



NO.SE(EWCH-II)/B&A/ 43

SUPERINTENDING ENGINEER
EDUCATION WORKS CIRCLE HYDERABAD-II
@ 1st Floor Block-E Shahbaz Building

Hyderabad Dated: - 16 / 9 / 2020.

To,



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

SUBJECT: - COMPLAINT REDRESSAL COMMITTEE.

Reference: - i) Your letter No:AD(L-II)/SPPRA/CMS-1634/2020-21/10712,
dated 08-09-2020.
ii) Your letter No:AD(L-II)/SPPRA/CMS-1634/2020-21/10755,
dated 10-09-2020.

In response to complaints received by this office by Contractors for N.I.T No:XEN(EWD)/A.B/TC/231, dated 22-07-2020 of Education Works Division Sujawal and N.I.T No:TC/G-55/EWDT/NIT/54 & 56, dated 27-07-2020 of Education Works Division Thatto, the meeting of Complaint Redressal Committee was held on 14-09-2020 in the office of Education Works Division Thatto.

The Minutes of Meeting/Decision of Complaint Redressal Committee are enclosed herewith for your information and taking further necessary action.

(ENGR. IRSHAD AHMED MEMON)
SUPERINTENDING ENGINEER/
CHAIRMAN
COMPLAINT REDRESAL COMMITTEE
EDUCATION WORKS CIRCLE
HYDERABAD-II

Copy forwarded for information to: -

1. The Chief Engineer, Education Works Hyderabad.
2. The Executive Engineer, Education Works Division Thatto.
3. The Executive Engineer, Education Works Division Sujawal.
4. Copy to Procurement Committee Members Thatto/Sujawal
5. All Complaining Contractors.
6. Office file.

Post the CRC
decision then
put up Anna
17/09/2020
ASST

SUPERINTENDING ENGINEER
CHAIRMAN
COMPLAINT REDRESAL COMMITTEE
EDUCATION WORKS CIRCLE
HYDERABAD-II

1566
09/09/20
9951

MINUTES OF MEETING OF COMPLAINT REDRESSAL COMMITTEE HELD ON 14-09-2020 IN THE OFFICE OF EXECUTIVE ENGINEER, EDUCATION WORKS DIVISION THATTO.

- The meeting started at 2.00 p.m
- The District Accounts Officer Thatto/Sujawal did not attend the meeting. Keeping in view the urgency and importance of the matter Divisional Accounts Officer Mr.Jawaid Akhar Lodhi was nominated as Member a representative of Accountant General Sindh Karachi.
- The meeting started under the Chairmanship of Superintending Engineer, Education Works Circle, Hyderabad-II with two members Mr.Jawaid Akhar Lodhi Divisional Accounts Officer of Executive Engineer, Education Works Division Thatto (Representative of Accountant General Sindh) and Mr. Shafique Ahmed Channar, Executive Engineer Education Works Division Badin (Representative of Head of Procurement Agency).
- The meeting was fixed to consider the complaints regarding Tenders invited by Executive Engineer, Education Works Division Sujawal vide N.I.T No:XEN(EWD)/A.B/TC/231, dated 22-07-2020 and by Executive Engineer, Education Works Division Thatto vide N.I.T No:TC/G-55/EWDT/NIT/54 & 56, dated 27-07-2020.
- First of all complaints received regarding the N.I.T of Sujawal was considered.
- The Committee reviewed the following complaints pertaining to Education Works Division Sujawal N.I.T No: No:XEN(EWD)/A.B/TC/231, dated 22-07-2020
 - 1) M/S Aamir Aftab Construction Company.
(SPPRA letter No:AD(L-II)/SPPRA/CMS-1645/2020-21/0755, Karachi dated 10th September, 2020.
 - 2) M/S Al-Fateh Construction Company.
(SPPRA letter No:AD(L-II)/SPPRA/CMS-1645/2020-21/0755, Karachi dated 10th September, 2020.
 - 3) M/S Muzafar Hussain & Brother, Dated 12-09-2020.

