GOVERNMENT OF SINDH
SINDH PUBLIC PROCUREMENT REGULATORY AUTHORITY

NO.AD (L-II)/SPPRA/CMS-2880/2021-22/4092 Karachi, dated the 23rd December, 2021

To,

The Executive Engineer,
Dadu Northern Division Larkano,
Irrigation & Power Department,
Government of Sindh,
LARKANO.

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 Authority's Review Committee decision (**M/s Abdul Hafeez Kolachi V/s Executive Engineer, Dadu Northern Division Larkano,** held on 14.12.2021, for taking further necessary action under intimation to this Authority, at the earliest.

ASSISTANT DIRECTOR (Legal-II)

A copy is forwarded for information and necessary action to:

1. The Secretary to Government of Sindh, (Irrigation & Power) Department, Karachi.
2. Superintendent Engineer, Chairman (CRC) Western Sindh Circle Larkano.
3. The Executive Engineer, Dadu Northern Division Larkano.
4. Assistant director (I.T), SPPRA **(with advice to post the decision on the Authority's website in terms of Rule-32(11) of SPP Rules, 2010)**
5. The Staff Officer to the Chairman / Members Review Committee.
6. The Appellants.

GOVERNMENT OF SINDH
SINDH PUBLIC PROCUREMENT REGULATORY AUTHORITY

SINDH PUBLIC PROCUREMENT REGULATORY AUTHORITY

No.AD (L-II) SPPRA/CMS-2880/2020-21 Karachi, dated the 20 December, 2021

BEFORE REVIEW COMMITTEE OF SINDH PUBLIC PROCUREMENT REGULATORY AUTHORITY UNDER RULE-32 OF SPP RULES 2010.

M/s Abdul Hafeez Kolachi

vs

Executive Engineer Northern Dadu Division Larkana Irrigation & Power Department

PPMS NIT NO T00871-21-0001

Decision of the Review Committee held on 14.12.2021

Date(s) of meeting(s)	14.12.2021
Appellant	Abdul Hafeez Kolachi
Procuring Agency	XEN Northern Dadu Division Larkana
Appeal received on	25.11.2021
Reasons for the delay in decision of the Review Committee in terms of rule 32(10)	Many complaints were pending before the Review Committee because the working of the committee was kept in abeyance due to the non-availability of one member of the Review Committee.

S. No.	Appellant's Version	Procuring Agency's Version	Remarks/SPP Rules/Regulations
1.	The appellant claimed that he had gone to the Procuring agency's office but the procurement committee was not present at the time of bid opening.	The procuring agency informed that the bids were opened but the bidder had not participated in the bidding process. The appellant neither had submitted bid by hand nor had sent through mail. The procuring agency informed that the minutes of bid opening meeting and attendance sheet signed by the bidders are evident that the bidder had not participated in the bidding process and the bids were opened publicly on 4.11.2021.	The Committee observed that the appellant had not submitted his bid prior to the opening of bids.
2.	The appellant submitted that the neither had dropping happened nor bids had	The procuring agency informed that the dropping had been held on scheduled date, time and	

	been opened on 4.11,2021.	venue on 4.11.2021 but the bidder had neither purchased the bidding documents nor had submitted the tender fees.	
3.	The appellant complained that the procuring agency had not resolved the complaints and preceding the procurement process, the P.A issued Bid Evaluation Report which had been issued illegally.	The procuring agency claimed that the bidder had approached CRC and he had been called by CRC for hearing of his complaint.	
4.		Responding to a question regarding award of work, the procuring agency informed that the procurement contract had been signed with the successful bidders.	

Findings of the Committee;

1. The Review Committee observed that the appellant was unable to establish any violation of the rules in the procurement process.
2. The Review Committee also observed that the appellant had not submitted his prior to the opening of bids.

Decision of the Review Committee:

Given the proceedings, findings, observations and after due deliberation, in exercise of power conferred by the Rule 32(7)(a), the Review Committee rejects the appeal of the appellant in terms of reasons mentioned in findings above.

Member
(Manzoor Ahmed Memon)
Member SPPRA Board

Member
(Syed Adil Gilani)
Member Transparency International

Member
(G. Muhiud Din Asim)
Representative of P & D Board ,P& D
Department Karachi

Member
(Munir Ahmed Shaikh)
Independent Professional

Chairman
(Abdul Haleem Shaikh)
Managing Director
Sindh Public Procurement Regulatory Authority