

**പതിനാലാം കേരള നിയമസഭ**  
**ഏഴാം സമ്മേളനം**


നക്ഷത്ര ചിഹ്നമിടാത്ത  
നിയമസഭാ ചോദ്യം നമ്പർ: 3638

23.08.2017 ൽ ബഹു: ധനകാര്യവും  
കയറും വകുപ്പുമന്ത്രി മറുപടി പറയേണ്ടത്

**ചോദ്യം**  
**ശ്രീ.റോഷി അഗസ്റ്റിൻ**

**ഉത്തരം**  
**ഡോ.ടി.എം.തോമസ് ഐസക്**  
**ബഹു: ധനകാര്യവും കയറും വകുപ്പുമന്ത്രി**

(എ) വയനാട് കോളേജിന്റെ ആർക്കിടെക്ചറൽ ഡിസൈൻ തയ്യാറാക്കുന്നതുമായി ബന്ധപ്പെട്ട് ഡിനാൻസ് വകുപ്പിന്റെ ചീഫ് ടെക്നിക്കൽ എക്സിക്യൂട്ടീവ് ഓഫീസർ (സി.റ്റി.ഇ) ക്ക് പരാതിയോ വിശദീകരണമോ ഏതെങ്കിലും ഏജൻസികളിൽ നിന്നോ വകുപ്പുകളിൽ നിന്നോ ലഭിച്ചിട്ടുണ്ടോ; വിശദാംശങ്ങൾ നൽകുമോ;	:	ഹരിപ്പാട് മെഡിക്കൽ കോളേജ് നിർമ്മാണത്തിന്റെ കൺസൾട്ടന്റിനായി നൽകുന്നതുമായി ബന്ധപ്പെട്ട് Anson Group എന്ന സ്ഥാപനം നൽകിയ പരാതി പരിശോധിച്ച് അഭിപ്രായം രേഖപ്പെടുത്തുന്നതിനുവേണ്ടി ധനകാര്യ (എൻ.സി) വകുപ്പ് ഫയൽ (നം.NCA4.17/2016Fin) ചീഫ് ടെക്നിക്കൽ എക്സിക്യൂട്ടീവ് ഓഫീസറുടെ കാര്യലയത്തിനു കൈമാറിയിരുന്നു. ടി പരാതിയിൽ വയനാട് മെഡിക്കൽ കോളേജ് നിർമ്മാണത്തിന്റെ കൺസൾട്ടന്റിനായി നൽകുന്നതിനെപ്പറ്റിയും ആക്ഷേപം ഉന്നയിച്ചിരുന്നു.
(ബി) എങ്കിൽ പ്രസ്തുത പരാതിയിൽ ഉന്നയിച്ചിരിക്കുന്ന പ്രധാന വിഷയങ്ങൾ എന്തെല്ലാമെന്ന് വ്യക്തമാക്കുമോ;	:	പരാതിയിൽ ഉന്നയിച്ചിരിക്കുന്ന പ്രധാന വിഷയങ്ങൾ വ്യക്തമാക്കുന്നതിലേയ്ക്കായി പരാതിയുടെ പകർപ്പ് ഇതോടൊപ്പം ഉള്ളടക്കം ചെയ്യുന്നു.
(സി) പ്രസ്തുത പരാതിയുടെ/ വിശദീകരണത്തിന്റെ പകർപ്പ് ലഭ്യമാക്കുമോ;	:	
(ഡി) ഇതു സംബന്ധിച്ച് അന്വേഷണം നടത്തി റിപ്പോർട്ട് സമർപ്പിച്ചിട്ടുണ്ടോ; വിശദമാക്കുമോ?	:	ഉണ്ട്. ഇതു സംബന്ധിച്ചുള്ള അന്വേഷണ റിപ്പോർട്ട് Insp.Tech 3/68/2016/Fin. നമ്പർ ഫയലിൽ 08.07.2016 തീയതിയിൽ ധനകാര്യ വകുപ്പ് പ്രിൻസിപ്പൽ സെക്രട്ടറിയ്ക്ക് സമർപ്പിച്ചിട്ടുണ്ട്.

  
**സെക്ഷൻ ഓഫീസർ**  
*SSS*

FINANCE DEPARTMENT	
Toppal No. 3119/16	/2016 /Fin.

**ansons group**

FOR URGENT INTERVENTION

7/1/2016

The Principal Secretary  
Finance Department  
Govt. Secretariat  
Thiruvananthapuram.

