



OFFICE OF THE
SUPERINTENDING ENGINEER PROVINCIAL HIGHWAY CIRCLE SUKKUR

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No. BB(i)/ 512 /2023

Dated: 14 / 03 /2023

To

The Chief Engineer
Highway Sukkur

Subject:

**MINUTS OF THE MEETING OF COMPLAINT REDRESSAL COMMITTEE
HELD ON 14-03-2023**

The Decision / Minutes of the meeting of Complaint Redressal Committee, complaint made by **M/S. Jillani Construction Company**, Government Contractor against NIT called by the Executive Engineer Provincial Highway Division **Sukkur** vide NIT No: TC/G-55/ 106 Dated: 20-01-2023, is submitted herewith for favour of kind information.

DA/As...Above

**SUPERINTENDING ENGINEER
PROVINCIAL HIGHWAY CIRCLE
SUKKUR**

Copy (alongwith copy of above minutes of the meeting) forwarded with compliments

- 1 ✓ The Assistant Director (Legal-II) Government of Sindh, Sindh Public Procurement Regulatory Authority Karachi
- 2 The District Accounts Officer Sukkur
- 3 The Executive Engineer Barrage Division Sukkur
- 4 The Executive Engineer Provincial Highway Division Sukkur.
- 5 **M/S. Jillani Construction Company, Government Contractor**
Muhallah Pir Ali Muhammad Shah Near Jamia Mosque Ghotki Cell No#
0300-3262744.

**SUPERINTENDING ENGINEER
PROVINCIAL HIGHWAY CIRCLE
SUKKUR**

**MINUTES OF THE COMPLAINT REDRESSAL COMMITTEE (CRC)
HELD ON 14.04.2023 REGARDING COMPLAINT MADE BY
M/S JILLANI CONSTRUCTION COMPANY**

The meeting of Complaint Redressal Committee (CRC) held on 14.03.2023, in terms of Rule No. 31 of SPPRA Rule 2010 (Amended to date) in order to redress the grievances of M/s Jillani Construction Company, Government Contractor regarding tenders invited for procurement of different work in office of the Executive Engineer Provincial Highways Division Sukkur NIT No. TC/G-55/106 dated: 20.01.2023.

The following were participants attend the Meeting:-

1	Superintending Engineer Provincial Highway Circle Sukkur	Chairman (CRC)
2	District Accounts Officer Sukkur	Member (CRC)
3	Executive Engineer Barrage Division Sukkur	Member (CRC)
4	Executive Engineer Provincial Highways Division Sukkur	Executive Engineer Chairman Procurement Committee

The Complaint M/s Jillani Construction Company, Government Contractor or his representative did not attend the Meeting. This office representative have personally contacted the complaint as well as sent the letter on whatsapp and also dispatched the same through **MPS** (Pakistan Post). Despite of that the complainant did not attend the CRC Meeting.

COMPLAINT REDRESSAL COMMITTEE PROCEEDINGS

The Meeting started with the name of Almighty Allah. The Superintending Engineer Provincial Highway Circle Sukkur/ Chairman Complaint Redressal Committee (CRC) welcomed all the participants for attending the Meeting and narrated that the Meeting was conveyed in terms of Rule No. 31 of SPPRA Rules 2010 (Amended to date). The participants were informed that M/s Jillani Construction Company, has lodged complaint for redressal of their grievances regarding tenders invited by the Executive Engineer Provincial Highways Division Sukkur vide NIT No. TC/G-55/106 Dated: 20.01.2023.

VERSION OF THE COMPLAINANT MENTION IN HIS COMPLAINT

The Executive Engineer Provincial Highways Division Sukkur has committed the following irregularities, vide his complaint No. JCC/GHK/10 Dated: 27.02.2023.

