



THE FEDERATION OF PAKISTAN
CHAMBERS OF COMMERCE & INDUSTRY
وفاق ایوان مائے تجارت و صنعت - پاکستان

FPCCI.EL2024-25/2023/-12074
15th November 2023

THROUGH COURIER, EMAIL, WEBSITE

DECISION NO. 017 (051)
PASSED BY THE SECRETARY GENERAL FPCCI

MR. GUL FARAZ KHAN
Proprietor, M/s S.S. Chemicals
C-21, Shereen Jinnah Colony Block-1, Clifton
Karachi
T: 021-3588854
M: 03452625505
E: niazichairman01@gmail.com
NOMINEE FROM PAKISTAN OIL TANKERS OWNERS ASSOCIATION

----- COMPLAINANT

MR. SHAIKH MOHAMMAD IMRAN
Director, M/s. Din Industries Pvt Ltd.
01 KM, Defence Road, Off Riawind Road,
Lahore
T: 042-3596622-8
M: 03334376100
R: 042-32356550
E: smimran@dingroup.com
W: www.dingroup.com
NOMINEE ON GB (ASSOCIATE) FROM ALL PAKISTAN TEXTILE MILLS ASSOCIATION

----- RESPONDENT

Subject: OBJECTIONS UNDER RULE 18(4) OF THE TRADE ORGANIZATIONS RULES 2013 AGAINST THE NOMINATION SENT BY ALL PAKISTAN TEXTILE MILLS ASSOCIATION AS PUBLISHED IN THE PROVISIONAL LIST FOR THE ELECTION YEAR 2024-2025

Reference letter / objection received in FPCCI Head Office Karachi on 10th November 2023, filed by Mr. Gul Faraz Khan, Member nominated by Pakistan Oil Tankers Owners Association, raising various objections on Mr. Shaikh Mohammad Imran, nominee on GB (Associate) nominated by All Pakistan Textile Mills Association.

The hearing was held in FPCCI Head Office Karachi and the Consuls of Complainant(s) and the Respondent(s) also attended and represented on their behalf. Arguments were advanced by both the parties, after going through the said arguments and the documents referred/ submitted, my finding are as follows;

1. The learned Council for the Respondent has submitted the MOA of M/s. Din Industries Limited, whereas email was also received from the said nominee, which shows that he is in retail business of the company Din Industries Ltd. Whereas membership certificate has also been provided which shows that M/s. Din Industries Limited is member of the subject Association.
2. On the other hand the learned Council for the Applicant has submitted a print out of the extract of membership of the subject association, which shows that the only a company by the name of M/s. Din Industries Pvt. Limited is a member of the subject association.
3. The nomination papers, which were submitted by the subject Association, duly signed by Secretary General and President, the status of the company is Limited and not Private Limited.
4. The objection raised by the Complainant regarding the validity of the Company of Shaikh Mohammad Imran, FPCCI has reviewed the nomination papers and found the discrepancy in the nomination papers and the supporting documents provided by the Association:
5. A clarification from the Secretary General of APTMA, has been submitted which says that due to typo error whereby the name of Din Industries Limited has been wrongly given as Din Industries Pvt Ltd.
6. The nomination papers signed by the Secretary General and Chairman of APTMA, showing the Company i.e. M/s. Din Industries Pvt. Ltd, as well as the List of Members also showing M/s. Din Industries Pvt. Ltd.

FPCCI Head Office, Karachi

Federation House, Tariq Sayeed Complex, Main Clifton Block-5, Abdullah Shah Ghazi Road, Karachi-75600, Pakistan. Tel: (92-21) 35873691-94 Fax: (92-21) 35874332 E-mail: info@fpcci.org.pk Web: www.fpcci.org.pk

FPCCI Capital Office, Islamabad

Capital House, G-8/1,
Aiwan-e-Sanat-o-Tijarat Road,
Maue Area, Islamabad
Tel: (92-51) 2251891-3, 2289303
Fax: (92-51) 2251894
E-mail: islamabad.capital@fpcci.org.pk

FPCCI Regional Office, Lahore

22 - West Canal Bank Road
Near Tech Society, Lahore.
Tel: 042-35293411-12
E-mail: lahore.regional@fpcci.org.pk

FPCCI Regional Office, Peshawar

Office No-4, 2nd Floor,
Al-Fatah Medicine Center, New Krishanpura,
Near Bank of Punjab, Main G-T Road,
Peshawar, Khyber Pakhtunkhwa, Pakistan.
Tel: (92-91) 9225362-63-64
E-mail: peshawar.regional@fpcci.org.pk

FPCCI Regional Office, Quetta

Office No.7, 2nd Floor,
QCCI Building, Zarghoon Road,
Quetta, Cantt, Pakistan.
Tel: (081) 2826472
E-mail: quetta.regional@fpcci.org.pk

FPCCI Regional Office, Gwadar

Business Centre, Gwadar Free Zone,
Pak-China Friendship Road, Gwadar
Tel: (92-86) 4211112
E-mail: gwadar.regional@fpcci.org.pk



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7. That the Membership certificate of Mr. Shaikh Mohammad Imran, showing M/s. Din Industries Limited.
8. That the NTN Certificate showing M/s. Din Industries Limited.
9. The License of the APTMA is valid upto 13th July 2026, issued by the Ministry of Commerce.
10. The Website of the Association is active, by showing list of members, whereas the Company name showing M/s. Din Industries (Pvt) Limited.
11. The second limbs of the objection that as per the definition of Association, a body corporate cannot be nominated on Associate class.

The similar case was decided by the DGTO vide Order No. 97/2020, F.No. 6(66)/2021-TO dated 3rd December 2021, Muhammad Hanif Gohar Vs Election Commission of FPCCI, as under:

"The instant appeal is not-allowed and the decision of the Election Commission FPCCI is upheld. Secretary General of FPCCI is directed to exclude the name of M/s. Gohar Construction Company Pvt. Ltd. From the voters list of FPCCI for the year 2022. The matter stands disposed off accordingly. "

In view of the above and after going through the said contentions of the learned councils, the undersigned has reviewed the membership listing of last two years as submitted of the subject Association, which shows that the list in both the years the status of the company is shown to be Private Limited Company and not a Limited Company. As such the object as received by the Complaint seems to be valid. Shaikh Mohammad Imran, cannot represent Associate Class as the Director of M/s. Din Industries Pvt. Limited or Din Industries Limited.

Therefore, in view of the above narrated faced the undersigned is unable to accept the name of Sheikh Mohammad Imran as valid Member of GB (Associate) Class, nominated by APTMA, and the objections raised by the Appellant are accepted.

Brig. Iftikhar Opel, SI (M), Retd
Secretary General

Copy to: Regulator Trade Organizations Islamabad
Secretary General, APTMA
Nominee on GB (Associate) Class from APTMA

FPCCI Head Office, Karachi

Federation House, Tariq Sayeed Complex, Main Clifton Block-5, Abdullah Shah Ghazi Road, Karachi-75600, Pakistan. Tel: (92-21) 35873691-94 Fax: (92-21) 35874332 E-mail: info@fpcci.org.pk Web: www.fpcci.org.pk

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