



June 02, 2026

TL2026/0602/3A

Executive Engineer,
Communication and Works Division,
Lakki Marwat, Khyber Pakhtunkhwa.

Subject: Violation of Khyber Pakhtunkhwa Public Procurement of Goods, Works and Services Rules, 2014, Executive Engineer, Communication and Works Division, Lakki Marwat's Tender Notice for Construction and Rehabilitation of Road from Main Mianwali Issa Khel Road to Wanda Rehmana

Dear Sir,

This is with reference to your tender notice appeared in Daily 'Mashriq' Newspaper on 23 May, 2026. The said advertisement is in violation of Khyber Pakhtunkhwa Public Procurement of Goods, Works and Services Rules, 2014, Rule No. 34 'Response Time'.

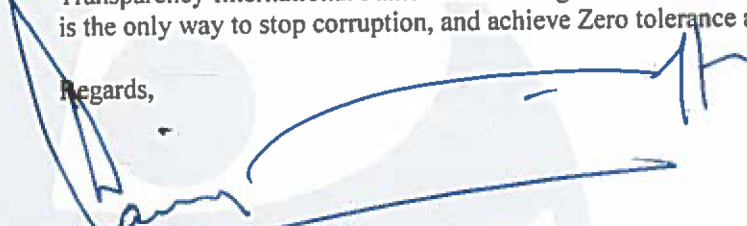
In the tender notice, the submission and opening date of bid is given on 04-06-2026, where it does not fulfill the fifteen days of response time, and is two (02) days less. It is a violation of Khyber Pakhtunkhwa Public Procurement of Goods, Works and Services Rules, 2014, Rule 34. The Rule is quoted below for your reference;

34. Response time.—(1) The procuring entity may decide the response time for receipt of bids or proposals including proposals for pre-qualification from the date of publication of an advertisement or notice, keeping in view the contract's complexity, and urgency. However, under no circumstances the response time shall be less than fifteen days for national competitive bidding and thirty days for international competitive bidding from the date of publication of advertisement or notice in the national newspaper.

Executive Engineer, Communication and Works Division, Lakki Marwat is requested to rectify the given mistake and issue corrigendum in accordance with Khyber Pakhtunkhwa Public Procurement of Goods, Works and Services Rules, 2014, to avoid mis-procurement under 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 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. Chief Secretary, Government of Khyber Pakhtunkhwa, Peshawar.
2. Managing Director, Khyber Pakhtunkhwa Public Procurement Regulatory Authority, 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”

**GOVERNMENT OF KHYBER PAKHTUNKHWA
COMMUNICATION & WORKS DEPARTMENT**

NOTICE INVITING TENDERS
Single Stage Two Envelope Bidding System (S-PEBS)

1. C & W Department (C&W Division, Lohi Marwat), Government of Khyber Pakhtunkhwa invites sealed bids from eligible firms/contractor in accordance with KPFRRA (2015) vide No. 2914 on single stage two envelope procedure for the following work: The Bids to be submitted with Pakistan Engineering Council (PEC) in relevant category & field of specialization, aligned with C&W Department and should have adequate financial soundness, relevant experience, personal capabilities, resource equipment and others as included in ITB.

S. No.	Name of Work	Required Category of PEC	Bid Security+ Stamp Duty	Period of Contract	Last Date of Submission and Time	Date of Opening and Time
1.	Construction and Rehabilitation of Road from Mar Marwah to Khol Road to Yamala Peshawar Via Wanda Area in District Lohi Marwat 112 KM ADP No. 1428/25-1452 (2023-24)	C-1 and above	B Seal @ 2% B.D. Rs. 18750	As per Work Order	04.06.2026 At 12:00 hours	04.06.2026 At 12:30 hours

Bid documents and instruction to bidders can be downloaded up to the opening date and time from C&W web site (<http://www.procure.gov.pk>).

