



Government of Pakistan
Directorate General of Trade Organizations
(Office of Regulator of Trade Organizations)
Ministry of Commerce,
State Life Building No. 7, 2nd Floor, Blue Area,

Most Immediate
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F. No. 6(27)/2023-TO

Islamabad, the December 6th, 2023

ORDER IN ORIGINAL NO 40/2023

Passed by Mr. Umar Dad Afridi, Regulator of Trade Organizations

Mr. Muhammad Hanif Lakhani nominee of Pakistan Silk & Reyon Mills Association

Versus

Election Commission of Federation of Pakistan Chamber of Commerce and Industry
(FPCCI)

Present in the hearing.

1. Mr. Ali Nawaz Kharral, Advocate (on behalf of appellant)

1. Ms. Mahreen Razzak (on behalf of Secretary General FPCCI)
2. Mr. Arshad Khurshid
(Member Election Commission of FPCCI)
3. Mr. Anjum Rasheed Bawa
(Member Election Commission of FPCCI)
4. Malik Ghulam Sabir, Advocate (on behalf of Respondent)

.....Appellant/Complainant

.....Respondents

Date of Hearing: 01-12-2023

Place of Hearing: OFFICE OF REGULATOR OF TRADE ORGANIZATIONS,
DIRECTORATE GENERAL OF TRADE ORGANIZATIONS,
STATE LIFE BUILDING NO.7, 2ND FLOOR, BLUE AREA,
ISLAMABAD.

Date of issuance of Order: 06-12-2023

UMAR DAD AFRIDI
Regulator of Trade Organizations
Directorate General of Trade Organization
Ministry of Commerce, Islamabad

By this order the undersigned intends to dispose of an appeal filed by Muhammad Hanif Lakhani nominee of Pakistan Silk & Reyan Mills Association against decision of Election Commission of Federation of Pakistan Chambers of Commerce and Industry (FPCCI) regarding inclusion of nominees of Pakistan Cutlery and Stainless Utensils Manufacturers and Exporters Association (PCSUMEA). The case was fixed for hearing on 30-11-2023 which was attended by both sides.

2. The background of the case is that the Election Commission FPCCI dated 23-11-2023, included, Mr. Adnan Javed and Mr. Muhammad Khalil, nominees from Pakistan Cutlery & Stainless Utensils Manufacturers & Exporters Association in the provisional voters list.
3. The counsel of the appellants submitted that the nominees of Pakistan Cutlery and Stainless Utensils Manufacturers and Exporters Association do not have any active business concern in the Cutlery business rather the business of the respondent relates to Handicrafts, etc. Furthermore, Mr. Adnan Javed does not fulfill the criteria of Corporate Class membership.
4. The counsel of the Respondent provided the FBR profile of Mr. Adnan Javaid and Mr. Khalid showing them as an Active taxpayer having business in the relevant sector and valid in their respective membership classes. They counsel submitted copies of income tax and sale tax returns of both the nominees of the Association.

FINDINGS:-

- i. The nominees of Pakistan Cutlery and Stainless Utensils Manufacturers and Exporters Association are found to be eligible to participate in the elections of FPCCI, 2024-25 as per Rule 2(1)(g), 3(2)(d), 11 and 15 of ToRs 2013. Hence, the instant appeal is dismissed having no merits.

ORDERS:-

Arguments heard, record perused and relevant provisions of law examined in light of the above the following orders are passed:

- i) The instant appeal is dismissed and decision of the Election Commission, FPCCI dated 23-11-2023 is upheld. The Secretary General FPCCI is directed to include both the nominees of Pakistan Cutlery and Stainless Utensils Manufacturers and Exporters Association in the voter list of FPCCI election 2024-25.
- ii) The matter stands disposed of accordingly.

(Umar Dad Afrid)
Regulator (TOs)

Announced Dated: 06-12-2023.