

# 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.2024-25/2023-12648  
16<sup>th</sup> December 2023

Through E-mail, Website

## URGENT & IMPORTANT

MR. HAMID WAHEED  
Director  
M/s. HM Extraction Ghee and Oil Industries (Pvt)  
Ltd.  
AW Towers, 2nd Floor, Plot # 176, Markaz  
Road, I-10/3, Industrial Area,  
Islamabad  
T: 051-4100139  
F: 051-4100539  
M: 0322522222

E: [hamid@awgroup.com.pk](mailto:hamid@awgroup.com.pk)

----- OBJECTOR/RESPONDENT

MR. SAEED AHMAD  
Proprietor  
M/s. Saeed Associates  
A-84/B, Prech Society, Block-13/B,  
Gulshan-e-Iqbal,  
Karachi  
T: 021-34826114  
M: 03002107876  
E: [saeedassociates@gmail.com](mailto:saeedassociates@gmail.com)

PROVISIONAL CANDIDATE FOR THE POST OF PRESIDENT FPCCI

----- RESPONDENT/RESPONDENT

## HEARING # P-004 HEARING CALLED BY THE ELECTION COMMISSION OF FPCCI (FPCCI ELECTIONS 2024-2025)

Please refer to the objection, received on 16<sup>th</sup> December 2023 in FPCCI Head Office Karachi from Mr. Hamid Saeed, to the Election Commission of FPCCI, on the provisional nomination of President FPCCI of Mr. Saeed Ahmad.

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 alongwith all original / relevant documents, as per following schedule:

Day & Date: **Monday, 18<sup>th</sup> 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  
Election Commission  
FPCCI 2024-2025

ARSHAD KHURSHID  
Member of the Election Commission

  
Dr. Ashfaq Ahmad Tunio  
Member  
Election Commission  
FPCCI 2024-2025

ASHFAQ AHMED TUNIO  
Member of the Election Commission

  
Anjum Rasheed Bawa  
Member  
Election Commission  
FPCCI 2024-2025

ANJUM RASHEED BAWA  
Member of the Election Commission

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

P-004

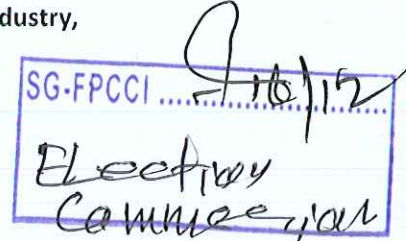
**EMPRE**

Manpower Consultancy (Pvt) LTD.

امبائر القوي العاملة المصدرين واستشاريون



To,  
The Election Commission of Federation of Pakistan Chamber of Commerce and Industry,  
Federation House, Tariq Sayeed Complex,  
Main Clifton, Karachi,  
Pakistan.



Subject;- Representation/request under Rule 18(12) of the Trade Organizations Rules, 2013 for review/reconsideration of decision dated. 14-12-2023 taken by the Election Commission regarding not inclusion of Mr. Hamid Waheed in the provisional list of candidates issued by the Election Commission of the FPCCI.

Respectfully Sheweth,

1. That through the instant application the applicant raising objection regarding inclusion of Mr. Hamid Waheed EC & GB (Corporate) nominee of All Pakistan Solvent Extractors Association.
2. Rule 18 of the said Trade Organizations Rules, 2013 sets out the procedure for the elections of the trade organizations. Rule 18(8) of the said Rules provides that the Secretary General of a Trade Organization shall display and submit copies to the Regulator, within two days of the decision of the Regulator, the final voter list of all members eligible to vote. Rule 18(9) of the said Rules provides that within in four days of the display of the final list of voters, any person who is eligible to contest elections for the vacant post, shall send his nominations, duly proposed and seconded by a duly registered voter and signed by the candidate, to the secretary General.
3. That Rule 11(11) of the said Rules provides that the Election Commission shall scrutinized the nomination papers and within twenty-four hours of the last date of receipt of nomination papers display the list of candidates. The command and spirit of the above said Rule is the Election Commission can entertain the nomination papers only to those candidates which are eligible voter as per the final voter list.
4. That the Election Commission of the FPCCI by entertaining the nomination papers of Mr. Hamid Waheed and by not rejecting the said nomination by giving reasoning that Mr. Hamid Waheed has

LICENSE No. OP&RHD/4895/RWP/2023

3-C, F-6 Markaz, Islamabad. +92 51 2270797, +92 333 5104454, info@empiremanpower.co

۳-سی ایف سکس مرکز اسلام آباد، الباكستان جوال: ۹۲۳۳۳۵۱۰۴۴۵۴، هاتف: ۹۲۳۳۳۵۱۰۴۴۵۴، ۹۲۵۱۲۲۷۰۷۹۷

ای میل: Info@empiremanpower.co

been excluded from the list of voters by the DGTO provided an opportunity to the said individual/candidate committed a material illegality and nullify the spirit of the above said Rules.

