

## Joint Bidding Agreement

< to be submitted on non-judicial stamp paper of Rs 100 duly notarized >

This Joint Bidding Agreement / Memorandum of Understanding is executed at ..... on this ..... day of ....., 20..... BETWEEN ....., a Company incorporated under the Companies Act, 1956/2013 and having its registered Office at ..... acting through its ..... duly authorized by a resolution of the Board of Directors dated ..... (hereinafter referred to as the 'LEAD MEMBER' which expression unless excluded by or repugnant to the subject or context be deemed to mean and include its successors in interest, legal representatives, administrators, nominees, and assigns) of the ONE Part;

AND

....., a Company incorporated under the Companies Act, 1956/2013 and having its Registered Office at ..... and acting through its ....., duly authorized by a resolution of the Board of Directors dated ..... (hereinafter referred to as the ('Participant member') which expression unless excluded by or repugnant to the subject or context be deemed to mean and include its successors in interest, legal representatives, administrators, nominees, and assigns) of the OTHER/SECOND PART

Whereas Maha Mumbai Metro Operation Corporation Limited (hereinafter referred to as 'MMMOCL') has invited Bids for the License of Licensing of Advertising Rights at Mumbai Metro Line 2A & 7 Stations in terms of the RFP documents issued (e-Tender No MMRDA/MMMOCL/0002526 dated June 7, 2021) for the said purpose and the eligibility conditions required that the Bidders bidding for the same should meet the conditions stipulated by MMOCL for participating in the Bid either by themselves or by the Consortium for which the RFP has been floated by MMOCL.

AND WHEREAS in terms of the bid documents all the parties jointly satisfy the eligibility criteria laid down for a bidder for participating in the bid process by forming a Consortium between themselves.

AND WHEREAS all the parties hereto have discussed and agreed to form a Consortium for participating in the aforesaid Bid and have decided to reduce the agreed terms to writing.

NOW THIS JOINT BIDDING AGREEMENT/ MEMORANDUM OF UNDERSTANDING HEREBY WITNESSES:

1. That in the premises contained herein the Lead Member and the Participant Member having decided to pool their technical know-how, working experiences and financial resources, have formed themselves into a Consortium to participate in the Bid process for License of Licensing of Advertising Rights at Mumbai Metro Line 2A & 7 Stations in terms of the Bid invited by Maha Mumbai Metro Operation Corporation Limited, (MMMOCL).
2. That all the members of the Consortium have represented and assured each other that they shall abide by and be bound by the terms and conditions stipulated by MMOCL for awarding the Bid to the Consortium so that the Consortium may take up the aforesaid contract, in case the Consortium turns out to be the successful bidder in the bid being invited by MMOCL for the said purpose.

3. That all the members of the Consortium have satisfied themselves that by pooling their technical know-how and technical and financial resources, the Consortium fulfils the pre-qualification/eligibility criteria stipulated for a bidder, to participate in the Bid for the said Bid process for Licensing of Advertising Rights at Mumbai Metro Line 2A & 7 Stations.
  
4. That the Consortium have agreed to nominate any one of ..... and ..... as the common representative who shall be authorized to represent the Consortium for all intents and purposes for dealing with the Government and for submitting the Bid as well as doing all other acts and things necessary for submission of bid documents such as Bid Application Form etc., Mandatory Information, Financial Bid etc. and such other documents as may be necessary for this purpose.
  
5. That the shareholding of the members of the Consortium for this specified purpose shall be as follows:
  - a. The Lead Member shall have ..... per cent (..... %) of shareholding with reference to the Consortium for this specified purpose
  - b. The Participant Member shall have ..... (..... %) of shareholding with reference to the Consortium for this specified purpose

That in case to meet the requirements of bid documents or any other stipulations of MMMOCL, it becomes necessary to execute and record any other documents amongst the members of the Consortium, they undertake to do the needful and to participate in the same for the purpose of the said project.

That it is clarified by and between the members of the Consortium that execution to this Joint Bidding Agreement/ Memorandum of Understanding by the members of the Consortium does not constitute any type of partnership for the purposes of provisions of the Indian Partnership Act and that the members of the Consortium shall otherwise be free to carry on their independent business or commercial activities for their own respective benefits under their own respective names and styles. This Joint Bidding Agreement is limited in its operation to the specified project.

IN FAITH AND TESTIMONY WHERE OF THE PARTIES HERETO HAVE SIGNED THESE PRESENTS ON THE DATE, MONTH AND YEAR FIRST ABOVE WRITTEN.

For,  
 (Signature, name, company, designation, and address)

For,  
 (Signature, name, company, designation, and address)

Witnesses:

- 1.
- 2.

Notarized Accepted (Signature, name, designation and address of the Attorney)