

REPUBLIC OF KENYA
PUBLIC PROCUREMENT ADMINISTRATIVE REVIEW BOARD
APPLICATION NO. 16/2026 OF 27TH JANUARY 2026

BETWEEN

**THE PRINCIPAL SECRETARY,
STATE DEPARTMENT OF HOUSING & URBAN
DEVELOPMENT 1ST APPLICANT**
**THE STATE DEPARTMENT OF HOUSING AND URBAN
DEVELOPMENT 2ND APPLICANT**

AND

WID WID ENTERPRISES LTD 1ST RESPONDENT
PARBAT SIYANI CONSTRUCTION LTD 2ND RESPONDENT
**BROAD CONTRACTORS COMPANY LTD
PARKLANE JV CONSTRUCTION LIMITED AND MASTER
POWER 3RD RESPONDENT**
ASKEN YAPI GROUP INSAAT LIMITED 4TH RESPONDENT
GABEIRE AGROUP LIMITED 5TH RESPONDENT
TULSI CONSTRUCTION LIMITED 6TH RESPONDENT
SAMAHA COMPANY LIMITED 7TH RESPONDENT
SUPER SERVE LIMITED 8TH RESPONDENT

Notice of Motion dated 23rd January 2026 in relation to Tender No. MLPWHUD/SDHUD/AHP/186/2024-2025 for Construction and Finance of the Proposed Jogoo Road 2 Affordable Housing Programme (AHP) Project in



Makadara Constituency, Nairobi County including Associated Social Amenities and Infrastructure.

BOARD MEMBERS PRESENT

1. Mr. George Murugu FCIArb, I.P - Chairperson
2. Mr. Stanslaus Kimani - Member
3. Mr. Daniel Langat - Member

IN ATTENDANCE

Mr. Philemon Kiprop - Board Secretary

PRESENT BY INVITATION

APPLICANT

**THE PRINCIPAL SECRETARY,
STATE DEPARTMENT OF HOUSING & URBAN
DEVELOPMENT & STATE DEPARTMENT OF
HOUSING & URBAN DEVELOPMENT**

Ms. Charity Kagiri - Deputy Chief State Counsel
Mr. Benard Oloo - Deputy Director, Supply Chain Management

1ST RESPONDENT

WID WID ENTERPRISES LTD

Mr. Muhamud Farah Director

2ND RESPONDENT

PARBAT SIYANI CONSTRUCTION LTD

N/A



**3RD RESPONDENT BROAD CONTRACTORS COMPANY LTD
PARKLANE JV CONSTRUCTION LIMITED AND MASTER
POWER**

Mr. Jackson Gitau

4TH RESPONDENT ASKEN YAPI GROUP INSAAT LIMITED

N/A

5TH RESPONDENT GABEIRE AGROUP LIMITED

N/A

6TH RESPONDENT TULSI CONSTRUCTION LIMITED

N/A

7TH RESPONDENT SAMAHA COMPANY LIMITED

N/A

8TH RESPONDENT SUPER SERVE LIMITED

N/A

BACKGROUND OF THE DECISION

The Tendering Process

1. The State Department of Housing and Urban Development, the Procuring Entity and the 2nd Respondent herein invited qualified and interested tenderers to submit sealed tenders in response to Tender No. MLPWHUD/SDHUD/AHP/186/2024-2025 for Construction and Finance of the Proposed Jogoo Road 2 Affordable Housing Programme



(AHP) Project in Makadara Constituency, Nairobi County including Associated Social Amenities and Infrastructure (hereinafter referred to as the "subject tender").

Submission of Tenders and Tender Opening

2. According to the Minutes of the subject tender's opening (hereinafter referred to as the 'Tender Opening Minutes') a total of nine (9) tenders were submitted in response to the subject tender and were recorded as follows:

| Bidder No. | Name |
|-------------------|---|
| 1. | Wid Wid Enterprises Ltd |
| 2. | Parbat Siyani Construction Ltd |
| 3. | Broad Contractors Company Ltd Parklane Jv Construction Limited And Master Power |
| 4. | Asken Yapi Group Insaat Limited |
| 5. | Gabeire Agroup Limited |
| 6. | Tulsi Construction Limited |
| 7. | Samaha Company Limited |
| 8. | Super Serve Limited |



Evaluation of Tenders

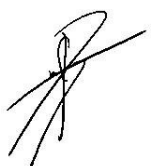
3. The evaluation of bids submitted in the subject tender is yet to be concluded at the point of filing of the Notice of Motion Application No. 15 of 2026.