The companies were informed about the meeting but no any of the complainants appeared before the committee to explain their grievances. However, Committee called the concerned Executive Engineer Mr. Muhammad Hanif Shaikh Chairman Procurement Committee, Assistant Engineer Education Works Sub-Division Sujawal Mr. Muhammad Shaikh Member Procurement Committee and Assistant Engineer Public Health Engineering, Sub-Division Sujawal Member Procurement Committee Mr.Sadam Hussain and Tender Clerk Mr. Iqtidar Ahmed Soomro.

Above incumbents appeared before the Committee and informed that:

- 1) The matter of Mr. Amir Aftab has been resolved – The Executive Engineer, Education Works Division Thatto informed that Mr. Amir Aftab was issued tenders and he participated in the Bid and have obtained the work at S.No:75 of above mentioned N.I.T being the lowest Bidder such B.E.R is uploaded on SPPRA website too.
- 2) Regarding Mr. Al-Fateh Construction Company and M/S Muzafar Hussain Construction Company they stated that the Procurement Committee was present on the date and time of opening of Bids and the Complainant Contractors were not present and their Bids were also not submitted. The Executive Engineer Procurement Agency and Tender Clerk informed that both above complaining Contractors did not attend the office of Executive Engineer, Education Works Division Sujawal during the days of issuance of tenders and they never approach for issue of tender, therefore question of non-issuance does not arise.

The committee reviewed the submitted complaints of contractors Al-Fateh Construction Co: & M/S Muzafar Hussain Construction Co: and found that they have not attached any evidence which could prove that they were denied for participating in the tenders. If such was the case, they should have complained during that time to redress their grievances.

By receiving the applications of contractors and statements of officials/officers of Education Works Division Sujawal and Members of Procurement Committee and scrutinizing the Bidding process, the Complaint Redressal Committee unanimously rejected the complaints of contractors and found un-reasonable complaints without any proof and justification.

=> => => After dealing with N.I.T of Education Works Division Sujawal the complaints regarding the N.I.T's called by Education Works Division Thatto were reviewed.

The Complaint Redressal Committee considered following complaints regarding the N.I.T No:TC/G-55/EWDT/NIT/56/2020, dated 27-07-2020 Education Works Division Thatto.

- 1) M/S Tawakal Engineering Works.
- 2) M/S Shoeb Hussain Shah
- 3) M/S Kashif Rafique Enterprises
Through online Portal (C-002-10-09-20)

- 4) M/S Ramaan Sewani Memon.
- 5) Makhdoom Mohammad Hashim Thattvi.
- 6) M/S Dilawar Khan & Brothers
Through online Portal
(C-001-07-01-2020)

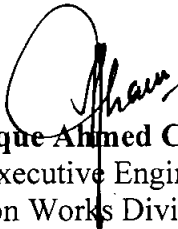
The Committee provided opportunity to Procurement Agency i.e Executive Engineer, Education Works Division Thatto and Tender Clerk to furnish their comments regarding the complaints, But they could not satisfy the Committee.


The Committee while scrutinizing the Tender process, found the process incomplete. The Bid documents, minutes of meeting etc: found incomplete and unsatisfactory.

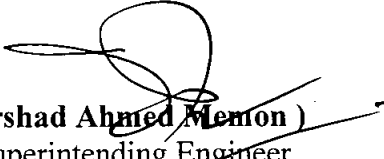
Committee also provided opportunity to all above contractors to listen their grievances in person. The Contractors at S.No:1 to 5 appeared in person and contractor at S.No:6 expressed his views on telephonic conversation.

After listening to complaining contractors and scrutinizing the Bid process, the Committee unanimously took the decision for cancellation of N.I.T No:TC/G-55/EWDT/54 & 56 dated 27-07-2020 invited by Executive Engineer, Education Works Division Thatto. He was directed to issue such letter of cancellation of N.I.T's and Re-call the tenders at earliest in the interest of public works and was directed to be very careful in Bidding Process/Procurement process of public work.

