

South Eastern Railway  
Office of the DRM(Comml.)  
Kharagpur

No. Com/G27/Parcel-Lease/LVPH/18045/18046

Dated 12.01.2023.

To  
Sri C. Siva Prakash, D/No. 9-339/2,  
Teachers Colony, Nellore District,  
Venkatagiri-524132 (AP)

Sub : Termination of lease contract of 24 tonne space in LVPH by train no. 18045/18046 Shalimar-Hyderabad East Coast Express ex. Shalimar to HYB & back on round trip basis for a period of (5) five years.  
Ref : (i)CS(P)/SHM letter no.CS/ P/ SHM/ PARCEL-LEASE/ LVPH/ C.S.P/ 18045-46/01 dated 09.01.2023  
(ii) This office letter of even no. dated 09.01.2023

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You were leased 24 tonne space in LVPH by train No. 18045/18046, Shalimar Hyderabad East Coast Express ex.SHM to HYB on round trip basis on 06(six) days in a week for a period of five years w.e.f. 24.07.2022 to 23.07.2027 at per round trip freight Rs 2,18,566/- for 1<sup>st</sup> three years with annual escalation of 10% of the lump sum leased freight from fourth year onwards.

CS(P)/SHM vide his letter under reference(i), has intimated that, Sri C. Siva Prakash / Nellore, leaseholder of LVPH by train no. 18045/18046 has commenced the lease operation at SHM on 24.07.2022 and the said leaseholder successfully loaded lease LVPH till 30.12.2022 after paying due freight on 29.12.2022. From 31.12.2022 leased holder has stopped and suspended the lease operation.

Provision in the agreement states as under -

Para 8.4: If the leaseholder, after commencement of loading fails to operate the contract continuously for 10 days without giving any notice, his contract will be terminated and security deposit forfeited.

Para 25.1: Lease holder shall have the right to terminate the agreement after serving 60 days notice to Railway Administration. However, leaseholder shall not be allowed to terminate the contract before one year (10 months + 2 months notice period) in case of any contract whether it is on short term or long term. In case he does so, his security deposit shall be forfeited and he shall be debarred from entering into any tender for next two year. But he shall be allowed to operate existing tender of other trains, if any.

(The leaseholder can give notice for termination of contract after completion of 10 months. Thus 10 months + 2 months (notice period) =12 months period will be completed. After completion of 1 year period, the leaseholder can be allowed to quit the contract. In such cases, security deposit will not be forfeited).

For the above said breach of contract on your part, your lease agreement for 24 tonne space in LVPH by train no. 18045/18046 ex. Shalimar to Hyderabad is terminated with immediate effect, security deposit of Rs.35,51,397/- deposited vide, FDR A/c no. 060213030000297 dated 04.07.2022 in favour of FA & CAO/ S.E.Railway/GRC/Kol-43 is forfeited and you are debarred from entering into any tender for next two year. This has the approval of the Competent Authority i.e. Sr.DCM/KGP.

Please acknowledge receipt of the letter.



Asst. Comml. Manager  
For Sr. Divl. Comml. Manager  
Kharagpur

Copy to: Sr.DCM/S.C.Railway/SC for kind information.

Copy to: Sr.DFM/KGP for kind information.

Copy to: ARM/SHM for kind information.

Copy to: CPS/SHM, KUR,VSKP, BZA, SC & HYB, CCI/SHM for information and necessary action.

Copy to: CPTM/S.E.Railway/GRC/Kol for kind information.