NOTICE OF MOTION APPLICATION NO. 16 OF 2026

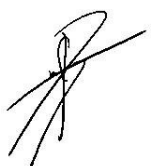
4. On 27th January 2026, the Principal Secretary State Department of Housing & Urban Development and The State Department of Housing and Urban Development (the Applicants herein) filed through Charity Kimani Kagiri a Notice of Motion dated 23rd January 2026 together with a Supporting Affidavit sworn by Charles M. Hinga, the 1st Applicant (hereinafter referred to as "the Notice of Motion Application") and sought the following orders from the Board in verbatim:

a. The Board be pleased to further extend the tender validity period for MLPWHUD/SDHUD/AHP/186/2024-2025 for the tender for construction and finance of the proposed Jogoo Road 2 Affordable Housing Programme (AHP) Project in Makadara Constituency, Nairobi County including associated social amenities and infrastructure for a period of One Hundred and Seventy (170) Days from 1st September, 2025.

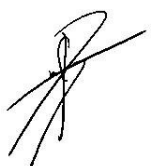
b. There be no orders as to costs.



5. On the same day of 27th January 2026, Mr. Philemon Kiprop, the Board Secretary notified the Respondents of the filing of the Notice of Motion Application while forwarding a copy of the said Application.
6. Vide letters dated 28th January 2026, the Board Secretary requested the Respondents to file their responses within three (3) days while forwarding a copy the Notice of Motion Application together with PPARB Circular No. 2/2020 dated 24th March 2020.
7. Gabiere Agroup Limited vide email of 29th January 2026 indicated that it was in support of the Notice of Motion Application.
8. Wid Wid Enterprises Limited vide email and letter of 29th January 2026 indicated that it was in support of the Notice of Motion Application.
9. Tulsi Construction Ltd vide email of 30th January 2026 indicated that it was in support of the Notice of Motion Application.
10. The Board Secretary notified parties of an online hearing of the Notice of Motion Application slated for 4th February 2026 at 2.30 p.m., through the link availed in the said Hearing Notice.
11. At the hearing of the Notice of Motion Application on 4th February 2026 at 2.30 p.m., the Board read out documents filed by parties in the matter and confirmed that parties had exchanged the same amongst themselves.

A handwritten signature in black ink, consisting of several overlapping, fluid strokes, located in the bottom right corner of the page.

12. Ms. Kagiri for the Applicants while relying on the grounds set out in the Notice of Motion Application dated 23rd January 2026 sought for the Board to grant the prayer sought in the Notice of Motion Application dated 23rd January 2026 and accompanying Supporting Affidavit.
13. Both Mr. Muhamud representing the 1st Respondent, and Mr. Gitau representing the 3rd Respondent informed the Board that they had no objection to the prayer sought by the Applicants to extend the subject tender's validity period.
14. The Board having considered parties submissions regarding the Notice of Motion Application, and in view of the fact that it is unopposed, finds no justifiable reasons to decline the prayer sought.
15. The Board, however, notes that the 170 days sought from 1st September 2025 would lapse on or about 17th February 2026. This period may not allow sufficient time for the Accounting Officer to expedite and conclude the subject tender process, including the making of an award and the 14-day standstill period.
16. In the interest of certainty, efficiency, and timely conclusion of the procurement proceedings, the Board deems it fair and reasonable to extend the validity period for 190 days from 1st September 2025.

A handwritten signature in black ink, consisting of several overlapping, fluid strokes, located in the bottom right corner of the page.

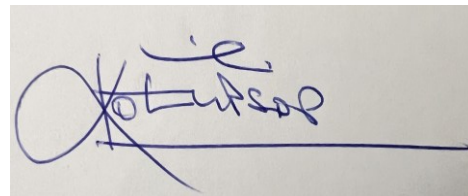
FINAL ORDERS

17. In exercise of the powers conferred upon it by Section 173 of the Public Procurement and Asset Disposal Act, No. 33 of 2015, the Board makes the following orders in this Notice of Motion Application:

A. The tender validity period with respect to Tender No. MLPWHUD/SDHUD/AHP/186/2024-2025 for Construction and Finance of the Proposed Jogoo Road 2 Affordable Housing Programme (AHP) Project in Makadara Constituency, Nairobi County including Associated Social Amenities and Infrastructure be and is hereby extended for a further period of One Hundred and ninety (190) Days from 1st September 2025.

B. There shall be no orders as to costs

Dated at NAIROBI this 6th Day of February, 2026.



.....
CHAIRPERSON
PPARB

.....
SECRETARY
PPARB