INSTRUCTIONS TO BIDDERS
(KPFRRA Single Stage Two Envelope Bidding Procedure)
(Electronic Direct Procurement (E-PED))

- Technical bid proposal should accompany the following:
 - Certificate that the Bid Security, Stamp duty and Tender Fee in the shape of deposit at call (original) has been enclosed in financial bid.
 - Estimation Order of C&W Department for the year 2025-26 (Photocopy)
 - Renewal of registration for 2025-26 (Photocopy)
 - National Identity Card (NIC) (Photocopy)
 - Pakistan Engineering Council registration copy for calendar year 2025-26
 - Form 11 of the Company/ firm.
 - Documents showing general capabilities, special strengths, general and relevant experience record, personal capabilities, equipment capabilities and Income Tax/ITN Certificates.
 - Any other document to support the technical bid.
- Incomplete/Conditional/Electronic bids and bids received after closing time shall not be entertained. Bids shall be signed by authorized persons.
- The contractor's quoting their bids up to the bid of 10% below Engineering Estimate shall submit bid security to @ 2% only of Engineer Estimate.
- The Contractor's quoting their bids more than 10% below up to 20% below on Engineer's Estimate shall submit along with their bids 8% Additional Security of Engineer estimated cost in addition to 2% bid security. If the bid is not accompanied with the required amount of additional security, then it will be considered as non-responsive and the 2% bid security shall be forfeited in favor of Government and the second lowest bidder and so on will be considered accordingly.
- Similarly, a contractor quoting bid more than 20% below shall submit up to 14% additional security on Engineer's Estimated cost equal to the differential amount of their bid and Engineer's Estimate along with detailed rate analysis. In case of more than 20% below bid, if the bid is not accompanied by a detailed rate analysis and/or required amount of additional security, then it shall be considered as non-responsive, all the securities submitted along with such non-responsive bid shall be forfeited in favor of Government and the 2nd lowest bidder and so on will be considered accordingly.
- In case detailed rate analysis submitted with the bids is, in violation of the Procuring Entity, not answering, the Head of Procuring Entity may declare such bid as non-responsive without any forfeiture of bid security and record reasons thereof.
- The procuring entity may offer the contract to only one bidder after due diligence in the context of financial difference between such two bids or may have procurement opportunity direct.
- The additional Security shall be released to the contractor in four installments that is 25% to be released upon completion of 25% of the project, 50% to be released upon completion of 50% of the project, 75% to be released upon completion of 75% of the project and the remaining amount to be released after completion of the project.
- Time to Time amendments by the P.E. will be applicable before opening the tender, which will be hung up by Notice board.
- Any bidder who provides any false information should be recommended to the competent authority for debarment and his name will be disqualified.
- Time allowed for completion of the work is as specified in the NT which will start from the issuance of work order.
- Bids will be valid for 90 days (90) days.
- Successful bidder should sign the agreement with the department within stipulated time after acceptance of bid.
- Call Deposit of Scheduled Banks shall be acceptable.
- If the qualified bid costs of two or more than two bidders are same then the successful bid will be declared through draw.
- Scanned copy of bid security shall be submitted electronically along with technical bid on C-Bidding System.
- Bid security of all the electronic bidders for the specific work will be retained by the Department till the approval of bids.
- The bidder must be certified with the Khyber Pakhtunkhwa Revenue Authority as per KPFRRA Rules.
- Pay Order is not acceptable as per Notification No. of KPFRRA vide No. KPFRRA/MAE/Est./1-120017-14 dated 05/04/2018.
- The Khyber Pakhtunkhwa Finance Act XXVIII of 2019 2nd Schedule under 8 No. 14, in case of projects funded under the Government's ADP Budget, Tax shall be charged at the rate of Two Percent (2%).
- Bidder Documents/Evaluation criteria are available in the office of the undersigned and can be obtained on any working day during office hours of least three days before the closing date on cash payment of Rs. 5000/- each (non-refundable).
- Venue of bids opening is office of the Executive Engineer, C&W Division Lohi Marwat.

**EXECUTIVE ENGINEER
C&W DIVISION LOHI MARWAT**
(Seal, Signature and Stamp)

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