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No.L&M (PPRA) 411/2024/com  
**GOVERNMENT OF THE PUNJAB**  
**PUNJAB PROCUREMENT REGULATORY**  
**AUTHORITY, S&GAD**  
Alfalah Building, 3<sup>rd</sup> Floor, The Mall Road Lahore  
Dated Lahore, 04<sup>th</sup> Sep, 2024

To,

**The Administrator,**  
Municipal Committee Kamalia,  
Toba Tek Singh.

Subject: **OBJECTION TO DISQUALIFICATION NOTICE FOR PACKAGE NO.01.**

1. I am directed to refer to the subject cited above and complaint received from M/S. Al-Riaz Civil Engineering Services (Pvt.) Ltd on 04-07-2024 (**The Complainant**) regarding the disqualification of Technical Evaluation bid on 02.07.2024. Main contentions of the Complainant are that The Municipal Committee Kamalia District Toba Tek Singh (**The Procuring Agency**) has unjustly disqualified his firm on the basis of misinterpretation of documents concerning the qualifying criteria.

2. In order to decide the matter as per Law/Rules, both parties (**the Complainant and Procuring Agency**) were afforded with an opportunity of personal hearings on 21.08.2024 in the office Chamber of Managing Director, PPRA. Mr. Umar Nawaz Khan (Municipal Officer) and Mr. Ihsan Yousaf (Sub Engineer), appeared on behalf of Procuring Agency. Mr. Usman Ali (Engineer) appeared on behalf of the M/s Al-Riaz Civil Engineering Services (Pvt) Ltd & Mr. Affan (Contract Specialist) on behalf of the consultant (MMP).

3. The representative of Complainant Firm submitted that his firm participated in tendering process initiated by Procuring Agency for "**Improvement of Sewerage System and Construction of Wastewater Treatment Plant (WWTP) Kamalia City Package-01 Sewerage System in Kamalia**" under the Punjab Cities Improvement of Sewerage System and Construction of Wastewater Treatment Plant (WWTP) project. The representative of Complainant Firm further submitted that his firm was declared non-responsive during technical Evaluation. The representative of complainant firm raised following reservations upon its disqualification and Technical evaluation Criteria followed by procuring agency:

**01- Evaluation Criteria Misinterpretation:** Procuring Agency misinterpreted the documents submitted by Complainant with the technical bid and declared the

complainant firm as non-responsive. Complainant Firm met all the requirements of Evaluation criteria advertised by the procuring agency.

**02- Previous Compliance:** Complainant Firm had already successfully completed the similar projects in compliance with required technical criteria.

**03- Financial Criteria:** Complainant Firm was awarded with 15 marks (instead of 25 marks) out of 30 marks (i.e. **15 Marks for Average Working Capital (AWC) and 15 Marks for cash or credit line facility**) in Financial Evaluation Criteria. Because, the Firm's AWC was above 100 million, which was the proportional score as per the given formula but the Firm's AWC had not been considered due to non-availability of supportive documents. It was apprised that the account of Complainant Firm was regularly Audited from the inception of Firm and the financial data provided in technical bid was taken from the said audited accounts. Furthermore, such omissions could be rectified without affecting the fairness, transparency and competitiveness of bidding process as per Clause 33 and Clause 04 of PPR-14.

While concluding the arguments it was requested by the firm to consider/ accept the supportive documents it provided by the complainant firm to assure the healthy and fair competition. It was further prayed to declare the complainant firm as "responsive".

4. The representative of Procuring Agency submitted that as per Clause 31 of bidding documents all the bids were evaluated as per information provided in the bids. The representative of Procuring Agency further submitted that as per second objection of Complainant Firm regarding the previous Compliance of other project, the evaluation criteria was different from project to project and the Compliance with one project did not determine the eligibility for any other project. As per third objection of the Complainant Firm, the bidder was qualified for the Package II while securing 67 marks, but failed to secure 65 Marks i.e. minimum threshold for qualifying in Package I as per bidding documents. It was further submitted that as per Clause 32(1) of bidding documents "No marks shall be allotted if audited financial statements of last five years are not attached". Therefore, Zero mark was awarded to Complainant Firm as no audited financial statements were attached in Technical bid of the Complainant firm. While concluding the arguments it was further submitted that procuring agency followed all the Rules/ Regulations, and as per Clause 04 of PPR-14 the complete bidding process was fair and transparent.