1. After that applicant quoted reasonable rates to save amount in favour of public exchequer dropped Technical and Financial Proposal bidding documents in separate sealed envelope in tender box at timely. Initially technical envelop was opened by XEN before the committee and detain financial bidding documents in his custody without opening which is still not opened yet.
2. That after the opening of the Technical Bids, SEN demanded illegal gratification for issuance of work order and asked the applicant to pay 15% commission otherwise he will be rejected and unqualified from the bidding process. However the applicant has refused and asked that he is qualified in different departments for bidding process and quoted reasonable and within estimates rates and his firm is most advantageous bidder on the merits and according to transparency of the procurement the applicant is a successful bidder in many departments, and upon such refusal the procuring agency malafidely ignored the applicant which is against the SPPRA rules and the spirit of law.
3. That the procuring agency will managed bogus bids evolution report and illegally wants to award the contract to the selected firms upon political influence and to get personal benefits by getting illegal gratification, without follow the SPPRA rules as he has not announced technical qualification result till yet, which shows clear mis-procurement and malafide part of the procuring agency which is clear violation of rules.
4. that the procuring agency has called the above mentioned NIT and adopted the procedure Single Stage Two Envelop by violating rule 45(1) and 47(1) of SPP rule,

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because the works mentioned in NIT fall under the ambit Single Stage One Envelope and the procurement committee managed to regroup works many works in single group which also violation of the SPPRA rules and indicates that they wants minimum competition to facilitate their selected contractor and they wants to award the contractor on above rates to highest bidder their such act will cause huge loss to the Govt: treasury.

PROCURING AGENCY'S VERSION

Mr. Javed Ahmed Kalhoro, Executive Engineer Provincial Highways Division Sukkur /Chairman Procurement Committee replied as under:

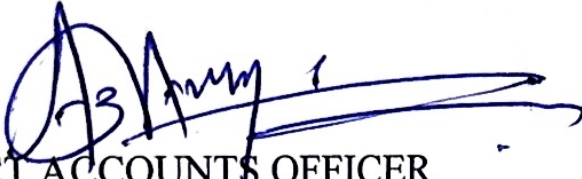
1. The allegation leveled against Chairman of Procuring Agency and its Members has falsely been fabricated, baseless and there is no truth in it. Besides this, complainer wants to take undue benefits to pressurize to chairman procurement committee inorder sabotage the Tendering Process in the best interest of Govt.
2. Denied, the complainer wants to save from the process of Technically Bidding Process so that he can take benefits illegally by pressurizing the chairman procuring agency and its committee just for sabotaging the scrutiny process technically at this stage.
3. Agreed, the contract is a professional contractor and registered with PEC. So far adopting the procedure of signal stage two envelope procedure under SPPRA Rule-46(2) and all requirements mentioned in advance in NIT as per SPPRA Rule-46(2)(e).
So, looking into the nature of works, Rule- 46(2) read with 47(2) wherein all bids will be evaluated on technical and financial grounds where requirements for responsive bidder is based on minimum managerial capacity, experience of similar natured projects, experience of professional persons and financial statement/annual turnovers as per Rule 7.9.2(a)(i) of Regulation of Procurement of Works 2013.
However, necessary replies in response observation of SPPRA are already complied with.

DECISION OF COMPLAINANT REDRESSAL COMMITTEE (CRC)

The complainant was sent notice for attending the Complaint Redressal Committee Meeting (CRC) i.e on 14.03.2023 vide this office letter No. BB(i)479 Dated: 02.03.2023, but inspite of that he remained absent without any intimation. The *Complaint Redressal Committee* is of the unanimous view that there is no any illegality, irregularity or any malpractice on the part of the Procuring Committee,


the Complaint has been made without any justification and hence complaint do not merit any consideration, which stand dismissed.

The meeting ended with a vote of thanks from the Chair.


DISTRICT ACCOUNTS OFFICER
SUKKUR
(MEMBER CRC)


EXECUTIVE ENGINEER
BARRAGE DIVISION SUKKUR
(MEMBER CRC)

*Being a Non-Tech,
Member*


SUPERINTENDING ENGINEER
PROVINCIAL HIGHWAY CIRCLE
SUKKUR
(CHAIRMAN CRC)