

Date _____ Order with Signature(s) of Judge(s) _____

Muhammad Ali Mazhar, J. These are four petitions against the different NITs. The case of the petitioner is that he submitted tender / bid documents under NIT No.ID: 100638-19-0011 for the work Nos.07, 36, 39 and 45 on 26.03.2020. He further claims that he was the lowest bidder but his bid was not considered and the work was awarded to the highest bidder which is sheer violation of the bid documents as well as SPPRA Rules. Learned counsel for the petitioner has submitted that a complaint has been submitted in this regard but no action has been taken so far. Syed Qamar Zaman Shah, Assistant Director (Legal) SPPRA submits that out of four petitions three complaints were received against different NIT but in C.P.No.D-2832 of 2020 no complaint was received for said NIT but on the contrary counsel for petitioner has referred to Page No.75 of the connected C.P.No.D-2832 of 2020 which is a complaint dated 30.03.2020 addressed to the Chairman of Redressal Committee. The reply of SPPRA is available

on record which shows that they have received complaint from the petitioner on 18.03.2020 but the same was forwarded to procuring agency with an advice to furnish the comments and reply is still awaited. We raised a question to the representative that complaint was received in the month of March, 2020 which is still pending but lame excuse has been given that comments are not furnished by the procuring agency. The representative of SPPRA requests for time to decide the complaint. The forum of SPPRA has been created under the law and rules to perform duties effectively for the redressal of the grievance with regard to procurement matter and if such duties are not performed faithfully and diligently in accordance with law then very purpose of the legislation would become redundant and general public has to recourse from filing the suit and petitions in the Courts directly without availing appropriate remedy in the SPPRA Rules. The petition is disposed with directions to the Managing Director SPPRA to look into the matter and ensure that all the complaints of the petitioner will be decided by a speaking order within ten days` time in accordance with law without any further delay. A copy of this order may be transmitted to the Managing Director SPPRA as well learned DAG.

Pending applications are also disposed of. Office is directed to place copy of this order in all connected petitions listed above.

JUDGE

JUDGE

MUSHARRAF ALI