5. Parties heard, available record on the file and reply submitted by the Procuring Agencies in response to the complaint filed by the complainant perused. Accordingly, in view of the foregoing arguments and counter arguments, following synthesis is derived:

i. Chair asked the representative of procuring agency as to why the complainant's firm was declared non-responsive? The representative of the procuring agency apprised the chair that the complainant's firm did not fulfill the minimum threshold i.e. 65 marks in technical evaluation set out in bidding documents, therefore, the complainant's firm was declared non-responsive. Chair further asked to explain the technical evaluation criteria set out by the procuring agency for technical evaluation of the said package i.e **Sewerage System in Kamalia City**? The representative of procuring agency apprised the chair that the technical evaluation of bidders/vendors was divided into four (04) parameters whereby specific marks were distributed to each parameter (i.e Financial Soundness=30, General & Relevant experience=45, Personnel Capabilities=15, Equipment Capabilities=10). Accordingly, each bidder was awarded marks in each parameter on the basis of submitted documents. However, it was mandatory for all bidders to achieve 50% marks in each category and also mandatory to secure cumulative 65% marks in all categories for technical responsiveness. Chair inquired the representative of procuring agency as to how many marks were obtained by the complainant's firm in each parameter? The representative of procuring agency apprised that the complainant's firm obtained following marks:

(i) 15 out of 30 in Financial Soundness

(ii) 25 out of 45 in General & Relevant Experience

(ii) 11 out of 15 in Personnel Capabilities

(iv) 10 out of 10 marks in Equipment Capabilities.

He further added that the complainant's firm fulfilled first criteria i.e mandatory to obtain at least 50% marks in each category/parameter but failed to fulfill in second criteria i.e mandatory to score total 65% marks in all categories because Complainant firm obtained total 61% marks



which were less than minimum threshold of 65%. Subsequently, the complainant's firm was declared non-responsive by Technical Evaluation Committee.

- ii. Chair also asked the representative of complainant firm to explain its reservations against the evaluation process of procuring agency. The representative of complainant apprised the chair that the procuring agency awarded zero (0) marks against AWC in evaluation of financial soundness while its firm had Average Working Capital of more than 100 million and complete calculation sheet of last five years was attached with the bid submitted to the procuring agency. Chair asked the representative of procuring agency as to why zero (0) marks were awarded to complainant firm by procuring agency if Complainant firm had an Average Working Capital of about 100 millions? The representative of procuring agency apprised the chair that the complainant submitted calculation sheet of AWC of last five years with the bid but the audited financial statements of last 5 years were not attached, which were compulsory to be attached with the bid submitted. Accordingly, the complainant's firm was awarded zero marks against AWC of financial soundness. The representative of complainant's firm countered the argument of procuring agency and apprised the chair that its firm had audited financial report of last five years according to calculations submitted to procuring agency along with the bid but due to some mistake same were not attached with the bid, however, the said audited reports were presented before GRC but GRC refused to accept the same and upheld the decision of Technical Evaluation Committee. He further added that the said report were also presented before the consultant i.e MM Pakistan (Pvt) Ltd. Chair asked the representative of procuring agency as to why did GRC not accept the Audited Report presented by the representative of complainant these were according to the calculation already submitted with the bid? The representative of procuring agency repeated the same argument that it was clearly mentioned in the bidding documents if the audited financial statements of last five years were not attached then zero(0) marks would be



awarded , therefore, GRC was of the view that evaluation was based on advertised criteria hence the said statements were not considered by GRC at belated stage. Chair also provided an opportunity to the Consultant to explain its stance about the said matter. The representative of Consultant apprised the chair that when the matter was reported to Consultant, it was suggested to the procuring agency to seek clarification from the bidder vide letter dated 20.06.2024 based on the same prudence that bidder had already provided calculation sheet of AWC.

