



30 May, 2024

TL2024/3005/1A

Additional District & Sessions Judge-III  
Mansehra/Chairman Procurement Committee

**Subject: Violation of Rule No. 33(7) of KPPRA Rule 2014, Tender Notice for Procurement of Furniture, Plant and Machinery, LT Equipment and Hardware Stationery & Other Items in Tender dated 26 May 2024**

Dear Sir,

This is with reference to your tender notice appeared in daily 'Mashriq' Newspaper on 26 May, 2024 the said advertisement is in violation of The KPPRA Rule 2014, Rule 33(7) 'Bid solicitation documents'.

In the said tender notice, under point No. 3, it is stated that; "Furniture, Plant and Machinery, LT Equipment and Hardware Stationery & Other Items maybe Increased or decreased or altered subject to the availability of funds and other constraints."

However according to KPPRA Rule 2014, Rule 33(7); "Bid solicitation documents" it clearly mentions that the 'In case of modification of solicitation documents by the procuring entity it shall do so by issuing an addendum or corrigendum and intimate the bidders publicly or individually. Hence, it is a violation of Rule No. 33(7) of KPPRA Rule 2014.

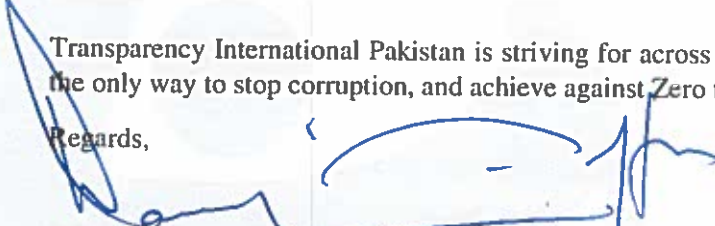
The Rule is quoted below for your reference;

*33. Bid solicitation documents.--(7) In case of modification of solicitation documents by the procuring entity in accordance with section 23(9) of the Act, it shall do so by issuing an addendum or corrigendum and intimate the bidders publicly or individually, in case it has issued the solicitation documents, 5 days before the closing date. In case, the changes are substantial, the time for submission may be extended proportionately, by issuing timely intimation to all bidders.*

Additional District & Sessions Judge-III Mansehra / Chairman Procurement Committee is requested to kindly rectify the given mistake and issue corrigendum in accordance with KPPRA Rules to avoid is-procurement under KPPRA Rules 2014 Rule 54.

Transparency International Pakistan is striving for across the board application of Rule of Law, which is the only way to stop corruption, and achieve against Zero tolerance against corruption.

Regards,

  
Advocate Daniyal Muzaffar,  
Trustee/Legal Advisor  
Transparency International Pakistan

Copies forwarded for the information with request to take action under their mandate to:

1. Managing Director, Khyber Pakhtunkhwa Public Procurement Regulatory Authority (KPPRA), Peshawar.



**Note:**

This is to clarify that Transparency International Pakistan is not a complainant, it acts as a whistleblower and operate under Article 19-A, of the Constitution of Pakistan which gives the right to public to know how government is being run by public officers. Article 19-A makes the right to access of information pertaining to a public authority a fundamental right, and a three member bench in case of Mukhtar Ahmad Ali vs the Registrar, Supreme Court of Pakistan, Islamabad, headed by Chief Justice Qazi Faez Isa in the landmark judgment on 16 October 2023, in CP No. 3532/2023, has declared that

“What previously may have been on a need-to-know basis Article 19A of the Constitution has transformed it to a right-to-know, and the Access to information is no longer a discretion granted through occasional benevolence, but is now a fundamental right available with every Pakistani which right may be invoked under Article 19A of the Constitution”

<b>TENDER NOTICE</b>		
Sealed tenders are invited for the supply of following items for the Sessions Courts, Manshehra. Tender should reach in the office of the Budget & Accounts Assistant to the Court of District & Sessions Judge, Manshehra on or before 10-06-2024, which will be open on the same day at 11:00 AM in the presence of bidders or their representatives. The 2% Bid Security (ODR-Original) shall be submitted from the account of the firm bidder contractor who shall submit the bids in favor of District & Sessions Judge, Manshehra		
S#	Items and Description	
1	Furniture	5-Seater Sofa Set, Single Sofas, Cupboard, Executive Table, Computer Table, Presiding Chair, Revolving Chairs, Almira, File Rack, Book Shelf, Benches (Sofa Type), Office Table (Small), Office Chairs, File Rack/Almira, Presiding Table, Presiding Chair, Center Table Set, Fix Almira/Shelf with Wall.
2	Plant and Machinery	AC Inverter 1.5 Ton, Photostat Machine, Dry Batteries for Solar System
3	IT Equipment and Hardware	Main Server, Logitech Webcam, HD Screen 19", 4GB Ram DDM, 500GB SSD
4	Stationery	White Paper Legal Size 70g, 80g. Printer tonners and Photostat tonners/tonners
<b>TERMS &amp; CONDITIONS:</b>		
<ol style="list-style-type: none"> <li>Eligible bidders, who are on Active Taxpayers list (ATD) of ITR and eligible to supply goods/services to Government Departments, can apply. The tenders shall reach to office of Budget &amp; Accounts Assistant of District &amp; Sessions Judge, Manshehra on 10-06-2024 at 10:00 AM, which will be opened on the same day at 11:00 AM in presence of available and interested bidders or their authorized agents.</li> <li>Each bid shall comprise a single sealed package containing two separate sealed envelopes, marked in bold letters as "TECHNICAL PROPOSAL" and "FINANCIAL PROPOSAL" respectively.</li> <li>Quantity of each item in all heads can be increased or decreased as per available budget.</li> <li>All Government Taxes and other deductions shall be made as per Rules.</li> <li>Incomplete, ambiguous, conditional bids and those received after due date and time shall not be accepted.</li> <li>The Competent Authority reserves the right to reject all or any of the bids under KPPRA Act 2012 and Rules 2014 &amp; 2022.</li> <li>The bidding documents including specification are available in the office of Budget &amp; Accounts Assistant of District &amp; Sessions Judge, Manshehra during office hours.</li> <li>The advertisement shall also be available on the KPPRA website <a href="http://Info@kppra.gov.pk">Info@kppra.gov.pk</a> and Sessions Court Manshehra Website <a href="http://www.dscmanshehra.gov.pk">www.dscmanshehra.gov.pk</a></li> </ol>		
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<b>Additional District &amp; Sessions Judge-III/ Manshehra/Chairman Procurement Committee</b> <b>Ph: 0997-301848</b> <b><a href="mailto:Sessionscourt_manshehra@yahoo.com">Sessionscourt_manshehra@yahoo.com</a></b>		