

# FROM THE OFFICE OF THE ELECTION COMMISSION – FPCCI

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FPCCI.Election.2024-25/2023-12212  
18<sup>th</sup> November 2023

Through E-mail, Website

## URGENT & IMPORTANT

MALIK MUHAMMAD KHALID  
Proprietor, M/s. Gojjar Electrical Company  
36-Madina Electric Market, Shahalam Gate,  
Lahore  
T: 042-37667655, 37662036, 37930811  
M: 03334238853 R: 042-35834829  
E: gojjars@gmail.com  
NOMINATED FROM LAHORE CCI

----- APPELLANT

MR. POKAR DAS  
Proprietor, M/s. SK Kanta & Rice Mill  
The Shikarpur CCI, Near Masjid-e-Aqsa  
Municipal Premises Jumani Hall, Shikarpur  
T: 0726-521120  
M: 03008312114  
NOMINEES FROM SHIKARPUR CCI

----- RESPONDENT

## HEARING # 20 (045 – 155)

### HEARING CALLED BY THE ELECTION COMMISSION OF FPCCI (FPCCI ELECTIONS 2024-2025)

Please refer to the Appeal dated Nil received on 18<sup>th</sup> November 2023 in FPCCI Head Office Karachi from Mr. Malik Muhammad Khalid, representing Lahore CCI, to the Election Commission of FPCCI, against the decision of the Secretary General of FPCCI.

The Election Commission of FPCCI is pleased to grant the appellant(s) and the respondent(s) a **hearing opportunity in person** or through their **authorized representative** (with letter of authorization from the Appellant(s) / Respondent(s)) before the Election Commission of FPCCI alongwith all original / relevant documents, as per following schedule:

Day & Date: **Monday, 20<sup>th</sup> November 2023**  
Time: **Between 12:00 a.m. to 01:00 p.m.**  
Venue: **Basement 2, FPCCI Head Office Karachi**

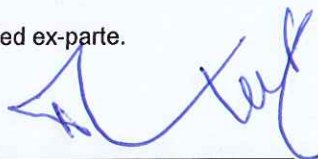
FPCCI has arranged special Zoom link facility for the outstation Appellant(s) / Respondent(s). Those who are unable to attend physically may avail the hearing via Zoom Link, by the following link:

Zoom ID: 764 276 3799  
Password: fpcci1214  
Link: <https://us06web.zoom.us/j/7642763799>

Punctuality of time is requested. Also you are requested to be precise and brief.

In case of non- appearance, the case shall be decided ex-parte.

  
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

44 (155)

SG-FPCCI ..... 18/11  
ASG(1)

Electron  
Comm  
18/11



Election Commission,  
Federation of Pakistan  
Chamber of Commerce and Industries,  
Karachi.

**APPEAL UNDER RULE 18(6) OF THE TRADE ORGANIZATION RULES, 2013  
AGAINST ORDER DATED 15.11.2023 PASSED IN COMPLAINT UNDER RULE  
18(4) OF THE AFORESAID RULES BY SECRETARY GENERAL  
FEDERATION OF PAKISTAN CHAMBER OF COMMERCE AND  
INDUSTRIES, KARACHI**

Respectfully Sheweth,

That the undersigned has filed the instant representation, being aggrieved of the order dated 15.11.2023 **“Impugned Order”** passed by the Office of the Secretary General of Federation of Pakistan Chamber of Commerce and Industry **“Chair”** consequent to the objection petitions filed under Rule 18(4) of the Trade Organization Rules, 2013 and heard on 13.11.2023 and 14.11.2023. The undersigned raised objections against the nomination of **MR. POKAR DAS** hailing from Associate Class, nominated by **SHIKARPUR CHAMBER OF COMMERCE AND INDUSTRIES**. The Chair declined the objections raised by the undersigned with observations and decision as reproduced below as follow:

**“In the light of the findings and the objection raised by the Objector seems to be invalid for Mr. Pokar Das from Associate Class. Hence the objection on Mr. Fayyaz Mehmood Sheikh from Corporate Class 1s found to be valid. Therefore the name of Mr. Fayyaz Mehmood Sheikh on corporate class 1s hereby removed from the Provisional List.”**

That the undersigned being aggrieved by the Impugned Order has challenged the same on the grounds as follows:

1. That the Impugned Order inter alia suffers from misreading and nonreading of the facts and record which were also submitted by the counsel for the undersigned during the course of proceedings.
2. That the Chair failed to recognize and appreciate the primary grievance raised by the undersigned, which was extensively discussed during the course of the arguments, that the Respondent in order to manipulate the electoral process has submitted the list of members of Shikarpur Chamber of Commerce and Industry which consist of the persons who have no

*(Handwritten signature)*

active business concern, currently engaged in trading in the territorial jurisdiction of Shikarpur. Moreover, the list consists of random personals just to satisfy the requisite of Rules. Hence, the aforesaid action of the Respondent stands in utter disregard to the purpose of the Trade Organization as purported by the Trade Organization Act and Rules, which is flourishment of trade and commerce within a certain district from where the nominations have been sent. The Respondent rather, is using the same to his own benefit to seek illegal gains in the cover of Shikarpur CCI by mean of manipulating the electoral process.

3. That the Chair failed to recognize the fact that the mere existence of business address on the Online Verification Profile sought online from the FBR website do not validate that the Respondent has legitimate active business concern within the territorial boundaries of nominer trade organization. The nominee must have an operational and active business concern within the district in accordance with Rule 11 of the Trade Organization Rules, 2013. The same fact do not depend on mere presence of business address on the NTN Profile rather the Respondent has to provide substantial documents proving the existence of business concern within the territorial boundaries of the Chamber.

4. That no proof of auditing of accounts was provided by the Shikarpur CCI which is a necessary requisite in accordance with Rule 6 (n) of the Trade Organization Rules, 2013.

**PRAYER:**

I. In the light of the facts and circumstances as mentioned above, it is respectfully prayed from this Hon'ble Forum that the Shikarpur Chamber of Commerce and Industries may please be deleted from the provisional voter list as the same could not provide any substantial evidence that it is a compliant trade organization in accordance with Rules as well as Act.

II. That the name of Mr. Pokar Das may please be deleted from the Provisional Voter List for the year 2024-2025 as the same do not stands in accordance with Rules and Act.

**Dated:**

**MALIK . M . KHALID**  
Appellant  
through Counsel