Meeting ended at 5.00 p.m


(**Shafique Ahmed Channar**)
Executive Engineer
Education Works Division Badin
(Representative of Head of
Procurement Agency)


(**Jawaid Akhtar Lodhi**)
Divisional Accounts Officer
Education Works Division Thatto
(Representative of A.G Sindh Karachi)


(**Irshad Ahmed Memon**)
Superintending Engineer
Education Works Circle Hyderabad-II
(Chairman Complaint Redressal Committee)

OFFICE OF THE EXECUTIVE ENGINEER EDUCATION
WORKS DIVISION SUJAWAL

No.XEN/EWD/SUJ/

308

Dated. 16 / 9 /2020

To


The Superintending Engineer /*chairman Redressal Committee*
Education Works Circle-II
Hyderabad

SUBJECT: COMPLAINT AGAINST PROCURING AGENCY XEN EDUCATION WORKS DIVISION SUJAWAL REGARDING MISPROCUREMENT AND IRREGULARITIES MADE IN TENDERING DURING PROCUREMENT PROCEEDING NO.XEN(EWD)AB/TC/231 DATED.22.07.2020 REQUEST FOR REDRESSAL OF GRIEVANCE AND SETTLEMENT OF DISPUTE IN TERMS OF RULE 31 SPPRA 2010 AMENDED 2019 NOT FOLLOWING PROCUREMENT PROCEEDING AND EVALUATION OF SPPRA RULE REGARDING NOT SUBMISSION AND OPENING OF BIDDING PROCESS REQUEST FOR CANCELLATION OF NIT.

Reference: Letter No.SE(EWC-II)PB/09 dated.08.09.2020.

In compliance to letter No. under reference, kindly find enclosed herewith parawise replies alleged by M/S Al Fatah Construction Co Government Contractor on separate sheet for favour of information and taking further necessary action please.

DA/As above


EXECUTIVE ENGINEER
EDUCATION WORKS DIVISION
SUJAWAL

REPLIES OF ALLEGATION ALLEGED BY M/S AL FATEH CONSTRUCTION CO, ON ACCOUNT "COMPLAINT AGAINST PROCURING AGENCY XEN EDUCATION WORKS DIVISION SUJAWAL REGARDING MISPROCUREMENT AND IRREGULARITIES MADE IN TENDERING DURING PROCUREMENT PROCEEDING NO.XEN(EWD)AB/TC/231 DATED.22.07.2020 REQUEST FOR REDRESSAL OF GRIEVANCE AND SETTLEMENT OF DISPUTE IN TERMS OF RULE 31 SPPRA 2010 AMENDED 2019 NOT FOLLOWING PROCUREMENT PROCEEDING AND EVALUATION OF SPPRA RULE REGARDING NOT SUBMISSION AND OPENING OF BIDDING PROCESS REQUEST FOR CANCELLATION OF NIT"

| S.No. | Allegation | Reply |
|-------|---|---|
| 1 | It is submitted that you kind honor that the traders have visited the office of executive engineer Education Works Division Sujawal on dated.19.08.2020 for participating in above subjected NIT for work No.29 (copy of application along with copy of call deposit and pay order and pay order are enclosed). There was no one except tender clerk was present. | Denied he is given false statement all the staff and undersigned were remain present in office. He has not submit application nor Call Deposit. He applied on 02.09.2020 after about 11 days point noted. |
| 2 | I have downloaded my work tender from SPPRA PPMS site but the chairman of procurement committee did not given us right and even did not allowed us to drop out tenders in tender box and also threat us time to time. | Denied he did not attend the office. how can office did not allowed. <i>As other many members of contractors were present.</i> |
| 3 | After 2:00 pm on dated.19.08.2020 procurement agency Education Works Division Sujawal tender Clerk says if you not accept this offer then we absent you in this bidding process and he also says we have right to absent you or reject you in this tender. | Denied the position of Tender Clerk is not as per his plea. |
| 4 | The procurement works Division Sujawal done illegal bidding process and they went without competition of works. This act is violation of SPPRA rule 24 but no other 02 members of procurement available in the office. | Denied, the fair competition was same. The attendance sheet signed by the all participant is attached as ready reference which is prof to deny his allegation. |


FACTS:

The complainant company name shown "Al Fateh Construction Co" proprietor **Shah Faisal** shows fake as the same agency is already registered with same name and proprietor is **Fateh Mohammad Mallah** which reflects that the registration of the complainant is fake. As per rule of Pakistan Engineering Council no company shall be registered with same name. In this case this position is seems, point noted (Photo copy of original firm is attached).

