



GOVERNMENT OF THE PUNJAB  
COMMUNICATION & WORKS DEPARTMENT

Dated Lahore, the 6<sup>th</sup> February 2017

ORDER

No.SOB-II(C&W)2-52/2005. **3693** WHEREAS, M/s Mehr Khan Niazi, Government Contractor, Shahbaz Khel, District Mianwali, was enlisted in the C&W Department in Category C-4 Buildings and lastly renewed in same Category for the year 2013-14. Chief Engineer, Punjab Buildings Department (South Zone), Lahore has intimated vide letter dated 23.11.2016 that M/s Mehr Khan Niazi, Government Contractor, District Mianwali was awarded following works/projects:-

- i) Group No.2-A, Group No.2-C and Group No.2-D of the work "**Construction of High Security Prison in Mianwali**" :-
  - a) Construction of 3 Nos. Association Barracks with Compound Wall i/c Gate & Gate Pillars (Group No.2-A).
  - b) Construction of 3 Nos. Association Barracks with Compound Wall i/c Gate & Gate Pillars (Group No.2-C).
  - c) Construction of Administration Block with 2 No Gate & Gate Pillars (Group No.2-D).
- ii) Establishment of Degree College for Women, Kundian, Mianwali.
- iii) Establishment of Degree College for Women, Mouch, Mianwali.

2. **AND WHEREAS**, Chief Engineer, Punjab Buildings Department (South Zone) Lahore mentioned in his report that the contractor M/s Mehr Khan Niazi had abandoned the works of "**Construction of High Security Prison in Mianwali**" comprising 03 Groups (Group 2A i.e. construction of 3 Nos Association barracks with compound wall, 2C i.e. construction of 2 Nos Association Barracks with compound wall & 2D i.e. construction of Administration block). Due to the negligence of the contractor, the allotted work was not completed within the deadline, given by the Department in Writ Petition No. 16339/2010 titled Rida Qazi Vs. Province of Punjab pending adjudication in the Hon'able Lahore High Court, Lahore. Meanwhile, the Department registered an F.I.R. No. 685 against the contractor M/s Mehr Khan Niazi. Moreover, the

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contractor M/s Mehr Khan Niazi created and is still creating obstacles / hindrances in the way of re-allotment of work to any other contractor and involving the Department in frivolous litigation. He also harasses other contractors of said area to desist from undertaking work abandoned by him. It is also pertinent to mention here that M/s Mehr Khan Niazi, contractor filed a Criminal Original No.109-W-2014 against the Anti-Corruption Department, wherein, the Hon'able Court passed the Judgement '**Prima facie, it seems that the petitioner is in habit of filing frivolous petitions**'.

3. **AND WHEREAS,** Chief Engineer, Punjab Buildings Department (South Zone) Lahore intimated that M/S Mehr Khan Niazi, Mianwali, has been declared defaulter under clause 60 & 61 of the work agreements and recommended blacklisting of the firm and deletion of its name from the approved list of Contractors on account of default and misconduct in the execution of civil works. M/s Mehr Khan Niazi was declared defaulter on 07.09.2016. The contract agreement of M/s Mehr Khan Niazi was rescinded on 10.09.2016 with forfeiture of security deposit. On receipt of the report, the Competent Authority issued Show Cause Notice to the contractor, M/s Mehr Khan Niazi for blacklisting of firm on account of abandoning of work and non-performance of contractual obligations. But the contractor / firm has not submitted his reply in response to the Show Cause Notice till now. Subsequently, the Department issued three consecutive notices to M/S Mehr Khan Niazi, Mianwali, for personal hearing on 13.01.2017, 20.01.2017 and lastly on 25.01.2017, to decide the case mentioning therein that if the firm fails to appear for personal hearing, it will be assumed that it has nothing to offer in its defence and an ex-parte proceeding will be initiated accordingly, but the firm / contractor did not turn up for personal hearing on any of the above mentioned dates.

4. **NOW THEREFORE,** I Muhammad Mushtaq Ahmad, Secretary C&W Department being Competent Authority, hereby decide to blacklist the firm M/s Mehr Khan Niazi, Government Contractor, Shahbaz Khel, District Mianwali **for a period of five years with immediate effect**, on account of defaulter for non completion of the works / projects mentioned above and non-performance of

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contractual obligations, causing loss to the Government Exchequer, and forbid the firm to participate in future tendering in work(s) of C&W Department. Further, the firm is disallowed for registration as a new firm/contractor with new name with the C&W Department. The name of the firm is also removed from the approved list of contractors of C&W Department, Government of the Punjab, with immediate effect.

SECRETARY  
COMMUNICATION & WORKS DEPARTMENT

NO. & DATE EVEN

A copy is forwarded for information and necessary action to:-

1. The Chief Secretary, Punjab, Lahore.
2. Senior Member, Board of Revenue Punjab, Lahore.
3. Chairman, Planning & Development Board, Government of the Punjab, Lahore.
4. All the Administrative Secretaries, Government of the Punjab, Lahore.
5. All the Commissioners in the Province of Punjab.
6. Managing Director, PPRA Lahore. He is requested to get the firm blacklisted by PPRA Authority on the grounds mentioned above and to get the firm debarred for procurement of all procuring agencies of Government of the Punjab in terms of Clause 21(4) of PPRA Rules, 2014 and also to publish the said order on the PPRA website.
7. All the Deputy Commissioners in the Province of Punjab.
8. Director General, Anti-Corruption Establishment, Punjab, Lahore.
9. Chairman, Pakistan Engineering Council, Islamabad.
10. Director Generals, all the Development Authorities in Punjab.
11. Director General, National Highway Authority (NHA), Islamabad.
11. Chief Engineer Highways (North/South/Central), Pb. } with the request to circulate
12. Chief Engineer Buildings (North/South/Central), Pb. } to the subordinate offices
13. Chief Engineer (DS&M) Punjab.
14. PS to Secretary, C&W Department, Government of the Punjab.
15. PA to Additional Secretary (Tech-II), C&W Department.
16. M/s Mehr Khan Niazi, Government Contractor, Shahbaz Khel, Mianwali.

  
SECTION OFFICER (B-II) 6/2/17