

OFFICE OF THE
SUPERINTENDING ENGINEER PROVINCIAL HIGHWAY CIRCLE SUKKUR

Ph: 071-9310768
Fax: 071-9310767

No. BB-(i)/ 483 /2020

Dated: 2 16 /2020

To

The Chief Engineer
Highway Sukkur

Subject: MINUTS OF THE MEETING OF COMPLAINT REDRESSAL COMMITTEE
HELD ON 01-06-2020

The Decision / Minutes of the meeting of complaint Redressal Committee on complaints made by M/S. Abra Construction Company Government Contractors / Firm against Executive Engineer Provincial Highway Division Sukkur 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. Abra Construction Co: Contractors and builders, (Sub Office) Abra House Wagan Road, Near Sachal Police Station Larkana.

**SUPERINTENDING ENGINEER
PROVINCIAL HIGHWAY CIRCLE
SUKKUR**

*Post the
C.R.C. decision
then put up
Amman
11/06/2020
ASST-*

FORWARD DIARY
1477
04-06-2020

**MINUTES OF THE COMPLAINT REDRESSAL COMMITTEE (CRC)
MEETING HELD UNDER THE CHAIRMANSHIP OF SUPERINTENDING ENGINEER
PROVINCIAL HIGHWAY CIRCLE SUKKUR HELD ON 01-06-2020
(LIST OF PARTICIPANTS ATTACHED)**

Meeting of Complaint Redressal Committee (CRC) fixed on 01.06.2020, as per SPPRA Rule 31 to contemplate into complaints made by **M/S Abra Construction Company Larkana** vide No: CB/PHWS/SK/001 Dated: 18.05.2020 . The complainant remained absent without any intimation, though he has already been informed about date of hearing vide this office letter No: BB(i)/ 473 Dated: 21-05-2020.

Back Ground:- Executive Engineer Provincial Highway Division Sukkur invited NIT vide No: TC/G-55/ 17 Dated: 06-01-2020.

M/S. Abra Construction Company complained that the Executive Engineer Provincial Highway Division Sukkur invited the bids vide its advertisement No: TC/G-55/17 Dated: 2020, and **"TECHNICAL PROPOSALS"** and **"FINANCIAL PROPOSALS"** were to be submitted on **27-01-2020 @ 02:00 PM** and **"TECHNICAL PROPOSALS"** were scheduled to be opened on same day **@ 03:00 PM** in the above mentioned office.

He further alleged that the opening of **"FINANCIAL PROPOSALS"** the Executive Engineer Provincial Highway Division Sukkur, delayed by the process in the name of scrutiny/verification, and gaining time to blackmail the contractors by holding their Call Deposits of huge amounts (in millions) for indefinite time.

He further alleged that the above mentioned Mala fide Bid Evaluation Reports itself shows the infirmities and irregularities for instance, the successful and the rest of bidders bid amount is almost equal to Tender Cost instead of below and sustained loss to the government exchequer by offering above rates to the contractors concerned, which clearly shows that there was no any competition but Tenders are illegally managed by Executive Engineer Provincial Highway Division Sukkur, to award these works to his favorite and specific persons through illegal way and did not conduct in fair and transparent manner in terms of **Rule-4 of SPPRA Rules,2010 (Amended 2019)**, which is against Authority's

rules and principles of procurement as well, for which the Authority may take its notice and proceed against Procuring Agency as per law.

He further alleged that the Procuring Agency / Executive Engineer Provincial Highway Division Sukkur violated **SPPRA Rule-46(2)(g)** by not communicating in advance to his firm about the opening of "**FINANCIAL PROPOSALS**", as previously the date of opening of Financial Bid was fixed on 19-03-2020 but in the wake of COVID-19 the Government of Sindh closed many departments including above mentioned office and said Financial Proposals could not be opened on 19-03-2020, but to his utter shock and dismay after almost 100 days the PA secretly managed the opening "**FINANCIAL PROPOSALS**" of their already chosen contractors and did not show his firm Bid rates or as participant. He further alleged that the Procuring Agency has violated provisions of Rule 38(2) and 46(2) SPPRA Rules as well as Policies framed by the competent authority for improving management, transparency, accountability and quality of public procurement of goods, services and work in the public sector etc.

The complaint was admitted on record. The Executive Engineer Provincial Highway Division Sukkur furnished detailed report vide his office letter No: TC/G-55/ 357 Dated: 29-05-2020, in which he denied the allegations leveled in the complaint. He further reported that M/S Abra Construction Company applied on work @ S.No: 4 & 5 of above NIT. The **Technical Proposals** received bids of NIT were opened by the procurements committee on 27-01-2020 in the presence Contractors, who participated. The Procurements Committee scrutinized the technical proposals and result thereof announced on 09-03-2020 and he was found eligible to participate in the financial process / bidding. The schedule for financial bids was fixed on 19-03-2020 but due to epidemic COVID-19 the financial bids could not be opened on the aforesaid date, however the date were re-fixed on 13-05-2020 vide office order No TC/G-55/316 Dated: 11-05-2020, which was communicated to complainant and other all the participated Contractors. The complainant noted/signed above referred order on 11.5.2020 in token of its receipt.

On 13-05-2020 the financial bids were opened by the Procurement Committee as per procedure before all participated Contractors. The bid submitted by the complainant were found very highest as compared to others as well huge overwriting also noticed by the Procurement Committee, for which the Committee rejected his bids.

He further reported that the claim of above contractor is to sabotage the fair and transparent bidding process and to build up pressure upon him for cancellation of bids which were opened in fair and transparent atmosphere before all interested, participated Contractors.

Conclusion:- The perusal of complaint, report and documents shows that the financial Bids were opened by the Procurement Committee as per procedure before all participated contractors / Firms. The bids submitted by the complainant have been found very highest as compared to other Contractors. There is also overwriting Bids submitted by complainant. The Bid validity period was also extended by the Chief Engineer Highways Sukkur's vide letter No: CE/HWS/CB/ 579 Dated: 12-05-2020 and communicated to the complainant, who signed such communication in token of its receipt. The Complainant was called to attend CRC Meeting but he has failed to attend the same, which shows that he has lost his interest to proceed with the complaint.

Looking to the above facts the Bid so far rejected by the Procurement Committee seems to be justified. The complaint do not merit any consideration, which does not call for any interference, hence same stands filed.

Bing & M. Tech, M. B. M.

For
District Accounts Officer
Sukkur
(Member CRC)

Amman
AEN
Executive Engineer
Barrage Division
Sukkur
(Member CRC)

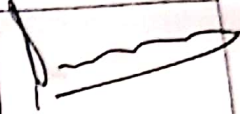


(Signature)
(Syed Muzammil Muzafar Musavi)
Superintending Engineer
Provincial Highway Circle
Sukkur
(Chairman CRC)

Meeting of Complaint Redressal Committee over complaint made by

1. M/S. Abra Construction Co: Government Contractor.

V/S. Executive Engineer Provincial Highway Division Sukkur

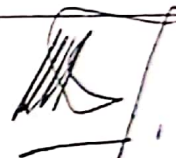
Held on 01-06-2020

S.No	Name of Participant	Designation	Contact No:	Signature
1.	Syed.Muzammil Muzaffar Musavi	SuperIntending Engineer Provincial Highway Circle Sukkur	0333-7893173 1	
2.	Abd-Muhammad Mansoor	Sub-Commissioner CDAO Sukkur	0302-3611585	
3.	Ameer Bux Mahar	A A EN	0333-654 9775	
4.				

S. Masroor
Hassan.

MEM, P.H.D,
Sukkur.

0300/256438



OFFICE OF THE
SUPERINTENDING ENGINEER PROVINCIAL HIGHWAY CIRCLE SUKKUR

Ph: 071-9310768
Fax: 071-9310767

No. BB-(i)/ 473/2020

Dated: 21/05/2020

To

The District Accounts Officer
Sukkur (Membur CRC)

The Executive Engineer
Barrage Division
Sukkur (Member CRC)


Subject: **MEETING OF COMPLAINT REDRESAL COMMITTEE (CRC)**
NIT NO: TC/G-55/ 17 Dated: 06-01-2020 called by the
Executive Engineer Provincial Highway Division Sukkur

The complaint is received from the M/S. Abra Construction Co:
Contractors and builders Contractor / Firm vide application No: CB/PHWSK/001
Dated: 18-05-2020, against NIT called by the Executive Engineer Provincial
Highway Division Sukkur.

In this regards under Superintending Engineer Provincial Highway
Circle Sukkur / Chairman (CRC) has been pleased to convene the complaint
Redressal Committee Meeting on **01-06-2020 @ 03:00 PM (Monday)** to redresser
the grievances of the complainant / Contractor.

It is requested to make it convene to attend the said meeting at
mentioned time and venue to contemplate into complaint and decide the issued as
per rules.

DA/As...Above


SUPERINTENDING ENGINEER
PROVINCIAL HIGHWAY CIRCLE
SUKKUR

C.C to:-

- 1 The Secretary to Government of Sindh Works & Service Department Karachi for favour of kind information
- 2 The Managing Director, SPPRA Karachi
- 3 The Chief Engineer Highway Sukkur for favour of kind information
- 4 The Executive Engineer Provincial Highway Sukkur for information. He is requested to be present before aforesaid Committee well in time & venue alongwith relevant documents / detailed report into the matter.
- 5 M/S. Abra Construction Co: Contractors and builders, (Sub Office) Abra House Wagan Road, Near Sachal Police Station Larkana. He is requested to attend this office on the above date & time

SUPERINTENDING ENGINEER
PROVINCIAL HIGHWAY CIRCLE
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