5. That the order dated 14-12-2023 passed by the Election Commission of the FPCCI without application of his independent mind and without even realizing that the said order is not only illegal but also against the Trade Organizations Rules, 2013, hence the Election Commission of the FPCCI failed to discharge his duties as per exigencies of his statutory responsibilities and acted in excess of their statutory responsibilities and acted in violation of his lawful authority and in violation of law and constitutional mandate. Therefore, the conduct of the Election Commission of the FPCCI is violative of the dictates of the Hon'ble Superior Court and needs to be judicially reviewed by this Learned Authority.
6. That the above reasons of the order dated 14-12-2023 the Election Commission exercised the power in manner which is not fair.
7. That it is the primary duty of the election Commission of the FPCCI to maintain a political impartiality amongst the candidates during the election of the FPCCI, but the above said conduct of the Election Commission of FPCCI leaves no doubt in the mind of the undersigned that the Election Commission is biased.
8. That licence of the All Pakistan Solvent Extractor Association (APSEA) has been expired on 16-05-2023, therefore the APSEA is not a valid Trade body. The APSEA nominated Mr. Hamid Waheed (Corporate) as EC & GB as Chief Executive HM Extraction Ghee and Oil Industries (Pvt) Ltd. The NTN profile of above said individual reflects that no such business is registered with the name and style of HM Extraction Ghee and Oil Industries (Pvt) Ltd in the name of Mr. Hamid Waheed resultantly the said individual is neither a director nor a Chief Executive of HM Extraction Ghee and Oil Industries (Pvt) Ltd on the date when his nominations were forwarded to the FPCCI consequently could not be a member of APSEA hence, his nomination is liable to be rejected, Therefore the said nominee is not eligible to participate in the FPCCI's election and his nomination / candidature is liable to be rejected.
9. That in light of the judgment passed by the Honourable Islamabad High Court in Writ Petition No. 4172/2019, titled as Aftab Ahmed Barlas vs Director General Trade Organizations and Others (2021 CLD 204), if a member is not qualified to be member of the trade body, then it would also not be eligible to represent that trade body in the FPCCI elections.
10. That the order dated 14-12-2023 was passed arbitrarily, illegally and tantamount to abuse of law, authority as well as the infringement of constitutional and fundamental rights of the applicant ensured under the constitution of Pakistan, hence the order dated 14-12-2023 is void, unfair, unjust,

unwarranted, arbitrary, mala-fide, illegal, discriminatory and ineffective qua the rights of the Applicant.

In view of the above it is most respectfully prayed that the by accepting the instant application/objection the order dated 14-12-2023 by entertaining the nomination of Mr. Hamid Waheed may kindly be reversed/ set aside and the nomination of Mr. Hamid Waheed as candidate for the post of President may kindly be rejected in the interest of justice.

**Applicant**



**Muhammad Saeed Khan**  
**Candidate for President of the**  
**FPCCI, EC & GB, Pakistan Overseas**  
**Employment Promoters**  
**Association.**

**Dated. 16-12-2023**

**FPCCI HEAD OFFICE KARACHI**

P-004

**From:** Hamid waheed <hamid@awgroup.com.pk>  
**Sent:** Saturday, December 16, 2023 12:16 PM  
**To:** info@fpcci.org.pk  
**Subject:** Objection Letter.pdf  
**Attachments:** Objection Letter.pdf



SG-FPCCI  
16/12  
Election  
Commission

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

Hamid Waheed

versus

Saeed Ahmed Khan

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

Respectfully Sheweth,

1. That the instant objections are being filed under Rule 18(12) of the Trade Organization Rules, 2013 whereby the undersigned have raised considerable objections on the nomination of Mr. Saeed Ahmed Khan nominee for the election of President for the year 2024-2025. The nomination of Mr. Saeed Ahmed Khan in contrary to the criterion provided by the Trade Organization Rules, 2013 as well as Trade Organization Act, 2013.

2. That the nomination of the aforesaid nominee is against the eligibility criteria as set in the Trade Organization Rules as well as Trade Organization, Act 2013 on the grounds inter alia as follow:

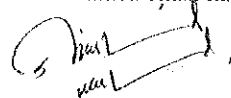
A. That the aforesaid nominee is sent in contrary to the rules of the Trade Organization Act and Rules specifically Rule 15(1)(a) and (b) of the Trade Organization Rules, 2013, which provides that a member is only eligible to vote in where he completes 02 year. However, the aforesaid nominee has only been the member of the said Trade Organization for one year. This fact is evident from the fact that record of the Federation. It is pertinent to note that license has been issued by the relevant authorities to his business concern i.e. Empire Manpower Consultancy in 2023.

B. That moreover, the aforesaid nominee is not related to the business of Overseas Employment Promoters Association which stands It is pertinent to mention here that the aforesaid nominee has neither provided any proof that the nominee is involved in Overseas Job Promotor business which is mandatory in accordance with Rule 2(c), Rule 7 of the Trade Organization Act, 2013 and Section 2 (i) of the Trade Organization Act, 2013. In addition to the aforesaid the nominee has also not provided his status at business entity on whose behalf the nomination has been sent. The member has also not completed 02 years in accordance with Rule 15 (1) (a) as well as Rule 15 (1) (b) of the Trade Organization Rules, 2013.

Prayer:

In the light of aforementioned facts and circumstances it is therefore prayed from this Hon'ble Election Commission that the nominations of Mr. Saeed Ahmed Khan may please be set aside and rejected.

Dated: 16-12-2023

  
Objector