

# FROM THE OFFICE OF THE ELECTION COMMISSION – FPCCI

Federation House, Tariq Sayeed Complex,  
Main Clifton, Block 5, Abdullah Shah Ghazi Road, Karachi  
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FPCCI.Election.2024-25/2023  
18<sup>th</sup> November 2023 -12240

Through E-mail, Website

## URGENT & IMPORTANT

MR. MUHAMMAD ALI FAROOQ  
Director, M/s. Pakistan Airconditioning and Refrigeration  
Corporation (Pvt.) Ltd.  
11-Modern Co-operative Housing Society, Main  
Tipu Sultan Road,  
Karachi  
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M: 03008256264  
R: 021-34550517  
E: [mohdalifarooq@gmail.com](mailto:mohdalifarooq@gmail.com)  
NOMINEE FROM PAKISTAN ELECTRONICS MANF ASSOCIATION

----- APPELLANT

MR. AGHA GUL KHILJI  
Proprietor  
M/s. Day & Night Travels (Pvt.) Ltd.  
Circular Road, Quetta  
T: 081-2842352  
F: 081-2824951  
M: 03003800004  
E: [arshfar300@yahoo.com](mailto:arshfar300@yahoo.com)

MR. WATAN YAR  
Proprietor M/s. New Yaraan Brothers  
Near Airport Police Station, Airport Road, Quetta  
Chilton Town, Quetta  
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F: 081-2824951  
M: 03443333933  
E: [arshfar300@yahoo.com](mailto:arshfar300@yahoo.com)  
NOMINEES FROM GHEE EXPORTERS ASSOCIATION QUETTA

----- RESPONDENTS

## HEARING # 45 (085 – 236)

### **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. Muhammad Ali Farooq, representing Pakistan Electronics Manf Associatoin, 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:

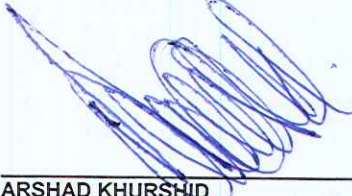
Day & Date: **Monday, 20<sup>th</sup> November 2023**  
Time: **Between 4:00 p.m. to 5:00 p.m.**  
Venue: **Basement 2, FPCCI Head Office Karachi**

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

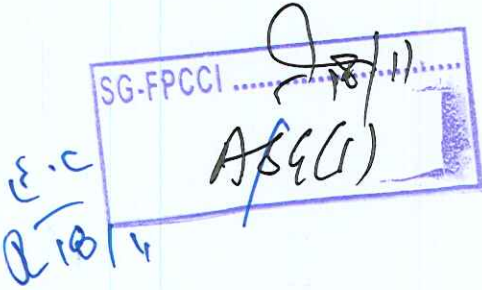
**BEFORE THE ELECTION COMMISSION OF THE FEDERATION OF PAKISTAN  
CHAMBER OF COMMERCE AND INDUSTRY.**

Muhammad Ali Farooq, Director M/s Pakistan Air conditioning and Refrigeration Corporation (Pvt) Ltd, 11- modern Co—Operative Housing Society, Main Tipu Sultan Road, Karachi.

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... APPELLANT



Versus



1. Mr. Agha Gul Khilji (Corporate) as EC & GB as Proprietor M/s Day & Night Travels, (Pvt.) Ltd. Nominee of Ghee Exporter Association Pakistan, Quetta.
2. Mr. Watan Yar (Associate) as GB as Proprietor M/s New Yaraan Brothers, nominee of Ghee Exporter Association Pakistan, Quetta.
3. Federation of Pakistan Chamber of Commerce and Industry, Federation House, Main Clifton, Block-5, Abdullah Shah Ghazi, Road, Karachi, Through, its Secretary General.

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... RESPONDENTS

**APPEAL UNDER RULE 18(6) OF THE TRADE ORGANIZATIONS RULES, 2013  
AGAINST THE ORDER PASSED BY THE SECRETARY GENERAL OF THE FPCCI.**

**Respectfully Sheweth:**

- 1). That through the instant appeal the appellant respectfully seek to impugn the Order dated 05-11-2023 (“the **Impugned Order**”). Through the impugned order the Secretary General of the FPCCI, rejected the objection/appeal filed by the Appellant.
- 2). That the Appellant filed the objection before the Secretary General of the FPCCI against Ghee Exporter Association (“GEAP”), That for purposes of enrolling or renewal of membership of the FPCCI it is condition precedent that

the Trade Organization have valid licence under section 3 of the Trade Organizations Act, 2013.

That the licence issued to GEAP has been cancelled/expired therefore according to Article 3 of the Memorandum and Articles of Association of the FPCCI read with Article Section 10 of the Trade Organizations Act, 2013 the GEAP is not eligible to be enrolled/admitted as member of the FPCCI, consequently is not eligible to participate in the elections of the FPCCI for the year 2023. It is further submitted that the conduct of the Secretary General and the other staff of the FPCCI be inquired regarding issuance of the renewal of the GEAP with FPCCI in violation of the Trade Organizations Rules, 2013 as well as the Memorandum and Articles of Association. The further objection against the Respondent No.1 namely Mr. Agha Gul Khilji (Corporate) as EC & GB as Proprietor M/s Day and Night Travels. The NTN profile of the above said nominee reflects that it does not have any business of Ghee Exporter. That as per the Section 3(2) d of the Trade Organizations 2013-is organized to represent the only the Ghee Exporter therefore the above said business concern is not a valid member as the above referred business concern does qualify the criteria of the GEAP as provided in the Articles and Memorandum of Association read with Rules 2(c)(g) and 3(2) (a) of the Trade Organizations Rules 2013.

That the GEAP also nominated Mr. Agha Gul Khilji (Corporate) as EC & GB as Proprietor M/s Day and Night Travels. The NTN profile of the above said nominee reflects that it does not have any business of Ghee Export Mr. Watan Yar (Associate) as GB as Proprietor M/s New Yaraan Brothers. The NTN profile of the above said nominee reflects that it does not have any business of Ghee Exporter therefore the above said business concerns are not a valid member as the above referred business concerns do not qualify the criteria of the GEAP as provided in the Articles and Memorandum of Association read with Rules 2(c)(g) and 3(2) (a) of the Trade Organizations Rules 2013.

That GEAP being a cancelled Trade Organization could not forward the nomination of any business concern to the FPCCI, Consequently the above said nominee could not be nominated as representative of the GEAP hence the said nominee is not eligible to participate in the FPCCI's election and his nomination is liable to be rejected. The respondents nominations are in violation of the Section 10 (2) (a) of the Trade Organizations Act, 2013 ("2013 Act") read with Rule 2(g), 11 and Rule 15 of the Trade Organizations Rules, 2013, ("2013 Rules").