- iii. Chair observed that Complainant firm had already provided complete details of its AWC in the form of calculation sheet along with submitted bid, therefore, procuring agency should have got the same verified from Financial Statements of last five years. Although the financial statements of said years were not attached with the bid which was lapse on behalf of complainant but it was prudent to seek clarification from bidder at technical evaluation stage for the verification of calculations mention in the bid when the same was also suggested by Consultant. PPRA is of the view that any document having validity on or before the date of submission of bid, not attached with the bid may be accepted later on as it does not change the substance of the bid. Furthermore, procuring agency may seek such clarification from bidder under Rule 33(2) of Punjab Procurement Rule 2014; which do not change the substance of the bid. Rule ibid is very much clear in this regard and the same is reproduced as under:

*“33(2) The procuring agency may, if necessary after the opening of the bids, seek and accept such clarifications of the bid as do not change the substance of the bid.”*

In the instant case, Firstly, procuring agency should have sought clarification from bidder at Technical Evaluation stage and decided the matter accordingly. Secondly, if it was not done, then GRC should have adhered/considered the audited financial statements of bidder at grievance stage to decide the matter because audited financial statements of the prior tenure of the submission of bids do not change



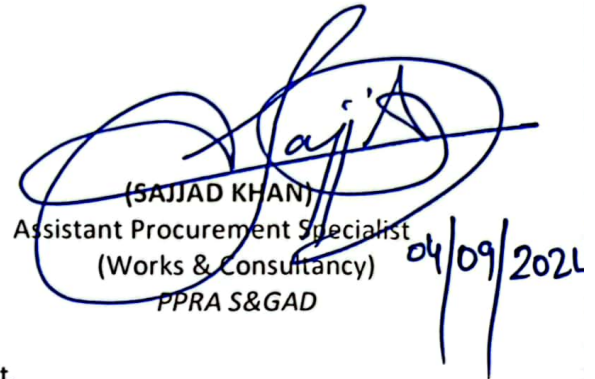
the substance of the bid. Therefore, PPRA is of the view that the decision of GRC was not based on prudence.

6. Keeping in view the observations recorded at para 6 above instant complaint is decided in the following terms:

(i) The procuring agency is advised to accept the audited financial statements of last 5 years of Complainant firm and decide the status of responsiveness or non-responsiveness of the complainant firm accordingly after verification of the genuineness of said documents.

(ii) If audited financial statements are found genuine the complainant firm shall stand "responsive", whereafter financial bid of the complainant firm shall be opened/included in the final evaluation report and lowest evaluated bidder shall be declared accordingly.

BY THE ORDER OF MANAGING DIRECTOR PPRA

  
(SAJJAD KHAN)  
Assistant Procurement Specialist  
(Works & Consultancy)  
PPRA S&GAD 04/09/2021

Cc:

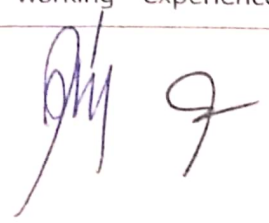
1. The Secretary, Govt. of the Punjab, LG&CD Department.
2. PSO to Chairman PPRA / Chief Secretary Punjab.
3. PS to MD PPRA.
4. M/s Al Riaz Civil Engineering Services (Pvt) Ltd, 22-km Near Baddu Pura U Turn, Main Multan Road, Chung, Lahore.
5. Office Copy.