It is abnormal that undersigned was present at the time and date of issued and opening tenders. (18-8-2020 and 19-8-2020) along with two members.
As per SPPRA rule first of all he complains to Chairman redressal Committee and wait for specified period then he may go to SPPRA in this case he violated the rules.

This is submitted for favour of information

DA/AS above


EXECUTIVE ENGINEER
EDUCATION WORKS DIVISION
SUJAWAL



Federal Board of Revenue
Revenue Division - Government of Pakistan

ONLINE
VERIFICATION
SYSTEM

Online NTN/STRN Inquiry

Printed On: 3/15/2019 4:14:30 PM

Registration No 4120172281137

Reference No 1529902-3

STRN

Name FATEH MUHAMMED

Category Individual

PP/REG/INC No.

Address A 5 AZIZABAD HOUSING SOCIETY

Registered On 03-APR-2003

Tax Office RTO HYDERABAD

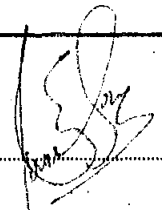
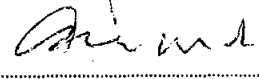

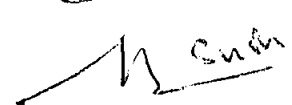
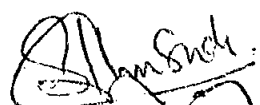
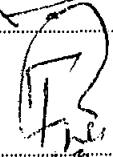

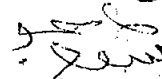

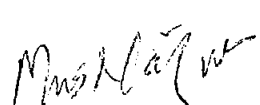
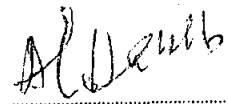
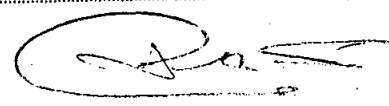
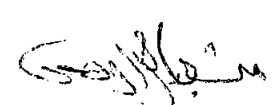
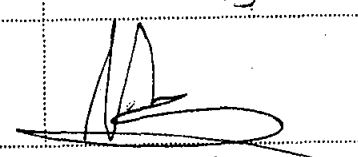
Registration Status Income Tax: Active

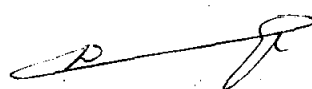
| Sr. | Business/ Branch Name | Business/ Branch Address | Principal Activity |
|-----|-----------------------------------|--------------------------|--------------------|
| 1 | M/S AL FATEH CONSTRUCTION COMPANY | | |

ATTENDENCE FOR OPENING OF TENDERS ON DATED. 18-8-2020
 AT EXECUTIVE ENGINEER EDUCATION WORKS DIVISION SUJAWAL

Reference No.XEN(EWD)AB/TC/ 231 dated. 22-7-2020

We the undersigned, do hereby certify our presence at Executive Engineer Education Works Division Sujawal today at the eve of opening of tenders and further confirm that the entire process of tendering was carried out as per rules and satisfactorily.

| S.NO. | NAME OF AGENCY | SIGNATURES |
|-------|----------------------|---|
| 1. | Ms Mehrab Alam Shah |  |
| 2. | Anwar Hussain Memon. |  |
| 3. | Kawar Memon. |  |
| 4. | S. B. Shah. |  |
| 5. | Sheerazi Builders. |  |
| 6. | Farhan - H-Enterpeni |  |
| 7. | Hanif Gandra. |  |
| 8. | Shafiq Mond Gandra |  |
| 9. | GLOBE Trading. |  |
| 10. | A.A. Memon |  |
| 11. | AL Habib. |  |
| 12. | Gandra Brothers |  |
| 13. | Monda Brothers |  |
| 14. | ghulam shah |  |


