



Government of Sindh  
Sindh Public Procurement Regulatory Authority



NO.AD (L-II)/SPPRA/CMS-3248/2021-22/CE2

Karachi, dated 30th June: 2022

TO,

The Executive Engineer  
Public Health Engineering (DEV) Division  
**Ghotki@MirpurMathelo**

**Subject: DECISION OF THE REVIEW COMMITTEE OF SINDH PUBLIC PROCUREMENT REGULATORY AUTHORITY**

The undersigned is directed to refer to the subject cited above and to enclose herewith a copy of the Authority's Review Committee decision in the appeal preferred by M/S **Ibrahim Solangi Vs Executive Engineer Public Health Engineering (DEV) Division Ghotki @ MirpurMathelo** held on 13.6.2022 for information & necessary action.

  
Assistant Director (LEGAL-II)

**A copy is forwarded for necessary action to:**

1. The Secretary to the Government of Sindh, Public Health Engineering Department
2. Assistant Director I.T. SPPRA (**with advice to post the decision on authority website in terms of Rule-32(11) of SPP Rules, 2010**).
3. The PS to Chairman / Member of the Review Committee
4. The Appellant M/S Ibrahim Solangi



GOVERNMENT OF SINDH  
SINDH PUBLIC PROCUREMENT REGULATORY AUTHORITY



No.AD (L-II) SPPRA/CMS-3248/2021-22

Karachi, dated the 29<sup>th</sup> June, 2022

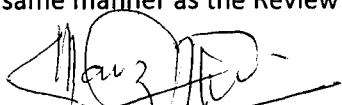
**BEFORE REVIEW COMMITTEE OF SINDH PUBLIC PROCUREMENT REGULATORY  
AUTHORITY UNDER RULE-32 OF SPP RULES 2010.  
Decision of the Review Committee held on 14.06. & 16.06.2022**

Name of Appellant	M/s Ibrahim Solangi
Procuring Agency	Executive Engineer Public Health Engineering (Dev) Division Ghotki @ MirpurMathelo
PPMS ID #	T01029-21-0008
Reference No.	TC/G-148/345 DATED: 18-03-2022
Appeal Received in Authority Dated	23.5.2022
Complaint of the Appellant Addressed to the Chief Engineer Public Health Engineering Department Sukkur .(Chairman Complaint Redressal Committee)	Dated:08-05-2022
Dated of Posting Notice Inviting Tender	0 = 27-03-2022
Date of Opening (First Opening)	12.04.2022
Date of Opening (Second Opening )	27.04.2022
Date of Posting Bid Evaluation Report	Various BER's have been uploaded from 24.05.2022 to 25.5.2022
Date of Posting Contract Documents	Not posted up-to the date of hearing
SPPRA Observations communicated on	30.3.2022 (F)
Estimated Cost of NIT Total	About 388 Million
Total works in NIT	19 Works
Appellant Related work	Not mentioned in Appeal
Issue involved	Not Showing the bid of the appellant
Complaint of the Appellant Addressed to the Chief Engineer Public Health Engineering Department Sukkur .(Chairman Complaint Redressal Committee)	Dated:08-05-2022
CRC Decision	No any

1. The matter was listed for hearing before the Review Committee. The appellant failed to appear before the Review Committee. The Review Committee decided to adjudicate the matter ex-parte in terms of Rule 32(9) of the SPP Rules.
2. The Committee was informed that the appellant had submitted that he had sent his bids via courier services and the same were received at the office of the procuring agency but his bids were not shown in Bid Evaluation Report. The appellant complained that the procuring agency wanted to award the contract on favoritism.
3. The Committee was also informed that a letter had been received from the appellant whereby he informed that he had withdrawn his bid and would not appear for hearing before the Review Committee.
4. The Committee was informed that the appellant is a habitual complainant and he files the wrong and false complaints to drag the matter which cause financial losses and create inconvenience of travelling and wastes the time of work.
5. The Review Committee observed that the appellant had filed the frivolous appeal.
6. The Committee noted that the problem of frivolous Review appeals is not only hampering smooth working of the Authority but also causing huge losses of time and resources and also cause harm to many entities, and in many ways. The procuring agency against whom the groundless complaint is lodged becomes the source of serious harassment and inconvenience, in some cases reputation is stake. The Review Committee process itself becomes clogged, disrupted, and delayed, thus affecting the other appellants in general, and becomes source of the undue delay in the disposal. The situation therefore cries out for remedies to avert these harms.
7. It was observed that the appellants had paid Rs.5,000/(Five Thousands) as Review Appeal fees.

**Decision of the Review Committee:-**

Given the proceedings findings/observations and after due deliberation, the Review Committee, in exercise of powers conferred upon it under Rule 32(7) of SPP Rules declares the instant review appeals frivolous and the Review Committee is of the unanimous opinion that the appellant has filed this review appeal to misuse the forum of the Review Committee for ulterior motives. Therefore, the Review Committee declares that the bid security submitted by the appellant was to be forfeited by the procuring agency but he had already withdrawn his bid security. Consequently, the committee decided to impose a penalty, equivalent to five times of the amount submitted as the Review Appeal fees, on the appellant. The Appellant shall submit penalty of Rs.25,000, (Twenty Five thousands) to the Authority in the same manner as the Review Appeal fees is submitted.




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(Member)

Manzoor Ahmed Memon  
(Member SPPRA Board)




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(Member)

G. Muhiuddin Asim  
Representative of DG, UP&SP, P&DD Board  
Planning & Development Department Karachi




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(Member)

Munir Ahmed Shaikh  
Independent Professional




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Chairman

Atif Rehman  
Managing Director  
(Sindh Public Procurement Regulatory Authority)