



DECISION

Complaint No. : POS/2112/KE-112/2022

Name and address of the complainant : Mr. Muhammad Hameed,
R/o. House No. B-56, Sector 50-A, Ghous Pak Road,
Korangi No.4, Karachi

Name of the Agency Complained against : DMC, Korangi /
Town Municipal Corporation (TMC), Landhi

Name & Designation of Investigating Officer : Mr. Muhammad Shoaib Ahmed Siddiqui,
Director, Regional Office, Korangi, Karachi

Vetted by : Mr. Ghulam Abid Shaikh,

Subject : Advisor-K

ALLEGED INORDINATE DELAY IN PAYMENT OF DUES FOR THE WORKS DONE BY THE COMPLAINANT ON QUOTATION BASIS IN THE YEAR 2016-17.

COMPLAINT

Mr. Muhammad Hameed, a Contractor, filed a complaint on 14.04.2022 stating that he had been awarded different works in Landhi Zone, DMC, Korangi during project extension of the 100 days development scheme in the year 2016-17, wherein he carried out construction work in Govt. Baldia Dispensary, Gosht Market Landhi No. 5 ½, Maternity Home, repair of road of C-1 Area and Baldia School Area 4-A, Landhi. But despite lapse of more than 5 years his dues have not been paid to him. Being aggrieved by that, he solicited our intervention.

PROCEEDINGS

2. After admitting the complaint under Section 10 of the Establishment of the Office of Ombudsman for the Province of Sindh, Act. 1991 (amended upto date), by condoning the delay it was referred to the Municipal Commissioner, DMC, Korangi for report. In response, the Municipal Commissioner, DMC Korangi appeared in-person on 09.02.2023 and submitted report stating that the payment of three works was made to the complainant as follows:

- i) Repair of Baldia Dispensary Landhi No. 5 ½ for Rs.997,176/-.
- ii) Repair of road area, Babar Market Landhi Zone for Rs.993,764/-.
- iii) Patch work road Landhi Zone for Rs.995,000/-.

However, if the complainant has any other claim he may approach the DMC for further action.

3. This report of the agency was forwarded to the complainant for filing his rejoinder. In response, the complainant visited the Municipal Commissioner, DMC Korangi and furnishing him the details of pending bills. Upon that, the Municipal Commissioner, accorded post facto approval for an amount of Rs.3,818,200/- which was outstanding against the DMC Korangi.

4. Later-on, during the hearing held on 22.11.2023, the Law Office, TMC Landhi appeared and submitted letter dated: 21.11.2023 of Chief Accounts Officer, TMC Landhi, wherein he expressed his inability to clear the liability due to shortage of funds.

FINDINGS

5. The agency has admitted the claim of the complainant to the tune of Rs.3,818,200/- after completing all the codal formalities but its reluctance to settle the claim on the pretext of paucity of funds is not justified.

DECISION

6. In view of the above, I, in exercise of powers vested in me under Section 11 of the Establishment of the Office of Ombudsman for the Province of Sindh Act, 1991 (amended upto date), *do hereby direct the Municipal Commissioner, TMC, Landhi to ensure payment of outstanding dues amounting to Rs.3,818,200/- to the complainant inside 45 days, herein of and report compliance.*

Given under my hand and seal of office.



Sd /-

(Muhammad Sohail Rajput)

Sitara-e-Imtiaz. PAS

Ombudsman Sindh

Karachi, dated; 28th January, 2025

