



GOVERNMENT OF SINDH  
SINDH PUBLIC PROCUREMENT REGULATORY AUTHORITY



NO.D D (L-II)/SPPRA/CMS-3805/2022-23/ 1195

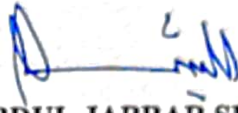
27<sup>th</sup>  
Karachi, dated the June 2023

To,

The Project Director,  
Mega Project, Local Govt  
**KARACHI.**

**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 21.06.2023 against Review Appeal submitted by M/s Muahammad Azeem Shah Khetran on NIT No T01912-22-0006 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, Local Government Department.
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 Azeem Shah Khetran, Suit B-11, KDA Overseas Apartments Block 13 Gulshan-e-Iqbal Karachi, (the Appellants)



GOVERNMENT OF SINDH  
SINDH PUBLIC PROCUREMENT REGULATORY AUTHORITY



Decision of the Review Committee of SPPRA under Rule-32 of the  
SPP Rules, 2010 Held on 21.06.2023

M/s Muhammad Azeem Shah Khetran ..... the Appellant

V/S

The PD (Mega Project) Local Government Department..... The Procuring Agency

**1. Introduction:**

- 1.1. The Project Director, (Mega Project) Local Government Department "The Procuring Agency" invited bids for procurement of various works vide NIT No. LGD/MEGA/ADP/2022-23/57 dated 20.3.2023 in Newspapers and also hoisted on SPPRA Website vide Serial No. T01912-22- 0006. Method of Procurement was Single Stage One Envelope.
- 1.2. The appellant mention the work at Sr. No. 05 for which he had applied. Procurement Committee opened the bids on 13.04.2023.
- 1.3. The Appellant submitted that the procuring agency did not inform him about the financial opening of bids.
- 1.4. The Appellant approached to CRC on 05.05.2023 with a request to look into the malafide intentions of the procuring agency and restrain the Procuring Agency from awarding the contract.
- 1.5. The CRC failed to decide the matter within 7 days. Therefore, the appellant submitted a Review Appeal before the Review Committee on 25.05.2023 with a request to decide the matter within best interest of justice.

**2. Proceedings of the Meeting:**

- 2.1. 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 appeared before the Review Committee in the first meeting on 07.06.2023. The Procuring Agency did not appear before the Review Committee. The Appellant and the Procuring Agency were called 02<sup>nd</sup> time on 22.06.2023. Mean while a letter No. dated 14.06.2023 was received from the appellant wherein the appellant submitted that he has come to know that his bid was not the lowest. Therefore he withdraws his bid security form the procuring agency and his appeal that he had submitted before the Review Committee.

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### 3. Observations of the Review Committee :

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

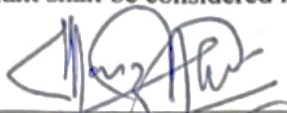
3.2. The Committee noted that ~~that~~ submission of frivolous Review Appeals is not only hampering smooth working of the Authority but also causing huge losses of time and resources to the exchequer.

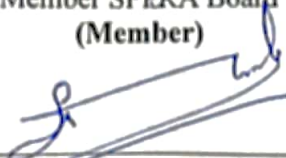
3.3. The Review Committee is of the unanimous opinion that the appellant has filed this review appeal to misuse the forum of the Review Committee for ulterior motives.


### Decision of the Review Committee:

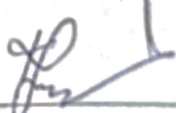
Given the proceedings findings/observations and after due deliberation, the Review Committee, in exercise of powers conferred upon it under Rule 32(7) of SPP Rules has decided as under:

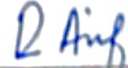
1. Dismiss the instant Review Appeals being frivolous.
2. Directed the Procuring Agency to forfeit the bid security submitted by the appellant.
3. Impose a penalty on the appellant an amount equivalent to ten times of the amount paid as Review Appeal fees. The appellant is directed to pay amount of penalty 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 of the appellant shall be considered in future.

  
\_\_\_\_\_  
(Manzoor Ahmed Memon)  
Member SPPRA Board  
(Member)

  
\_\_\_\_\_  
(Engr. Syed Muhammad Shakaib)  
Independent Professional  
(Member)

  
\_\_\_\_\_  
(Syed Adill Gilani)  
Member SPPRA Board  
(Member)

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

  
\_\_\_\_\_  
(Rubina Asif)  
Managing Director, SPPRA  
(Chairperson)