



NO.GM/PHED/ 770 of 2019
OFFICE OF THE CHIEF ENGINEER
PUBLIC HEALTH ENGINEERING DEPARTMENT
GOVERNMENT OF SINDH, SUKKUR

Sukkur Dated. 15/3 /2019

Phone No.071-9310448

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(Email Add: cephedsukkur@gmail.com)

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To,

M/S AM & MJ – RMS Joint Venture.
Bunglow # 233, Bypass Military Road,
Sukkur

SUBJECT: - REASON FOR DISQUALIFICATION OF AM & MJ – RMS JOINT VENTURE

Reference: Your application dated, 08.03.2019 received by the CRC & unanimous decision over it is taken as following.

After, detailed scrutiny of application and opinions of you and replies offered by Chairman Procurement Committee and regulation rules sub rule 5.2 (III)(a) percentage rate, the Complaint Redressal Committee (CRC) unanimously has regretted and rejected your application on the grounds that none of the Firms of Joint Venture has experience of any Work of same nature, as neither they have completed nor have any work in hand of similar nature. Resultantly the Firm secured less score then the minimum qualifying score of 70%.

D.A/As above.

(SHAMSUDDIN SHAIKH)
CHIEF ENGINEER

PUBLIC HEALTH ENGG: DEPARTMENT,
GOVT: OF SINDH SUKKUR.

CC. to the :-

- Director (CB), SPPRA Karachi for information.
- Superintending Engineer, Public Health Engineering Circle Larkana for information.
- Executive Engineer/ Member CRC, Public Health Engineering Division, Sukkur for information.
- Representative District Accounts Officer Sukkur / Member for information.

SPFRA INWARD DIARY
No. 1072/17
DATED 21/3/19

24/3

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**MINUTES OF MEETING OF COMPLAINT REDRESSAL COMMITTEE HELD ON
15.03.2019 UNDER THE CHAIRMANSHIP OF CHIEF, ENGINEER, PHED, SUKKUR
CHAIRMAN OF THE COMMITTEE.**

Subject:- Reasons for disqualification of Technical Proposals of two participants, i.e.

1. M/SAM & MJ – RMS Joint Venture and
2. M/S Bahadur Ali Shaikh.

Following attended the meeting

(The Attendance Sheet is attached)

- | | | |
|----|---|----------------------------|
| 1. | Mr. Shamsuddin Shaikh
Chief Engineer, PHED Sukkur | (Chairman) |
| 2. | Mr. Ahsan Ali Chohan
Executive Engineer, PHE Div: Sukkur | (Member) |
| 3. | Mr. Ali Muhammad Mangnejo
DAO Sukkur) | (Member, Representative of |

At the outset of meeting, chair welcomed all participants. The respondent in written reply stated that:

1. The Bid for the works 1. "Sukkur Drainage Scheme" & 2. "Rohri Drainage Scheme" were invited by the Executive Engineer, PHED, Sukkur, from the Contractors/ firms registered with Pakistan Engineering Council (PEC) having specialized Code & Financial Category as per guidelines issued by SPPRA, with opening date of bids i.e. 18/01/2019 on single stage, two envelope process.
2. The NIT was well advertised in leading Newspapers and hoisted on SPPRA's Website.
3. The Bids were invited on open competitive bidding process of Procurement.
4. The Standard Bidding Documents were issued to 6 No. interested Firms over the work "Sukkur Drainage Scheme" and 5 No interested Firms over the work "Rohri Drainage Scheme".
5. The sealed envelopes containing Technical and Financial proposals were received in the Tender Box and found 6 Firms contesting over work "Sukkur Drainage Scheme" and 4 Firms over work "Rohri Drainage Scheme".
6. The technical proposals were opened on dated 18/01/2019.
7. The technical proposals were vetted, wherein 04 Firms out of 6 contesting Firms qualified technically, for the work of "Sukkur Drainage Scheme", and 3 Firms out of 4 contesting Firms qualified for the work "Rohri Drainage Scheme".
8. Complaint Redressal Committee notified by the Secretary, Public Health Engineer & Rural Development Department, Karachi vide No.SO(T)/PHE/SPPRA Rules 2010, dated 21/04/2018 called the applicants vide letter No. GM/PHED/721 dated 13-03-2019 who appeared before the Committee on dated 15/03/2019.

