



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(51)/2023-TO

Islamabad, the 6th December, 2023

ORDER IN ORIGINAL NO 80/2023

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

Mr. Fayyaz Mehmood Sheikh nominee of Sheikhpura Chamber of Commerce and Industry

Versus

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

Present in the hearing.

1. Mr. Ghulam Sabir, Advocate
2. Mr. 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 Respondents)

.....Respondents

Date of Hearing: 01-12-2023

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 Mr. Fayyaz Mehmood Sheikh nominee of Shikarpur Chamber of Commerce and Industry against decision of Election Commission of Federation of Pakistan Chambers of Commerce and Industry (FPCCI) regarding exclusion of name of Mr. Fayyaz Mehmood Sheikh nominee of Shikarpur Chamber of Commerce and Industry. The case was fixed for hearing on 01-12-2023 which was attended by both sides.

2. The background of the case is that the Election Commission FPCCI excluded name of Mr. Fayyaz Mehmood Sheikh, of nominee of Shikarpur Chamber of Commerce and Industry from the provisional voters list, as the nominee failed to appear before the Election Commission, FPCCI. Mr. Pokar Das appeared on behalf of the appellant.

3. The counsel of the appellant submitted that he was abroad, when the election commission, FPCCI conducted the hearing and Mr. Pokar Das appeared on behalf of the appellant, however, Election Commission did not entertain the request of Mr. Pokar Das on behalf of the appellant. Furthermore, the appellant submitted all the relevant documents regarding the NTN profile and respective Class of business.

4. The counsel of the Respondent, submitted that the appellant failed to avail the remedy under Rule 18(6) of the TORs, 2013, since, Mr. Pokar Das cannot represent another nominee. Also the annual turnover of Mr. Fayyaz Mehmood Sheikh is below the prescribed limit of corporate membership.

FINDINGS:-

i. Mr. Fayyaz Mehmood Sheikh is valid member of Shikarpur CCI and fulfills the criteria of Rule 2(1)(g) of the ToRs 2013 to be a corporate member. Hence, the instant appeal is liable to be allowed and his name be included in the voter list of FPCCI election 2024-25.

UMAR DAD AFRIDI
Regulator of Trade Organizations
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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 allowed and decision of the Election Commission of FPCCI is set aside.
- ii) Secretary General, FPCCI is directed to include name of Mr. Fayyaz Mehmood Sheikh nominee Shikarpur CCI in the voter list of FPCCI election 2024-25.
- iii) The matter stands disposed of accordingly.



(Umar Dad Afridi)
Regulator (TO)



Announced Dated:06-12-2023.

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