



DECISION

Complaint No. : POS/7972/2023/RM-208

Name and address of the complainant : Mr. Ali Raza R/o. House No.16-A, 14/2, Street No.1 Mohalla Bhansingabad, Mirpurkhas.

Name of the Agency Complained against : Municipal Commissioner, Mirpurkhas Municipal Corporation (MMC), Mirpurkhas

Name & Designation of Investigating Officer : Mr. Zulfiqar Ali Junejo, T.I, Regional Director, Mirpurkhas.

Vetted by : Mr. Muhammad Naseer Jamali, Advisor-N

Subject : **COMPLAINT AGAINST MIRPURKHAS MUNICIPAL CORPORATION (MMC) ALLEGING FAILURE TO CLEAR THE PAYMENT OF CONTRACT WORKS TO THE COMPLAINANT.**

COMPLAINT:

Mr. Ali Raza, a contractor filed a complaint dated 26-09-2023 wherein he stated that Mirpurkhas Municipal Corporation (MMC) had awarded him contract works during the year 2021-22. He submitted a list of 11 executed works / supplies, amounting to Rs. 1,493,879/- duly cleared by the Audit Section but the payment has not been made to him. Aggrieved by that, he solicited intervention of this Institution.

PROCEEDINGS:

2. The complaint was admitted under section 10 of Establishment of the office of Ombudsman for the Province of Sindh Act 1991 (amended up to date) after receiving mandatory affidavit on Form-A, copy of CNIC and by condoning the delay.
3. This office issued notice dated 27-10-2023 to the Municipal Commissioner, Mirpurkhas Municipal Corporation (MMC) for report, followed by reminders. The Municipal Commissioner, MMC informed vide letter dated 17.05.2024 that the complainant has claimed outstanding liabilities, amounting to Rs. 1,872,290/- of completed works/ supplies during the year-2021-22. He, further informed that physical and satisfactory work completion certificates have not been submitted. The physical verification of said works is not possible as the nature of works is questionable and the payment can not be made due to its questionable status.
4. A copy of the agency's report was sent to the complainant for rejoinder vide letter dated 22.05.2024, who in response reiterated his request for payment.
5. The rejoinder of the complainant was forwarded to the Municipal Commissioner, MMC vide dated 10.06.2024 to hear the parties and examine the relevant record, who in response informed vide letter dated 01.01.2025 that no physical verification report is available in the record to pay the outstanding liabilities of the complainant.

FINDINGS:

5. The investigation of the complaint did not establish maladministration against the agency. The complainant failed to submit documentary evidence / physical verification reports of completed works.

DECISION:

6. In view of the above and in exercise of powers vested in me under section 11 of Establishment of the Office of Ombudsman for the Province of Sindh, Act 1991 (amended up to date), the complaint is disposed of as rejected being without merits.

Given under my hand and seal of the office

Sd /-
(MUHAMMAD SOHAIL RAJPUT)

Sitara-e-Imtiaz, PAS
Ombudsman, Sindh

Karachi, dated 28th January-2025

