

FROM THE OFFICE OF THE ELECTION COMMISSION – FPCCI

Federation House, Tariq Sayeed Complex,
Main Clifton, Block 5, Abdullah Shah Ghazi Road, Karachi
T. 021-35873691-94, E. info@fpcci.org.pk, Website. www.fpcci.org.pk

FPCCI.Election.2024-25/2023-12660
16th December 2023

Through E-mail, Website

URGENT & IMPORTANT

MR. AUN ALI SYED
Proprietor
M/s. Al-Syed Enterprises
2nd Floor Al-Syed Jewellers Main Bazar, Haripur
T: 0995-628641, 629106
M: 03005121414
R: 0995-319800
E: aun.syed@icloud.com
PROVISIONAL CANDIDATE FOR THE POST OF VP KP

OBJECTOR

MR. AKBAR KHAN
Proprietor
Akbar Corporation
Office No. 61-62, Abasin Market Madyan Road,
Mingora,
Swat
T: 0946-811911
F: 0946-818083
M: 03468387777
R: 0946-726077
E: akbarkhana838@gmail.com

RESPONDENT

HEARING # KP-VP-016 HEARING CALLED BY THE ELECTION COMMISSION OF FPCCI (FPCCI ELECTIONS 2024-2025)

Please refer to the objections, received on 16th December 2023 in FPCCI Head Office Karachi from Mr. Aun Ali Syed, to the Election Commission of FPCCI, on Mr. Akbar Khan.

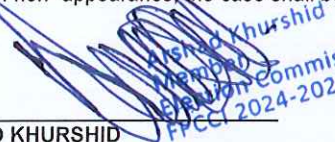
The Election Commission of FPCCI is pleased to grant the objector and the respondent(s) a hearing opportunity in person or through their authorized representative (with letter of authorization from the Appellant(s) / Respondent(s)) before the Election Commission of FPCCI along with all original / relevant documents, as per following schedule:

Day & Date: **Monday, 18th December 2023**
Time: **Between 10:30 a.m. to 3:00 p.m.**
Venue: **Basement 2, FPCCI Head Office Karachi**


FPCCI has arranged special Zoom link facility for the outstation Objector(s) / Respondent(s). Those who are unable to attend physically may avail the hearing via Zoom Link, by the following link:

Zoom ID: 764 276 3799
Password: fpcci1214
Link: <https://us06web.zoom.us/j/7642763799>

Punctuality of time is requested. Also you are requested to be precise and brief.
In case of non- appearance, the case shall be decided ex-parte.


ARSHAD KHURSHID
Member of the Election Commission


Dr. Ashfaq Ahmad Tunio
Member of the Election Commission


ANJUM RASHEED BAWA
Member of the Election Commission

Copy to: Regulator, Trade Organizations, Islamabad
Secretary General FPCCI

KP-VP-016

FPCCI HEAD OFFICE KARACHI

From: Aun Syed <aun.syed@icloud.com>
Sent: Saturday, December 16, 2023 12:34 PM
To: info@fpcci.org.pk
Subject: Objection on Nomination
Attachments: IMG_0424.jpg; Untitled attachment 00363.txt; IMG_0425.jpg; Untitled attachment 00366.txt

SG-FPCCI
Election
Commission



BEFORE THE ELECTION COMMISSION FEDERATION OF PAKISTAN
CHAMBERS OF COMMERCE AND INDUSTRY, KARACHI

Aun Ali Syed

versus

Akbar Khan

**OBJECTIONS UNDER RULE 18(12) OF THE TRADE ORGANIZATION RULES,
2013**

Respectfully Sheweth,

1. That the undersigned is filing the instant objections against **Mr. Akbar Khan**, a nominee for **VICE PRESIDENT** representing Swat Chambers of Commerce and Industries for the election of the Federation of Pakistan Chambers of Commerce and Industry for the election year 2024-2025. The nomination of aforementioned nominee is in violation of Trade Organization Rules 2013 as well as Trade Organization Act, 2013 on the grounds inter alia, mentioned as below:

- i. That as per the FBR's online verification, as sought from the credentials provided in the Provisional Voter's List the nominee is not an active taxpayer and has not filed Income Tax and Sales Tax Returns for the year 2022-2023 and his taxpayer status appeared as "non active" hence, being in violation of **Rule 2(g) of the Trade Organization Rules, 2013**. The same can be verified by the by the Online Tax Payers Inquiry Profile issued by the FBR, hence being in violation of **Rule 11 and Rule 15 of the Trade Organization Rules, 2013**. Moreover, the nominee has also not provided any proof of over requisite annual turnover as necessary in accordance with rules.
- ii. That moreover, the Swat Chambers of Commerce and Industry is not able to provide the list of members in accordance with **Rule 10 (2) (a) of the Trade Organization Rules, 2013** hence, is not able to maintain the minimum membership threshold of 300 members necessary for being licensee of the Chamber, hence being in violation of the aforesaid rule. Therefore, it can easily be inferred that the aforesaid Chamber in defunct and nonfunctioning, using the garb of trade organization to manipulate the electoral process for their own interests. Hence, the aforesaid member stands in violation of the **Section 3 of the Trade Organization Act, 2013** as well as **Rule 2(c), Rule 11 and Rule 15 of the Trade Organization Rules, 2013**.

- iii. That the judgments pronounced by the Hon'ble Court, more particularly reported as **PLD 2021 ISB 204, 2020 CLD 121 and Gulzar Feroz VS DGTO**; have held that the requirements qua eligibility of membership, eligibility to vote and other conditions required by the Trade Organizations Act, 2013 and the Trade Organizations Rules, 2013 are to be mandatorily and compulsorily met, even a nomination of a purported member or from a non compliant trade organization is in negation of, violation of or contrary to the provisions of the Trade Organizations Act and Rules, such nominations are to be rejected forthwith.

PRAYER:-

- i. That the nomination of **MR. AKBAR KHAN**, may please be deleted and removed the nomination for Akbar Khan, for the post of Vice President for the year election year 2024-2025 as the nominee has been sent by misrepresentation, whereby the same do not abide by the Rule 2(g), Rule 11 as well as Rule 15 of the Trade Organization Rules, 2013 as well as the judgements of the Courts of Superior Judiciary, notably **PLD 2021 ISB 204, 2020 CLD 121 and Gulzar Feroz VS DGTO**. Hence, the aforesaid nominee do not fulfill the eligibility to vote in accordance with **Rule 15 of the Trade Organization Rules, 2013** and may please be treated in accordance with law.

Dated: 16/12/2023
Objector

Applicant/

through Counsel

AUN ALI Syed