 XEN

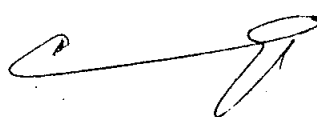


ATTENDENCE FOR OPENING OF TENDERS ON DATED _____
 AT EXECUTIVE ENGINEER EDUCATION WORKS DIVISION SUJAWAL

Reference No. XEN(EWD)AB/TC/ _____ dated. _____

We the undersigned, do hereby certify our presence at Executive Engineer Education Works Division Sujawal today at the eve of opening of tenders and further confirm that the entire process of tendering was carried out as per rules and satisfactorily.

| S.NO. | NAME OF AGENCY | SIGNATURES |
|-------|---------------------------|------------|
| 15 | Pak Cons Indus | Ab Jaha |
| 16 | M. VASEEN | Amir |
| 17 | Shuaib Ali Gov Contractor | Shuaib |
| 18 | Shahryar Ego | Sohaiz |
| 19 | Ahmed Jal | Ahmed Jal |
| 20 | S. Nurul Huda | Nurul Huda |
| 21 | M. Asifullah | Asifullah |
| 22 | M/s Syed Aijaz alishah | Aijaz |
| 23 | Abdul Aziz | Abdul Aziz |
| 24 | Tawad Enterprises | Tawad |
| 25 | Abdul Razzak | Razzak |
| 26 | Abdul Wahid | Wahid |
| 27 | Sajid Ali | Sajid |
| 28 | M. A. Comar | Comar |


XEN

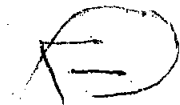
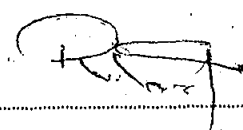
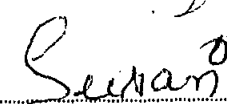
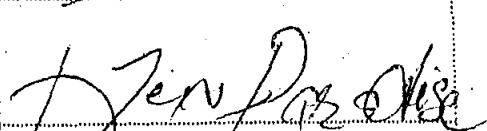
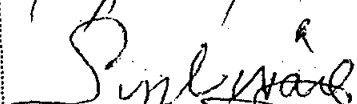
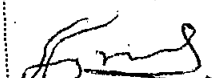
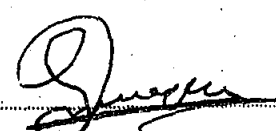
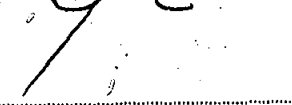
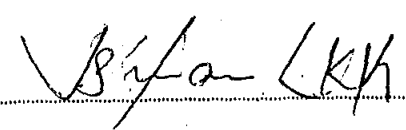
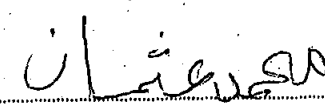
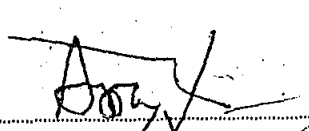

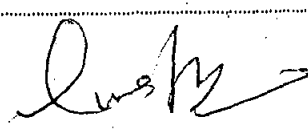
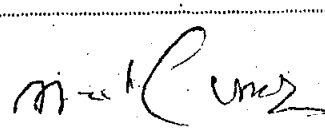



ATTENDENCE FOR OPENING OF TENDERS ON DATED. _____

AT EXECUTIVE ENGINEER EDUCATION WORKS DIVISION SUJAWAL

Reference No. XEN(EWD)AB/TC/ _____ dated. _____

We the undersigned, do hereby certify our presence at Executive Engineer Education Works Division Sujawal today at the eve of opening of tenders and further confirm that the entire process of tendering was carried out as per rules and satisfactorily.

| S.NO. | NAME OF AGENCY | SIGNATURES |
|-------|----------------------|---|
| 29 | Fozhar - 4 |  |
| 30 | Rahaman Radio Green |  |
| 31 | Raman Sevan |  |
| 32 | Neem Paradise |  |
| 33 | Home 3 Enterprises |  |
| 34 | Z.A.B. Hutto |  |
| 35 | G.N.S |  |
| 36 | S.B. Sheh |  |
| 37 | Ektu Construction |  |
| 38 | Muhammed Yaseen Khan |  |
| 38 | Al Qadir |  |
| 40 | Uzaid S Company |  |
| 41 | Syed Aijaz Ali Sheh |  |
| 42 | Mohammed Moosa Sevan |  |


XEN



ATTENDENCE FOR OPENING OF TENDERS ON DATED _____

AT EXECUTIVE ENGINEER EDUCATION WORKS DIVISION SUJAWAL

Reference No.XEN(EWD)AB/TC/ _____ dated. _____

We the undersigned, do hereby certify our presence at Executive Engineer Education Works Division Sujawal today at the eve of opening of tenders and further confirm that the entire process of tendering was carried out as per rules and satisfactorily.

