereby propose to provide our professional services for Power Finance Corporation Ltd. (PFC) as outlined in your Expression of Interest.

We have understood the instructions, Eligibility Criteria and the terms and conditions mentioned in the Expression of Interest furnished by you and have thoroughly examined the detailed scope of work laid down by you and are fully aware of nature and scope of work required.

We hereby confirm our acceptance and compliance to the provisions and terms and conditions contained in the Expression of Interest.

We confirm that the work will be executed strictly in accordance with the requirement.

2. We certify that all the information provided in our Application, including the information regarding the team members, is true. We understand that any misstatement in the Application (even if found later) may lead to disqualification or removal from the Panel of Law Firms. We also understand that in such a case we may be debarred for future assignments with PFC for a period of maximum three years from the date of such disqualification.

Yours truly,

Date.....

Signature.....

Place.....

Name.....

Designation.....

ANNEXURE II
Acceptance of 'Anti-Fraud Policy'

Name of Law Firm

To
General Manager (Legal and Documentation)
POWER FINANCE CORPORATION LIMITED
(A Govt. of India Undertaking)
Urjanidhi, 1, Barakhamba Lane,
Connaught Place,
New Delhi-110001

Dear Sir,

We have read the contents of the Fraud Prevention Policy of PFC (available at website www.pfcindia.com) of Bid Proposal Schedule (BPS) Section IV and undertake that we along with our associates shall strictly abide by the provisions of the Fraud Prevention policy of PFC.

Yours faithfully,

Signature.....

Name.....

Managing Partner
(With Seal)

Date:

Place:

EVALUATION CRITERIA FOR DOCUMENTATION PANEL

S. NO.	PARTICULARS	MAX. MARKS	NON-RESPONSIVE APPLICATIONS	MARKS TO BE AWARDED	MARKS TO BE AWARDED	MARKS TO BE AWARDED
1.	a) Experience in acting as Lender's Legal Counsel (LLC) as indicated at pt. 2 of the eligibility criteria	10	Has acted as LLC in less than 5 projects within last 10 years involving finance under consortium arrangement Not Eligible	Has acted as LLC/Borrower Counsel** in 5 to 10 projects within last 10 years involving finance under consortium arrangement 02Marks	Has acted as LLC/Borrower Counsel** in more than 10 upto 25 projects within last 10 years involving finance under consortium arrangement 06 Marks	Has acted as LLC/Borrower Counsel** in more than 25 projects within last 10 years involving finance under consortium arrangement 10 Marks
	b) Consortium debt involved	10	Has drafted loan documents wherein consortium debt is Rs. 500 crore and less than 1000 crore within last 10 years 02 Marks	Has drafted loan documents wherein consortium debt is between Rs. 1000 crore to Rs. 4000 crore within last 10 years 04 Marks	Has drafted loan documents wherein consortium debt is more than Rs. 4000 crore to Rs. 8000 crore within last 10 years 07 Marks	Has drafted loan documents wherein consortium debt is more than 8000 crore within last 10 years 10 Marks
2.	Professional Experience as indicated at pt. 3 of the eligibility criteria	15	Less than 10 years of experience Not Eligible	Experience of 10-15 years 05 Marks	Experience of more than 15 to 20 years 10 Marks	Experience of More than 20 years 15 Marks

3.	Empanelled with Scheduled Banks/NBFC/Financial Institutions.	5	Less than 5 No marks	Empanelled with 5 to 7 02 Marks	Empanelled with 8 to 10 03 Marks	Empanelled with more than 10 5 Marks
4.	Turnover during the last three years as indicated at pt. 4 of the eligibility criteria	40	Less than 10 crore Not Eligible	10 Crore to 50 crore 10 Marks	More than 50 Crore to 100 crore 20 Marks	More than 100 crore 40 Marks
5.	Manpower : (a) Teams allocated for PFC as indicated at pt. 5 of the eligibility criteria	5	Less than 2 partners and 4 associates based in Delhi/NCR Not Eligible	2 to 4 partners and 4 to 7 associates based in Delhi NCR 1 Mark	5 or more partners and upto 8 partners and more than 7 to 10 associates based in Delhi NCR 3 marks	more than 8 partners and more than 10 associates based in Delhi NCR 5 marks
	(b) Strength of law firm	5	Less than 4 partners and 20 associates. Not Eligible	4 to 7 partners and 20 associates 1 Mark	8 to 10 partners and 21 to 35 associates 3 Marks	More than 10 partners and more than 35 associates 5 Marks
6.	Experience: Partner and Associate as indicated at pt. 5 of the eligibility criteria	5	Less than 5 projects by the partner Not Eligible	5 to 10 projects by the partner 01 Mark 2 to 3 projects by the	11 to 15 projects by the partner 03 Marks 4-6 by the senior	More than 15 projects by the partner 5 Marks More than 6 projects

		5		senior associate	associate	by the senior associate
				01 Mark	03 Marks	5 Marks

** Marks of the projects experience acting as borrower counsel in the evaluation criteria no.1 shall be counted at par with LLC counsel only after meeting the eligibility criteria no.2.

