



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
Email / Courier**



F. No. 6(74)/2023-TO

Islamabad, the December 6th, 2023

ORDER IN ORIGINAL NO 51/2023

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

Muhammad Bashir Arain nominee of Khairpur Chamber of Commerce and Industry

Versus

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

Present in the hearing.

1. Malik Ghulam Sabir, (on behalf of appellant)
2. Malik Sohail

.....Appellant/Complainant


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

.....Respondents

Date of Hearing: 30-11-2023

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 Bashir Arain nominee of Khairpur Chamber of Commerce and Industry against decision of Election Commission of Federation of Pakistan Chambers of Commerce and Industry (FPCCI) regarding exclusion of his name from the provisional voters list of FPCCI 2024-25. 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, vide decision No. 32, dated 23-11-2023, excluded the name of Mr. Muhammad Bashir Arain, nominee from corporate class, of Khairpur Chamber of Commerce & Industry.
3. The counsel of the appellant submitted that the Mr. Muhammad Bashir Arain, M/s Adil Traders, nominee from Khairpur Chamber of Commerce of Commerce & Industry was sent to the FPCCI Election, 2024-25 as he fulfills the relevant class of membership and business in the relevant district jurisdiction, however, Secretary General, FPCCI and Election Commission, FPCCI declined the request of the appellant and overlooked the same and excluded the appellant from the provisional voters list.
4. The counsel of the Respondent raised the objection on the maintainability of the appeal, as the license of the Chamber is totally expired, in 2018 and 2023 as well, therefore, nominations submitted by the Chamber is invalid. Furthermore, Mr. Muhammad Bashir Arain, failed to prove his eligibility as a valid member in the respective class before the Secretary General and Election Commission, FPCCI.

FINDINGS:-

- i. As per record with this office, the license of Khairpur CCI has expired on 11-04-2018. The Chamber has failed to complete the codal formalities under Section 6 of the ToA 2013 for renewal of its license even after more than 05 years. Hypothetically speaking, even if the license of khairpur CCI is renewed, it will still stand expired on 11-04-2023.
- ii. As of this date, Khairpur CCI is dysfunctional for all practical purposes.
- iii. Communication sent to this chamber regarding rule 22 and 23 of ToRs 2013 were not even responded to ,while the chamber was not expired couple of years back.
- iv. Hence, both the nominees of Khairpur CCI for FPCCI election 2024-25 are liable to be excluded from the voter list.



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


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 declined and Secretary General FPCCI is hereby directed to exclude the nominees of Khairpur CCI from the voter list of FPCCI election 2024-25.
- ii) The matter stands disposed of accordingly.

(Umar Dad Afridi)

Announced Dated:06-12-2023.


Regulator (TO)

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