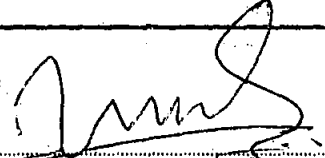
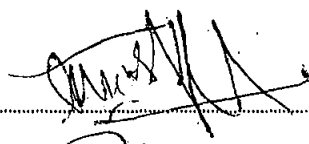
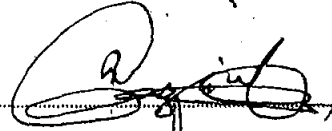
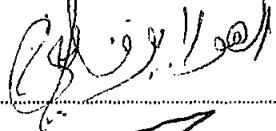
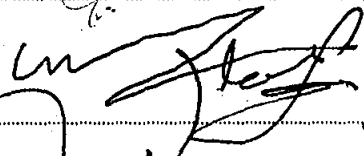
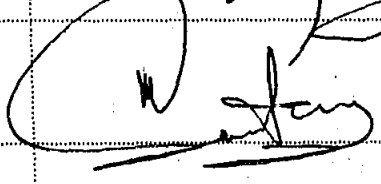
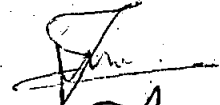
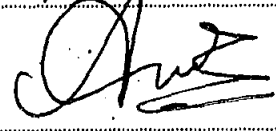
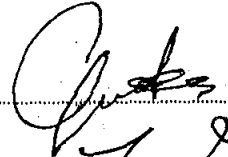
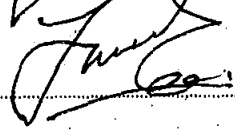
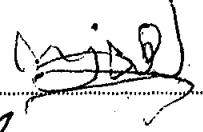
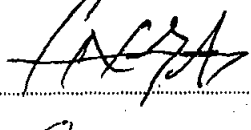
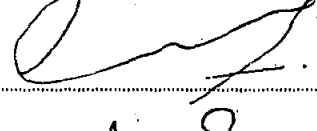
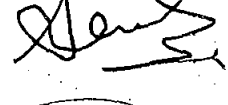
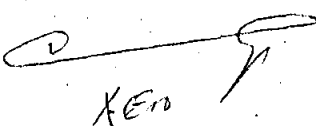

| S.NO. | NAME OF AGENCY | SIGNATURES |
|-------|--------------------------|------------|
| | سید علی محمد کوثری | |
| | Natho Sources | |
| | Akhter Ali | |
| | Anwar Ali Munir | |
| | Munir | |
| | A. Shafiq Sunny | |
| | Abdul Wameed Memon | |
| | S. M. Anwar | |
| | Shehnavaz Berohi | |
| | WIKYO Fajeez Enterprises | |
| | Muhammed Akbar Sunny | |
| | Abdul Rehman Fatha | |
| | Abdul Haleem Khali | |
| | Alnoor | |
| | A. Malik Raza | |
| | | |

ATTENDENCE FOR OPENING OF TENDERS ON DATED. _____

AT EXECUTIVE ENGINEER EDUCATION WORKS DIVISION SUJAWAL

Reference No. XEN(EWD)AB/TC/ _____ dated. _____

We the undersigned, do hereby certify our presence at Executive Engineer Education Works Division Sujawal today at the eve of opening of tenders and further confirm that the entire process of tendering was carried out as per rules and satisfactorily.

| S.NO. | NAME OF AGENCY | SIGNATURES |
|-------|--------------------|---|
| | Shafiqe Snd |  |
| | Zubair & Basha |  |
| | Azzamali |  |
| | Allah Wazir Qazi |  |
| | Ghulam Shabir |  |
| | Muhammad Ali Mirza |  |
| | Gareemul Rehman | |
| | Pak coast |  |
| | A-Kareem Sano |  |
| | Imdad Ali |  |
| | Bhutta Bhatt |  |
| | Allah Dino Bhatt |  |
| | Nozair Ali |  |
| | Metro Eng. |  |
| | Amir Athir |  |
| | |  |
| | |  |

ATTENDENCE FOR OPENING OF TENDERS ON DATED. 18.8.2020
 AT EXECUTIVE ENGINEER EDUCATION WORKS DIVISION SUJAWAL.

