



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(31)/2023-TO

Islamabad, the December 6th, 2023

ORDER IN ORIGINAL NO 63/2023

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

Shaikh Muhammad Imran nominee of All Pakistan Textile Mills Association (APTMA)

Versus

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

Present in the hearing.

1. Mr. AsadLadha, Advocate (on behalf of appellant)
2. Malik GhulamSabir, Advocate (on behalf of appellant)

.....Appellant/Complainant

1. Ms. MahreenRazzak (on behalf of Secretary General FPCCI)
2. Mr. ArshadKhurshid
(Member Election Commission of FPCCI)
3. Mr. AnjumRasheedBawa
(Member Election Commission of FPCCI)
4. Mr. Ali Nawaz Kharral, AdvocateAdvocate
(on behalf of Respondent)

.....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.

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

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Date of issuance of Order: 06-12-2023

By this order the undersigned intends to dispose of an appeal filed by Sheikh Muhammad Imran nominee of All Pakistan Textile Mills Association against decision of Election Commission of Federation of Pakistan Chambers of Commerce and Industry (FPCCI) regarding exclusion of his name. The case was fixed for hearing on 01-12-2023, which was attended by relevant parties.


2. The counsel of the appellant submitted that the appellant fulfills all the criteria of valid membership and to become a valid voter and submitted all the relevant record before the Regulator (TOs). The counsel has also submitted a letter received from the complainant / objector, Mr. Gul Faraz Khan, who had filed objections to the nomination of Shaikh Mohammad Imran as the nominee from APTMA for the FPCCI's election for the year 2024-25. The said letter is taken on the record. In the said letter, Mr. Gul Faraz Khan categorically states that he seeks to withdraw his objections and cases filed before all forums. It has been confirmed that the said letter has been sent by Mr. Gul Faraz Khan and he stands by his request for withdrawal of his objections/cases. The applicant further submitted that he fulfills all the criteria of valid membership and submitted all the relevant record before the Regulator (TOs).

3. The Elections Commission, FPCCI vide order dated 23-11-2023 upheld the decision of the Secretary General, FPCCI dated 15-11-2023 regarding the exclusion the name of the applicant from the provisional voters list.

4. The counsel for the Respondents have not opposed the withdrawal request of Mr. Gul Faraz Khan, hence no submissions.

FINDINGS:-

1. Regulator, TOs Office has received a letter from the complainant / objector, Mr. Gul Faraz Khan s/o Qebat Shah, CNIC No. 42401-7194037-5, vide his application duly submitted on the letter-head of Pakistan oil Tanker Owners Association withdrew his complaint and appeal.
2. In addition to withdrawal of complaint alongwith the appeal by Mr. Gul Faraz Khan, the nomination of S. M. Imran was scrutinized by this office and was found to have fulfilled the requirements of valid nominee for the FPCCI.


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3. Accordingly, the Appeal filed by APTMA and Shaikh Mohammad Imran before this forum is accepted and the Decision No. 10 (017-051) dated 23 November 2023 passed by the Election Commission, FPCCI and the Order No. 017 (51) dated 15 November 2023 passed by the Secretary General, FPCCI, which had ordered removal of Shaikh Mohammed Imran's name from the provisional voter list, are liable to be set-aside.
4. Mr. Shaikh Mohammed Imran, of Din Industries Limited, is liable to be included in the final voter list for the FPCCI's election for the year 2024/25.

ORDERS:-

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

The instant appeal is allowed and the orders of Secretary General, FPCCI and Election Commission FPCCI are hereby set-aside, with the directions to include the name of Shaikh Mohammed Imran, M/s Din Industries Limited, nominee from APTMA in the final voters list of the FPCCI, 2024-25.

The matter stands disposed of accordingly.

(Umar Dad Afridi)
Regulator (TOs)

Announced Dated:06-12-2023.

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