**MINUTES OF 2<sup>ND</sup> MEETING OF GRIEVANCES REDRESSAL COMMITTEE UNDER PUNJAB CITIES PROGRAM IN MUNICIPAL COMMITTEE KAMALIA HELD ON 22.07.2024 AT 10:00 PM**

In continuation of Grievance Redressal Committee meeting held on 13-07-2024, 2<sup>nd</sup> meeting of the GRC was held on 22-07-2024 at 10:00 AM in the office of the Deputy Director (Development), District Toba Tek Singh. (List of participants attached)

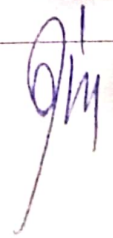

The meeting started with the recitation of the verses of the Holy Quran. Thereafter, the Convener welcomed the participants and asked to proceed as per agenda. Municipal Officer (I&S) MC Kamalia elaborated the agenda items and informed that forum regarding decisions made during previous GRC meeting. The annotated reply of the grievance redressal committee mention below:

No.	Agenda Item	Comments of Procuring Agency / PMDFC / Consultant	Decision of the GRC
1.	M/S Mian Waqas Engineer & Brothers (Pvt.) Ltd (M/S MWEB) submitted its grievance for Package-1 regarding evaluation of its financial soundness. Stance of the said firm is reiterated below: "The credit line in the shape of cash of our company from the bank JS Bank Ltd and Bank of Punjab amounting to Rs.85.188 & Rs.210.99 Million are attached, which is more than he benchmark of 200 Million. Our turnover for last 5 years is Rs.505.96 Million. It is not out of place to mention	Municipal Officer (I&S) MC Kamalia submitted its response stating therein that tender notice for invitation of bids for "IMPROVEMENT OF SEWERAGE SYSTEM AND CONSTRUCTION OF WASTE WATER TREATMENT PLANT IN KAMALIA CITY" was published in newspapers on 18.04.2024 & 19.04.2024 (Attached as annexure "A"). Para 2 in above mentioned tender notice clearly states ( Each applicant may apply in one or all projects by rendering a separate request for every project and submission of unique / non-identical requisites against each project, required in bidding documents. (Same working experience, financial	After detailed discussion / deliberations, perusing the provided record / rules and assessing the statements / viewpoints of all the stakeholders, the grievance redressal committee unanimously decided that grievance filed by M/s Mian Waqas Engineer & Brothers (Pvt.) Ltd may be rejected on the basis of Para (2) of advertisement and preference given by the firm.



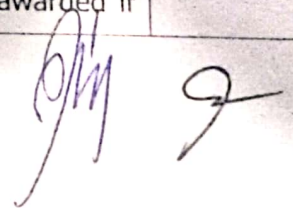
here that the same consultant did our Technical Evaluation of project namely "Improvement of Sewerage System and Construction of Waste Water Treatment Water Treatment Plant (WWTP) Kamalia City Package-2 Disposal Station and Force main" for which our company get mode of "Responsive" (Copy enclosed). Which was uploaded PPRA on June 24,2024. The consultant MMP awarded us 27.75 marks out of 30 in both of above project. It is astonishing to know that how we got 8.62 marks against this category, there is every like hood that deliberately the consultant with the connivance of MC did not consider our credit line limit which was more than 210.99 Million. Since. We are joint Venture our aggregate credit line limit exceeds the benchmark of 200 Million which may please be rectified so that the marks can be considerable.

soundness and other resources for all projects will not be acceptable). (Attached as annexure "B"). Despite of clear instructions many bidders submitted their bids with same resources. Guidance was sought from Senior Program Officer vide letter No. 186/MC, Kamalia dated 08.05.2024 (Attached as annexure "C"). The Senior Procurements Officer replied vide letter No. PMDFC/PCP/SPO/(P)9599 dated 15.05.2024. For smooth implementation preferences were sought form all the bidders (Attached as annexure "D"). The said bidder gave its preference vide M-I(JV)/C-B/2024/1719 dated May 20, 2024 (Attached as annexure "E"). The bid was evaluated as per preference and in strict accordance with bidding documents. Moreover, a meeting was called in Municipal Committee (Minutes attached) in which the same issue was discussed and elaborated by Mr. Arsalan Program Officer (Proc I). Moreover, it is stated that the bid of the said contractor is rejected as per condition mentioned in Para "2" and preference given by said firm.



