

ORDER SHEET
HIGH COURT OF SINDH, KARACHI

C.P. No.D-1457 of 2019

Date	Order with signature of Judge
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Present

Mr. Justice Muhammad Ali Mazhar.

Mr. Justice Agha Faisal.

M/s Pride Construction & EngineeringPetitioner

Versus

Government of Sindh & others.....Respondents

Date of hearing 25.04.2019

Raja Basantani advocate for the petitioner.

Mr. Jawwad Dero, Addl. A.G.

Qamar Zaman Shah, Assistant Director (Legal), SPPRA.

Muhammad Ali Mazhar, J: Mr. Ali Azad Salim advocate has filed vakalatnama for respondent No.4. Whereas, Ms. Shamim Bano advocate has filed vakalatnama for respondent No.6. Qamar Zaman Shah, Assistant Director (Legal), Sindh Public Procurement Regulatory Authority has filed comments. The Assistant Director (Legal), SPPRA pointed out reply of para-19 of the petition in their comments in which it is stated that the legal notice was received to the authority on behalf of petitioner. Though it was not a complaint but authority treated the same as complaint and forwarded the same to the Superintendent Engineer/Chairman of the Complaint Redressal Committee (respondent No.3) on 28.02.2019 to redress the grievances of the petitioner in terms of SPPRA Rules, 31(5) and also advised to ensure the compliance. It is

further stated that another legal notice was received on 02.03.2019 from the same counsel on behalf of the petitioner to take up the matter before the Review Committee in terms of SPPRA Rules, 32. Again it is stated that it was not a proper appeal but the authority has written a letter to the respondent No. 4 on 08.03.2019 for confirmation whether the petitioner has withdrawn their bid security or not and the response of procuring agency is still awaited. Assistant Director (Legal) SPPRA further articulated that the legal notice which has been converted into appeal is pending and he undertakes that the same will be decided within ten days. On this statement, learned counsel for the petitioner is satisfied. The petition is disposed of along with pending application with the directions to the authority to decide the appeal within ten (10) days after providing ample opportunity of hearing to the petitioner as well as procuring agency.

JUDGE

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