

FROM THE OFFICE OF THE ELECTION COMMISSION – FPCCI

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FPCCI.Election.2024-25/2023-1232
23rd November 2023

Through E-mail, Website, Courier

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NOMINATED ON EC&GB CORPORATE FROM (DEFUNCT) CHAMAN CCI

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----- APPELLANTS

DECISION # 5 (011-A - 030)

PASSED BY THE ELECTION COMMISSION OF FPCCI (FPCCI ELECTIONS 2024-2025)

Consequent upon Appellants written representation / appeal received on 18th November 2023 in FPCCI Head Office Karachi from Mr. Daroo Khan Achakzai and Mr. Muhammad Qaseem, nominees of Chaman CCI (Defunct), to the Election Commission of FPCCI, against the decision of the Secretary General of FPCCI, passed on the objections filed by Mr. Taha Khan and Mr. Naqeebullh (Defunct) Secretary Generals of Chaman CCI.

It is important to note, that the nominations of the defunct Chaman CCI were rejected at the initial stage and their names were not included in the provisional list of voters, as follows:

Rejection Order of the Secretary General FPCCI:

FPCCI has received two sets of nominations from Chaman CCI (Defunct), for FPCCI Elections 2024-2025, as follows:

First set of nominations vide nomination letter dated 27th October 2023, received on 30th October 2023 from Mr. Taha Khan, Secretary General (Defunct) and Mr. Imran Khan Kakar President (Defunct) of Chaman CCI (Defunct) as follows:

Mr. Abdul Baqi, nominee on EC & GB of FPCCI (Corporate).
Mr. Mati Ullah, nominee on GB of FPCCI (Associate)

Second set of nominations vide letter dated 27th October 2023, received on 30th October 2023 from Secretary General (Defunct) and Mr. Akbar Khan President (Defunct) of Chaman CCI (Defunct) as follows:

Mr. Daroo Khan Achakzai, nominee on EC & GB of FPCCI.
Mr. Muhammad Qaseem, nominee on GB of FPCCI

Your offices are very well aware with the Order No. 60/2022, F. No. 6(05)/2022-TO dated 27th October 2022, issued by the Office of the DGTO with the following directives amongst others noting, which we have already communicated to your office vide FPCCI Letter dated 4th April 2023:

“iii. As of this date, there is no Secretary General, nor any Executive Committee to look after affairs of the CCI and to communicate with the DGTO on behalf of CCCI, any activity performed, henceforth, is illegal and null and void”

Furthermore, the Order of the Honorable High Court of Balochistan Quetta under CP No. 2029/2022 dated 27th December 2022, states as under:

“Appeal under Section 22(2) of the Trade Organization Act 2013 is pending before the Appellate Authority. The appellate authority, after providing full-fledged opportunity of hearing to the intervener i.e. Imran Khan Kakar, ex-President Chamber of Commerce Chaman shall decide the appeal filed by the petitioners strictly in accordance with law within a period of one month, from the date of receipt of this judgment.

Till final decision of the appeal by the appellate authority, no election should be held.”

Therefore, in view of the above orders of the Honorable High Court and esteemed office of the DGTO, the request received from the two different offices of Chaman CCI (Defunct) for acceptance of nominations from either party, cannot be entertained, till the final decision of the Honorable High Court and further directives of the DGTO, or any Court of Law.

Decision of the Election Commission of FPCCI:

The Appellants have missed the first forum of objection to the Secretary General of FPCCI in terms of Rule 18(4) of the Trade Organizations Rules 2013, and the Appellants are not considered for hearing at the level of the Election Commission of FPCCI.

Therefore, under Rule 18(6), the appeal is not maintainable. Hence dismissed.

This order is passed on Thursday, 23rd November 2023.


ARSHAD KHURSHID
Member of the Election Commission


ASHFAQ AHMED TUNIO
Member of the Election Commission


ANJUM RASHEED BAWA
Member of the Election Commission

Copy to: Directorate General of Trade Organizations, Islamabad
Secretary General FPCCI