



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,



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F. No. 6(65)/2023-TO

Islamabad, the December 6th, 2023

ORDER IN ORIGINAL NO 61/2023

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

Ms. Mariam Siddiqa nominee of Sialkot Women 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** 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,

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

STATE LIFE BUILDING NO.7, 2ND FLOOR, BLUE AREA,
ISLAMABAD.

Date of issuance of Order: 06-12-2023

By this order the undersigned intends to dispose of an appeal filed by Ms. Mariam Siddiqa nominee of Sialkot Women Chamber of Commerce and Industry against decision of Election Commission of Federation of Pakistan Chambers of Commerce and Industry (FPCCI) regarding exclusion of her name. The case was fixed for hearing on 30-11-2023 which was attended by both sides.


2. Background of the case is that Election Commission, FPCCI vide decision dated 23-11-2023, excluded the name of Ms. Mariam Siddiqa nominee of Sialkot Women Chamber of Commerce and Industry (Sialkot WCCI) participating for Corporate Class from the provisional voters list. Furthermore, the nominee Ms. Mariam Siddiqa is participating in the elections from the company, M/s Capital Nexus (Private) Limited which fulfills the criteria of having maximum shareholders of the company as women entrepreneurs. The counsel submitted Form-29, where, the names and shares of the women are more than 50% in total.

3. The counsel of the applicant submitted Tax return and tax profile of Ms. Mariam Siddiqa showing the relevant business and respective class of membership and fulfills the criteria under Rule 2(1)(g) of Trade Organizations Rules, 2013. Therefore, her name may be added in the final voters list as an eligible voter.

4. Respondent submitted that at the time of hearing before the Election Commission, FPCCI, the applicant failed to prove relevant class of membership from her tax returns. Furthermore, the nominee Ms. Mariam Siddiqa is participating in the elections from the company, M/s Capital Nexus (Private) Limited which does not qualify the criteria of Corporate Class of the company as women entrepreneurs.

FINDINGS:-

The Respondent has provided elaborate evidence to vindicate her claim that she is a corporate class member of the Sialkot WCCI. Furthermore, the initial objector is Mrs. Mehtab


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Zafar nominee of Charsadda Women Chamber of Commerce and Industry , its (license is Cancelled, No 255) she has applied for fresh license vide Pay Order NO , 04847069 dated 14-12-2022, which is under process and has not been issued, hence she has no locus standi to file objection on a valid member of Sialkot WCCI. Hence, the appeal is liable to be allowed and decision of the Election Commission set aside.

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 allowed and the decision of Election Commission FPCCI is hereby set-aside. The Secretary General FPCCI is directed to include the name of Ms. Mariam Siddiqa M/s Capital Nexus Pvt Ltd in the final voters list of FPCCI elections, 2024-25.
- ii) The matter stands disposed of accordingly.

(Umar Dad Afridi)
Regulator (TO)

Announced Dated: 06-12-2023.

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