



OFFICE OF THE  
SUPERINTENDING ENGINEER PROVINCIAL HIGHWAY CIRCLE SUKKUR

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No. BB(I)/ 530 /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. IMDAD ALI MANGI & COPMANY,** Government Contractor against NIT called by the Executive Engineer Provincial Highway Division **Khairpur** vide NIT No: TC/G-55/ 1640 Dated: 28-12-2022, is submitted herewith for favour of kind information.

DA/As...Above

SUPERINTENDING ENGINEER  
PROVINCIAL HIGHWAY CIRCLE  
SUKKUR

DA  
22.3.23

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 **Khairpur**.
- 5 **M/S. IMDAD ALI MANGI & COPMANY,** Government Contractor  
Room No: 1<sup>st</sup> 2<sup>nd</sup> Floor Ramzan Ali Shah Trade Center Mall Road  
Khairpur Mir's

NO. : 4045  
DATED : 22/03/23

ph.  
Hosht  
on MPR website  
AD/C-1  
28/3

SUPERINTENDING ENGINEER  
PROVINCIAL HIGHWAY CIRCLE  
SUKKUR

**MINUTES OF THE COMPLAINT REDRESSAL COMMITTEE (CRC)**  
**HELD ON 14-03-2023 REGARDING COMPLAINT MADE BY**  
**M/S IMDAD ALI MANGI & COPMANY GOVERNMENT CONTRACTORS**

The meeting of Complaint Redressal Committee (CRC) was held on 14-03-2023, in terms of Rule No: 31 of SPPRA Rules 2010 (Amended to date) in order to redress the grievances of **M/S. IMDAD ALI MANGI & COPMANY**, Government Contractor regarding tenders invited for procurement of different work in office of the Executive Engineer Provincial Highway Division Khairpur NIT No: TC/G-55/ 1640 Dated: 28-12-2022

The following members attended the meeting:-

1	Superintending Engineer Provincial Highway Circle Sukkur	Chairman
2	District Accounts Officer Sukkur	Member
3	Executive Engineer Barrage Division Sukkur	Member
4	Executive Engineer Provincial Highway Division Khairpur	Executive Engineer Chairman Procurement Committee
5	<b>Mr. Sajjad Mangi Representative M/S. IMDAD ALI MANGI &amp; COPMANY</b>	<b>Representative</b>

**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. M/S. IMDAD ALI MANGI & COPMANY**, has lodged complaint for redressal of their grievances regarding tenders invited by the Executive Engineer Provincial Highway Division Khairpur vide NIT No: TC/G-55/ 1640 Dated 28-12-2022. The chairman asked the complainant to present their case / version on the instant NIT before the committee.

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REGULARITIES OF THE COMPLAINANT MENTIONED IN THE COMPLAINT:-

- regularities:-
- The Executive Engineer Provincial Highway Division Khairpur has committed the following
- i My firm was participated in tender works downloaded from SPPRA website of blank /BOO tenders and filed tender documents submitted @ office of Executive Engineer Provincial Highway Division Khairpur dated: 18-01-2023.
  - ii Same were opened technical envelop 18/01/2023 seen by deposits and announced as you are eligible for participating in tenders further.
  - iii After that until unless Executive Engineer Provincial Highway Division Khairpur doesn't issued any qualification / dis-qualification letter and does not announce schedule of opening financial proposals for further process from 18/01/2023 till today 28-02-2023, (not received). It is mentioned in my received letters,
  - iv Suddenly today 03/03/2023 he has uploaded a BER with lowest bidder in participations, I was surprised and shocked when I have not seen my company as a participation list.
  - v As usual so called ambiguous practice of Executive Engineer Provincial Highway Division Khairpur the BER issued in favour of highest bidder in comparison of my bidding documents. Procurement agency favours to his favorable company who has given him 20% bribe money he has selected as a lowest bidder with extra premium and rates instead of my company where I fulfill all desired formalities and complete the lowest rates from above companies.
  - vi There is another miracle I have seen from the department they have checked 107 companies documents in just 60 minutes they mention in BER, where they have checked each company broacher NTN, chartered accounts doc: SRB activation, PEC registration, bank statement, work of same nature, call deposited so no etc. how it is possible 200 pages documents can be verified in just 60 minutes means each file verified in just 28 seconds. These are checked by the jinns or robots other aliens.
  - vii Knowingly they have done all the practice if suppose the documents and opening were already done on 18/01/2023 in just 60 minutes then why don't they uploaded on SPPRA why they uploaded after more then 50 days.
  - viii Actually there were to much rush & crowd in dropping process was getting time. We enter 9:30 morning in office of procurement agency and left the office 6 pm where we haven't seen any financial opening not any notice hanged on notice board not any letter then where they opened the tenders (photos and videos available). That means office managed the documents in all 50 days.
  - i The totally game is clear now due to his transfer he has deliberately choose the working way before leaving he has uploaded inappropriate agencies. But how he had done after transfer of his posting 03-03-2023