		<p>Moreover, it is further clarified that the bidding was in accordance with PPR 14 rules and no violations notice was issued by PPRA.</p> <p>In view of above mentioned it is stated that the grievance may be rejected.</p>																			
2.	<p>M/S Al Riaz Civil Engineering Services (Pvt.) Ltd submitted its grievance against the disqualification for Package-1. Stance of the said firm is outlined as under:</p> <p>Our Average Working Capital (AWC) was not adequately considered due to the non-submission of supportive documents. We acknowledge this oversight and would like to clarify that our accounts are regularly audited from the inception of our company. The financial date provided in our technical bid is derived from these audited accounts. Given that this omission constitutes a non-material, non-conformity, which does not alter the substance or cost of our bid, we kindly request the acceptance of these supportive documents now. Such</p>	<p>Municipal Officer (I&amp;S) MC Kamalia submitted its response stating therein that:</p> <ol style="list-style-type: none"> <li>Submitted documents of the said bidder were evaluated according to bidding documents.</li> <li>The completed similar projects of the said firm were evaluated and marks were awarded as following.</li> </ol> <table border="1" data-bbox="936 718 1523 997"> <thead> <tr> <th>Sr. No.</th> <th>Category</th> <th>Weightage / Marks</th> </tr> </thead> <tbody> <tr> <td>1</td> <td>Financial Soundness</td> <td>15</td> </tr> <tr> <td>2</td> <td>General &amp; Relevant Experience</td> <td>25</td> </tr> <tr> <td>3</td> <td>Personal Capabilities</td> <td>11</td> </tr> <tr> <td>4</td> <td>Equipment Capabilities</td> <td>10</td> </tr> <tr> <td colspan="2">Total:</td> <td>61</td> </tr> </tbody> </table> <ol style="list-style-type: none"> <li>Bidder failed to attach the audited financial statements of last 5 years and was awarded zero marks. It was clearly stated in bidding documents that no marks shall be awarded if</li> </ol>	Sr. No.	Category	Weightage / Marks	1	Financial Soundness	15	2	General & Relevant Experience	25	3	Personal Capabilities	11	4	Equipment Capabilities	10	Total:		61	<p>After detailed discussion / deliberations, perusing the provided record / rules and assessing the statements / viewpoints of all the stakeholders, the grievance redressal committee unanimously decided that grievance filed by M/s Al Riaz Civil Engineering Services (Pvt.) Ltd may be rejected for not attaching audited financial statements last five years as the Bidding Document Sub Category-A (Financial Soundness) states that no consideration will be given to the bidder in such a manner.</p>
Sr. No.	Category	Weightage / Marks																			
1	Financial Soundness	15																			
2	General & Relevant Experience	25																			
3	Personal Capabilities	11																			
4	Equipment Capabilities	10																			
Total:		61																			



	<p>omissions can be rectified without affecting the fairness or competitiveness of the bidding process as per PPRA Rules 2014 Clause 33.</p>	<p>audited financial statements of last 5 years are not attached (Copy attached).</p> <p>4. Clause 04 of PPRA Rules emphasizes on fairness and transparency and to achieve this fairness and transparency complete mechanism of procurement is elaborated in subsequent rules. The procuring agency adhered to the said rules in true letter and spirit.</p> <p>In view of above mentioned it is requested that the grievance may be rejected.</p>	
<p>3.</p>	<p>M/S Muhammad Idrees Government Contractor filed its grievance wherein it is stated that our firm has participated in the bidding process for the subject project (sub project Package No. 1, 2 &amp; 4) on 06-05-2024. Later on, clarification was sought from our firm for preferences of sub projects by MC Kamalia vide letter No. 203/MCK dated 18-05-2024 by implementing conditions mentioned in para 2 of tender notice. Our firm has submitted</p>	<p>Municipal Officer (I&amp;S) MC Kamalia submitted its response stating therein that M/s Idrees filed a grievance and prayed to re-evaluate its resources according to the mark sheets attached by the said bidder.</p> <p>In the above mentioned marks sheets (copies attached), in sub category B experience record sr.# 1, the said bidder claimed 5 marks by providing a project Supply, Construction, Installation and O&amp;M of Water Filter Plants and Direct Supply in Sahiwal Division completion year 2024, amounting to PKR 305.329</p>	<p>After detailed discussion / deliberations, perusing the provided record / rules and assessing the statements / viewpoints of all the stakeholders, the grievance redressal committee unanimously decided that grievance filed by M/s Muhammad Idrees Government Contractor may be rejected on the basis of Para (2) of advertisement along</p>

