

AFFIDAVIT

(To be executed on Non-Judicial Stamp Paper of Rs.100)

I, _____, S/o _____, aged ____ years, resident of _____, Tehsil _____, District _____, State/UT _____, do hereby solemnly affirm and declare on oath as under:

1. That I am a permanent resident of the Union Territory of Jammu and Kashmir and am fully competent and legally authorized to execute this affidavit.
2. That I am a “ _____ ” Class Contractor, duly registered vide Registration No. _____, dated _____, issued by _____, and such registration is valid and subsisting as on date.

In case the contractor is not government contractor, he should mention his MSME details.

3. That I am not blacklisted, debarred, suspended, or otherwise restricted by any Government Department, Public Sector Undertaking, Statutory Authority, Local Body, or Court of Law.
4. That no criminal proceedings involving moral turpitude, fraud, corruption, cybercrime, forgery, cheating, criminal breach of trust, or financial misconduct are pending against me, nor have I been convicted of such offences.
That I have not been declared insolvent, bankrupt, or financially unsound by any Court or Tribunal of competent jurisdiction.
6. That I have not been convicted under:
 - a. Relevant Chapters of the Ranbir Penal Code (Samvat 1989);
 - b. The Bharatiya Nyaya Sanhita, 2023;
 - c. The Hoarding and Profiteering Prevention Ordinance (VLX) Samvat, 2000;
 - d. The Information Technology Act, 2000 (as amended);
 - e. Or any other applicable penal statute in force.

7. That I expressly acknowledge that electronic records shall have legal recognition under Section 4 of the Information Technology Act, 2000, and any electronic submission made by me shall be legally valid and enforceable.

8. That any Digital Signature Certificate (DSC), e-signature, Aadhaar-based authentication, OTP validation, login credential use, or electronic authentication method used by me shall be deemed my lawful act under Sections 3, 3A and 5 of the IT Act, 2000.

I further declare that:

- 1) I shall not dispute the authenticity of electronically submitted bids or documents once authenticated by my digital credentials.

2) I shall maintain confidentiality of my login ID, password, DSC token, and authentication mechanisms.

9. That I undertake to comply with all provisions relating to:

- i. Unauthorized access (Section 43),
- ii. Computer-related offences (Section 66),
- iii. Identity theft and cheating by personation (Sections 66C & 66D),
- iv. Publishing false or misleading electronic content.

I shall not upload forged, fabricated, misleading, infringing, or unlawful content on the platform.

10. That I acknowledge that the LetsBIDD platform qualifies as an “Intermediary” within the meaning of Section 2(1)(w) and is entitled to safe harbour protection under Section 79 of the Information Technology Act, 2000.

11. That LetsBIDD:

- a. Is not a contracting party,
- b. Is not an agent, broker, guarantor, or representative,
- c. Does not verify the commercial viability of bids,
- d. Does not guarantee performance, payment, or quality of work.

12. That any contract resulting from participation through the platform shall be strictly between:

- I. The Contractor (myself), and
- II. The Bid Uploader/Client.

The platform shall bear no liability for, Non-payment, Delayed payment, Defective work, Misrepresentation by either party, Contract termination, Financial loss, Arbitration or litigation expenses.

13. That I irrevocably agree to indemnify, defend, and hold harmless the LetsBIDD platform, its promoters, directors, administrators, employees, technical partners, and service providers against any, Civil or criminal proceedings, Arbitration claims, Financial losses, Damages, Penalties, Legal costs, Cyber claims, Third-party claims, Governmental actions arising directly or indirectly from:

- a) False declaration made by me;
- b) Fraudulent document uploads;
- c) Breach of contract;
- d) Violation of any statutory law;
- e) Cyber law violations;
- f) Data misuse or unauthorized disclosures;
- g) Misuse of login credentials.

14. That I shall not implead or array LetsBIDD as a necessary or proper party in any civil suit, arbitration, criminal complaint, writ petition, or legal proceeding arising from disputes between Contractor and Bid Uploader/Client.

15. That I waive any right to initiate or participate in class action or representative proceedings against the platform.

16. That disputes between Contractor and Bid Uploader/Client shall be resolved through:

- Mutual settlement, or
- Arbitration under the Arbitration and Conciliation Act, 1996, or
- Courts of competent jurisdiction.

17. That courts having territorial jurisdiction over the place where the platform is registered/operated shall have exclusive jurisdiction in matters relating to platform governance and intermediary compliance.

DECLARATION

1. That this affidavit is executed voluntarily, without coercion, undue influence, or misrepresentation.
2. That the contents herein are true and correct to the best of my knowledge and belief and nothing material has been concealed therefrom.

DEPONENT

(Signature)

Name: _____

Address: _____

Mobile No.: _____

VERIFICATION

Verified at _____ on this ____ day of _____, **20** that the contents of this affidavit are true and correct to the best of my knowledge and belief and nothing material has been concealed or suppressed therefrom.

(Signature of Deponent)

DEPONENT

ATTESTATION

Sworn and affirmed before me on this ____ day of _____, **20** at _____.

(Signature & Seal of Notary Public / Oath Commissioner)