PROCURING AGENCY'S VERSION:-

Mr. Zain-ul-abdin Morio Executive Engineer Provincial Highway Division Khairpur / Chairman Procurement Committee replied as under:-

- 1) The Bidding process was completed in a transparent manner and works were awarded to the successful bidders in terms & conditions of NIT and bidding documents
- 2) Bid were opened before all and Procurement Committee and rejected at the time of opening because the complainant had not the Bid Security form of Call Deposit as mandatorily required in NIT and Bidding Documents.
- 3) The Complainant was well informed about rejection of Bid as the Bid of the Complainant was rejected before all bidders.
- 4) The Procuring Agency has cleared mentioned in NIT that **Bid Security other then Call Deposit form shall not be accepted** the relevant mandatory conditions mentioned in Notice inviting Tender is re-produced as under:-
  1. "Contract documents and other terms and conditions can be seen or downloaded from the official website of SPPRA i.e "e.pprasind.gov.pk" The tenders fee amount to PK Rs: 5000/- and the bid security mentioned above in the shape of call Deposit only from any scheduled bank of Pakistan in favour of the Executive Engineer Provincial Highway Division on account of (Name of Firm) should be attached with the Technical Bid / Tenders, otherwise such tenders will not be entertained
  2. Manner of Bid Security other then CD-R will not be accepted".
  - 5) **Bid Security (Rule No. 37)**  
The Procuring agency shall required the bidders to furnish a bid security not below one percent and not exceeding five percent of the bid price, which shall remain valid for a period of 28 days beyond the validity period for bids, in order to provide the procuring agency reasonable time to act, if the security is to be called (copy attached)
- 6) Rule-17 (3) The notice inviting tender shall contain the following information.
  - a) name, postal address, telephone number(s), fax number e-mail address (if available) of the procuring agency.
  - b) purpose and scope of the project.
  - c) schedule of availability of bidding documents, submission and opening of bids, mentioning place from where bidding documents would be issued submitted and would be opened.
  - d) **Amount and manner of payment of tender fee and bid security.**
- 7) According to S.No. 13 Terms & Conditions of NIT that undertaking on stamp paper that firm is not involved in any kind of litigation with, any department rift, abandoned or unnecessary delay in completion of any work.  
But the contractor is involve in various cases pending before Honourable High Court Sindh Bench @ Sukkur against M/S. Imdad Ali Mangi & Co.:

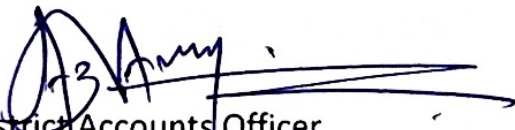
The Chairman Procuring Committee (Executive Engineer) has further observed that applicant's bid was rejected because the applicant did not submit required Bid Security and Tender Fees in the form of **call deposit rather paid in the form of pay Orders** in the favour of the Executive Engineer Provincial Highway Division Khairpur. The procuring agency had clearly mentioned in NIT that bid security other than Call Deposit form shall not be accepted. The Relevant Mandatory Conditions mentioned in notice tender is an essential, which is as per SPP Rules.

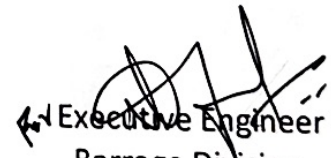
The Executive Engineer Provincial Highway Division Khairpur has also provided a copy of decision of similar / identical case the copy same is attached for ready reference, where in Review Committee has rejected the appeal of the bidder having Pay order instead of Call Deposits.

**DECISION OF COMPLAINANT REDRESSAL COMMITTEE (CRC):-**

After hearing the both parties in depth, going through the relevant rules, it unanimously decided that the complainant has failed to fulfill the terms & conditions of the procurement agency as mentioned in this NIT, as complainant has applied in bidding having with Pay Orders instead of Call Deposits, hence the complaint stands 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)

*Beena Nori Terh,*  
Member

  
Superintending Engineer  
Provincial Highway Circle  
Sukkur  
(Chairman CRC)