*Handwritten signatures and initials*

preference as package 4, 2 & 1 respectively with request that said condition of tender notice / bidding documents is clear violation and contrary to PPRA Rules and obstruction in a healthy competition and requested that our technical evaluation may please be conducted in all sub projects as our firm has participated for healthy competition to save the Govt. Exchequer and in the best interest of public as our firm has quoted about 11% below Rates. Now, the MC Kamalia has informed vide letters quoted under reference and Technical Evaluation Reports published on PPRA Website that our firm has not qualified for Package No. 2 & 1. In this regard, it is stated that our firm has been shown as failed in General & Relevant Experience and Personnel Capabilities. Our firm qualifies in both categories. (Marks sheet is attached)

Million. But the said bidder failed to provide completion certificate. It was mandatory to provide completion certificate for projects of general nature completed over last 5 years.

Secondly the said bidder claimed 5 marks at sr. #.ii part (b) by providing provision of safe drinking water in District Faisalabad by Utilizing 66 existing boreholes of Punjab Saaf Pani Company (North Zone) Chak Jhuma Lot-3 (cluster 6&7). The project cannot be considered as this project is of water supply.

Thirdly in sub category C Sr. # I the said bidder claimed 4.5 marks by providing credentials of engineer Muneeb. However it was clearly mentioned that PEC registered engineers will be considered. The mentioned engineer is not registered with PEC.

In view of above mentioned the score of the said bidders is as following.

Sr. No.	Category	Weightage / Marks
1	Financial Soundness	15
2	General & Relevant Experience	15
3	Personal Capabilities	10.5
4	Equipment Capabilities	10
	Total:.	50.5

with Bidding Document Sub Category-B (Experience Record) and Sub Category-C (Personnel Capabilities resulting in falling short of qualifying marks.

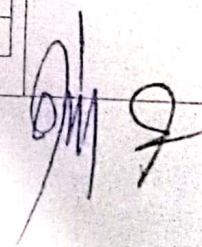
It is humbly requested that our Technical bid may kindly be re-evaluated / reanalyzed in our presence and our firm may be declared as responsive bidder for above mentioned project as our firm fulfill all the required criteria of qualification, otherwise our firm has right to go to other forum for sake of justice.

Hence its score in general and relevant experience is less than 50% and overall score is less than 65% in Package 2. So, the grievance may be rejected.

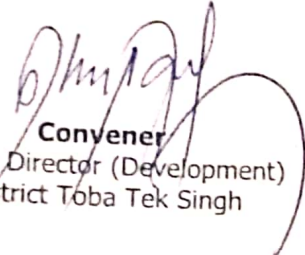
Municipal Officer (I&S) MC Kamalia further reported that bid of M/s Muhammad Adress was re-evaluated for Package-I. The said bidder was allotted 15 marks in sub category A financial soundness as per documents submitted by the bidder.


In sub category B experience record the bidder was awarded 15 marks in accordance with para 2 mentioned in tender notice. In sub category C personnel capabilities 6 marks were awarded as it was stated that only PEC registered engineers shall be accounted. In view of above mentioned the score of the said bidder is as following

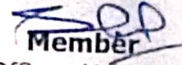
Sr. No.	Category	Weightage / Marks
1	Financial Soundness	15
2	General & Relevant Experience	15
3	Personal Capabilities	06
4	Equipment Capabilities	10
	Total:.	46



	Hence its score in general and relevant experience and Personal Capabilities is less than 50% and overall score is less than 65%. So, the grievance may be rejected.	
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**Convener**  
Deputy Director (Development)  
District Toba Tek Singh

