

Diary No. 223
 Dated 22/3/19
 Punjab Police Computer Bureau,
 CPO, Punjab, Lahore.

ORDER

Dated Lahore, the _____/2019

No. _____ /SPO: This order disposes of show cause notice No.260/SPO, dated 15.01.2019, issued to Mr. Zafar Iqbal C.E.O of M/s Zafar Azfar & Co. 56-Main Road, Samanabad, Lahore.

2. A contract for the supply of Bullet Proof Helmet 6100 units was awarded to M/s Zafar Azfar & Co. during financial year 2016-2017 vide No.12501/SPO, dated 22.05.2017 @ of Rs: 94,482,900/-, after fulfillment of legal/codal formalities. Advance drawl was approved/made by the Finance Department, Punjab, in above mentioned contract, on the request of firm and due to narrow space of time in closure of financial year. The firm delivered Bullet Proof Helmets 6100 units which were got tested from Inspectorate of Armament GHQ, Rawalpindi, and rejected by the Inspection Committee, as per report of said Inspectorate, having inconsistent trauma values, amongst the 06 samples drawn from the consignment. Accordingly, Inspection Report was issued by the AIG/Logistics, wherein, the firm was directed to replace the rejected stores within one month, under clause 17(g) of contract. Instead of replacing the stores, the firm preferred an appeal requesting therein to withdraw inspection note and accept their supply on the grounds that their tender sample was tested as per old testing method/criteria in which trauma was 20mm, whereas, their supply was tested by the Inspectorate of Armament according to new testing method/criteria, whereby trauma limit was increased upto 26mm. They also claimed that their supplied consignment was as per quality of tender sample and pleaded to accept the same.

3. The matter/appeal was referred to the Arbitration Committee for consideration and report. The Arbitration Committee heard contention of the firm in detail and unanimously recommended to reject the appeal preferred by M/s Zafar Azfar & Co. Lahore, having no weight/footing. Thereafter, an opportunity of personal hearing before Senior Purchase Officer was also provided to the firm. The authority rejected the appeal on the basis of available record/recommendations of Arbitration Committee, and firm was directed vide letter dated 12.11.2018, to provide the stores, as per instruction of Inspection Committee, as contained in inspection certificate vide this office No.13141/SPO, dated 22.11.2018.

4. In view of needs of department, a repeat order contract (15% of exact contract) was also awarded to M/s Zafar Azfar & Co. Lahore, vide No.14735/SPO, dated 07.06.2017 for the supply of 915 Bullet Proof helmets. The firm did not deliver the stores in repeat order despite lapse of delivery date. Due to non-provision/replacement of stores in contract No.12501/SPO, dated 15.01.2019 and repeat order No.14735/SPO, dated 07.06.2017, above said Show Cause Notice was served to the C.E.O of M/s Zafar Azfar & Co. for furnishing its written reply. As per written reply, the sample testing with Helmets was got conducted from IFA Rawalpindi and on their approval the stores were supplied firstly 2500 Nos. on 15.06.2017,

secondly, 3600 Nos. on dated 08.11.2017. It is regretfully submitted that on the random test the stores were declared to be below the standard and were disqualified on the representation the issue was again referred to Inspectorate of Armament Rawalpindi, report whereof proved that the test of the sample was made on different criteria which the random test was made on the different criteria. The C.E.O of M/s Zafar Azfar & Co. was also called for personal hearing on 13.02.2019 and heard his contention in detail. The C.E.O of firm reiterated the same version as put forth in their written statement.

5. All the relevant documents, written reply of Show Cause Notice as well as oral statement of CEO of the firm was perused/examined minutely. On considering all pros & cons of the matter, the contention of the firm having no weight was found implausible. The firm was directed to replace the stores as per provisions of contract but instead of replacement an appeal was preferred by the firm to accept the same. The Arbitration Committee considered the matter and after thorough deliberation recommended to reject the appeal of firm. After recommendation of Committee, the firm was directed to comply with the instructions of Inspection Committee but the firm did not respond.

6. Foregoing above proves misconduct of the firm, violation of terms/conditions of bidding documents, as well as PPR-2014 beyond any shadow of doubt. Therefore, M/s Zafar Azfar & Co. Lahore is hereby blacklisted for a period of 03 years. The main reasons of blacklisting are non-compliance with the instructions/directions i.e. replacement of stores as per approved specifications of Police Department and provisions of the contracts. Moreover, 100% Bank guarantees amounting to Rs. 94,482,900/- & Rs.14,172,435/- and 10% performance guarantees amounting to Rs.9,448,290/- and Rs. 1,417,244/- are confiscated, as well as contract No.12501/SPO, dated 15.01.2019 and repeat order No.14735/SPO, dated 07.06.2017 are rescinded.

Senior Purchase Officer/
Addl: IGP/Logistics & Procurement,
for Inspector General of Police,
Punjab, Lahore.

No. 1931-37/SPO,

dated Lahore, the 20-3- /2019.

Copy forwarded for information and necessary action to the:-

1. MD, PPRA Punjab, Lahore, with the request to upload the orders on its website.
2. The Accountant General, Punjab, Lahore (Supply Section) w/r to above-mentioned contracts to deposit the 100% CDRs of the firm in relevant head of account.
3. AIG/Logistics, CPO, Punjab, Lahore.

4. Accountant, CPO, Punjab, Lahore. CDR bearing No.79903 amounting to Rs.38,722,500/- is sent herewith for depositing of the same to relevant head of account.
 5. M/s Zafar Iqbal C.E.O M/s Zafar Azfar & Co. 56-Main Road, Samanabad, Lahore.
 6. The Manager, Sonneri Bank Limited, Badami Bagh Branch, Lahore, with the request to deposit the amount of 10% performance guarantees bearing No.71050217000059 dated 21.04.17 & 71010217000008 dated 05.06.17 of the firm in relevant head of account No.CO2636-Police-Fees, Fines, Forfeitures"
- ✓ Addl: Director Computer Bureau to upload the order on website.

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Senior Purchase Officer/
Addl: IGP/Logistics & Procurement,
for Inspector General of Police,
Punjab, Lahore. ✓