The Complaint Redressal Committee reviewed the applications in presence of Applicants/ complainant and Procurement Committee.

1. **M/S AM & MJ – RMS Joint Venture**

Mr. Najeeb Khan, authorized representative of M/S AM & MJ-RMS Joint Venture Firm, which participated in both works, confirmed that the application is made by them. The Chair asked from him that if he has any other observation except those mentioned in application may also state. He confined himself on the observations mentioned in the application. His application was considered along with the replies of Procurement Committee as under;

S.No.	Complaint	Reply
1	That, I am qualified government Contractor having license of Pakistan Constructor/ Operator (under the byelaws of Pakistan Engineering Council 1987) issued by Pakistan Engineering Council, Islamabad.	No Comments.
2	That through Tender Notice bearing No.TC/G-148/1327, dated 30/11/2018, the Public Health Engineering Division, Sukkur inviting the sealed bids for 2 nos. different work for interested contractor/ firms on standard bidding documents under SPPRA Rule 2010.	Agreed.
3	It is requested that I was a participant in the above mentioned NIT wherein I have been declared unqualified in the first round of opening of technical bid on the ground that I had failed to produce the work orders in the relevant department and completion certificates of like nature works and due to applied by Joint Venture fir whereas my one of company is registered from PEC in Category-CA and other in CB. Moreover Joint Venture were specifically called through tender bidding documents, but because on malafide of Procurement Committee is have been disqualified.	The Technical Bid (First round) was disqualified on the following reasons. a. The applicant had failed to produce the Work Orders of any on-going Works of same nature. b. Also not produced the completion certificates of likewise works of similar nature as per requirement of NIT. c. The applicant have not fulfilled the requirements of Joint Venture. Also the Joint Venture was not found registered with PEC. No any Joint NTN/ SRB Account or Joint Bank Account was opened or available with the complainant firm. The Call Deposit also submitted was prepared by one firm, not by Joint Venture.

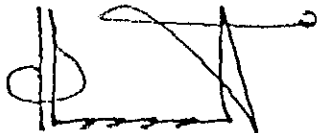
Decision: After detailed deliberations, the Complaint Redressal Committee (CRC) regretted and rejected the application on the grounds that none of the Firms of Joint Venture has experience of any Work of same nature, as neither they have completed nor have any work in hand of similar nature. Resultantly the Firm secured less score then the minimum qualifying score of 70%.

2. **M/S Bahadur Ali Shaikh**

The representative of "Bahadur Ali Shaikh", was called but he did not appear before the Committee. Nevertheless, his application was considered along with the replies of Procurement Committee as under;


That, I am qualified Government Contractor having license of Pakistan Constructor/ Operator (under the bye-laws of Pakistan Engineering Council 1987) issued by Pakistan Engineering Council, Islamabad.	No Comments.
That through Tender Notice bearing No.TC/G-148/1327, dated 30/11/2018, the Public Health Engineering Division, Sukkur inviting the sealed bids for 2 nos. different work for interested contractor/ firms on standard bidding documents under SPPRA Rule 2010.	Agreed.
It is requested that I was a participant in the above mentioned NIT wherein I have been declared unqualified in the first round of opening of technical bid on the ground that I had failed to produce the work orders in the relevant department and completion certificates of like nature works and previously in the like natured NIT No.TC/G-148/1254, dated 14/11/2018. I was declared successful by the same Executive Engineer two months prior to this present disqualification whereas the terms & conditions remained same. It is humbly submitted that the present disqualification in the above mentioned NIT.	The minimum qualifying score fixed for the subjected work was 70%. The company of M/S Bahadur Ali Shaikh, however, secured the score of 60%. Hence was disqualified.