Reference No.XEN(EWD)AB/TC/ 231 dated. 22-7-2020

We the undersigned, do hereby certify our presence at Executive Engineer Education Works Division Sujawal today at the eve of opening of tenders and further confirm that the entire process of tendering was carried out as per rules and satisfactorily.

| S.NO. | NAME OF AGENCY | SIGNATURES |
|-------|------------------------------|------------------------------|
| | <i>Handwritten signature</i> | <i>Handwritten signature</i> |
| | A. Farooq & Brothers | <i>Handwritten signature</i> |
| | Nairaz Ali Mag s; | <i>Handwritten signature</i> |
| | Mohammed Memon | <i>Handwritten signature</i> |
| | AL SAF | <i>Handwritten signature</i> |
| | Bas Per udin. | <i>Handwritten signature</i> |
| | Ghulam Ali Mag s; | <i>Handwritten signature</i> |
| | Alamity PCMT | <i>Handwritten signature</i> |
| | Arman Brothers | <i>Handwritten signature</i> |
| | | <i>Handwritten signature</i> |

Handwritten signature
 ASSISTANT ENGINEER
 PUBLIC HEALTH ENGINEERING
 SUB-DIVISION SUJAWAL
 MEMBER

Handwritten signature
 ASSISTANT ENGINEER
 EDUCATION WORKS
 SUB-DIVISION SUJAWAL
 MEMBER

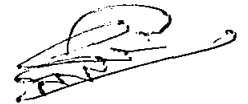
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 EXECUTIVE ENGINEER
 EDUCATION WORKS DIVISION
 SUJAWAL
 CHAIRMAN

STATEMENT

It is submitted that I Iqtadar Ahmed Soomro Tender Clerk, Education Works Division Sujawal attend the meeting before Chairman complaint Redresal committee, dated: 14/09/2020 in this regard I stated that complainer namely M/S Al-Fatah Construction Company was not attend the Office at the time of opening on dated: 19/08/2020 & nor he submitted any application & related papers for Bid, it is also stated the attended sheet is attached which is duly signed by members.

It is therefore requested above namely contractor complaint is base less.

This is for your kind information & further necessary action.



(IQTADAR AHMED SOOMRO)
TENDER CLERK
EDUCATION WORKS DIVISION
SUJAWAL

STATEMENT

It is submitted that I Muhammad Shaikh Assistant Engineer, Education Works Sub-Division Sujawal attend the meeting before Chairman complaint Redresal committee, dated: 14/09/2020 in this regard, I stated that complainer namely M/S Al-Fatah Construction Company was not attend the Office at the time of opening on dated: 19/08/2020 & nor he submitted any application & related papers for Bid, it is also stated the attended sheet is attached which is duly signed by members.

It is therefore requested above namely contractor complaint is base less.

This is for your kind information & further necessary action.




ASSISTANT ENGINEER
EDUCATION WORKS SUB-
DIVISION SUJAWAL
MEMBER

STATEMENT

It is submitted that I Sadam Hussain Assistant Engineer, Public Health Engineering Sub-Division Sujawal attend the meeting before Chairman complaint Redresal committee, dated: 14/09/2020 in this regard, I stated that complainer namely M/S Al-Fatah Construction Company was not attend the Office at the time of opening on dated: 19/08/2020 & nor he submitted any application & related papers for Bid, it is also stated the attended sheet is attached which is duly signed by members.

It is therefore requested above namely contractor complaint is base less.

This is for your kind information & further necessary action.


ASSISTANT ENGINEER
PUBLIC HEALTH ENGINEERING
SUB-DIVISION SUJAWAL
MEMBER