



## **DECISION**

Complaint No. : POS/1885/ROK-96/(Khp)/2019

Name and address of the complainant : Mr. Waqar Hussain Shah, Government Contractor,  
R/o Mohalla Luqman Phattak, District Khairpur.

Name of the Agency Complained against : T.C Setharja

Name & Designation of Investigating Officer : **AHMED BAKHSH GHUMRO,**  
Consultant / Incharge,  
Regional Office Khairpur

Vetted by : **Mr. Muhammad Misbah Tunio, Advisor-J**

Subject : **ALLEGED DEMAND OF GRATIFICATION BY GHULAM MUSTAFA LUND, CHAIRMAN AND MUHAMMAD KHAN PITAFI, SUB-ENGR. TOWN COMMITTEE (T.C) SETHARJA FOR PAYMENT OF WORKS DONE BY COMPLAINANT.**

### **COMPLAINT**

Mr. Waqar Hussain Shah filed a complaint on 10-05-2019 claiming that he had completed all the three works awarded to him by Chairman, Town Committee (T.C) Setharja. He alleged that Chairman Ghulam Mustafa Lund & Sub-Engr. Muhammad Khan Pitafi were demanding illegal gratification for payment of these works despite 10% commission already paid. He also alleged that Chairman was not releasing his Security Deposit of Rs. 128,000/- relating to works completed by him in 2017. He, therefore, solicited intervention of this Institution.

### **PROCEEDINGS**

02. The complaint was admitted u/s 10 of the Establishment of the office of Ombudsman for the Province of Sindh Act, 1991 (amended up to date), by condoning the delay in filing it, subject to submission of Affidavit on Form "A".

03. After completion of codal formalities, the matter was taken up with Chairman, Town Committee Setharja, Taluka Thari Mirwah on 18-06-2019 for comments. After extensive correspondence and hearings, the Town Officer, T.C Setharja, reported on 29-10-2019 that Rs. 354,388/- were paid to complainant through Cheque No. 27715338 dated 21-10-2019 out of his total outstanding bill. He further reported that remaining payment would be released in the month of November 2019.

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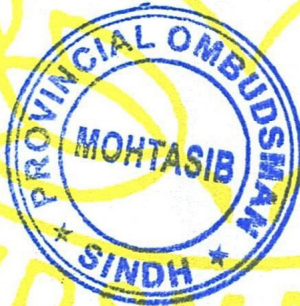
04. This report was shared with complainant on 08-11-2019 for rejoinder. In response, the complainant filed rejoinder on 24-12-2019 stating there in that he had received Rs. 700,000/- out of his outstanding dues and urged for release of remaining payment, for work done by him, security deposit and misplaced call deposit amount of Rs. 45,500/-

05. Subsequently, the Town Officer, T.C Setharja reported on 24-11-2022 that complainant was awarded various works but Government of Sindh had imposed ban on payment of all kinds of liabilities. Hence dues of complainant could not be paid. He also informed that due to vacant posts of Assistant Executive Engineer & Sub-Engineer of Town Committee Setharja, the measurement of the works done by complainant could not be carried out. However, Security Deposit had been refunded to the complainant.

#### **DECISION**

06. Accordingly, 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 up to date), hereby direct Additional Chief Secretary, Local Government Department to ensure that dues of works completed by the complainant are cleared after due verification and disciplinary action against the Officers responsible for delay in payment of his dues is taken. Compliance report should be submitted within 60 days of this order.

“Given under my hand and seal of office”



**Sd /-**  
(Muhammad Sohail Rajput)  
**Sitara-e-Imtiaz. PAS**  
Ombudsman, Sindh  
Karachi, dated 13<sup>th</sup> January, 2025