  
**Member / Secretary**  
Municipal Officer (Planning)  
Municipal Committee, Kamalia

  
**Member**  
Resident Audit Officer (Audit & Accounts) LFA  
Scheme, Kamalia

**Copy is forwarded for information and further necessary action to:**

1. Administrator Municipal Committee Kamalia
2. Chief Officer Municipal Committee Kamalia
3. Senior Program Officer Operations PMDFC Lahore
4. MO(I&S) Municipal Committee Kamalia

**MINUTES OF MEETING OF GRIEVANCES REDRESSAL COMMITTEE UNDER PUNJAB CITIES PROGRAM IN MUNICIPAL  
COMMITTEE KAMALIA HELD ON 13-07-2024 AT 12:00 PM**

In pursuance of constitution of Grievance Redressal Committee under "Punjab Cities Programme" by Administrator MC Kamalia / Assistant Commissioner Kamalia vide No. 22/MCK dated 09-07-2024, a meeting of Grievance Redressal Committee was held on 13-07-2024 in the office of Deputy Director (Dev.) T.T.Singh to readdress the grievances / issues arising between contractors / bidders and procuring agency i.e. Municipal Committee Kamalia during of implementation of "Punjab Cities Programme" in Kamalia. (List of participants is attached)

Meeting was started with the recitation of verses of the Holy Quran. Opening the discussion, the convener welcomed the participants and directed to proceed with as per agenda. Municipal Officer (I&S) MC Kamalia briefed tender notice was floated in newspaper on 18-04-2024 for an approved schemes titled "Improvement of Sewerage System and Construction of Waste Water Treatment Plant (WWTP) Kamalia City (Package 1 to 5" under Punjab Cities Programme (World Bank Funded) and the purpose of the meeting is to discuss / decide the grievance filed by the bidders under said advertised sub-schemes, while extending the opportunity of hearing to bidders and all other stakeholders. The items included in the agenda of the meeting were discussed one by one by the participants. The discussion held and decisions made are presented as under:

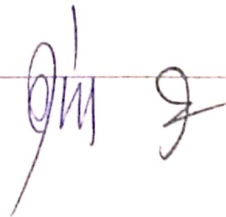
No.	Agenda Item	Detail of Case / Discussion	Decision
1.	M/S Mian Waqas Engineer & Brothers (Pvt.) Ltd (M/S MWEB) submitted its grievance for Package-1 regarding evaluation of its financial soundness. Stance of the said firm is reiterated below:	Mr. Muhammad Rafiq, Contract Engineer Representative of MMP Consultant Company (Pvt) Ltd apprised the Committee that as per tender notice, same resources cannot be	Grievance Redressal Committee directed the procuring agency to submit its written reply along with supporting documents.



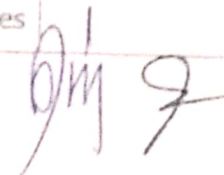
"The credit line in the shape of cash of our company from the bank JS Bank Ltd and Bank of Punjab amounting to Rs.85.188 & Rs.210.99 Million are attached, which is more than the benchmark of 200 Million. Our turnover for last 5 years is Rs.505.96 Million. It is not out of place to mention here that the same consultant did our Technical Evaluation of project namely "Improvement of Sewerage System and Construction of Waste Water Treatment Water Treatment Plant (WWTP) Kamalia City Package-2 Disposal Station and Force main" for which our company got a grade of "Responsive" (Copy enclosed). Which was uploaded PPRA on June 24, 2024. The consultant MMP awarded us 27.75 marks out of 30 in both of above project. It is astonishing to know that how we got 8.62 marks against this category, there is every likelihood that deliberately the consultant with the connivance of MC did not consider our credit line limit which was more than 210.99 Million. Since we are joint Venture our aggregate credit line limit exceeds the benchmark of 200 Million which may please be rectified so that the marks can be considerable.

considered for all the subprojects and same was further clarified by Representative of PMDFC during the meeting (copy of minutes attached).

According to preference of said contractor, the resources of contractor were considered in Package-II and remaining resources were considered in Package-I (Evaluation Proforma attached).