ELIGIBILITY CRITERIA

FOR DOCUMENTATION PANEL:

- 1) The Law Firms should be having established network and offices in India including a fully operational office at Delhi/NCR with minimum 2 partners and 4 Associates.
- 2) The Law Firm should have acted as a lenders' legal counsel under consortium lending arrangement in infrastructure projects which shall include at least 5 projects for financing related to power sector within last 10 years.
- 3) The Law Firm should have completed operation for a minimum of 10 (Ten) years since its inception/ formation/ enrollment, in rendering services as lenders' legal counsel in connection with funding to infrastructure projects. In case of a law firm having lesser experience, the experience of its Managing Partner (s) should be atleast 10 years as required.
- 4) The Law Firm should have an annual turnover of not less than Rs. 10.00 Crore (Rupees ten Crore only) in any of the last 3 (three) financial years (i.e. FY 2015-16, 2016-17 & 2017-18) and a certificate to this effect should be submitted from the Auditor of the Firm.
- 5) The Law Firm should have minimum four partners and Twenty Associates and shall be required to indicate the names of Partners and Associates in Delhi to allocate two teams for Documentation consisting of 1 (one) partner supported by at least 2-3 Sr. Associates/Associates in each team, who have experience in project financing including power sector projects. The Partners dedicated for the purpose of PFC team should have experience of handling at least 5 power projects under consortium lending arrangement and shall intimate any change(s) about the said team to PFC within 3(Three) working days.. In case the Law Firm is applying for empanelment for both Documentation and litigation work, the two teams dedicated for Documentation work shall be different than the teams dedicated for Litigation scope of work.

EVALUATION CRITERIA FOR LITIGATION PANEL

S. NO	PARTICULARS	MAX. MARKS	NON-RESPONSIVE APPLICATIONS	MARKS TO BE AWARDED	MARKS TO BE AWARDED	MARKS TO BE AWARDED
1.	Experience in acting as Counsel as indicated at pt. 2 of the eligibility criteria	20	Has acted as LLC in less than 5 infrastructure projects and less than 1 power project within last 10 years Not Eligible	Has acted as LLC/Borrower Counsel** in 5 infrastructure projects and 1 power project within last 10 years 05 Marks	Has acted as LLC/Borrower Counsel** in 6 to 10 infrastructure projects and to 2 power project within last 10 years 10 Marks	Has acted as LLC/Borrower Counsel** in more than 10 infrastructure projects and 3 or more power project within last 10 years 20 Marks
2.	Professional Experience as indicated at pt. 3 of the eligibility criteria	15	Less than 10 years of experience Not Eligible	Experience of 10 years to 15 years 05 Marks	Experience of more than 15 years and upto 20 years 10 Marks	More than 20 years 15 Marks
3.	Empanelled with Scheduled Banks/NBFC/Financial Institutions.	5	Less than 5 No marks	Empaneled with 5 to 7 02 Marks	Empaneled with 8 to 10 03 Marks	Empaneled with more than 10 5 Marks
4.	Turnover during the last three years as indicated at pt. 4 of the eligibility criteria	40	Less than 10 crore Not Eligible	10 Crore to 50 crore 10 Marks	More than 50 Crore up to 100 crore 20 Marks	More than 100 crore 40 Marks

5.	Manpower : (a) Teams allocated for PFC as indicated at pt. 5 of the eligibility criteria	5	Less than 2 partners and 4 associates based in Delhi/NCR	2 to 5 partners and 4 to 7 associates based in Delhi NCR	6 to 8 partners and 8 to 10 associates based in Delhi NCR	more than 8 partners and more than 10 associates based in Delhi NCR
		-----	Not Eligible	1 Mark	3 marks	5 marks
	(b) Strength of law firm	-	Less than 4 partners and 20 associates in	-	8 to 10 partners and 26 to 35 associates	-
		5	Not Eligible	4 to 7 partners and 20 to 25 associates	3 Marks	More than 10 partners and more than 35 associates
6.	Experience: Partner and Associate as indicated at pt. 5 of the eligibility criteria	5	Less than 2 projects by the partner	2 projects by the partner	3-7 projects by the partner	More than 7 projects by the partner
		-----	0 Marks	01 Mark	03 Marks	5 Marks
		5	-	-	-	-
				2 to 3 projects by the associate	4-6 by the associate	More than 6 projects by the associate
				01 Mark	03 Marks	5 Marks

** Marks of the projects experience acting as borrower counsel in the evaluation criteria no.1 shall be counted at par with LLC counsel only after meeting the eligibility criteria no.2.

ELIGIBILITY CRITERIA

FOR LITIGATION PANEL:

- 1) The Law Firms should be having established network and offices in India including a fully operational office at Delhi/NCR with minimum 2 partners and 4 Associates.

- 2) The Law Firm should have acted as a counsel for assisting Lenders in taking recovery/enforcement action (including but not limited to DRT/SARFAESI/NCLT/NCLAT/High Courts/Supreme Court/Tribunals) in at least 5 infrastructure projects within last 10 years including at least 1 power project funded under consortium and shall have performed/ in the process of performing the said scope mentioned for the Litigation Counsel.
- 3) The Law Firm should have completed operation for a minimum of 10 (Ten) years since its inception/ formation, in rendering services as Litigation Counsel related to infrastructure projects. In case of a law firm having lesser experience, the experience of its Managing Partner (s) should be atleast 10 years as required.
- 4) The Law Firm should have an annual turnover of not less than Rs. 10.00 Crore (Rupees ten Crore only) in any of the last 3 (three) financial years (i.e. FY 2015-16, 2016-17 & 2017-18) and a certificate to this effect should be submitted from the Auditor of the Firm.
- 5) The Law Firm should have minimum four partners, and Twenty Associates and shall be required to indicate the names of Partners and Associates in Delhi to allocate two litigation teams consisting of 1 (one) partner supported by at least 2-3 Sr. Associates/Associates in each team, who have experience in handling Litigation related to Infrastructure projects. The Partners dedicated for the purpose of PFC team should have experience of assisting Lenders in taking /enforcement action in at least 5 infrastructure projects who shall be dedicated for the purpose of PFC and shall intimate any change(s) about the said team to PFC within 3(Three) working days. In case the Law Firm is applying for empanelment for Documentation and litigation work, the two teams dedicated for Litigation work shall be different than the teams dedicated for Documentation scope of work.