



10<sup>th</sup> January, 2024

TL2024/1001/2A

Deputy Commissioner,  
Office of the Deputy Commissioner,  
District Mandi Bahauddin, Punjab.

**Subject: Violation of Punjab Procurement Rules 2014, Deputy Commissioner, Office of the Deputy Commissioner, District Mandi Bahauddin's Tender Notice for Provision of Transport Vehicles of Various Characters on Rental Basis during General Elections 2024.**

Dear Sir,

This is with reference to your tender notice appeared in daily 'Jang' newspaper on 4<sup>th</sup> January, 2024. The said advertisement is in violation of Punjab Procurement Rules 2014, Rule 27 'Bid security' and Rule 33 'Clarification of bids'.

1. In the said notice, it is stated under p. no.8 that; "The earnest money @10% of the estimated price in shape of CDR must be accompanied with the bid in favour of Deputy Commissioner, District Mandi Bahauddin."

As per the Punjab Procurement Rules 2014, the procuring agency may require the bidders to furnish a bid security not exceeding five per cent of the estimated price. Hence, it is a violation of Rule No. 27 of the Punjab Procurement Rules 2014. Quoted below for your reference;

*27. Bid security.— The procuring agency may require the bidders to furnish a bid security not exceeding five per cent of the estimated price.*

*Explanation.- In this rule, the words 'estimated price' mean the price of procurement estimated by the procuring agency before initiation of the process of procurement.*

2. Also, under p.3, it is stated that; "Quantity/ requirement of services may vary event-wise."

However according to Punjab Procurement Rules 2014, No 33(1); "Clarification of bids" it clearly mentioned that the bidder shall not be allowed to alter or modify his bid after the submission of bids. In case the procuring agency makes alterations or changes to the bid it will impact the bidder's bid. Hence it is a violation of Punjab Procurement Rules 2014, No 33(1). Quoted below for your reference;

*33. Clarification of bids.— (1) No bidder shall be allowed to alter or modify his bid after the closing time for the submission of the bids.*

*(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.*

*(3) Any request for clarification in the bid, made by the procuring agency and its response, shall invariably be in writing.*

Deputy Commissioner, District Mandi Bahauddin is requested to rectify the violation and issue corrigendum in accordance with Punjab Procurement Rules 2014 to avoid mis-procurement under Rule 69.

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. Caretaker Chief Minister, Government of Punjab, Lahore.
2. Chief Secretary, Government of Punjab, Lahore.
3. Chairman, Prime Minister Inspection Commission, PMIC, Islamabad.
4. Managing Director, Punjab Procurement Regulatory Authority, Lahore.

**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”

OFFICE OF THE DEPUTY COMMISSIONER MANDI BAHAUDDIN NO. 561/G/DN, DATED: 01/01/2024				
<b>TENDER NOTICE</b>				
Sealed offers are required for prequalification from well reputed firms / authorized registered Dealers with Income Tax Department and Punjab Revenue Authority having experience, technical expertise and managerial competence vis-a-vis provision of transport vehicles of various characters on rental basis during General Election 2024 for following purpose:				
Sr. no	Name of event	Character of Vehicles	Estimated No. of Vehicles	No. of Days
1	Election -2024	Cars	As per required	2
		Single+Double Cabin	As per required	2
		Bus	As per required	2
		Truck (Bedford)	As per required	1
<b>Terms &amp; Conditions:-</b>				
1. Interested parties are required to submit their offers on prescribed bidding document which can be procured from this office on payment of Rs.2000/- (non-refundable) on or before 23.01.2024 at 11:00 am and will be opened same day at 11:45 am by the Procurement Committee in presence of bidders or their authorized agents.				
2. This office has the right to cancel/ reject at any time prior to the acceptance of offers.				
3. Quantity/ requirement of services may vary event-wise.				
4. Location will defer as sites will include various bazzars and villages of the District.				
5. In case of any queries or confusion feel free to contact the office of the Deputy Commissioner, Mandi Bahauddin.				
6. Detail of procurable works/ services and terms & conditions shall be laid down in the bidding documents.				
7. The entire process shall be governed by the Punjab Procurement Rules, 2014.				
8. The earnest money @10% of the estimated price in shape of CDR must be accompanied with the bid in favor of Deputy Commissioner District Mandi Bahauddin.				
<b>DEPUTY COMMISSIONER MANDI BAHAUDDIN</b>				
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