

ORDER

Dated Lahore, the _____/2020

No. /SPO: This order disposes of a Show Cause Notice bearing No.5705/SPO, dated 11.07.2019, issued to M/s Imran & Brothers, Plot No.14 Street No.4, Bismillah Street Kot Khawaja Saeed, Lahore.

2. Brief facts of the case are that M/s Imran & Brothers, Lahore, participated in the tender of Wireless Tower (100 feet) 200 units, during financial year 2018-2019. Four bidders participated in the tender which opened on 08.01.2019 in presence of the participated bidders. The technical proposals deposited by the participated bidders were sent to the Senior Technical Officer/DIG Technical & Procurement, Punjab, Lahore, for technical evaluation & report. On the basis of technical report, received from Senior Technical Officer, financial bids of two qualified bidders were opened on 28.03.2019. M/s Imran & Brothers, Lahore, was awarded contract for the supply of Wireless Tower (100 feet) 200 units, during financial year 2018-2019, being lowest evaluated bidder, after completion of all codal/legal formalities. The per unit offered price was Rs.240,888/- whereas, the total value of contract was Rs.48,177,600/-. The delivery date was fixed as 30.05.2019 or earlier.

3. SSP/Telecommunications, Punjab, (consignee) intimated that M/s Imran & Brothers, Lahore, delivered the stores late in instant contract which were inspected. The Inspection Committee accepted only 97 units Wireless Tower with imposition of liquidated damages, whereas, the remaining delivery was rejected, being not as per approved specifications of department. Hence, a Show Cause Notice containing said allegations of incomplete supply/non provision of stores, as per approved specifications was served to M/s Imran & Brothers, Lahore, with the directions to furnish its written reply within stipulated period.

4. The firm has furnished its written reply to the Show Cause Notice stating therein that they requested to replace the stores repeatedly but the permission was not granted to them for replacement. The opportunity to replace the stores is as per terms/conditions of the contract, which was not provided to the firm, therefore, the instant Show Cause Notice may kindly be filed and they may be allowed to replace the rejected stores.

5. On receipt of written reply, the proprietor of M/s Imran & Brothers, Lahore, was called for personal hearing and its contention was heard in detail. He reiterated the same version as put forth in its written reply. All the relevant documents/record, written reply of the Show Cause Notice as well as oral statement of proprietor of the firm was perused/examined minutely. On considering all pros & cons of the matter, the contention of

the firm seems implausible as the delivery date in instant contract was 30.05.2019 or earlier, whereas, the firm delivered the stores on 27.06.2019 with a delay of 27 days. Hence, there was no time to grant permission to replace the stores, due to late delivery of the firm, as hardly 03 days were left in closure of financial year. Further, the request of firm to replace the stores at this stage/after closure of financial year cannot be entertained, as the funds earmarked for the purchase of Wireless Tower have been lapsed, due to misconduct of firm.

6. Foregoing, the misconduct of firm is proved beyond any shadow of doubt under terms/conditions of bidding documents, purchase order as well as PPRA Rules-2014. Therefore, considering the contention of the firm implausible, 10% performance guarantee amounting Rs.4,817,760/- deposited by M/s Imran & Brothers, Lahore, in the instant tender of Wireless Tower (100 feet) 200 units is hereby confiscated under the rules/policy.

Senior Purchase Officer/
Addl: IGP/Logistics & Procurement/SPO
for Provincial Police Officer/IGP,
Punjab, Lahore.

No. 844-50 /SPO,

dated Lahore, the 04-03 - /2020.

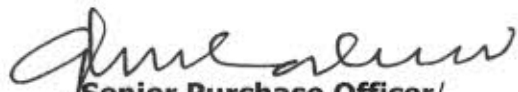
Copy forwarded for information and necessary action to the:-

1. The Accountant General Punjab (supply section) with reference to contract No.77/SPO, dated 24.04.2019 for information & necessary action.
2. AIG/Logistics CPO (DDO), Punjab, Lahore.
3. The original Bank guarantee bearing No.029/19/364/LG/TC, dated 16.04.2019 is sent herewith to Accountant CPO for necessary action under the rules.
4. The Accountant General Punjab (supply section) with reference to contract No.77/SPO, dated 24.04.2019 for information & necessary action.
- ✓ 5. Addl: Director Computer Bureau to upload the order on website.
6. The Manager, SILK Bank Limited Trade Processing Centre 14-Egerton Road, Lahore, to do the needful.
7. M/s Imran & Brothers, Plot No.14 Street No.4, Bismillah Street Kot Khawaja Saeed, Lahore.

S.A/P.C.B.

26/5/20

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Senior Purchase Officer/
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for Provincial Police Officer/IGP,
Punjab, Lahore.