<p>2. M/S Al Riaz Civil Engineering Services (Pvt.) Ltd submitted its grievance against the disqualification for Package-1. Stance of the said firm is outlined as under: Our Average Working Capital (AWC) was not adequately considered due to the non-submission of supportive documents. We acknowledge this oversight and would like to clarify that our accounts are regularly audited from the inception of our company. The financial date provided in our technical bid is derived from these audited accounts. Given that this omission constitutes a non-material, non-conformity, which does not alter the substance or cost of our bid, we kindly request the acceptance of these supportive documents now. Such omissions can be rectified without affecting the fairness or competitiveness of the bidding process as per PPRA Rules 2014 Clause 33.</p>	<p>Municipal Officer (Infrastructure &amp; Services) apprised the chair that bid of M/s Al Riaz Was evaluated in accordance with criteria laid down in bidding documents. Bidding documents already state that if audited financial statements are not attached, no marks shall be given. Since, the said audited financial statement was not attached with the bidding documents, hence zero marks were awarded to the firm.</p>	<p>The Grievance Redressal Committee directed the procuring agency to submit para wise comments of grievance filed by the said contractor.</p>
<p>3. M/S Muhammad Idrees Government Contractor filed its grievance wherein it is stated that our firm has participated in the bidding process for the subject project (sub project Package No. 1, 2 &amp; 4) on 06-05-2024. Later on, clarification was sought from our firm for preferences of sub projects by MC Kamalia vide</p>	<p>Municipal Officer (I&amp;S) MC Kamalia briefed that Marks Sheet attached by the bidder was evaluated. Marks sheet of Package-II reflects a project amounting 406.834 Million namely "Provision of Safe Drinking Water in District Faisalabad by Utilizing 66 Existing Boreholes</p>	<p>Grievance redressal committee directed the procuring agency to re-evaluate the bid and submit the evaluation report to the committee</p>

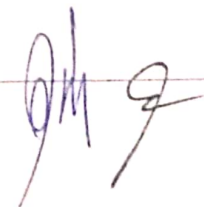




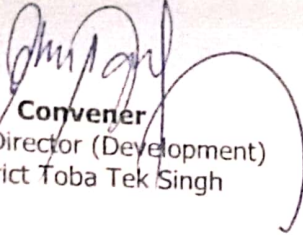
letter No. 203/MCK dated 18-05-2024 by implementing conditions mentioned in para 2 of tender notice. Our firm has submitted preference as package 4, 2 & 1 respectively with request that said condition of tender notice / bidding documents is clear violation and contrary to PPRA Rules and obstruction in a healthy competition and requested that our technical evaluation may please be conducted in all sub projects as our firm has participated for healthy competition to save the Govt. Exchequer and in the best interest of public as our firm has quoted about 11% below Rates. Now, the MC Kamalia has informed vide letters quoted under reference and Technical Evaluation Reports published on PPRA Website that our firm has not qualified for Package No. 2 & 1. In this regard, it is stated that our firm has been shown as failed in General & Relevant Experience and Personnel Capabilities. Our firm qualifies in both categories. (Marks sheet is attached)


It is humbly requested that our Technical bid may kindly be re-evaluated / reanalyzed in our presence and our firm may be declared as responsive bidder for


of Punjab Saaf Pani Company (North Zone) Chak Jhumra Lot-3 (Cluster 6&7). It is clearly stated that ongoing projects of disposal station and allied works shall be considered. While the said project is of water supply hence this project cannot be accounted for. Which makes the score less than 50% in that subhead and overall score less then 65%.



above mentioned project as our firm fulfill all the required criteria of qualification, otherwise our firm has right to go to other forum for sake of justice.

  
**Convener**  
Deputy Director (Development)  
District Toba Tek Singh

  
**Member / Secretary**  
Municipal Officer (Planning)  
Municipal Committee, Kamalia

  
**Member**  
Resident Audit Officer (Audit & Accounts) LFA  
Scheme, Kamalia

**Copy is forwarded for information and further necessary action to:**

1. Administrator Municipal Committee Kamalia
2. Chief Officer Municipal Committee Kamalia
3. Senior Program Officer Operations PMDFC Lahore
4. MO(I&S) Municipal Committee Kamalia