Decision. After detailed deliberations the forum regretted and rejected his application on the ground that none from the Firm/ Company appeared for defending the case. Besides that, the Firm secured less score than the minimum qualifying score of 70%.



(AHSAN ALI CHOHAN)
EXECUTIVE ENGINEER / MEMBER,
COMPLAINT REDRESSAL COMMITTEE
PUBLIC HEALTH ENGG: DIVISION,
SUKKUR

Being a non Tech. Membr



(A) MUHAMMAD MANGNEJO
MEMBER,
REPRESENTATIVE OF
DISTRICT ACCOUNTS OFFICE
SUKKUR



(SHAMSUDDIN SHAIKH)
CHIEF ENGINEER / CHAIRMAN,
COMPLAINT REDRESSAL COMMITTEE
PUBLIC HEALTH ENGG: DEPARTMENT,
GOVT: OF SINDH SUKKUR



**SUPERINTENDING ENGINEER
PUBLIC HEALTH ENGG: CIRCLE
LARKANO**

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phecir.larkana@gmail.com

No.BWS/PHED/557 /of 2019

Larkano Dated: 15 /Mar/ 2019

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“Say No To Corruption”

The Assistant Director (Legal-II),
Public Procurement Regulatory Authority,
Government of Sindh,
Karachi.

Subject: Complaint under SPPRA Rules Grearding NIT No.TC/G-148/1327-2018 dated 30.11.2018.

Reference: Your office letter No.AD(L-II)/SPPRA/CMS-35/2018-19, dated 14/03/2019.

In response to the referenced letter, it is informed that the Chief Engineer, Public Health Engineering Department, Sukkur is a Chairman of Complaint Redressal Committee vide Notification issued by Secretary, Public Health Engineering & Rural Development Department, Karachi No.PHE/SPP-Rules/2010 (Amended 2017), dated 21st April 2018 (Copy enclosed).

Resultantly the decision of subject complaint pertains with Chairman Complaint Redressal Committee and the office of Chief Engineer, Public Health Engineering Department, Sukkur.

This is submitted for kind information & perusal.

DA/AS ABOVE.

(Abdul-Wahab-Sahito)
Superintending Engineer
Public Health Engg: Circle
Larkano

C.C

- Chief Engineer/ Chairman, Complaint Redressal Committee, Public Health Engineering Department, Government of Sindh, Sukkur.
- Executive Engineer, Public Health Engineering Division, Sukkur.

SPPRA INWARD DIARY
NO: 122/65
DA: 21/3/19

21/3
AD(L-2)
22/3

GOVERNMENT OF SINDH
PUBLIC HEALTH ENGINEERING &
RURAL DEVELOPMENT DEPARTMENT

Karachi dated the, 21st April, 2018

NOTIFICATION

PHE/SPP-Rules/2010: In exercise of the powers conferred by Rule-31 of SPP Rules-
ded in 2017), a Uniform Complaint Redressal Committee for all Public Health
Divisions is hereby constituted as under:

Chief Engineer, (Concerned)

Chairman

Executive Engineer,
Concerned

Member/Secretary

Representative of office of the
Accountant General Sindh/District Accounts Officer.

Member

The committee shall act in accordance with SPP Rules, 2010 (amended in 2017)

(Dr. RIAZ AHMED MEMON)
Secretary

- The Chairman, P&D Board, Govt. of Sindh, Karachi
- The Secretary Finance Dept. GoS, Karachi
- The Commissioners. (all in Sindh).
- The Managing Director, SPPRA, Karachi.
- The Accountant General, Sindh, Karachi/District Accounts Officer Sindh.
- The Chief Engineer, PHED, Hyderabad/Sukkur.
- The Superintending Engineer (all in Sindh)
- The PS to Secretary, PHE & RDD, Govt. of Sindh, Karachi.


(MUHAMMAD BUX FARWAI)
Section Officer (Tech)/PHE