Sir,

Sub: PWD (Buildings)- Corruption in awarding the consultancy of Haripad Medical College - requesting urgent intervention

Ref: 1. Circular No. 28283/C2/2013/PWD dt. 26-11-2013 from the PWD Secretary  
2. Tender No. 198/EEBLALP/2015-16 dt. 30-9-2015

- As per the circular mentioned above, the Govt. gave direction to award consultancy in PWD " so as to ensure transparency in the selection process and to ensure maximum competition and thereby ensuring maximum economy.....implementing agency shall follow a transparent selection process by inviting competitive bids/quotations and select the agency which submit the best offer"
- PWD invited tender for selecting the consultant for Haripad Medical College as per ref.2 above. As per the tender conditions, tender will be awarded to the lowest bidder. There were five participants . The quotations received are 1.38%, 1.5%,1.71%,1.97% and 2.94%.
- Tenders submitted by 2 tenderers were rejected. The remaining 3 tenders are 1.38% (L1),1.71%(L2) and 2.94%(L3).
- The project cost of the 1st phase is 265Cr. The consultancy fee of the tenderers are
 

L1	- 265 Cr. @ 1.38%	- Rs. 3.654 Cr.
L2	- 265 Cr. @1.71%	- Rs. 4.532 Cr.
L3	- 265 Cr. @ 2.94%	- Rs. 7.791 Cr.

The difference of amount quoted by lowest and highest bidders are Rs.4.134 Cr for the 1st phase alone. Instead of awarding the work to the lowest bidder, awarded the

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project to the highest bidder causing a loss to the exchequer to the value of Rs.4.134 Cr ( 1st place alone).

5. The Chief Engineer PWD (Buildings) wanted to entrust the work to a particular firm which happened to be the highest bidder. So she could not award the project to them due to the high rate quoted. The method adopted to bypass the tender process is to invite designs from the bidders to eliminate the lowest bidders L1&L2. (L2 is a Govt. firm's joint venture partner). Introducing new conditions after inviting quotations and after opening the tenders is like shifting the goal post after starting the play, then the play will not be a fair play.
6. Aggrieved by the above decision, the lowest bidder approached the Hon. High Court of Kerala and as per the direction of the High court, L1 submitted the designs and presented the project in the committee. As expected, the result was announced to award the project to the highest bidder causing a loss of Rs.4.134 Cr public money. In addition to that, the expenses of the "experts" have to be met by the state. Also a lot of time was wasted due to the process adopted for favoring the highest bidder. It is ironic that the Chief architect of the state was not in the panel to assess the work of architects, even though he is sitting next door. The competition guidelines of Council of Architecture were also not followed.
7. The same Chief Engineer (Buildings) entrusted the work of Wayanad Medical College to the same selected firm without inviting tender or inviting designs from the panel of consultants. Hence different yard sticks adopted to favour a firm in both Wayanad and Haripad Medical College projects. It is a highly corrupt practice, discriminatory and questioning the dignity of other bidders.
8. All the partners of the lowest bidder and its JV partners are architects registered with Council of Architecture. Out of 4 architects, 3 are having 37 years experience and the fourth one is an architect with masters in Interior design from Italy. They have won prestigious award for the design of Vanitha's (MM Publications) Office at Kottayam.
9. All the partners/ Directors of the highest bidder are not architects. The managing director is recently passed out from the college. The highest bidder and its JV partner established the firm recently and the directors are same.
10. As per council of architecture guide lines, a firm of architects can be called architects and to practice as architects, all the partners should be architects registered with the

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Council of architecture. Hon. High Court of Gujarat is also affirmed the same. So the tender of the highest bidder should be rejected.

11. As per the tender conditions, tender with modifications has to be rejected. The tenders were asked to quote for the project cost. The highest bidder submitted a tender with modifications (quoted for estimate cost). So the tender of the highest bidder has to be rejected at that level itself.

**Request**

Instead of selecting the lowest bidder having 3 architects with 37 years of experience as partners and done much more work in the hospital field, selecting the highest bidder who came out from the college recently and joined with non architects which is a fraud as per the Council of architecture; through a non transparent selection process, leading to loss of more than Rs. four crores of public money is a shame to the people of Kerala. So I humbly request your good self, the following.

The PWD Chief Engineer (Buildings) gave direction to EE(Buildings) Alapuzha to give selection notice to the highest bidder. Kindly intervene in the matter and give instruction not to give the selection notice to the highest bidder, till the file of Haripad and Wayand projects are studied by you or through any of the other Chief Engineers/officers/ Chief Technical Examiner etc.

- a. The highest bidder submitted the details of the directors of the firm and its JV partners along with the bid document. All the partners/Directors of the firm should be architects, then only that firm can be called architects. If all the partners are not architects, offer of the highest bidder should be rejected and
  - i. Remove from the panel of Architects of PWD
  - ii. Take legal action as per the Law for fraud.
- b. Compare the selection process of Wayanad medical college project and Haripad medical college project. In both the cases, same firm is selected irrespective of they are quoting the highest rate. The reason should be enquired through Chief Technical Examiner and action may be taken against the erring officers.
- c. Award the project to the lowest bidder, as per the tender conditions and save Kerala from this day light robbery.

Yours faithfully

  
A. JOHN

- Encl. 1. GOVT CIRCULAR / TABULATION OF TENDER ETC  
2. COUNCIL OF ARCHITECTURE - NOTICE ETC  
3. ARCHITECTS - DIRECTORS.

