GOVERNMENT OF SINDH
SINDH PUBLIC PROCUREMENT REGULATORY AUTHORITY

NO.LC/SPPRA/CMS-3374/2022-23/٥١٩٢ Karachi, dated the 22nd September, 2023

To,

The Executive Engineer,
Highways Division, Works & Services
Department Ghotki.

Subject: **DECESION 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 20.07.2023 against Review Appeal submitted by **M/s Fida Hussain Lakho** on NIT No T00521-21-0006 for your information.

(ABDUL JABBAR SHAIKH)
LEGAL COORDIANTOR

A copy is forwarded for information and necessary action to:

1. The Secretary Works & Services Department, Government of Sindh, Karachi.
2. Assistant Director (I.T), SPPRA **(with an advice to upload 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 Fida Hussain Lakho, Al Ghous Hotel Railway Station Road Ghotki, Mobile No 0300-7011173 **(The Appellant)**

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Decision of the Review Committee Meeting of SPPRA under Rule-32 of the SPP Rules, 2010 held on 20.07.2023

M/s Fida Hussain Lakho ..... The Appellant

V/S

XEN, Highways Division Ghotki..... The Procuring Agency

1. Introduction:

1.1 The Executive Engineer, Highways Division Ghotki "The Procuring Agency" invited bids for procurement of various works vide NIT No. TC/G-55/257 dated 18.03.2022 through publication in Newspapers and also hoisted on SPPRA Website vide Serial No. T00521-21- 0006.The method of Procurement was Single Stage Two Envelope.

1.2. The Appellant submitted a complaint to the Complaint Redressal Committee of the procuring agency on 30.5.2022. However; the meeting of CRC was not convened within the stipulated time period as provided in the Rules.

1.3 The appellant therefore submitted a Review Appeal on 05.07.2022 vide letter dated 04.07.2022 under Rule 31(5) of the SPP Rules 2010.

2. Proceedings of the Meeting:

2.1 The Chair welcomed the participants. The Committee were apprised that the appeal was listed to check the maintainability. The Members of Review Committee asked from the appellant as to whether he has withdrawn the bid security from the procuring agency or otherwise. The appellant replied that he had withdrawn his bid security from the procuring agency and showed the receipts to the committee members.

3. Observations of the Review Committee:

3.1 The Review Committee observed that the appellant had already withdrawn his Bid Security, therefore, his appeal cannot be considered in terms of Rule 32(1) of the SPP Rules 2010 which is as under;

> "A bidder not satisfied with the decision of the procuring agency's complaints redressal committee may lodge an appeal to the Review Committee within ten (10) days of announcement of the decision provided that **he has not withdrawn the bid security**, if any, deposited by him"

4. **Decision of the Review Committee**

The Review Committee, after due deliberation, **dismiss** the instant Review Appeal as the appellant had already withdrawn his Bid security from the procuring agency.

(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)