

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.2024-25/2023-12652
16th December 2023

Through E-mail, Website

URGENT & IMPORTANT

MR. ABDUL GHANI
Chief Executive Officer
M/s. Ghani Osman Securities Pvt Ltd.
Pardesi House, Servey No. 2/1, RY-16, old
Queens Road, Karachi
T: 021-32462688 M: 03008221082
E: mail@gosecurities.com.pk

PROVISIONAL CANDIDATE FOR THE POST OF SVP FPCCI

----- OBJECTOR

MR. WASEEM UR REHMAN
Proprietor, Waseem Corporation
House No.30, Block 7/8, Modern Cooperative
Housing Society, Tipu Sultan Road Karachi
T: 021-32532571
M: 03008230433
E: waseemcorp@gmail.com

PROVISIONAL CANDIDATE FOR THE POST OF SVP FPCCI

----- OBJECTOR

MR. SAQUIB FAYYAZ
Partner, M/s. Polar Bear (Pakistan)
Suit # 214, 2nd Floor, S.P. Chamber B9-B1,
Estate Avenue, SITE Area,
Karachi
T: 021-32550267-8
M: 03008228718

PROVISIONAL CANDIDATE FOR THE POST OF SVP FPCCI

----- RESPONDENT

HEARING # SVP-008 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. Abdul Ghani and Mr. Waseem ur Rehman, to the Election Commission of FPCCI, on the provisional nomination of SVP FPCCI Mr. Saquib Fayyaz.

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:

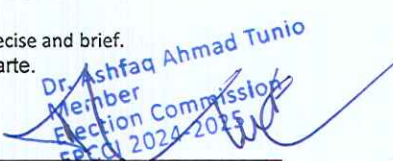
Day & Date: **Monday, 18th December 2023**
Time: **Between 10:30 a.m. to 3:00 p.m.**
Venue: **Basement 2, FPCCI Head Office Karachi**

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.

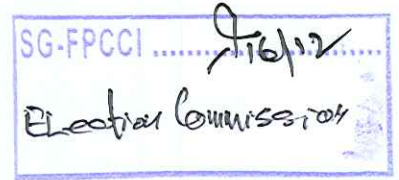

ARSHAD KHURSHID
Member of the Election Commission


ASHFAQ AHMED TUNIO
Member of the Election Commission


ANJUM RASHEED BAWA
Member of the Election Commission

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

SVP-008



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

Haji Ghani Usman

versus

Saqib Fayyaz



**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. Saqib Fayyaz Magoo, nominee for the election of Senior Vice President for the year 2024-2025. The nomination of Mr. Saqib Fayyaz Magoo 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 for the Vice President is representing Indentors Association of Pakistan, Karachi whereby he is representing M/s. S & F Enterprises. It is pertinent to mention here that S & F Enterprises has no business profile or related in any manner to the Indentor Business. Moreover, there are Indentor Association has serious issues of compliance with provisions of Rules and Act as no aforesaid association has not held elections have been held in the last 10 years. The business concern, on whose behalf Mr. Saqib Fayyaz Has been elected as Chairman of the Indentor Association is not related to Indentor Business in any manner. Moreover, the aforesaid nominee has no requisite turn over for Rs. 50 million. It is pertinent to note here that, Mr. Saqib Fayyaz became President of Indentor Association while representing business concern namely S & F, whereas his representation in the Voter List was sent from M/s Polar Bear (Pakistan). Mr. Saqib Fayyaz after his nomination by malice and ill will design used his Trade Organization for manipulation of election process. In the continuation of same ill will designs Mr. Saqib Fayyaz sent his representation from M/s Polar Bear (Pakistan) and elected as Chairman of Indentor Association as S & F Enterprises. This act is blatant violation of provisions of Trade Organization Act and Rules.

B. That as per the FBR's online verification, as sought from the credentials provided in the Provisional Voter's List the nominee stands in contradiction to **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.

C. 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

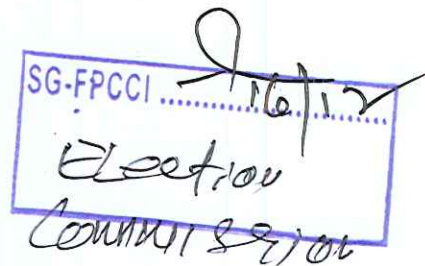
Organizations Act, 2013 and the Trade Organizations Rules, 2013 are to be mandatorily and compulsorily met, even a nomination of a purported member or from a non compliant trade organization is in negation of, violation of or contrary to the provisions of the Trade Organizations Act and Rules, such nominations are to be rejected forthwith.

PRAYER:

In light of the facts and circumstances as mentioned above it is therefore respectfully prayed from this Hon'ble Election Commission that the nomination for Mr. Sauqib Fayyaz for the election of Vice President may please be rejected as it stands in violation to the Trade Organization Rules and Act, 2013.

Dated:

AS
Objector:
15/12/2023



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

Waseem ur Rehman

versus

Saquib Fayyaz



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B. That as per the FBR's online verification, as sought from the credentials provided in the Provisional Voter's List the nominee stands in contradiction to **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.

C. 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.

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Dated:

Objector:



SG-FPCCI
H. P. 12
H. P. 12
COMMISSIONER



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CHAMBERS OF COMMERCE AND INDUSTRY, KARACHI**

Waseem ur Rehman

versus

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Dated: 16/12/2023

Objector: