



GOVERNMENT OF SINDH
SINDH PUBLIC PROCUREMENT REGULATORY AUTHORITY



NO.D D (L-II)/SPPRA/CMS-3821/2022-23/ 1190

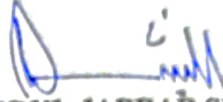
Karachi, dated the June 2023

To,

The Chief Administrator Auqaf,
Sindh Hyderabad
HYDERABAD,

**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 decision of Review Committee meeting held on 07.06.2023 against Review Appeal submitted by M/s Wasif Ghafoor on NIT No T01324-22-0008 for your information.


(ABDUL JABBAR SHAIKH)
LEGAL COORDIANTOR

A copy is forwarded for information and necessary action to:

1. The P.S to Secretary to Government of Sindh, Auqaf and Religious Affairs.
2. Assistant Director (I.T), SPPRA (with an advice to post the decision on the Authority's website in terms of Rule-32(11) of the SPP Rules, 2010)
3. The Chairperson / Members of Review Committee (All)
4. M/s Wasif Ghafoor, R-134 Sehrena Garden Scheme- 33 Kiran Hospirtal Road, Safora, Karachi Mob No 0310-2229281 (the Appellants)



GOVERNMENT OF SINDH
SINDH PUBLIC PROCUREMENT REGULATORY AUTHORITY



Decision of the Review Committee of Sindh Public Procurement Regulatory Authority (SPPRA) held on 07.06.2023 under Rule 31(5) read with Rule-32 of the SPP Rules, 2010

M/s Wasif Ghafoorthe Appellant

V/S

The Chief Administrator Auqaf Sindh Hyderabad the Procuring Agency

1. Introduction:

1. The Chief Administrator Auqaf Sindh Hyderabad "The Procuring Agency" invited bids for procurement of various works vide NIT No. AUQF/(CAA) dated 29.3.2023 in Newspapers and also hoisted on SPPRA Website vide Serial No. T01324-22- 0008. Method of Procurement was Single Stage Two Envelope.
2. The appellant participated in works mentioned at S. No. 3, 4 & 8 of the NIT. Procurement Committee opened the bids on 28.04.2023.
3. The Appellant submitted that the procuring agency did not inform him about the financial opening of bids.
4. The copy of CRC application was received to this Authority on 18.05.2023 with a request to look into the malafide intentions of the procuring agency and restrain the Procuring Agency from awarding the contract.
5. The CRC failed to decide the matter within 7 days. Therefore, the appellant submitted a Review Appeal before the Review Committee on 29.05.2023 with a request to decide the matter within best interest of justice.

2. Proceedings of the Meeting:

6. The Chair welcomed the participants. The Committee was informed that the appellant failed to appear before the Review Committee. Furthermore, the Review Committee was informed that the appellant has withdrawn his Review Appeal on the date of hearing of the appeal of the appellant vide letter dated 07.06.2023.

3. Observations of the Review Committee :

7. The Review Committee observed that behaviour of the appellant towards his appeal showed that he had filed the frivolous appeal as he has not pursue his appeal seriously.

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The Committee noted that that submission of frivolous Review Appeals is not only hampering smooth working of the Authority but also causing huge losses of time and resources to the exchequer.

9. 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.

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 has decided as under;

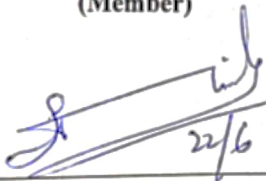
1. Dismiss the instant Review Appeals being frivolous.
2. Directed the Procuring Agency to forfeit the bid security submitted by the appellant.
3. Impose a penalty on the appellant an amount equivalent to ten times of the amount paid as Review Appeal fees. The appellant is directed to pay amount of penalty of Rs.200,000/- (Two Hundred Thousand only) in shape of Pay Order in favour of SPPRA within 15 days from the issuance of this decision failing which no Review Appeal shall be considered in future.



(Manzoor Ahmed Memon)
Member SPPRA Board
(Member)



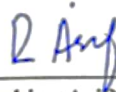
(Syed Adill Gilani)
Member SPPRA Board
(Member)



(Engr. Syed Muhammad Shikaib)
Independent Professional
(Member)



(Khair Muhammad Kalwar)
Special Secretary
Planning & Development Department
(Member)



(Rubina Asif)
Managing Director, SPPRA
(Chairperson)