

OFFICE OF THE PRINCIPAL SAHIWAL
MEDICAL COLLEGE SAHIWAL

PH# 040-4502470

MD PPR

No. 950/ESTT/SLMC/SWL/

Dated: 22/02/2018

To

✓ The Managing Director
PUNJAB PROCUREMENT REGULATORY AUTHORITY,
S& GAD, GOVT OF THE PUNJAB, 3RD FLOOR,
AL-FALAH BUILDING, THE MALL ROAD, LAHORE

Subject: BLACK LISTING OF M/S JANISERVE CONSULTANT, PLOT NO 3, BLOCK-C SAHAFI COLONY, HARBANSPURA, LAHORE. YARD: 5-KM OFF RING ROAD HARBANSPURA, LAHORE.

With reference to caption cited above it is submitted that M/S Janiserve Consultants, plot no 3, Block – C, Sahafi Colony, Harbanspura, Lahore; acquired the Janitorial services contract of Sahiwal medical college Sahiwal and its allied institutions Sahiwal for the financial years 2016-17. As per tender document Para 3.3.3. The contractor was under an obligation to submit performance guarantee in the shape of Bank Guarantee which was to be 10% of the annual cost of the contract,

The fact of submission of Bank Guarantee was also mentioned specifically in AWARD LETTER and the contract. The contractor submitted bank Guarantee bearing No 02LOGI71170001 worth Rs.6657120/= issued on 30.04.2017 and allegedly issued by the Bank of Punjab, Main Branch, 07 Egerton Road Lahore.

The standard of services provided by the contractor was seriously below par and hence SLMC issued a verification letter to the concerned bank bearing No 5904/Estt/SLMC/Swl dated 02.10.2017 . In response, the bank replied through letter No. BOP/TPU-2017/0001-(F) BG dated 03.10.2017 and declared the above mentioned Bank Guarantee as "FAKE". The contractor was issued a "show cause" letter on the basis of following irregularities.

- i. The performance guarantee provided by your firm is fake and not verified by the concerned bank. Hence, you have violated the provisions of rule 21 (1) clause (d) PPR Rules 2014, amended on 06-01-2016, which is related to the use of "corrupt practice".
- ii. The firm failed to provide the requisite materials/machinery/equipment as per contract despite various inspections, warning and penalties by the committee constituted by the Medical superintendent DHQ teaching hospital for the said purpose. Hence, you the provisions of rule 21 (1) clause (b) & (c) of PPR RULES 2014, amended on 06-01-2016,

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Dated: 23-2-18

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which are related to the situation that a contractor “consistently failed to perform obligations under the contract” and “not performed the contract upto the mark”, respectively.

- iii. The firm also failed to satisfy the Principal, Sahiwal Medical College & Allied Institutions Sahiwal and the Executive Committee of SLMC about the problems faced by the institution due to its poor performance and non-compliance to contract terms and conditions despite giving the chance of personal hearing. Hence, you the provisions of rule 21 (1) clause (b) & (c) of PPRA RULES 2014, amended on 06-01-2016, which are related to the situation that a contractor “consistently failed to perform obligations under the contract” and “not performed the contract upto the mark”, respectively.
- iv. The firm didn't improve its services despite the warning given by The BOM. Hence, you the provisions of rule 21 (1) clause (b) & (c) of PPRA RULES 2014, amended on 06-01-2016, which are related to the situation that a contractor “consistently failed to perform obligations under the contract” and “not performed the contract upto the mark”, respectively.
- v. The firm had failed to improve performance during last 4 months and average performance score remained below 80% from July 2017 to onward. Hence, the provisions of rule 21 (1) clause (b) & (c) of PPRA RULES 2014, amended on 06-01-2016, which are related to the situation that a contractor “consistently failed to perform obligations under the contract” and “not performed the contract upto the mark”, respectively.
- vi. The firm made the Principal, staff and male/female students, a hostage for several hours in the Sahiwal Medical College's premises on 21-12-2017, with the help of janitorial staff(your employees) although it was made clear in the agreement that the payment to your employees as janitorial staff would be your responsibility and that would have no nexus with the payment by the institution to your firm; and hence violated the provisions of the rule 21 (1) clause (a), which is regarding the situation when a contractor has “acted detrimental to public good”.

The reply submitted by firm is irrelevant and does not address the main issue against your firm and on many material points. The firm reply is either silent or is misleading and does not match with the facts and figures available in our records. Hence, fulfilling the requirement of the Punjab Procurement Rules 2014, the notice of personal hearing was issued to the concerned firm under the Rule 21 of the Punjab Procurement Rule.

The contractor was issued a "show cause" letter and Personal hearing was fixed on 26.01.2017. But the contractor failed to show up. The college has lodged FIR No 13/18 under sections 420,468,471,342 PPC at Police Station civil lines Sahiwal against the contractor.

According to PPRA Rules 2014 amended on 06.01.2016 the rule 21 (1) A procuring agency may, for a specified period, debar a bidder or contractor from participating in any public procurement process of the procuring agency, if the bidder or Contractor has states that if a bidder on contractor:-

- a. Act in any manner detrimental to public interest or good Practices;
- b. consistently failed to perform his obligation under the contract;
- c. not performed the contract up to the mark
- d. Indulge in any corrupt Practices.

In due consideration of the facts of the case the Procuring Agency i-e Sahiwal Medical College Sahiwal hereby blacklists M/S JANISERVE CONSULTANTS Plot No 3, Block-C Sahafi Colony, Harbanspura, Lahore on above mentioned charges of fraudulent/criminal practice . The said firm is hereby declared ineligible for practicing in any public procurement process in future.

It is therefore requested to please include the above mentioned firm in the list of blacklisted firms for the period of 20 years form the date of uploading on PPRA website and upload on the website of the PPRA as per sub rule 2(a) of Rule 21 of PPRA Rules in the public interest at large with intimation to office please.


 Principal,
 Sahiwal Medical College,
 Sahiwal

CC:

1. The Director, Legal & Monitoring, PPRA 3rd floor, Al-falah building, the mall road, Lahore
2. The M/S Janiserve Consultants Plot No. 3, Block-C, Sahafi Colony, Harbanspura Lahore
3. Office File.